

RESOLUTION R-04-10-V

A RESOLUTION VACATING CERTAIN PLATTED LOTS AND RIGHTS-OF-WAY
PURSUANT TO SECTION 177.101, FLORIDA STATUTES, AND
SECTION 911, LAND DEVELOPMENT CODE, MANATEE COUNTY, FLORIDA

WHEREAS, an Application for the Vacation of Certain Streets, Roads or Other Appropriate Property has been filed before the Board of County Commissioners of Manatee County, Florida, by all owners of record (as of August 2, 2004) of lands abutting or comprising the areas to be vacated; and

WHEREAS, G & T Land Development, LLC, a Florida limited liability company and developer of Golden Verna Estates (Phases I and II), is joined by the following property owners: Eddy Ankeney and Jeanna Ankeney; Tomas Carrillo, Margarita Carrillo and Juventino Pureco-Morales; Kevin E. Devitt and Pamela J. Devitt; Thomas Franklin, Jr., and Brandi Smith; Steve Frieling and Brandy Frieling; Charles W. Higdon, II, and S. Marla Higdon; Brent M. Higgins and Jessica L. Higgins; Andrzej Medrzycki and Milena Medrzycki; Eric Raynor and Nancy J. Raynor; George Staples and Linda Staples; Dominic J. Tringali; Mary E. Vavala and Dominick F. Vavala, Jr.; and, Curtis J. Yagla and Helen M. Yagla; and

WHEREAS, vacating certain lots and rights-of-way will facilitate the development of both single family and commercial properties by setting aside certain areas for storm water retention and through the protection of designated wetland areas; and

WHEREAS, the County and other affected agencies and utility companies have reviewed the Application and have no objection to the requested vacation; and

WHEREAS, following analysis of the Application, approval of said vacation is determined to be consistent with the County's Land Development Code and Comprehensive Plan objectives; and

WHEREAS, a Resolution Declaring Notice of Public Hearing on said Application was duly adopted by said Board of County Commissioners, and notice of the public hearing was duly published in a newspaper of general circulation in Manatee County, Florida; and

WHEREAS, all conditions precedent and necessary to vacate said property have been met and the Application satisfies the minimum technical requirements of the County's Land Development Code and pertinent Florida Statutes; and

WHEREAS, a public hearing by said Board of County Commissioners was duly held considering the advisability of granting said Application, or some portion thereof, and the Board of County Commissioners was fully advised and informed in the premises; and

WHEREAS, said Board of County Commissioners has determined that vacating said property would not be in derogation of the public rights or needs of the County of Manatee, Florida.

NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that:

1. There is hereby vacated all of that part or portion of the particular street, road or other appropriate property in an unincorporated area of Manatee County, Florida, pursuant to the enabling legislation of Chapter 177.101, Florida Statutes, pertaining to subdivision plats and land boundaries, described as follows:

See EXHIBIT "A" Attached Hereto

2. No portion of the above described property to be vacated constitutes or was acquired for a state or federal highway, nor will the vacation of the property deprive any person, firm, corporation or other entity of its legal right of ingress and egress to any property whether abutting the property to be vacated or not.

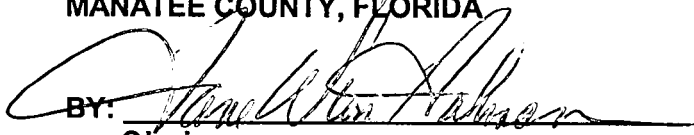
3. The real property containing or abutting the property to be vacated is not subject to any delinquent or unpaid ad valorem taxes, special assessments, or other improvement liens.

4. The above-identified petitioner has given notice of their application to the governing body of the County to vacate said street and plat or part thereof by publishing legal notice in a newspaper of general circulation in the County in which the tract or parcel of land is located, in not less than two (2) weekly issues of said paper, and attached to the petition for vacation the proof of such publications.

5. Any right of the County of Manatee, Florida, and the public in and to the above described real property is hereby renounced and disclaimed.

DULY ADOPTED, with a quorum present and voting, this 3rd day of August 2004.

BOARD OF COUNTY COMMISSIONERS
MANATEE COUNTY, FLORIDA

BY: 
Chairman

ATTEST: R.B. SHORE
Clerk of Circuit Court

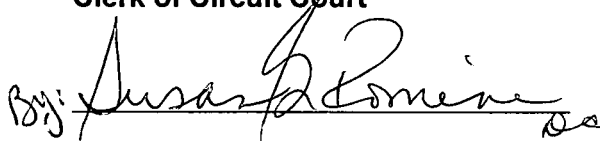




EXHIBIT "A"
(Sketch attached)

DESCRIPTION OF PROPERTIES TO BE VACATED:

THE FOLLOWING DESCRIBED RIGHTS-OF-WAY, FARMLAND TRACTS, CIRCLE PLOTS, GROUP LOTS AND LOTS IN:

- 1) RE-SURVEY OF THE GOLDEN ADDITION TO THE TOWN OF VERNA, FIRST ADDITION, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 6, PAGE 36, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA (HEREINAFTER REFERRED TO AS "GOLDEN ADDITION FIRST ADDITION") AND
- 2) GOLDEN THIRD ADDITION TO THE TOWN OF VERNA, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 6, PAGE 13, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA (HEREINAFTER REFERRED TO AS "GOLDEN THIRD ADDITION").

THE FOLLOWING PROPERTIES SITUATED WITHIN "GOLDEN ADDITION FIRST ADDITION":

THAT PORTION OF HILL CREST AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF STATE ROAD 70 (GOLDEN WAY PER PLAT, A 66-FOOT WIDE RIGHT-OF-WAY) TO THE SOUTH RIGHT-OF-WAY LINE OF CENTRAL STREET.

THAT PORTION OF SAID HILL CREST AVENUE LYING 47 FEET NORTH OF THE NORTH RIGHT-OF-WAY LINE OF 5TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 6TH STREET.

THAT PORTION OF PARK SIDE AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF STATE ROAD 70 (SAID GOLDEN WAY PER PLAT) TO THE SOUTH RIGHT-OF-WAY LINE OF CENTRAL STREET.

THAT PORTION OF SAID PARK SIDE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF CENTRAL STREET TO THE SOUTH RIGHT-OF-WAY LINE OF SECOND STREET.

THAT PORTION OF SAID PARK SIDE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 4TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 5TH STREET.

THAT PORTION OF SAID PARK SIDE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 5TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 6TH STREET.

THAT PORTION OF LAKE AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF STATE ROAD 70 (SAID GOLDEN WAY PER PLAT) TO THE SOUTH RIGHT-OF-WAY LINE OF CENTRAL STREET.

THAT PORTION OF SAID LAKE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF CENTRAL STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 1ST STREET.

THAT PORTION OF SAID LAKE AVENUE FROM THE SOUTH RIGHT-OF-WAY LINE OF 3RD STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 4TH STREET.

THAT PORTION OF SAID LAKE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 4TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 5TH STREET.

THAT PORTION OF SAID LAKE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 5TH STREET TO THE SOUTH RIGHT OF 6TH STREET.

THAT PORTION OF PALM AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF STATE ROAD 70 (SAID GOLDEN WAY PER PLAT) TO THE SOUTH RIGHT-OF-WAY LINE OF CENTRAL STREET.

THAT PORTION OF SAID PALM AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 1ST STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 4TH STREET.

THAT PORTION OF SAID PALM AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 4TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 5TH STREET.

THAT PORTION OF SAID PALM LAKE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 5TH STREET TO THE SOUTH RIGHT OF 6TH STREET.

THAT PORTION OF HOMELAND AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF 2ND STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 4TH STREET.

EXHIBIT "A" (continued)

THAT PORTION OF LAWN DALE AVENUE (A 33-FOOT WIDE HALF-RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF STATE ROAD 70 (SAID GOLDEN WAY PER PLAT) TO THE SOUTH RIGHT-OF-WAY LINE OF CENTRAL STREET.

THAT PORTION OF LAWN DALE AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF CENTRAL STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 5TH STREET.

THAT PORTION OF SAID LAWN DALE AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 5TH STREET TO THE SOUTH RIGHT OF 6TH STREET.

THAT PORTION OF FAIR FIELD AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF CENTRAL STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 5TH STREET.

THAT PORTION OF SAID FAIR FIELD AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 5TH STREET TO THE SOUTH RIGHT OF 6TH STREET.

THAT PORTION OF CENTRAL STREET (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE CENTERLINE OF THE LAWN DALE AVENUE RIGHT-OF-WAY TO THE EAST RIGHT-OF-WAY LINE OF AN UNNAMED RIGHT-OF-WAY LYING ALONG THE WESTERN PERIMETER OF SAID GOLDEN ADDITION FIRST ADDITION.

THAT PORTION OF 1ST STREET (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE WEST RIGHT-OF-WAY LINE OF HILL CREST AVENUE TO THE EAST RIGHT-OF-WAY LINE OF PALM AVENUE.

THAT PORTION OF SAID 1ST STREET FROM THE WEST RIGHT-OF-WAY LINE OF HOMELAND AVENUE TO THE EAST RIGHT-OF-WAY LINE OF AN UNNAMED RIGHT-OF-WAY LYING ALONG THE WESTERN PERIMETER OF SAID GOLDEN ADDITION FIRST ADDITION.

THAT PORTION OF 2ND STREET (A 66-FOOT WIDE RIGHT-OF-WAY) FROM WEST RIGHT-OF-WAY LINE OF PALM AVENUE TO A POINT LYING 47 FEET EAST OF THE EAST RIGHT-OF-WAY LINE OF HOMELAND AVENUE.

THAT PORTION OF SAID 2ND STREET FROM THE EAST RIGHT-OF-WAY LINE OF LAWN DALE AVENUE TO THE EAST RIGHT-OF-WAY LINE OF AN UNNAMED RIGHT-OF-WAY LYING ALONG THE WESTERN PERIMETER OF SAID GOLDEN ADDITION FIRST ADDITION.

THAT PORTION OF 3RD STREET (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTHERLY PROJECTION OF THE WEST LINE OF THE ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 49 AND 60, BLOCK G, TO THE EAST RIGHT-OF-WAY LINE OF HILL CREST AVENUE.

THAT PORTION OF SAID 3RD AVENUE FROM THE WEST RIGHT-OF-WAY LINE OF HILL CREST AVENUE TO THE EAST RIGHT-OF-WAY LINE OF PARK SIDE AVENUE.

THAT PORTION OF SAID 3RD STREET FROM THE WEST RIGHT-OF-WAY LINE OF PARK SIDE AVENUE TO THE EAST RIGHT-OF-WAY LINE OF AN UNNAMED RIGHT-OF-WAY LYING ALONG THE WESTERN PERIMETER OF SAID GOLDEN ADDITION FIRST ADDITION.

THAT PORTION OF 4TH STREET (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE WEST RIGHT-OF-WAY LINE OF HOMELAND AVENUE TO THE EAST RIGHT-OF-WAY LINE OF AN UNNAMED RIGHT-OF-WAY LYING ALONG THE WESTERN PERIMETER OF SAID GOLDEN ADDITION FIRST ADDITION.

ALL 12-FOOT AND 20-FOOT WIDE ALLEY RIGHTS-OF-WAY **EXCEPT FOR:** THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 49 THROUGH 54 AND LOTS 55 THROUGH 60, BLOCK F; THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 49 THROUGH 54 AND LOTS 55 THROUGH 60, BLOCK G; AND, THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 51 THROUGH 54 AND LOTS 55 THROUGH 58, BLOCK J.

THOSE PORTIONS OF RIGHTS-OF-WAY LYING FROM THE NORTH RIGHT-OF-WAY LINE OF 1ST STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 3RD STREET AND FROM THE WEST RIGHT-OF-WAY LINE OF PARK SIDE AVENUE TO THE EAST RIGHT-OF-WAY LINE OF PALM AVENUE; **LESS:** SUNSET PARK (AKA CIRCLE PLOT 3 PER PLAT), AND THAT

EXHIBIT "A" (continued)

PORTION OF SAID 2ND STREET FROM THE WEST RIGHT-OF-WAY LINE OF PARK SIDE AVENUE TO EAST LINE OF SAID SUNSET PARK.

ALSO:

FARMLAND TRACTS 1, 2, 3 AND 4, BLOCK E;

FARMLAND TRACTS 1, 2, 3 AND 4, AND CIRCLE PLOT 2, BLOCK F;

FARMLAND TRACTS 1, 2, 3, AND 4, AND LOTS 7 THROUGH 12, BLOCK G.

FARMLAND TRACTS 1, 2, 3, 4, AND 5, AND LOTS 1 THROUGH 6, BLOCK H.

FARMLAND TRACTS 1, 2, 3, 4, AND 5, BLOCK I.

FARMLAND TRACTS 1, 2, 3, 4, AND 5, BLOCK J.

AND:

THE FOLLOWING PROPERTIES SITUATED WITHIN "GOLDEN ADDITION THIRD ADDITION":

THAT PORTION OF HILL CREST AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 7TH STREET.

THAT PORTION OF SAID HILL CREST AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 7TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 9TH STREET.

THAT PORTION OF SAID HILL CREST AVENUE FROM THE NORTH RIGHT-OF-WAY LINE OF 9TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 10TH STREET.

THAT PORTION OF PARK SIDE AVENUE (A 33-FOOT WIDE HALF RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF 6TH STREET TO THE SOUTH RIGHT-OF-WAY LINE OF 7TH STREET.

THAT PORTION OF SAID PARK SIDE AVENUE (A HALF-RIGHT-OF-WAY) FROM THE NORTH RIGHT-OF-WAY LINE OF 7TH STREET TO THE CENTERLINE OF THE 8TH STREET RIGHT-OF-WAY.

THAT PORTION OF PARK SIDE AVENUE (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE CENTERLINE OF THE 8TH STREET RIGHT-OF-WAY TO THE SOUTH RIGHT-OF-WAY LINE OF 9TH STREET.

THAT PORTION OF 8TH STREET (A 66-FOOT WIDE RIGHT-OF-WAY) FROM THE NORTHERLY PROJECTION OF THE WEST LINE OF THE ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 6 AND 7, BLOCK 3, TO THE CENTERLINE OF THE PARK SIDE AVENUE RIGHT-OF-WAY.

THAT PORTION OF 8TH STREET (A 33-FOOT WIDE HALF-RIGHT-OF-WAY) FROM THE CENTERLINE OF THE PARK SIDE AVENUE RIGHT-OF-WAY TO A POINT LYING 65 FEET EAST OF THE EAST RIGHT-OF-WAY LINE OF LAKE AVENUE.


ALL 20-FOOT WIDE ALLEY RIGHTS-OF-WAY **EXCEPT FOR:** THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 1 THROUGH 6 AND LOTS 7 THROUGH 12, BLOCK 3; THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 1 THROUGH 6 AND LOTS 7 THROUGH 12, BLOCK 5; THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 1 THROUGH 6 AND LOTS 7 THROUGH 12, BLOCK 8; THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 1 THROUGH 6 AND LOTS 7 THROUGH 12, BLOCK 11; AND, THAT ALLEY RIGHT-OF-WAY LYING BETWEEN LOTS 1 THROUGH 6 AND LOTS 7 THROUGH 12, BLOCK 12.

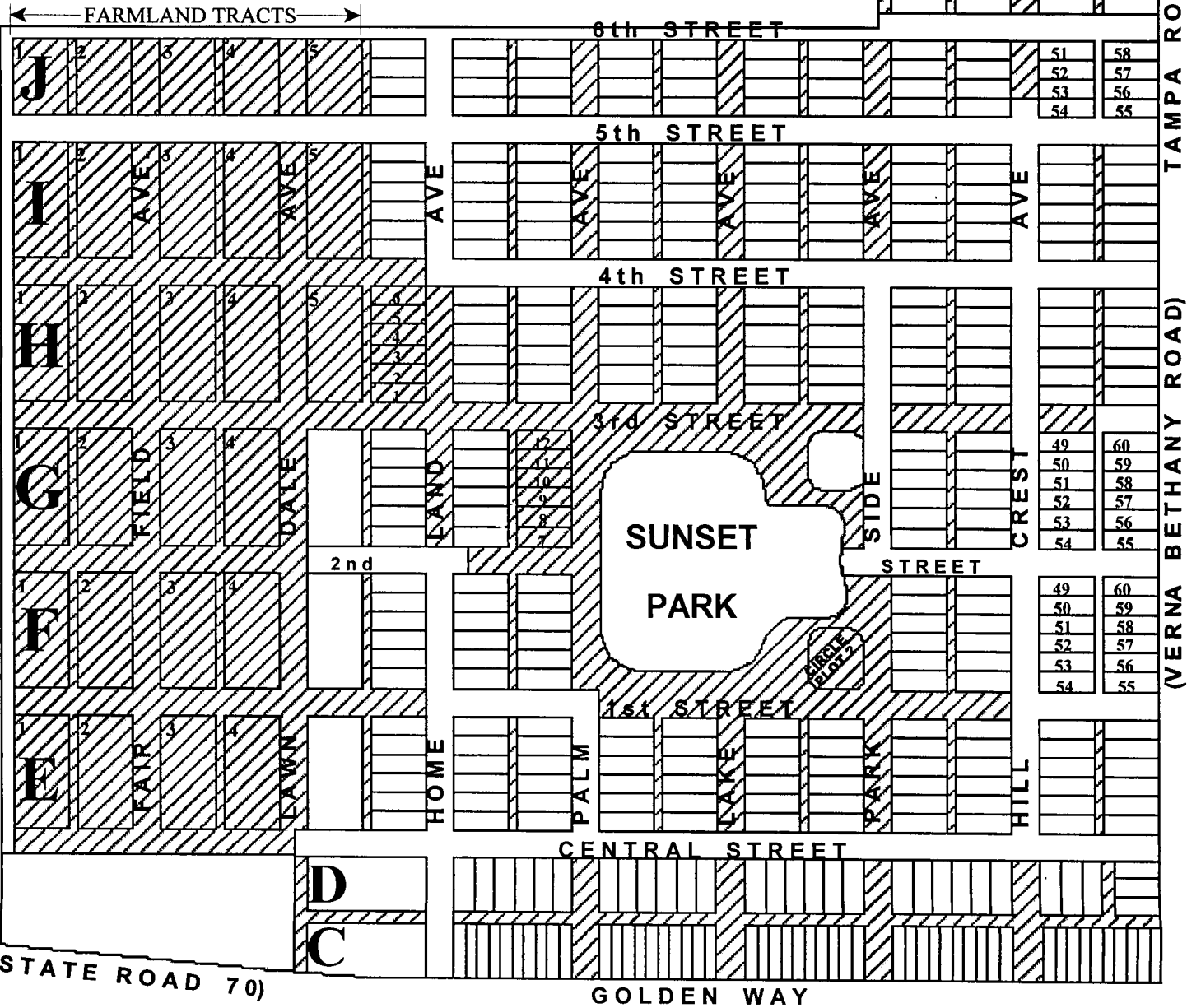
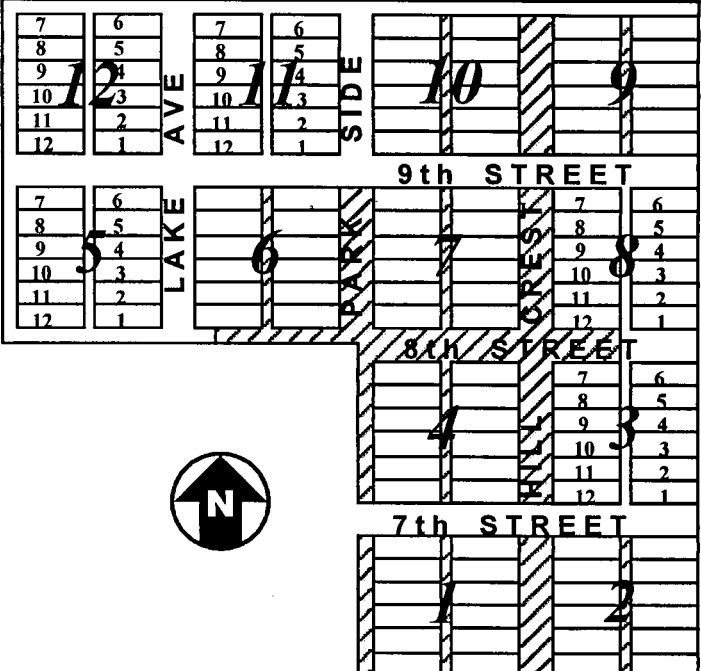
ALL THE ABOVE LYING IN SECTION 35, TOWNSHIP 35 SOUTH, RANGE 20 EAST, MANATEE COUNTY, FLORIDA.

**EXHIBIT "A"
SKETCH**

**THE GOLDEN ADDITION
FIRST ADDITION &
GOLDEN THIRD ADDITION
TO THE TOWN OF VERNA**

Section 35 Township 35 South, Range 20 East

 **Areas to be Vacated**



(STATE ROAD 70)

TAMPA ROAD
VERNA BETHANY ROAD

GOLDEN WAY