

**RESOLUTION R-04-183-V**

**A RESOLUTION VACATING A PLATTED DRAINAGE & UTILITY EASEMENT  
PURSUANT TO SECTION 177.101, FLORIDA STATUTES, AND SECTION 911  
OF THE MANATEE COUNTY, FLORIDA, LAND DEVELOPMENT CODE**

**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 **the Cedar Hammock Fire Control District**; 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.

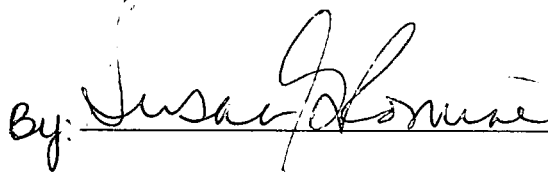
5. Any right of the County of Manatee, Florida, and the public in and to the above described real property is hereby renounced and disclaimed.

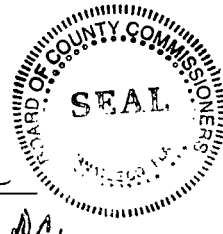
**DULY ADOPTED**, with a quorum present and voting, this 14<sup>th</sup> day of September, 2004.

**BOARD OF COUNTY COMMISSIONERS  
MANATEE COUNTY, FLORIDA**

BY:   
Chairman

**ATTEST: R.B. SHORE  
Clerk of Circuit Court**

By: 

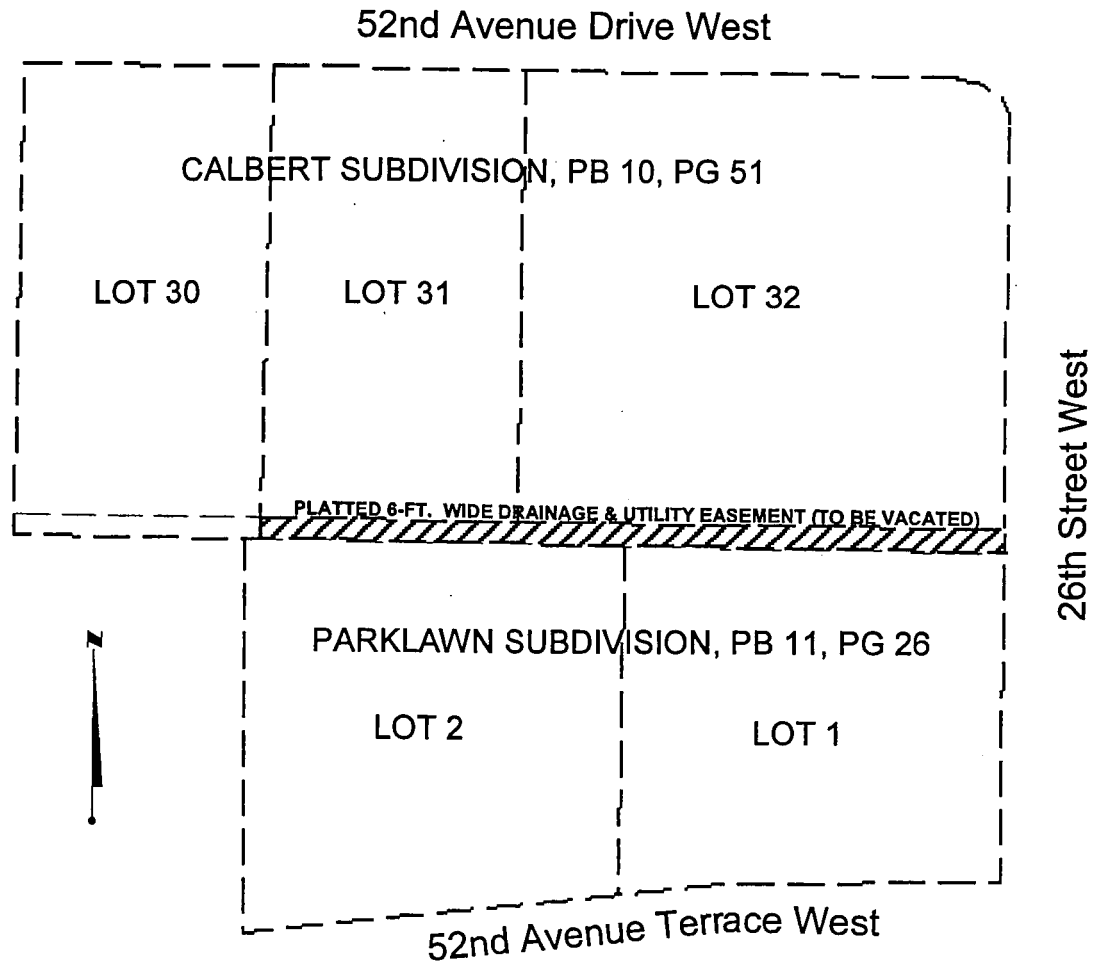


**EXHIBIT "A"**

**DESCRIPTION & SKETCH  
OF  
DRAINAGE & UTILITY EASEMENT**

SITUATED UPON  
**LOTS 31 & 32, CALBERT SUBDIVISION  
PLAT BOOK 10, PAGE 51**

LOCATED IN  
SECTION 10, TOWNSHIP 35 SOUTH, RANGE 17 EAST  
MANATEE COUNTY, FLORIDA



NOTE: The "parent tract" comprises the entire parcel shown above.

**NOT A SURVEY  
NOT TO SCALE**

**DESCRIPTION OF DRAINAGE & UTILITY EASEMENT TO BE VACATED:**

*THAT 6-FOOT WIDE, DRAINAGE AND UTILITY EASEMENT DEDICATED BY THE PLAT OF THE CALBERT SUBDIVISION AS RECORDED IN PLAT BOOK 10, PAGE 51, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, AND BEING SITUATED WITHIN THE SOUTHERLY 6.0 FEET OF LOTS 31 AND 32 OF SAID CALBERT SUBDIVISION.*