

**R-11-217-V**

**A RESOLUTION VACATING A PORTION OF AN  
IMPROVED, PUBLIC RIGHT-OF-WAY  
PURSUANT TO SECTIONS 336.09 ET SEQ., FLORIDA STATUTES, AND  
SECTION 911, LAND DEVELOPMENT CODE, MANATEE COUNTY, FLORIDA**

**WHEREAS**, an application for the vacation of a public or private street, alleyway, road, highway or other place used for transportation, or portion thereof, has been filed before the Board of County Commissioners of Manatee County (the "Board"), Florida, by **Paradise Bay Estates, Inc.** a Florida non-profit corporation (the "Applicant"); and

**WHEREAS**, issues cited by the County Attorney's Office have been satisfactorily resolved, and the application is considered to be legally sufficient and of sufficient form for presentation to and action by the Board; and

**WHEREAS**, the County and other affected agencies and utility companies have reviewed the application and all relevant concerns related to the requested vacation have been addressed and resolved; 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; and

**WHEREAS**, it is understood by the Board that the Applicant's request to vacate the right-of-way described in **Exhibit "A,"** incorporated herein by reference, will limit and/or remove legal access to existing lots of records which are owned by the Applicant; and

**WHEREAS**, the Applicant has accepted, by affidavit attached hereto, responsibility, at its expense, for correcting and resolving all legal issues of ingress and egress that may result through the vacation of the right-of-way identified in **Exhibit "A,"** incorporated herein by reference; and

**WHEREAS**, a Resolution Declaring Notice of Public Hearing on said application was duly adopted by the Board, 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 the Board was duly held considering the advisability of granting said application, or some portion thereof, and the Board was fully advised and informed in the premises; and

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

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

1. Upon request of the Applicant, the Board renounces and disclaims any right of the County and the public in and to the land described in **Exhibit "A,"** incorporated herein by reference, being delineated on the plat of Twin Isle Estates, a Subdivision (Plat Book 5, Page 6), as two 60-foot rights of way and a 50-foot wide right-of-way, and located in an unincorporated area of Manatee County, Florida.
2. No portion of the land, or interest therein, described in **Exhibit "A"** constitutes or was acquired for a state or federal highway.
3. An announcement of the public hearing to vacate the property described in Exhibit "A" was given 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 one (1) weekly issue of said paper.
4. This resolution serves only that purpose expressly stated in Paragraph 1, above. Nothing herein shall be construed or interpreted as a representation of the rights or interests accruing to or existing in the Applicant or any third party to the land described in **Exhibit "A."**

**DULY ADOPTED**, with a quorum present and voting, this 6<sup>TH</sup> day of DECEMBER 2011.

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

BY: \_\_\_\_\_

Chairman

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

BY: \_\_\_\_\_

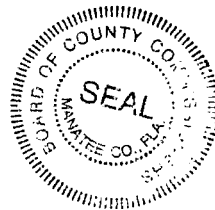
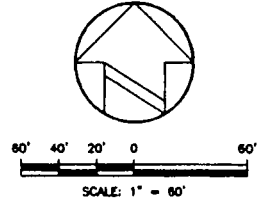
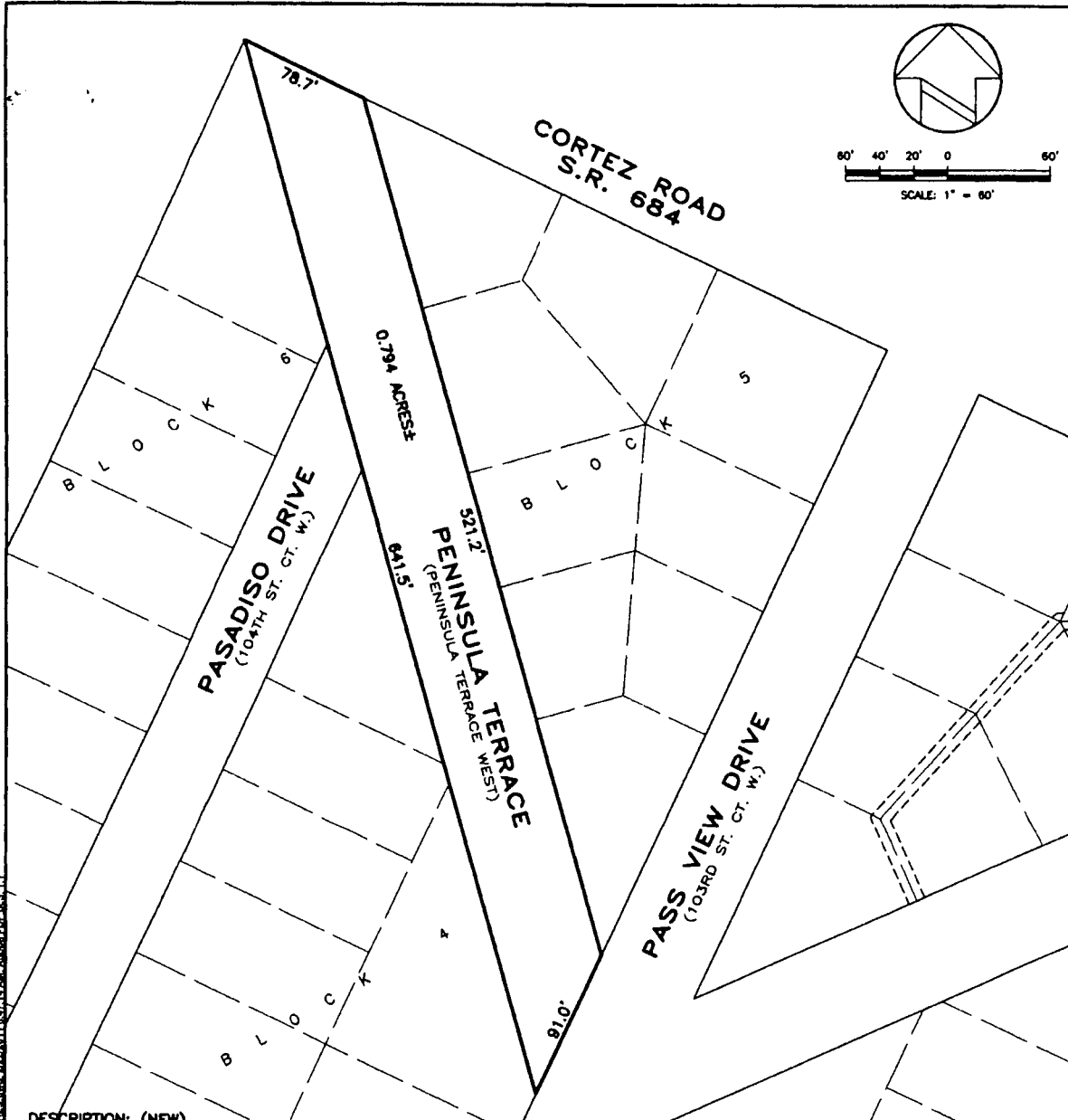


EXHIBIT "A"



DESCRIPTION: (NEW)  
FOR VACATION OF PENINSULA TERRACE (60' WIDE)

PENINSULA TERRACE (A.K.A. PENINSULA TERRACE WEST) AS SHOWN ON PLAT OF UNIT NO. 1, TWIN ISLE ESTATES, A SUBDIVISION, AS RECORDED IN PLAT BOOK 5, PAGE 6 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, AND BEING DESCRIBED AS FOLLOWS:

BOUNDED ON THE NORTH BY CORTEZ ROAD (S.R. 684); ON THE NORTHEASTERLY SIDE BY BLOCK 5 OF SAID UNIT NO. 1, TWIN ISLE ESTATES; ON THE SOUTH SIDE BY PASS VIEW DRIVE (A.K.A. 103RD ST. CT. W.); ON THE SOUTHWESTERLY SIDE BY BLOCK 4 OF SAID UNIT NO. 1, TWIN ISLE ESTATES, BLOCK 6 OF SAID UNIT NO. 1, TWIN ISLE ESTATES AND PASADISO DRIVE (A.K.A. 104TH ST. CT. W.) OF SAID UNIT NO. 1, TWIN ISLE ESTATES. CONTAINING 0.794 ACRES, MORE OR LESS.

NOT A SURVEY

FOR THE EXCLUSIVE USE OF: PARADISE BAY ESTATES, INC.  
TYPE: SKETCH

**SURVEYOR'S NOTES:**

- SOME DETAILS MAY BE EXAGGERATED FOR CLARITY.
- FLOOD ZONE "A13 EL. 11", F.I.R.M. 120153 0308 C, REVISED 7/15/92 & IS SUBJECT TO VERIFICATION.
- BEARING BASIS: SOUTHEASTERLY LINE OF BLOCK 1, BEING N66°03'55"E.

**LEGEND**

- CP = CONCRETE PAD
- SF = SQUARE FEET
- R/W = RIGHT OF WAY
- D/U = DRAINAGE & UTILITY EASEMENT
- FF = FINISHED FLOOR ELEVATION

FILE #8502-24

I HEREBY CERTIFY THAT THIS SKETCH WAS MADE UNDER MY RESPONSIBLE CHARGE AND MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 11-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

DATE OF CERTIFICATION: 4/14/10  
DATE OF REVISION:

BY:

VAN S. BROWN, S.F.S.  
FLORIDA LICENSE #44878

**BETA**

BETA COMPANY SURVEYING, INC. - L.B. 6704  
PROFESSIONAL SURVEYORS  
P.O. BOX 11265  
4523 30TH STREET WEST  
BRADENTON, FLORIDA 34282-1265  
(941) 751-6016

\*NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.\*

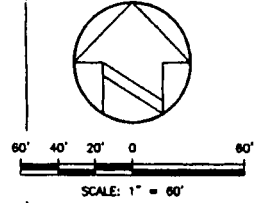
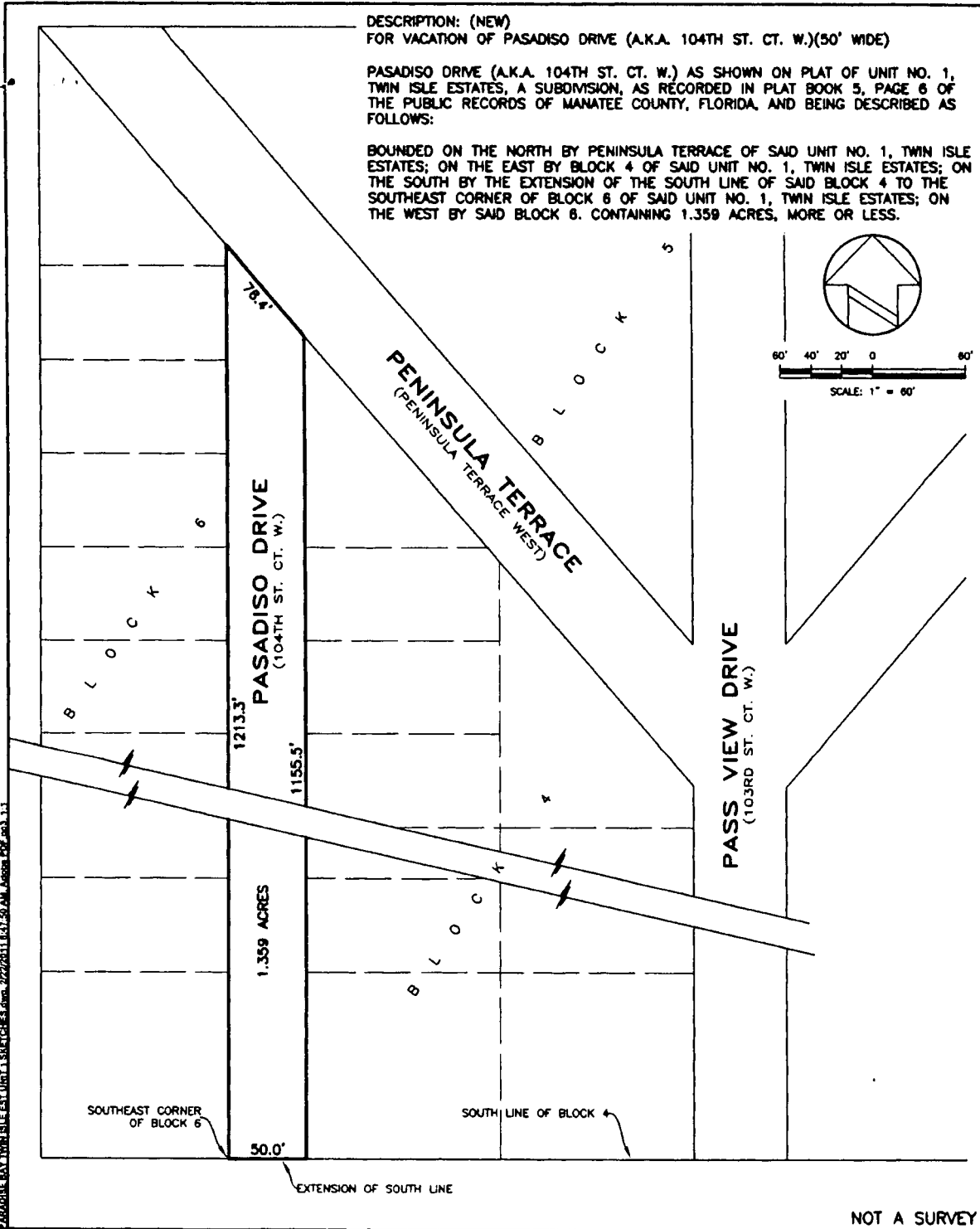
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EXHIBIT "A"

DESCRIPTION: (NEW)  
FOR VACATION OF PASADISO DRIVE (A.K.A. 104TH ST. CT. W.)(50' WIDE)

PASADISO DRIVE (A.K.A. 104TH ST. CT. W.) AS SHOWN ON PLAT OF UNIT NO. 1, TWIN ISLE ESTATES, A SUBDIVISION, AS RECORDED IN PLAT BOOK 5, PAGE 6 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, AND BEING DESCRIBED AS FOLLOWS:

BOUNDED ON THE NORTH BY PENINSULA TERRACE OF SAID UNIT NO. 1, TWIN ISLE ESTATES; ON THE EAST BY BLOCK 4 OF SAID UNIT NO. 1, TWIN ISLE ESTATES; ON THE SOUTH BY THE EXTENSION OF THE SOUTH LINE OF SAID BLOCK 4 TO THE SOUTHEAST CORNER OF BLOCK 6 OF SAID UNIT NO. 1, TWIN ISLE ESTATES; ON THE WEST BY SAID BLOCK 6. CONTAINING 1.359 ACRES, MORE OR LESS.



NOT A SURVEY

FOR THE EXCLUSIVE USE OF: PARADISE BAY ESTATES, INC.  
TYPE: SKETCH

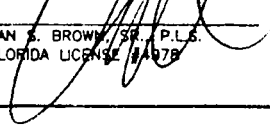
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  - FLOOD ZONE "A13 EL. 11", F.I.R.M. 120153 0308 C, REVISED 7/15/92 & IS SUBJECT TO VERIFICATION.

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BY:   
 VAN S. BROWN, SR., P.L.S.  
 FLORIDA LICENSE #14978

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