

**R-11-228-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 **Sysco West Coast Florida, Inc.**, a Florida 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 University Park of Commerce, a Subdivision, Section Three, (Plat Book 24, Page 121-125), as 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**

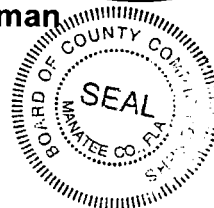
BY: \_\_\_\_\_

Chairman

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

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

*Susan P. Romise*  
DC



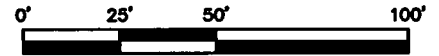
# EXHIBIT "A" DESCRIPTION AND SKETCH

(NOT A FIELD SURVEY)

IN SECTION 25, TOWNSHIP 35 SOUTH, RANGE 17 EAST  
MANATEE COUNTY, FLORIDA

LOT III-3

LOT III-4



SCALE IN FEET

UNIVERSITY PARK  
OF COMMERCE, A  
SUBDIVISION,  
SECTION THREE  
(PLAT BOOK 24,  
PAGES 121-125)

UNIVERSITY PARK  
OF COMMERCE, A  
SUBDIVISION,  
SECTION THREE  
(PLAT BOOK 24,  
PAGES 121-125)

NUMBER	RADIUS	DELTA ANGLE	ARC	CHORD	BEARING
C1	25.00	48°11'23"	21.03	20.41	N.23°28'04"E.
C2	50.00	276°22'46"	241.19	66.67	S.89°20'22"W.
C3	25.00	48°11'23"	21.03	20.41	S.24°45'19"E.

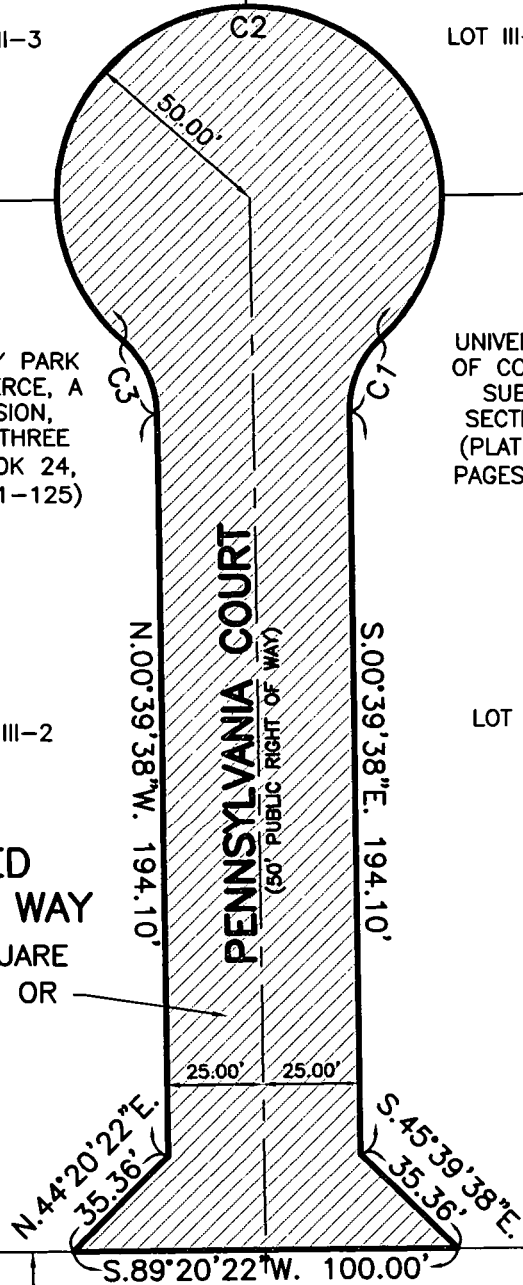
LOT III-2

LOT III-5

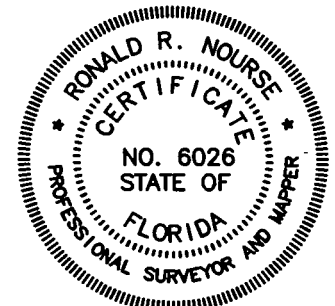
VACATED  
RIGHT OF WAY  
(19,879 SQUARE  
FEET MORE OR  
LESS)

## LEGAL DESCRIPTION

ALL THAT PART OF PENNSYLVANIA COURT, A 50 FEET WIDE PUBLIC RIGHT OF WAY, AS SHOWN AND DESCRIBED ON THE PLAT OF UNIVERSITY PARK OF COMMERCE, A SUBDIVISION, SECTION THREE, PER THE PLAT THEREOF RECORDED IN PLAT BOOK 24, PAGES 121 THROUGH 125, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA AND LYING IN SECTION 25, TOWNSHIP 35 SOUTH, RANGE 17 EAST, MANATEE COUNTY FLORIDA.



TALLEVAST ROAD  
(84' PUBLIC RIGHT OF WAY)



BY: *Ronald R. Nourse* 03/23/2011  
RONALD R. NOURSE, P.S.M., FLORIDA CERTIFICATE NO. 6026 DATE  
LICENSED AND REGISTERED PROFESSIONAL SURVEYOR AND MAPPER  
(NOT VALID UNLESS SIGNED IN INK WITH EMBOSSED SEAL)

UPON RECORDING OF THIS DOCUMENT,  
RETURN A COPY TO RONALD R. NOURSE  
AT AM ENGINEERING, INC.

PREPARED FOR:

MANATEE COUNTY, FLORIDA



REVISIONS: 1) REDUCE SHEET 03/28/11 RRM

CONSULTING ENGINEERS  
& SURVEYORS, L.B. 4334

DRAWN BY: RRM DATE: 02/23/2011 BOOK: N/A DISK: SURVEY-CD DWG: HLFAB01.DWG JOB: HLFA-0088

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