

**R-11-247-V**

**A RESOLUTION VACATING A PORTION OF AN UNIMPROVED, 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 Kenneth L. and Sharon E. Thomas (the "Applicant"); and

**WHEREAS**, said application has been found, upon review by the County Attorney's Office, 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 have expressed no relevant 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; 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.

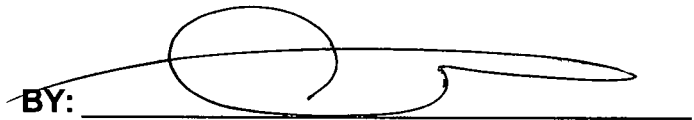
**NOW THEREFORE, BE IT RESOLVED**, by the Board of County Commissioners of Manatee County, Florida, that:

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 Harbor Crest, as recorded in Plat Book 4, Pages 79-79A, and located in an unincorporated area of Manatee County, Florida.

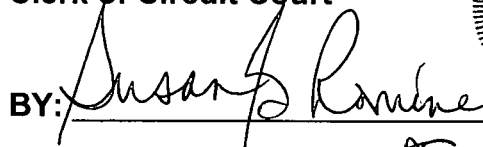
2. No portion of the land, or interest therein, described in Exhibit "A" constitutes or was acquired for a state or federal highway.
3. An announcement of the public hearing to vacate the property described in Exhibit "A" was given by publishing legal notice in a newspaper of general circulation in the County in which the tract or parcel of land is located, in not less than one (1) weekly issues 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:   
OC



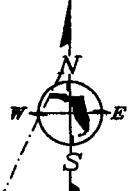
Curve number 1(P)

Radius= 550.00  
 Delta= 06°20'26"(M)  
 Arc= 61'(P)60.86(M)  
 Chord= 60.83(M)  
 Chord Brg. N.01°06'34"E.

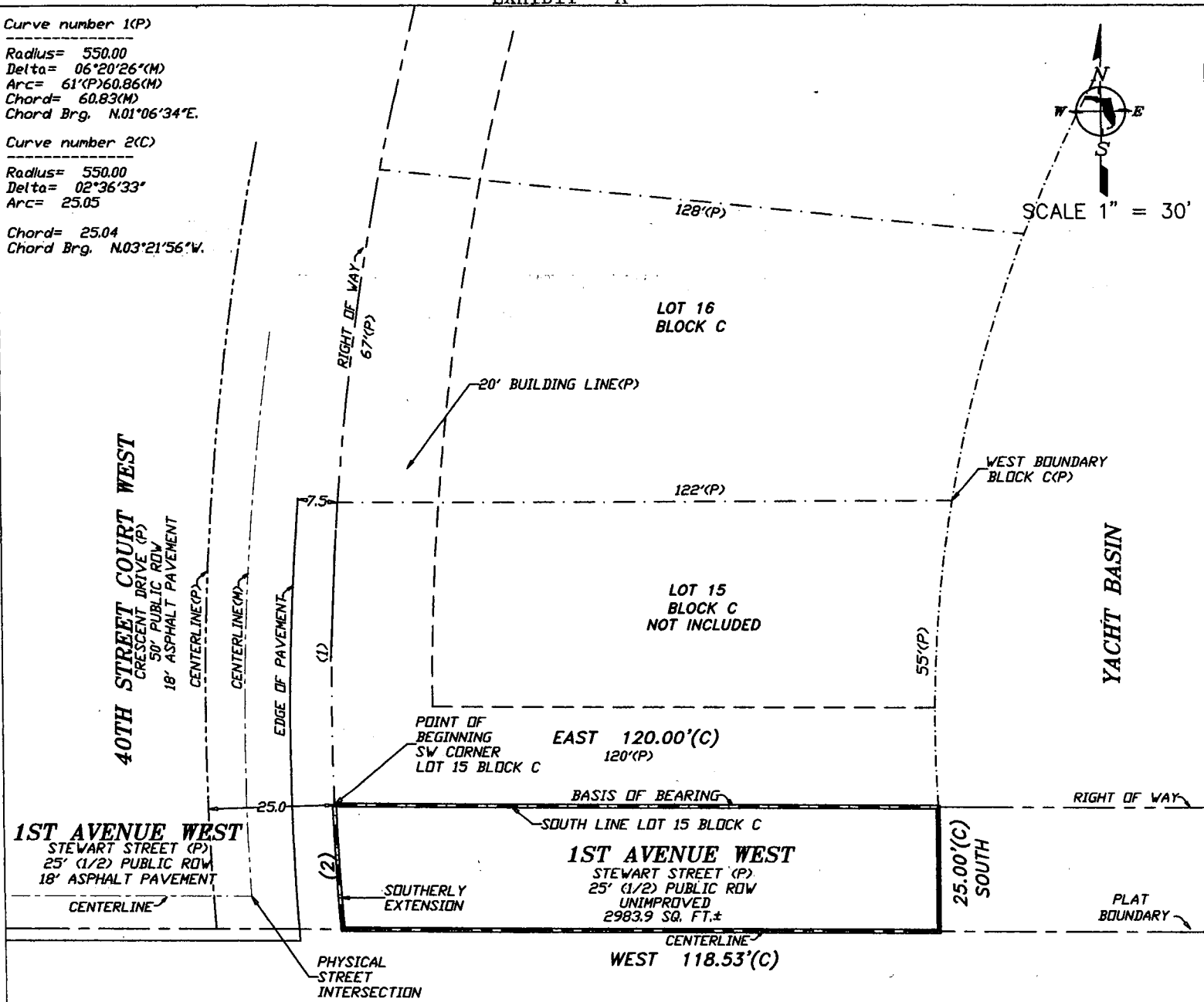
Curve number 2(C)

Radius= 550.00  
 Delta= 02°36'33"  
 Arc= 25.05

Chord= 25.04  
 Chord Brg. N.03°21'56"W.



SCALE 1" = 30'



**NOTES**

1. THIS SKETCH DOES NOT CERTIFY OR WARRANTY: TITLE, ZONING, EASEMENTS OR FREEDOM OF ENCUMBRANCES.
2. THERE MAY BE ADDITIONAL RESTRICTIONS AND/OR EASEMENTS THAT ARE NOT RECORDED ON SAID PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.
3. THIS IS A SKETCH OF DESCRIPTION, NOT A BOUNDARY SURVEY OR TO BE USED AS SUCH.
4. UNDERGROUND UTILITIES NOT LOCATED FOR THE PURPOSE OF THIS SURVEY.

**SKETCH OF DESCRIPTION**

**LEGAL DESCRIPTION :**

BEGIN AT THE SOUTHWEST CORNER OF LOT 15, BLOCK C, HARBOR CREST, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 4, PAGES 79 AND 79A, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, THENCE EAST ALONG THE SOUTH LINE OF SAID LOT 15, BLOCK C, A DISTANCE OF 120.00 FEET; THENCE SOUTH 25.00 FEET TO THE CENTER OF STEWART STREET AS PER PLAT THEREOF ( ALSO KNOWN AS 1ST AVENUE WEST); THENCE WEST ALONG SAID CENTERLINE A DISTANCE 118.53 FEET TO A POINT ON THE SOUTHERLY EXTENSION OF THE EASTERLY RIGHT OF WAY LINE OF CRESCENT DRIVE AS SHOWN ON SAID PLAT, ( ALSO KNOWN AS 4TH STREET COURT WEST); THENCE N.03°21'56"W. ALONG SAID SOUTHERLY EXTENSION A DISTANCE OF 25.04 FEET TO THE POINT OF BEGINNING. CONTAINING 2983.9 SQUARE FEET MORE OR LESS.

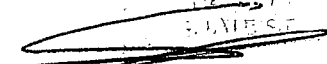
**CERTIFICATION :**

I CERTIFY THAT THIS SURVEY WAS MADE UNDER MY DIRECTION AND THAT IT MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE BOARD OF PROFESSIONAL LAND SURVEYORS AND MAPPERS IN CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

NOT A CERTIFICATION OF TITLE, ZONING, EASEMENTS OR FREEDOM OF ENCUMBRANCES. "UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING, SKETCH, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID"

REVISED 7-20-11 COUNTY COMMENT'S 11\_M35813A

**FLORIDA COAST SURVEYING, INC.**  
 PROFESSIONAL SURVEYOR'S, & MAPPER'S  
 CERTIFICATE NO. LB-0006938  
 P. O. BOX 20365  
 BRADENTON, FLORIDA 34204  
 941-744-9295 FAX 941-748-6751  
 TOLL FREE 1-877-531-7193

BY :  SURVEY DATE : 06-24-11  
 SCOTT CRIDER, PSM #5671