

**R-13-003**

**A RESOLUTION VACATING AN IMPROVED 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, before the Board of County Commissioners of Manatee County (the "Board"), Florida, by **Golf Cart Outlet, LLC** (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 public in and to the land, or interest therein, described in Exhibit "A," incorporated herein by reference, and acquired by purchase, gift, devise, dedication, or prescription for street, alleyway, road or highway purposes.

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 8 day of January 2013.

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

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

Chairman

*Larry Burtles*

ATTEST: R.B. SHORE  
Clerk of Circuit Court

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

*R.B. Shore*





# Leo Mills & Associates, Inc.

LEO MILLS - PSM 1735  
LEO MILLS, JR. - PSM 3513  
MEMBER: FLORIDA SURVEYING  
AND MAPPING SOCIETY &  
MANASOTA CHAPTER SURVEYING  
AND MAPPING SOCIETY

LICENSED BUSINESS NO. 613 • SURVEYING • LAND PLANNING

620 8th AVENUE WEST, PALMETTO, FL 34221  
PHONE: (941)722-2460 FAX: (941)722-9640

22 NORTH POLK AVENUE, ARCADIA, FL 34266  
PHONE: (863)993-4141 FAX: (863)993-2646

SECTION .....9....., TOWNSHIP ...34... SOUTH, RANGE ...18... EAST, MANATEE COUNTY, FLORIDA  
FOR THE EXCLUSIVE USE OF: .....GOLF CAR OUTLET, LLC.....  
ADDRESS: .....5707 19TH STREET EAST, ELLENTON, FL.....

## SURVEYOR'S CERTIFICATE:

BY: .....  
**LEO MILLS, JR.**  
REGISTERED STATE OF FLORIDA PROFESSIONAL  
SURVEYOR & MAPPER NO. ....3513.....  
DATE OF SURVEY: ...6-29-12.....  
\*NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL  
RAISED SEAL OF A FLORIDA LICENSED SURVEYOR  
AND MAPPER.  
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## EXHIBIT "A"

### DESCRIPTION

A PORTION OF U.S HIGHWAY 301 RIGHT-OF-WAY AS SHOWN ON FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAPS FOR SECTION 1302-(104)-202 LYING IN SECTION 9, TOWNSHIP 34 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF BLOCK 10, PHILLIPS & ALLEN'S SUBDIVISION AS PER PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 308-A, PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; THENCE N00°34'13"E, ALONG THE EAST LINE OF SAID BLOCK 10, A DISTANCE OF 171.12 FEET TO THE POINT OF INTERSECTION OF SAID LINE AND THE SOUTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 301 (19TH STREET EAST) AS SHOWN ON ROAD PLAT BOOK 10, PAGE 135, OF SAID PUBLIC RECORDS; THENCE S72°08'02"W, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 157.75 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE S72°08'02"W, ALONG SAID RIGHT-OF-WAY LINE, A DISTANCE OF 400.00 FEET TO THE POINT OF INTERSECTION OF SAID LINE AND THE NORTH RIGHT-OF-WAY LINE OF OLD U.S. HIGHWAY 301 (18TH STREET EAST); THENCE LEAVING SAID RIGHT-OF-WAY LINE ON A PERPENDICULAR BEARING OF N17°51'58"W, GO 27.62 FEET; THENCE N72°08'02"E, PARALLEL WITH SAID SOUTHERLY RIGHT-OF-WAY LINE AND 27.62 FEET NORTHERLY THEREFROM, A DISTANCE OF 400.00 FEET; THENCE S17°51'58"E, 27.62 FEET TO THE POINT OF BEGINNING.

CONTAINING 11,048 SQUARE FEET OR 0.25 ACRE, MORE OR LESS.

### NOTES:

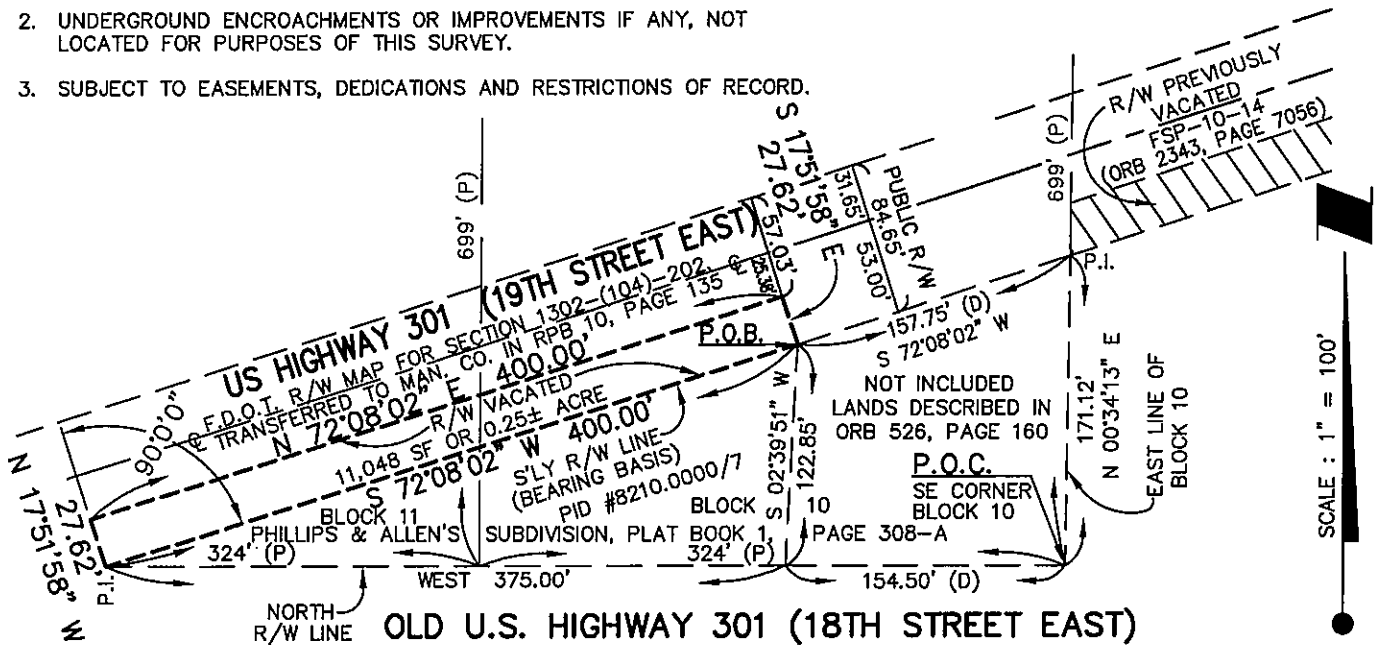
1. BEARINGS SHOWN HEREON REFER TO THE SOUTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 301 BEING ASSUMED AS S 72°08'02" W.
2. UNDERGROUND ENCROACHMENTS OR IMPROVEMENTS IF ANY, NOT LOCATED FOR PURPOSES OF THIS SURVEY.
3. SUBJECT TO EASEMENTS, DEDICATIONS AND RESTRICTIONS OF RECORD.

## SKETCH OF DESCRIPTION

REVISED: 8-27-12 COUNTY COMMENTS  
9-19-12 COUNTY COMMENTS 2ND SET

### LEGEND

P.I.	=	POINT OF INTERSECTION
R/W	=	RIGHT-OF-WAY
FSP	=	FINAL SITE PLAN
(P)	=	PLAT
(D)	=	DEED DESCRIPTION
P.O.C.	=	POINT OF COMMENCEMENT
P.O.B.	=	POINT OF BEGINNING
☉	=	CENTERLINE
ORB	=	OFFICIAL RECORD BOOK
PID #	=	PARCEL IDENTIFICATION NUMBER
S'LY	=	SOUTHERLY
SF	=	SQUARE FEET
MAN. CO.	=	MANATEE COUNTY
F.D.O.T.	=	FLORIDA DEPARTMENT OF TRANSPORTATION
RPB	=	ROAD PLAT BOOK



JOB NO. ....C.1595.....

SCALE: .....1"=100'..... FILE INDEX NO. ....883.....

PROPERTY MANAGEMENT  
JUN 21 2010  
ADMINISTRATION DIVISION



STATE OF FLORIDA, COUNTY OF MANATEE  
This is to certify that the foregoing is a true and correct copy of the documents on file in my office.

Witness my hand and official seal this 9 day of

June 20 10  
R.B. SHORE  
Clerk of Circuit Court

By: [Signature] D.C.