

R-14-042-V

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY,
FLORIDA VACATING A PLATTED UNIMPROVED UTILITY EASEMENT
PURSUANT TO SECTIONS 177.101, 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, easement, 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 **Thomas G. Shaurette, Karen A. Shaurette, Richard A. Shaurette, Sydney D. Shaurette, Mark Shaurette, Patricia Shaurette, and Donald J. Shaurette** (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 Terra Ceia Bay Estates, a subdivision recorded in Plat Book 32, Pages 35-38, 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"

Resolution R-14-142-V (continued)

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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 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 16th day of Dec. 2014.

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

By: _____

Larry Burtte
Chairperson

ATTEST: R. B. SHORE
CLERK OF THE CIRCUIT COURT

By: _____

R. B. Shore
Deputy Clerk



EXHIBIT "A"



CLEMETS SURVEYING, INC.

509 8th Avenue West, Ste. 140
Palmetto, Florida 34221
Phone: 729-6690 Fax: 729-7580

Florida Society Of
Professional
& Mappers

MEMBER OF:
Manatee County
Chamber of Commerce
Manatee County
Home Builders Assoc.
Manasota Chapter Of
Professional Surveyors
& Mappers

SKETCH OF DESCRIPTION FOR LOT See Below SUBDIVISION Terra Ceia Bay Estates
SECTION 35 TOWNSHIP 33 SOUTH, RANGE 17 EAST, AS RECORDED IN PLAT BOOK 32 PAGES 35-38
OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA PARCEL ID # 2233110249 CURRENT ZONING N/A
PROPERTY ADDRESS: 5509 2ND AVENUE CIRCLE WEST, PALMETTO, FLORIDA 34221



Exclusive Use Of:
FRANK MILLER

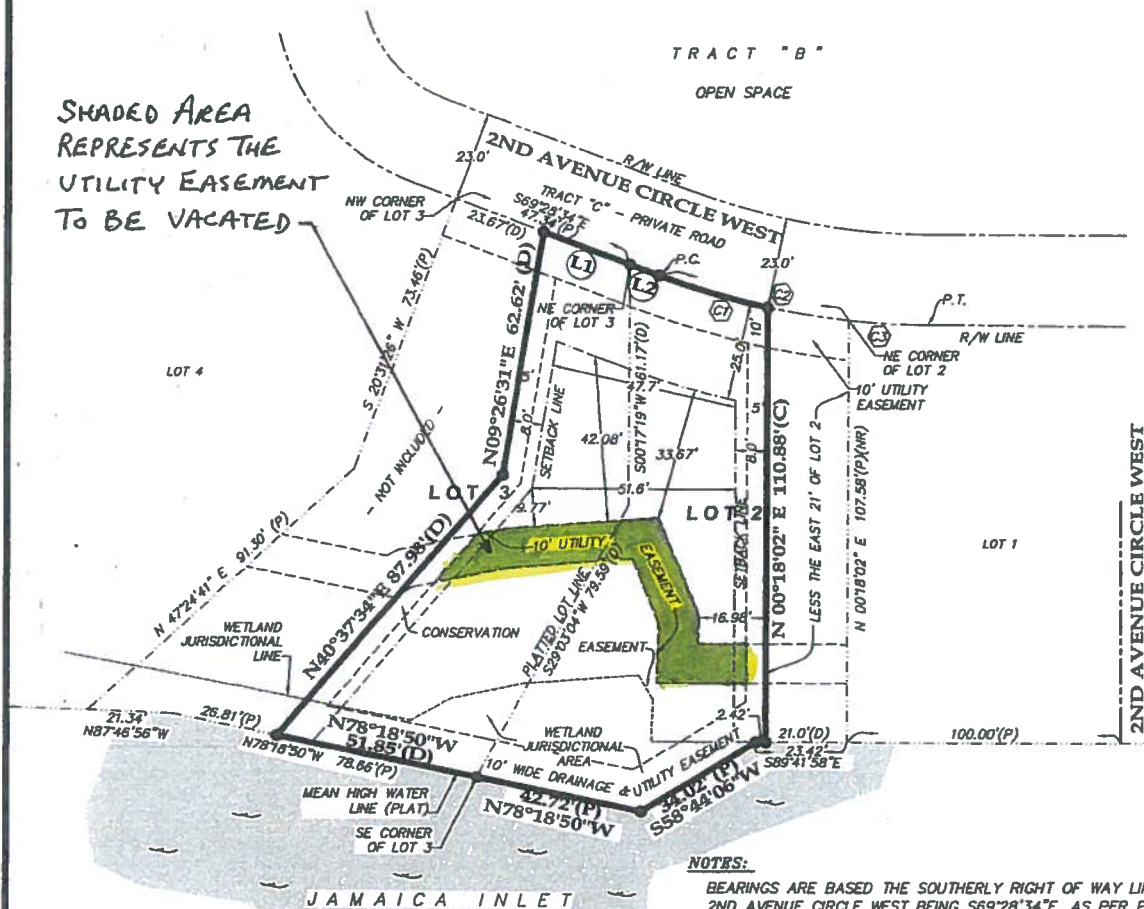
- NOT A BOUNDARY SURVEY -

DESCRIPTION: (AS PER QUIT CLAIM DEED RECORDED IN OFFICIAL RECORDS BOOK 2306, PAGE 3613, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA)

LOT 2, LESS THE EAST 21.0 FEET, TOGETHER WITH THAT PORTION OF LOT 3 DESCRIBED AS: BEGIN AT THE NORTHEASTERLY CORNER OF LOT 3, THENCE ON THE EASTERLY BOUNDARY THEREOF, RUN SOUTH 00 DEGREES 17'19" WEST, 61.17 TO A POINT OF INTERSECTION; THENCE CONTINUE ON SAID EASTERLY BOUNDARY SOUTH 29 DEGREES 03'04" WEST, 70.59 FEET TO THE SOUTHEASTERLY CORNER OF SAID LOT 3; THENCE ON THE SOUTHERLY BOUNDARY OF SAID LOT 3, NORTH 78 DEGREES 18'50" WEST, 51.85 FEET; THENCE DEPARTING SAID SOUTHERLY BOUNDARY, NORTH 40 DEGREES 37'34" EAST, 87.98 FEET TO A POINT OF INTERSECTION; THENCE NORTH 09 DEGREES 28'31" EAST, 62.62 FEET TO THE NORTHERLY BOUNDARY OF SAID LOT 3; THENCE ALONG SAID BOUNDARY, SOUTH 89 DEGREES 28'34" EAST (SEE NOTE) 23.67 FEET TO THE POINT OF BEGINNING, TERRA CEIA BAY ESTATES, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 32, PAGE 35, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA.

NOTE: DEED BEARING FOR L1 IS RECORDED AS SOUTH 89 DEGREES 28'34" EAST, HOWEVER, IT APPEARS TO BE IN ERROR, THE RECORDED PLAT STATES THE BEARING IS SOUTH 89 DEGREES 28'34" EAST.

SHADED AREA
REPRESENTS THE
UTILITY EASEMENT
TO BE VACATED



NOTES:

BEARINGS ARE BASED THE SOUTHERLY RIGHT OF WAY LINE OF 2ND AVENUE CIRCLE WEST BEING S89°28'34"E, AS PER PLAT.

SUBJECT PROPERTY LIES WITHIN FLOOD ZONE "A11", BASE FLOOD ELEVATION 11', AS PER FLOOD INSURANCE RATE MAP PANEL NO. 120153 0179 C, DATED 7-15-92, (SUBJECT TO VERIFICATION).

THIS IS A SKETCH ONLY, THEREFORE, ALL INFORMATION SHOWN HEREON ARE BASED ON LEGAL DOCUMENTATION, NO FIELD WORK WAS PERFORMED.

PLATTED LOT EASEMENTS HAVE BEEN VACATED AS PER OFFICIAL RECORDS BOOK 1593, PAGES 6394 THROUGH 6398, AND RELOCATED TO THE OUTSIDE BOUNDARIES ON THE DESCRIBED PARCEL BEING 5' WIDE ALONG THE SIDE LOT LINES AND 10' WIDE ALONG THE REAR LOT LINE FOR THE PURPOSE OF DRAINAGE AND UTILITY.

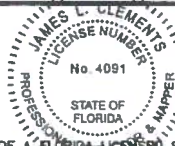
LINE TABLE

LINE	BEARING	DISTANCE
L1(D)	S 69°28'34" E	23.67
L2(P)	S 69°28'34" E	7.86

CURVE TABLE

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1(D)	200.00'	28.79'	28.77'	S 73°38'04" E	08°14'55"
C2(P)	200.00'	50.06'	49.93'	S 76°38'49" E	14°20'30"
C3(P)	200.00'	20.57'	20.56'	S 86°45'52" E	05°53'37"

Job No. 14-029
Sketch 2-11-14
Boundary _____
Foundation _____
Final _____
Update _____
FB _____ PG _____
FB _____ PG _____
FB _____ PG _____
FB _____ PG _____
Drawn By KDH



CERTIFICATION OF SURVEYOR

BY: James L. Clemets
JAMES L. CLEMETS, P.S.M. # 4091
Licensed Business No. 6667
DATE OF CERTIFICATION 2-12-14

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

- LEGEND**
- (M)=Measured
 - (D)=Deed
 - R = Radial
 - (P)=Plat
 - =Iron Rod Set(IRS)#6667
 - =Iron Pipe Found (IPF)
 - PCC=Point of Compound Curve
 - PC=Point Of Curve
 - TBM=Temporary Bench Mark
 - POB=Point Of Beginning
 - CMF=Concrete Monument Found
 - N&D=Water Flow
 - CMS=Concrete Monument Set #6667
 - R/W=Right Of Way
 - PRM=Permanent Reference Monument
 - N&D=Water Flow
 - =Proposed Elevation
 - =Iron Rod Found(IRF)
 - PRC=Point of Reverse Curve
 - POC=Point of Commencement
 - =Existing Elevation