

RESOLUTION R-16-091

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, VACATING CERTAIN STREETS, ROADS OR OTHER APPROPRIATE PROPERTY, SPECIFICALLY (A PORTION OF) RIGHT-OF-WAY, PURSUANT TO SECTIONS 336.09, 336.10 AND 336.12, FLORIDA STATUTES, AND THE LAND DEVELOPMENT CODE, MANATEE COUNTY, FLORIDA.

WHEREAS, an application has been made by Paul D. Jones, a Single man, (Applicant) to vacate, abandon, discontinue and close specifically a portion of a road identified as “51st Street East” on the plat of the “Elwood Park” subdivision, as recorded in Plat Book 2, Page 76, of the Official Records of Manatee County, Florida, located in Sections 3 & 4, Township 35 South, Range 18 East, and more particularly described in Exhibit A attached hereto and by this reference provided herein. This site is located in Commission District Two; and

WHEREAS, Sections 336.09, 336.10 and 336.12, Florida Statutes, authorize the vacating and annulment and abandonment of roads and streets and any right of Manatee County (County) and of the public in and to any land or interest therein, by the Board of County Commissioners (Board); and

WHEREAS, the Applicant has a deeded interest in the right-of-way sought to be vacated; and

WHEREAS, the Applicant has complied with all applicable notice requirements pursuant to Section 336.10, Florida Statutes, and the County’s Land Development Code (the Code); and

WHEREAS, the application has been reviewed by the Property Management Department Director who has found it to be complete and sufficient for presentation to the Board; and

WHEREAS, pursuant to the Code, the Property Management Department Director has prepared a report recommending to the Board approval of the application; and

WHEREAS, a resolution declaring a notice of public hearing on said application was duly adopted by the Board and the notice of said public hearing was duly published in a newspaper of general circulation in Manatee County, Florida, in accordance with Section 336.10, Florida Statutes, and the Code; and

WHEREAS, a public hearing was held on Tuesday, July, 26th, 2016, to consider the advisability of exercising the authority granted by Section 336.09, Florida Statutes, and the Code to vacate this right-of-way and the Board was fully advised and informed in the premises; and

WHEREAS, the Board has determined that vacating this right-of-way would not be in derogation of the public rights or needs of the County; and

WHEREAS, the Board has found that the right-of-way which is the subject of this resolution no longer serves a public purpose and is a proper subject for abandonment pursuant to Chapter 336, Florida Statutes.

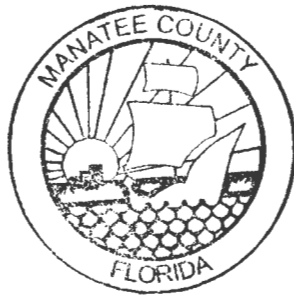
WHEREAS, following analysis of the application, approval of said vacation is determined to be consistent with the Code and the County's Comprehensive Plan; and

WHEREAS, vacation or abandonment of this property is in the best interests of the public.

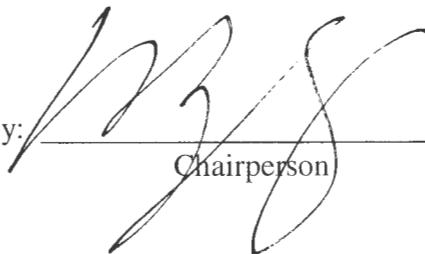
NOW THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Manatee County, Florida, that:

1. Upon request of the Applicant, the Board vacates, abandons, renounces and disclaims any right of the County and the public in and to the land described in Exhibit A, incorporated herein by reference.
2. No portion of the land, or interest therein, described in Exhibit A constitutes or was acquired for a state or federal highway.
3. This resolution shall take effect upon recordation in the public records of Manatee County, Florida.

DULY ADOPTED with a quorum present and voting this 26th day of July, 2016.



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

By:  _____
Chairperson

ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By:  _____
Deputy Clerk

26th AVE. EAST
(40' WIDE-UNIMPROVED R/W)

CENTERLINE R/W

P.O.C.

N.E. CORNER OF SECTION 4-35-8

P.O.B.

DESCRIPTION

A PORTION OF AN UNIMPROVED (50' WIDE) PUBLIC RIGHT-OF-WAY LYING IN SECTIONS 3 & 4, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

LEGEND:

- (D)-DEED or DESCRIPTION
- LB-LICENSED BUSINESS
- POC-POINT OF COMMENCEMENT
- POB-POINT OF BEGINNING
- (O.R.)-OFFICIAL RECORDS BOOK
- R/W-RIGHT OF WAY
- # or No.-NUMBER

S89°59'45"E
25.00'

S89°59'45"E
25.00'

S00°27'47"W
447.64'

S00°27'47"W
121.27'

S00°27'47"W
121.07'

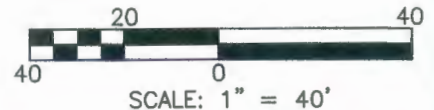
N89°32'13"W
25.00'

51st. STREET EAST
(UNIMPROVED R/W)

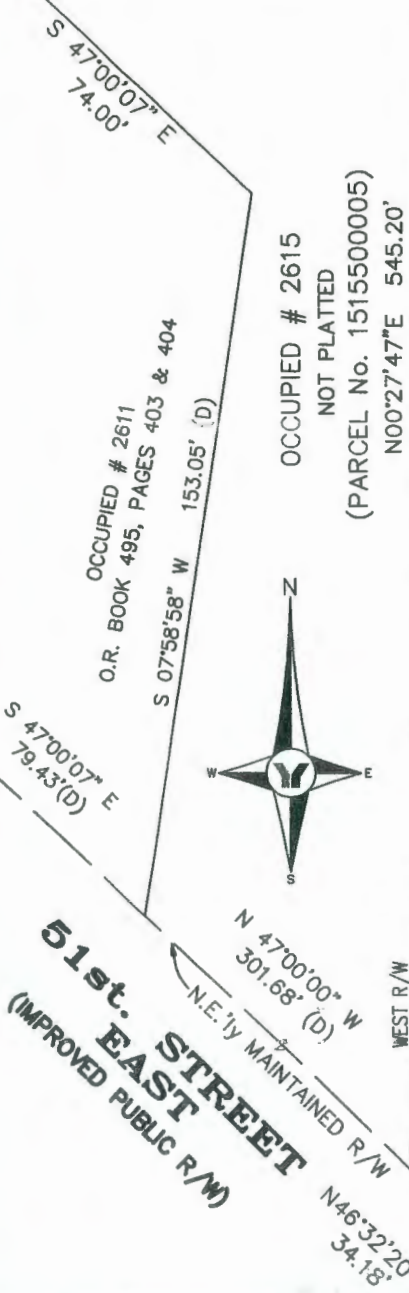
COMMENCE AT THE N.E. CORNER OF SAID SECTION 4, SAID CORNER LYING ON THE CENTERLINE OF AN UNIMPROVED PORTION OF 26TH AVE. EAST (40' WIDE) PUBLIC RIGHT-OF-WAY AS SHOWN ON THE PLAT OF ELWOOD PARK, RECORDED IN PLAT BOOK 2, PAGE 76 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FL.; THENCE LEAVING SAID N.E. CORNER AND ALONG THE EAST LINE OF SAID SECTION 4, S00°27'47"W, 20.00 FEET TO ITS INTERSECTION WITH THE SOUTH RIGHT-OF-WAY LINE OF SAID 26TH AVE. EAST FOR A POINT OF BEGINNING; THENCE LEAVING SAID EAST LINE OF SAID SECTION 4 AND ALONG THE SOUTH RIGHT-OF-WAY OF SAID 26TH AVE. EAST, S89°59'45"E, 25.00 FEET TO ITS INTERSECTION WITH THE EAST RIGHT-OF-WAY LINE OF THE UNIMPROVED PORTION OF 51ST STREET EAST, AS SHOWN ON THE PLAT OF ELWOOD PARK; THENCE LEAVING THE SOUTH RIGHT-OF-WAY LINE OF SAID UNIMPROVED PORTION OF 26TH AVE. EAST (40' WIDE) AND ALONG THE EAST RIGHT-OF-WAY LINE OF UNIMPROVED 51ST EAST (50' WIDE), S00°27'47"W, 447.64 FEET TO ITS INTERSECTION WITH THE SOUTH BOUNDARY LINE OF MANATEE COUNTY PARCEL NUMBER 1504800002; THENCE LEAVING SAID SOUTH BOUNDARY LINE AND CONTINUING ALONG THE UNIMPROVED EAST RIGHT-OF-WAY LINE OF SAID 51ST. ST. EAST, S00°27'47"W, 121.27 FEET; THENCE LEAVING SAID EAST RIGHT-OF-WAY LINE, N89°32'13"W, 25.00 FEET TO ITS INTERSECTION WITH THE AFOREMENTIONED EAST LINE OF SAID SECTION 4, ALSO BEING THE EXISTING NORTHEASTERLY MAINTAINED RIGHT-OF-WAY LINE OF 51ST STREET EAST; THENCE LEAVING THE EAST LINE OF SECTION 4 AND ALONG THE NORTHEASTERLY MAINTAINED RIGHT-OF-WAY LINE, N46°32'20"W, 34.18 FEET TO THE INTERSECTION WITH THE WEST LINE OF THE UNIMPROVED 50' RIGHT-OF-WAY OF 51ST EAST; THENCE LEAVING THE NORTHEASTERLY MAINTAINED RIGHT-OF-WAY AND ALONG THE WEST LINE OF THE UNIMPROVED (50' WIDE) RIGHT-OF-WAY LINE OF 51ST EAST, N00°27'47"E, 545.20 FEET TO ITS INTERSECTION WITH THE AFOREMENTIONED SOUTH RIGHT-OF-WAY LINE OF THE (UNIMPROVED) 26TH AVE. EAST; THENCE ALONG THE SOUTH RIGHT-OF-WAY LINE OF THE UNIMPROVED PORTION OF 26TH AVE. EAST, S89°59'45"E, 25.00 FEET TO THE POINT OF BEGINNING.

CONTAINING 28,144 SQUARE FEET/0.65 ACRES, MORE OR LESS.

EXHIBIT "A"



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



BRADEN RIVER
APPROXIMATE TOP OF BANK

PREPARED FOR:

Bobby Jones
2615 51st. Street East
Bradenton, FL 34208

**R/W VACATION
SKETCH & DESCRIPTION**

SECTION 3/4, TOWNSHIP 35 S., RANGE 18 E.

REVISED	BY	DATE	DESCRIPTION
	P.L.	8/27/15	MODIFY S & D PER COMMENTS
	J.L.B.	10/14/15	ADDED MAINTAINED RIGHT OF WAY, 51ST STREET EAST
	P.L.	5/31/16	Rev. per Co. Attny. comments

	INITIALS	DATE
CREW CHIEF		
DRAWN	P.L.	8/21/15
CHECKED	MEB	8/21/15
FIELD BOOK		
FIELD DATE		

F. Peter Lutz, Jr.
F. Peter Lutz, Jr. PSM ES 5506
DATE 6/01/16



George F. Young, Inc.

10540 PORTAL CROSSING, SUITE 105 BRADENTON, FLORIDA 34211
PHONE (941) 747-2981 FAX (941) 747-7234

BUSINESS ENTITY LB21
ARCHITECTURE-ENGINEERING-ENVIRONMENTAL-LANDSCAPE-PLANNING-SURVEYING-UTILITIES
GAINESVILLE-LAKEWOOD RANCH-ORLANDO-PALM BEACH GARDENS-ST. PETERSBURG-TAMPA-VENICE

JOB NO.
0623010603
SHEET NO.
S1 OF S1