

RESOLUTION R-21-017

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MANATEE COUNTY, FLORIDA, VACATING CERTAIN STREETS, ROADS OR OTHER APPROPRIATE PROPERTY, SPECIFICALLY A PORTION OF 69TH STREET EAST, A ROAD IDENTIFIED AS COUNTY ROAD ON THE PLAT OF MARINELAND, RECORDED IN PLAT BOOK 7, PAGE 68, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, 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 and filed before the Board of County Commissioners of Manatee County, Florida, (Board) by Sharon M. Keister, an individual (Applicant) to vacate certain streets, roads, or other appropriate property, specifically a portion of 69th Street East, a road identified as County Road on the plat of Marineland, recorded in Plat Book 7, Page 68, of the Public Records of Manatee County, Florida, located in Section 23, 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 Five; 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 Building and Development Services 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 denial 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 27, 2021, 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 27th day of July, 2021.



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

By: _____

Chairperson

ATTEST: ANGELINA COLONNESO
CLERK OF THE CIRCUIT COURT AND COMPTROLLER

By: Robin Roth, DC
Deputy Clerk

ZNS ENGINEERING

Land Planning Engineering Surveying Landscape Architecture
 EB 0027476 LB 0006982 LC 0000365

"EXHIBIT A"

CERTIFICATE OF AUTHORIZATION # LB 6982
 201 5th AVENUE DRIVE EAST
 BRADENTON, FLORIDA 34208
 (941) 748-8080
 FAX (941) 748-3747

REVISIONS:

1. ADD DITCH INFO GB 01/15/2020

DESCRIPTION: VACATION

A PORTION OF 69th STREET EAST (COUNTY ROAD - PLAT) RIGHT OF WAY OF MARINELAND, A SUBDIVISION AS PER PLAT THEREOF RECORDED IN PLAT BOOK 7, PAGE 68 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, LYING IN SECTION 23, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

THAT PORTION OF SAID 69th STREET EAST (COUNTY ROAD - PLAT) LYING WEST OF THE EAST LINE OF S.E. 1/4 OF THE S.W. 1/4 OF SAID SECTION 23 AND LYING EAST OF THE EAST LINE OF LOT 75 OF SAID SUBDIVISION AND LYING SOUTH OF 68th AVENUE EAST (RIVER ROAD - PLAT).

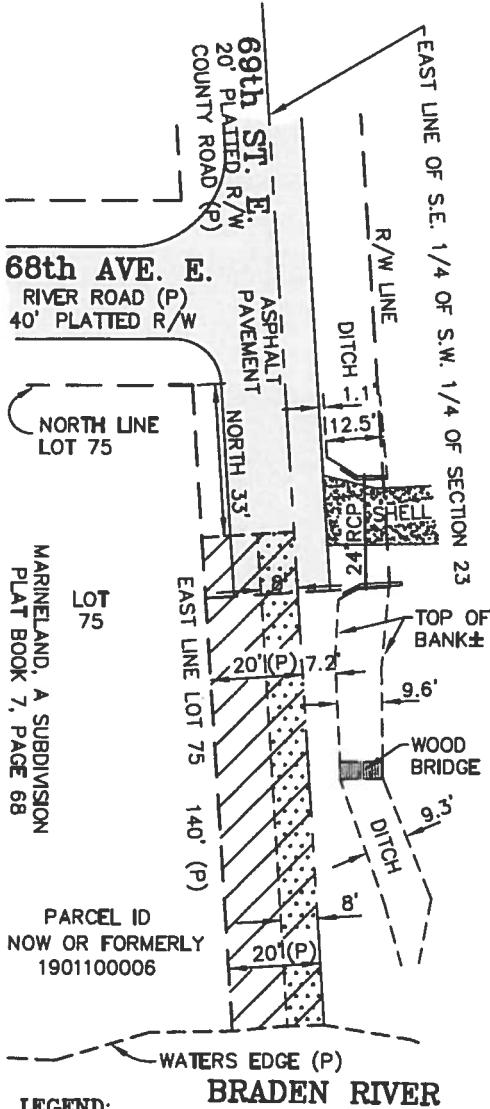
LESS: THE NORTH 33 FEET THEREOF.

DESCRIPTION: (8-FOOT WIDE ACCESS EASEMENT)

A PORTION OF 69th STREET EAST (COUNTY ROAD - PLAT) RIGHT OF WAY OF MARINELAND, A SUBDIVISION AS PER PLAT THEREOF RECORDED IN PLAT BOOK 7, PAGE 68 OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, LYING IN SECTION 23, TOWNSHIP 35 SOUTH, RANGE 18 EAST, MANATEE COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

THE EAST 8 FEET OF THAT PORTION OF SAID 69th STREET EAST (COUNTY ROAD - PLAT) LYING WEST OF THE EAST LINE OF S.E. 1/4 OF THE S.W. 1/4 OF SAID SECTION 23 AND LYING EAST OF THE EAST LINE OF LOT 75 OF SAID SUBDIVISION AND LYING SOUTH OF 68th AVENUE EAST (RIVER ROAD - PLAT).

LESS: THE NORTH 33 FEET THEREOF.



- LEGEND:**
- R/W - RIGHT OF WAY
 - (P) - PLAT DATA
 - AREA OF VACATION (20 FEET WIDE)
 - AREA OF ACCESS EASEMENT (8 FEET WIDE)

NOTE:
 THIS DRAWING IS A SKETCH ONLY AND DOES NOT REPRESENT A BOUNDARY SURVEY. CORNERS HAVE NOT BEEN FIELD LOCATED OR SET.

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**NOT A BOUNDARY SURVEY
 DESCRIPTION SKETCH
 OF A
 VACATION & ACCESS EASEMENT
 A PORTION 69th STREET EAST
 EAST OF LOT 75
 MARINELAND, A SUBDIVISION
 AS PER PLAT THEREOF RECORDED IN PLAT BOOK 7, PAGE 68 OF
 THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA
 LOCATED IN
 SECTION 23, TOWNSHIP 35 SOUTH, RANGE 18 EAST
 MANATEE COUNTY, FLORIDA**

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

WE HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION HAVE BEEN PREPARED UNDER OUR DIRECT SUPERVISION, THAT THEY ARE A TRUE REPRESENTATION OF THE LAND AS SHOWN AND DESCRIBED HEREON, THAT THEY ARE CORRECT TO THE BEST OF OUR KNOWLEDGE AND BELIEF AND THAT THEY MEET THE "STANDARDS OF PRACTICE FOR LAND SURVEYING IN THE STATE OF FLORIDA", CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE.

BY:
 JAMES N. SATCH, JR., P.S.M.
 FLORIDA CERTIFICATE NO. 454295
 DATE OF CERTIFICATION 6/16/2019