

RESOLUTION NO. R-2007-_____

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING A PORTION OF A TWELVE (12) FOOT WIDE UTILITY EASEMENT WITHIN LOT 42, REPLAT OF PARCEL "A", ELMWOOD ESTATES, AS RECORDED IN PLAT BOOK 32, PAGES 26, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, has considered the vacation pursuant to authority in Sections 177.101 and 336.09 of the Florida Statutes and Ordinance No. 86-18 known as the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance, as amended, for the vacation of a portion of a twelve (12) foot wide utility easement; and

WHEREAS, said petition to vacate said easement was submitted by Nathan Moore Jr.; and

WHEREAS, this petition substantially complies with the terms and conditions of the vacation as set forth in said Ordinance; and

WHEREAS, this Board while convened in regular session on August 21, 2007, did hold a meeting on said petition to vacate, and this Board determined that said easement is in excess of the requirements of the local utility companies.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby reaffirmed and ratified.

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2. A portion of the easement is hereby vacated and closed as a public easement and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to the easement, more fully described in the legal description and sketch attached hereto and made a part hereof.
3. Notice of the adoption of this Resolution shall be published once in the Palm Beach Post within thirty (30) days of the date of adoption of this Resolution in accordance with Section 336.10, Florida Statutes and Ordinance No. 86-18.

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The foregoing Resolution was offered by Commissioner _____, who moved its adoption. The motion was seconded by Commissioner _____ and, upon being put to a vote, the vote was as follows:

Addie L. Greene, Chairperson

John F. Koons, Vice Chair

Karen T. Marcus

Mary McCarty

Burt Aaronson

Jess R. Santamaria

The Chair thereupon declared the Resolution duly passed and adopted this _____ day of _____, 2007.

PALM BEACH COUNTY, FLORIDA, BY ITS BOARD OF COUNTY COMMISSIONERS

Sharon R. Bock, Clerk & Comptroller

BY: _____
Deputy Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

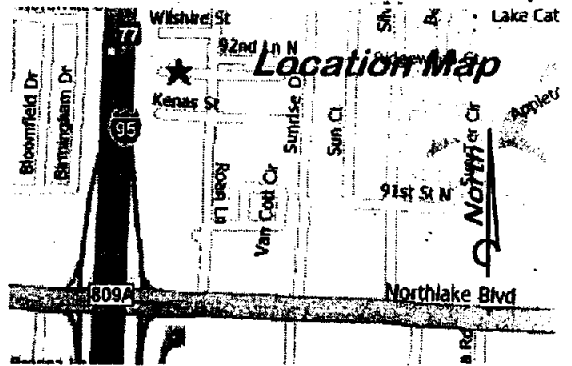
BY: _____
County Attorney

ADDRESS: 3959 Harwood Street, Lake Park, FL

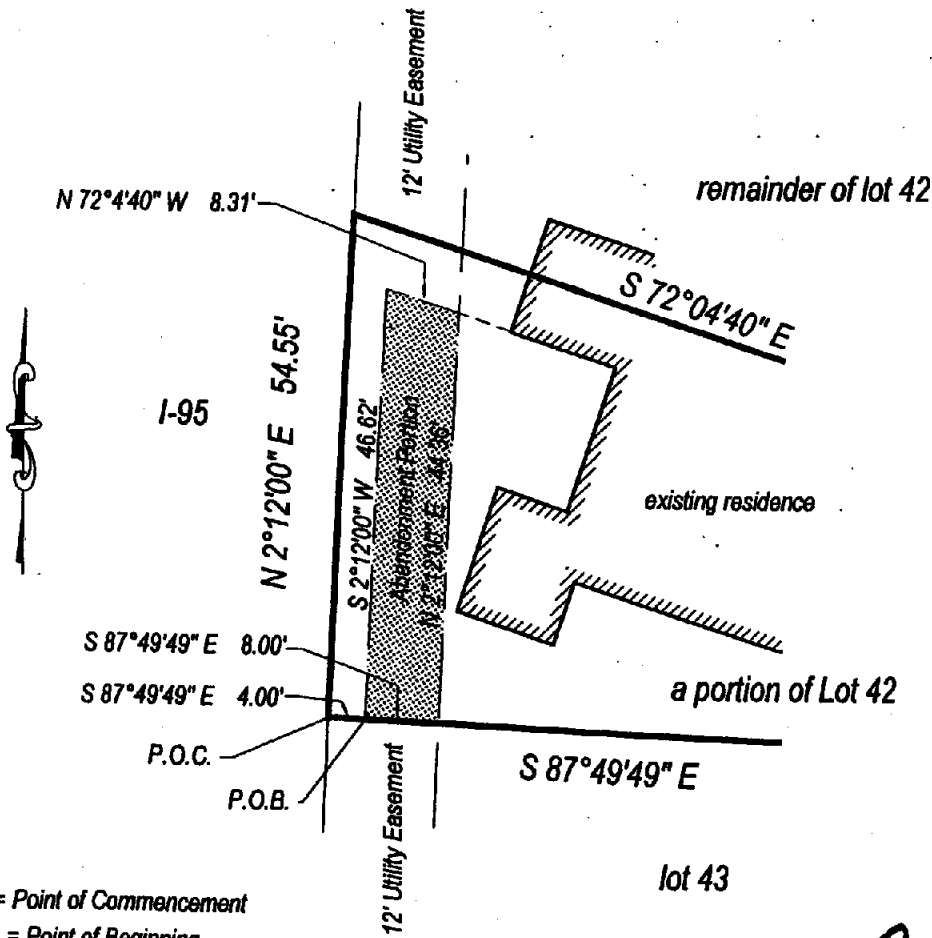
Description of Abandonment of Easement:

A portion of a 12 foot Utility Easement, being a portion of Lot 42, according to the REPLAT OF PARCEL "A", ELMWOOD ESTATES as recorded in plat book 32 at page 26 in and for the records of Palm Beach County, Florida, being more particularly described as follows:

Commencing at the Southwest corner of said lot 42; thence South 87° 49' 49" East, along the South line of said lot 42, a distance of 4.00 feet to the Point of Beginning; thence continue South 87° 49' 49" East, a distance of 8.00 feet; thence North 2° 12' 00" East, a distance of 44.36 feet; thence North 72° 04' 40" West, a distance of 8.31 feet; thence South 02° 12' 00" West, a distance of 46.62 feet; to the South line of Lot 42 and the Point of Beginning.



Sketch and Legal Description:
Not a Survey



P.O.C. = Point of Commencement
P.O.B. = Point of Beginning

- 1) I HEREBY CERTIFY this survey meets Minimum Technical Standards set forth by Florida Administrative Code, pursuant to Section 472.027, Florida Statutes, the Florida Board of Professional Surveyors and Mappers in Chapter 61G17-6,
- 2) Not valid without raised embossed seal.
- 3) This firm's Certificate of Authorization Number is LB 6788

01-30-07
Date

Mark D Laing
Mark D Laing, psm# 5119

PM Surveying
4546 Cambridge Street
West Palm Beach, FL 33415
(561) 478-7764 Fax 561-1094



Scale: 1 inch = 20 feet
0 10 20 30 40 50