



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

H.1.

4/21/2020

Subject:

Petition to Vacate, Re: Public Utility Easements - 856 Laurel Circle - "Barefoot Bay Unit Two, Part Twelve" Plat Book 22, Page 79 - Barefoot Bay - Barry Southard and Valerie Gallo - District 3

Fiscal Impact:

The petitioners are charged \$640. These fees are deposited in Fund 0002-30265 revenue account for vacatings.

Dept/Office:

Public Works Department - Surveying & Mapping

Requested Action:

It is requested that the Board of County Commissioners (BOCC) conduct a public hearing to consider vacating part of a public utility easement centered along the common line between Lots 4 and 5, Block 106, "Barefoot Bay Unit Two, Part Twelve" in Section 10, Township 30 South, Range 38 East. If approved, it is requested that the Board authorize the Chairman to sign the attached Resolution approving the vacating.

Summary Explanation and Background:

Florida Statutes, Section 336.09 and Brevard County Article II, Section 86-36, provide a method to the Board of County Commissioners to vacate and abandon unused rights-of-way and easements. The petitioners own Lots 4 and 5, Block 106 and are requesting the vacating of the 6.00 ft. wide public utility easements centered along the common line between the lots to allow for the construction of a single-family home. Easement to be vacated contains 768 square feet, more or less. The property is located in Barefoot Bay North of Micco Road and West of Pinewood Blvd.

April 06, 2020, the legal notice was advertised in Florida TODAY informing the public of the date a public hearing would be held to consider the vacating. All pertinent county agencies and public utility companies have been notified. At this time, no objections have been received.

Name: Amber.Holley@brevardfl.gov Phone: Ext. 58346

Clerk to the Board Instructions:

Advertise Approved Resolution Notice and Record Vacating Resolution Documents as one resolution type document which in sequence includes the approved/signed resolution, the proof of publication of the public hearing notice and the proof of publication of the adopted resolution notice.

677



Kimberly Powell, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001
Fax: (321) 264-6972
Kimberly.Powell@brevardclerk.us

May 12, 2020

Barry Southard and Valerie Gallo
3825 12th St
Micco, FL 32976

Dear Mr. Southard and Ms. Gallo:

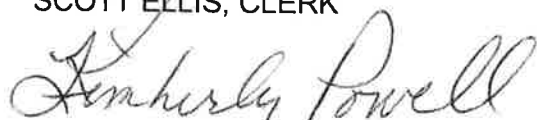
Re: Resolution Vacating Part of Two Public Utility Easements in Barefoot Bay Unit Two Part 12 Subdivision, Barefoot Bay

The Board of County Commissioners, in regular session on April 21, 2020, adopted Resolution No. 20-037, vacating part of two public utility easements in Barefoot Bay Unit Two, Part 12 Subdivision, Barefoot Bay, as petitioned by you. Said Resolution has been recorded in ORBK 8738, Pages 2649 through 2053. Enclosed is a certified copy of the recorded Resolution for your records.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK


Kimberly Powell, Deputy Clerk

/sm

Encl. (1)

cc: Amber Holley, Public Works



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Fax: (321) 264-6972
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May 12, 2020

MEMORANDUM

TO: Corrina Gumm, Interim Public Works Director Attn: Amber Holley

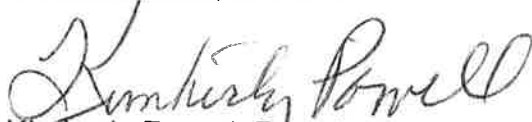
RE: Advertising Bills for Resolution Vacating Part of Two Public Utility Easements in Barefoot Bay Unit Two, Part 12 Subdivision, Barefoot Bay

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 20-037, vacating part of two public utility easements in Barefoot Bay Unit Two, Part 12 Subdivision, Barefoot Bay, as petitioned by Barry Southard and Valerie Gallo. Said Resolution was adopted by the Board of County Commissioners, in regular session on April 21, 2020.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK


Kimberly Powell, Deputy Clerk

/sm

Encls. (2)

Vacating a part of two public utility easements in "Barefoot Bay Unit Two, Part Twelve" Subdivision, Barefoot Bay, Florida, lying in Section 10, Township 30 South, Range 38 East

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **BARRY SOUTHARD AND VALERIE GALLO** with the Board of County Commissioners to vacate a portion of two public utility easements in Brevard County, Florida, described as follows:

SEE ATTACHED SKETCH & DESCRIPTION

WHEREAS, the vacating action will in no way affect any private easements which may also be present in the existing public easement(s) or public right-of-way, nor does this action guarantee or transfer title.

WHEREAS, notice of the public hearing before the Board of County Commissioners was published one time in the TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida, prior to the public hearing; and

WHEREAS, the Board finds that vacating a portion of two public utility easements will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that said portion of two public utility easements is hereby vacated; and Brevard County renounces and disclaims any rights in and to said easements. Pursuant to Section 177.101(5), Florida Statutes, the vacating shall not become effective until a certified copy of this resolution is filed in the offices of the Clerk of Courts and recorded in the Public Records of Brevard County.

DONE, ORDERED AND ADOPTED, in regular session, this 21ST day of April, 2020 A.D.

CFN 2020102511, OR BK 8738 PAGE 2649,
Recorded 05/11/2020 at 03:42 PM, Scott Ellis, Clerk of
Courts, Brevard County
Pgs:5

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

ATTEST:



SCOTT ELLIS, CLERK



Bryan Lober, Chair

As approved by the Board on:
April 21, 2020

LEGAL DESCRIPTION

SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST
PARCEL I.D. NUMBER: 30-38-10-JU-106-4

SHEET 1 OF 2
NOT VALID WITHOUT THE
SKETCH ON SHEET 2 OF 2

PURPOSE OF SKETCH AND DESCRIPTION:

TO VACATE TWO, 6' WIDE PUBLIC UTILITY EASEMENTS LYING ON BOTH
SIDES OF THE COMMON LINE BETWEEN LOTS 4 AND 5, BLOCK 106.

LEGAL DESCRIPTION: THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE EASTERLY LINE
OF LOT 4 AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY LINE
OF LOT 5, BLOCK 106, LESS THE NORTH 10.0 FEET FOR UTILITIES AND LESS THE SOUTH 6.0 FEET
PUBLIC UTILITY EASEMENT.

BAREFOOT BAY UNIT TWO, PART TWELVE,

ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 22, PAGES 79-80,
OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 768 SQUARE FEET, MORE OR LESS.

SURVEYORS NOTES:

- 1) THE BEARING BASE FOR THIS SURVEY IS A PLATTED BEARING OF N90°00'00"E
ALONG THE SOUTHERN RIGHT OF WAY OF N.E. LAUREL CIRCLE, ALL OTHER BEARINGS
ARE RELATIVE THERETO.
- 2) NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHT OF WAY AND/OR OWNERSHIP
WERE FURNISHED TO THIS SURVEYOR EXCEPT AS SHOWN. NO TITLE OPINION IS EXPRESSED
OR IMPLIED.
- 3) THIS SKETCH IS NOT INTENDED TO LOCATE EXISTING UNDERGROUND FOUNDATIONS,
ENCROACHMENTS, OR ANY IMPROVEMENTS EXCEPT AS SHOWN.
- 4) THIS SKETCH IS NOT A BOUNDARY SURVEY.
- 5) IMPROVEMENTS SHOWN HEREON ARE BASED ON THE SURVEY PREPARED BY THE UNDERSIGNED
DATED 02/26/2020, DRAWING NUMBER 16-128

PREPARED FOR:

BARRY SOUTHARD
VALERIE GALLO

DRAWN BY: C.J.C.
DATE: 02/26/2020
CHECKED BY: C.J.C.
SHEET 1 OF 2

THIS SURVEY PERFORMED BY:
COONEY SURVEYING &
MAPPING, LLC L.B. #8070
456 Chaloupe Terrace
Sebastian, Fl. 32958
C.J. Cooney 872-913-5322
cooneymap@gmail.com

SECTION 10
TOWNSHIP 30 SOUTH
RANGE 38 EAST

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED
SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER
PROFESSIONAL SURVEYOR AND MAPPER IN RESPONSIBLE CHARGE
CHRISTOPHER J. COONEY FLORIDA CERTIFICATE NO. 6077

 2-26-2020
DATE AND SIGNATURE



Amber Holley
BREVARD CTY PUBLIC WORKS DEPT
2725 JUDGE FRAN JAMIESON WAY
BLDG A 220
VIERA, FL 32940

STATE OF WISCONSIN COUNTY OF BROWN

Before the undersigned authority personally appeared Joe Heynen who on oath says that he or she is a Legal Advertising Representative of the FLORIDA TODAY, a daily newspaper published in Brevard County, Florida that the attached copy of advertisement, being a Legal Ad in the matter of

LEGAL NOTICES

as published in FLORIDA TODAY in the issue(s) of:

4/6/2020

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida and that the said newspaper has heretofore been continuously published in said Brevard County, Florida each day and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and Subscribed before me this 13rd of April 2020, by Joe Heynen who is personally known to me

[Signature]

Affiant

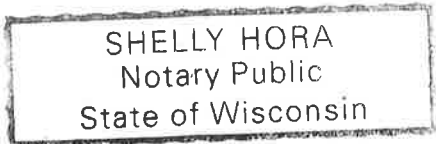
[Signature: Shelly Hora]

Notary State of Wisconsin County of Brown

8-25-23

My commission expires

Publication Cost \$213.90
Ad No: 0004136178
Customer No: BRE-6BR327



AD#4136178 4/6/2020
LEGAL NOTICE
NOTICE FOR THE PARTIAL VACATING OF TWO 6.0 FT. WIDE PUBLIC UTILITY EASEMENTS, PLAT OF "BAREFOOT BAY UNIT TWO PART TWELVE" IN SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST, BAREFOOT BAY, FL

NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article II, Section 86-36, Brevard County Code, a petition has been filed by BARRY SOUTHARD & VALERIE GALLO with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE EASTERLY LINE OF LOT 4, AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY LINE OF LOT 5, BLOCK 106, LESS THE NORTH 10.00 FEET FOR UTILITIES AND LESS THE SOUTH 6.00 FEET PUBLIC UTILITY EASEMENT, BAREFOOT BAY UNIT TWO, PART TWELVE ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 22, PAGES 79-80 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, CONTAINING 768 SQUARE FEET, MORE OR LESS, PREPARED BY: CHRISTOPHER J. COONEY, PSM.

The Board of County Commissioners will hold a public hearing to determine the advisability of such vacating of the above-described easement at 9:00 A.M. on April 21, 2020 at the Brevard County Government Center Board Room, Building C., 2725 Judge Fran Jamieson Way, Viera, Florida, at which time and place all those for or against the same may be heard before final action is taken.

Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency, or commission with respect to the vacating, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.

Persons seeking to preserve a verbatim transcript of the record must make those arrangements at their own expense.

The needs of hearing or visually impaired persons shall be met if the department sponsoring the meeting/hearing is contacted at least 48 hours prior to the public meeting/hearing by any person wishing assistance.



Amber Holley
BREVARD CTY PUBLIC WORKS DEPT
2725 JUDGE FRAN JAMIESON WAY
BLDG A 220
VIERA, FL 32940

STATE OF WISCONSIN COUNTY OF BROWN

Before the undersigned authority personally appeared Joe Heynen who on oath says that he or she is a Legal Advertising Representative of the FLORIDA TODAY, a daily newspaper published in Brevard County, Florida that the attached copy of advertisement, being a Legal Ad in the matter of

LEGAL NOTICES

as published in FLORIDA TODAY in the issue(s) of:

4/26/2020

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida and that the said newspaper has heretofore been continuously published in said Brevard County, Florida each day and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and Subscribed before me this 26th of April 2020, by Joe Heynen who is personally known to me

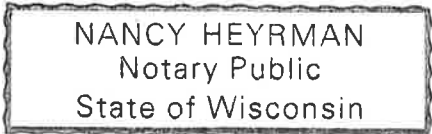
[Handwritten signature]

Affiant

[Handwritten signature of Nancy Heyrman]
Notary State of Wisconsin County of Brown
15.15.23

My commission expires

Publication Cost \$189.20
Ad No: 0004164940
Customer No: BRE-6BR327



AD#4164940, 4/26/2020
LEGAL NOTICE
RESOLUTION VACATING A PART OF TWO PUBLIC UTILITY EASEMENTS IN BAREFOOT BAY UNIT TWO, PART TWELVE, SUBDIVISION, BAREFOOT BAY, LYING IN SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST - BARRY SOUTHARD AND VALERIE GALLO
TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that on the 21ST day of April 2020, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a part of two public utility easements in Barefoot Bay Unit Two, Part Twelve, Subdivision, Barefoot Bay, lying in Section 10, Township 30 South, Range 38 East, as petitioned by Barry Southard and Valerie Gallo.
THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE EASTERLY LINE OF LOT 4, AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY LINE OF LOT 5, BLOCK 106, LESS THE NORTH 10.00 FEET FOR UTILITIES.
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The Board further renounced and disclaimed any right of the County in and to said public easements.
BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Kimberly Powell, Deputy Clerk

Brevard County Property Appraiser Detail Sheet

Account 3004907
 Owners: Southard, Barry; Gallo, Valerie
 Mailing Address: 3825 12th Street, Micco, Florida 32976
 Site Address: Owners: Southard, Barry; Gallo, Valerie
 Mailing Address: 3825 12th Street, Micco, Florida 32976
 Site Address: 856 Laurel Cir Barefoot Bay FL 32976
 Parcel ID: 30-38-10-JU-106-4
 Property Use: 0020 - Vacant Mobile Home Site (Platted)
 Exemptions: None
 Taxing District: 3400 - Unincorp District 3
 Total Acres: 0.18
 Subdivision: Barefoot Bay Unit 2 Part 12
 Site Code: 0001 - No Other Code Appl.
 Plat Book/Page: 0022/0079
 Land Description: Barefoot Bay Unit 2 Part 12 Lots 4,5 Blk 106

VALUE SUMMARY

Category	2019	2018	2017
Market Value	\$26,000	\$26,000	\$25,000
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$13,310	\$12,100	\$11,000
Homestead Exemption	\$0	\$0	\$0
Additional Homestead	\$0	\$0	\$0
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$13,310	\$12,100	\$11,000
Taxable Value School	\$26,000	\$26,000	\$25,000

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
02/10/2020	\$27,500	WD	Vacant	8664/264
06/29/2015	\$23,000	WD	Vacant	7403/1703
10/27/2005	\$41,000	CT	Improved	5556/5819
02/01/1979	\$29,000	PT	--	2008/0126
09/01/1976	\$296,000	PT	--	1657/0897
11/15/1970	\$1,000	PT	--	1152/0219

Fig. 1: Copy of Property Appraiser's detail sheet for lots 4, 5, Block 106, Barefoot Bay Uni 2, Pt 12, 856 Laurel Cir, Barefoot Bay, Fl 32976, Section 10, Township 30 South, Range 38 East, District 3

Vicinity Map

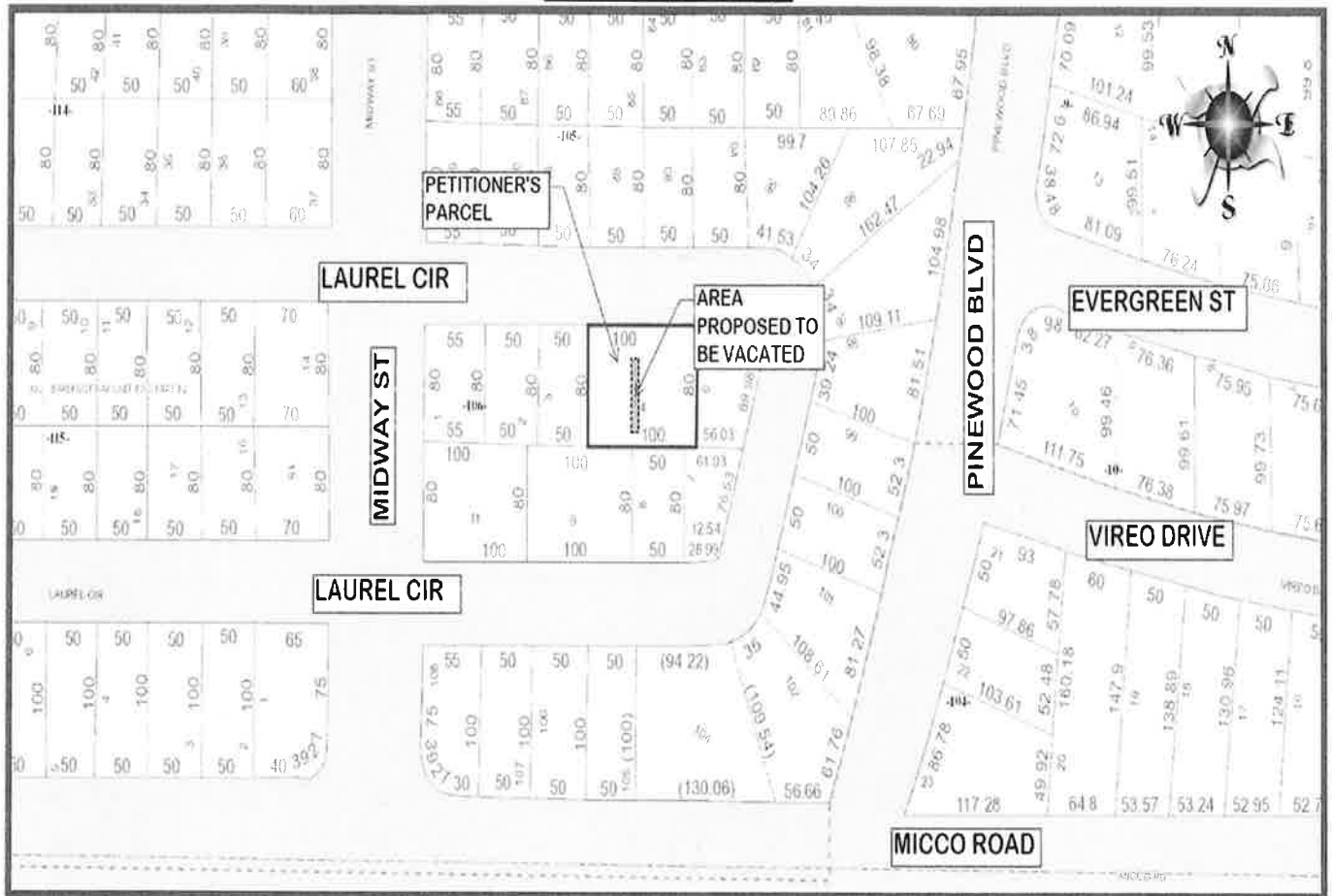


Fig. 2: Map of Lots 4 & 5, Block 106, Barefoot Bay Unit Two, Part Twelve, 856 Laurel Circle, Barefoot Bay, FL 32976

Barry Southard & Valerie Gallo – Lots 4 & 5, Block 106, “Barefoot Bay Unit Two, Part Twelve” (Plat Book 22, Page 79) – 856 Laurel Circle – Section 10, Township 30 South, Range 38 East – District 3 – Proposed Vacating of two 6.0 ft. Wide Public Utility Easements centered along the Common Lot Lines

Aerial Map

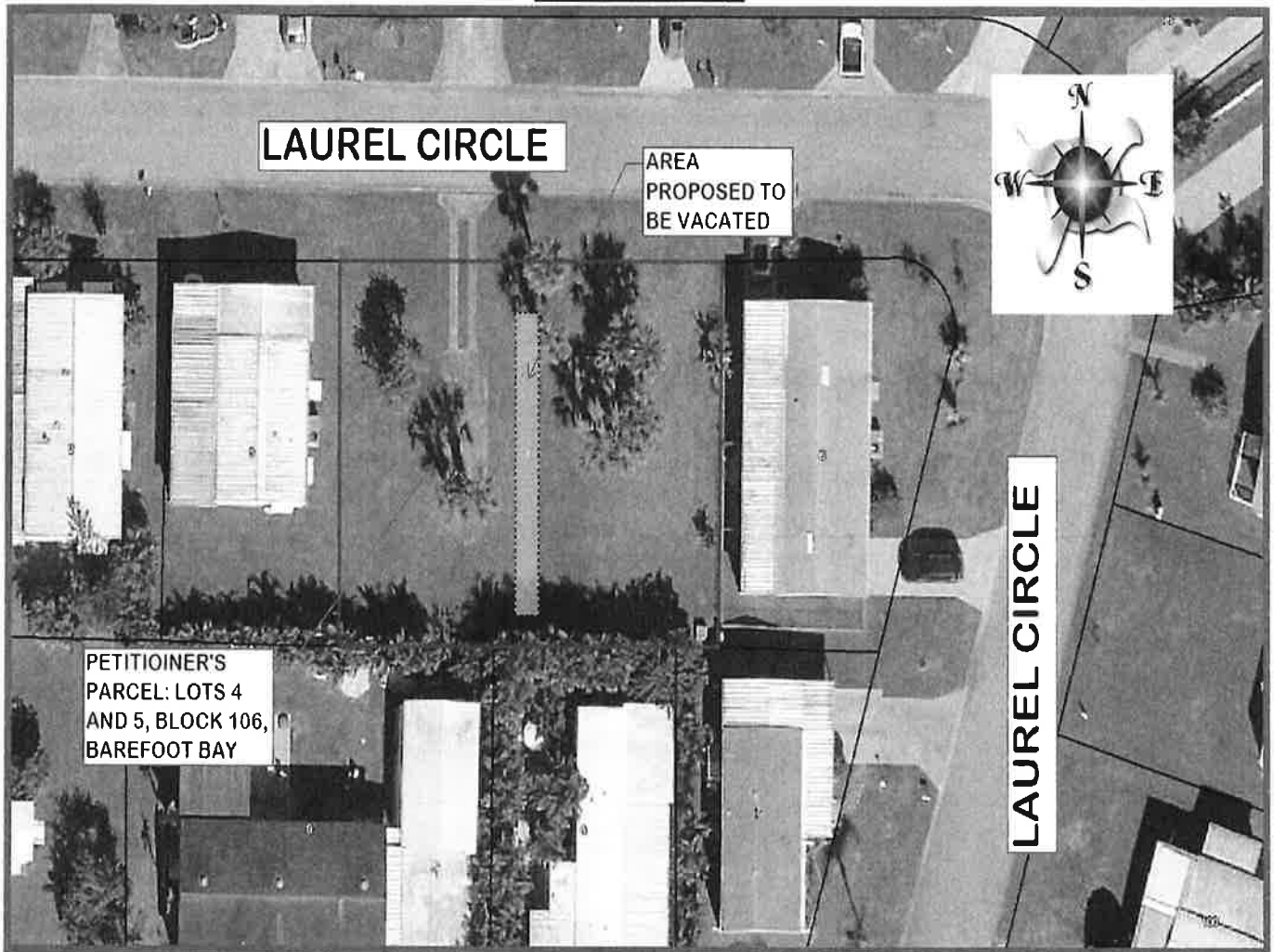


Fig. 3: Map of aerial view of Lots 4 & 5, Block 106, Barefoot Bay Unit Two, Part Twelve, 856 Laurel Circle, Barefoot Bay, FL 32976

Barry Southard & Valerie Gallo – Lots 4 & 5, Block 106, “Barefoot Bay Unit Two, Part Twelve” (Plat Book 22, Page 79) – 856 Laurel Circle – Section 10, Township 30 South, Range 38 East – District 3 – Proposed Vacating of two 6.0 ft. Wide Public Utility Easements centered along the Common Lot Lines

Plat Reference

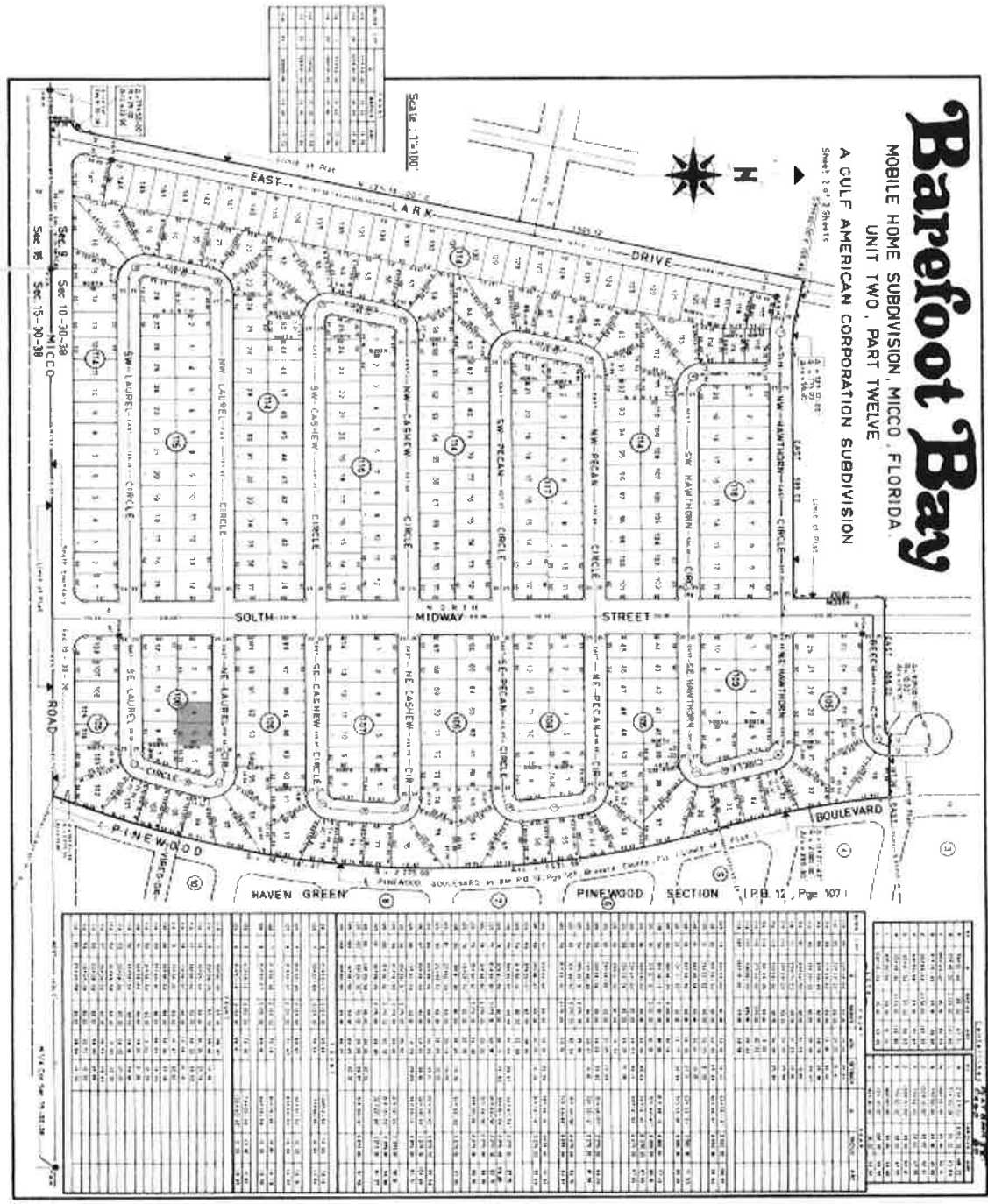


Fig. 4: Copy of plat map "Barefoot Bay Unit Two, Part Twelve" dedicated to Brevard County August 26, 1969

Comment Sheet

Applicant: Barry Southard and Valerie Gallo

Updated by: Amber Holley 20200306 at 16:30 hours

Utilities	Notified	Received	Approved	Remarks
FL City Gas Co	20200228	20200305	Yes	No objections
FL Power & Light	20200228	20200317	Yes	No objections
At&t	20200228	20200228	Yes	No objections
Charter/Spectrum	20200228	20200303	Yes	No objections

County Staff	Notified	Received	Approved	Remarks
Road & Bridge	20200228	20200315	Yes	No objections
Land Planning	20200228	20200306	Yes	No objections
Utility Services	20200228	20200228	Yes	No objections
Storm Water	20200228	20200302	Yes	No objections
Zoning	20200228	20200302	Yes	No objections

Fig. 7: Copy of comment sheet for utility review.

Public Hearing Legal Advertisement

Florida Today | Legal Notices

AD#4136178 4/6/2020 LEGAL NOTICE NOTICE FOR THE PARTIAL VACATING OF TWO 6.0 FT. WIDE PUBLIC UTILITY EASEMENTS, PLAT OF "BAREFOOT BAY UNIT TWO PART TWELVE" IN SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST, BAREFOOT BAY, FL NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article II, Section 86-36, Brevard County Code, a petition has been filed by BARRY SOUTHARD & VALERIE GALLO with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit: THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE EASTERLY LINE OF LOT 4, AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY LINE OF LOT 5, BLOCK 106, LESS THE NORTH 10.00 FEET FOR UTILITIES AND LESS THE SOUTH 6.00 FEET PUBLIC UTILITY EASEMENT, BAREFOOT BAY UNIT TWO, PART TWELVE ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 22, PAGES 79-80 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. CONTAINING 768 SQUARE FEET, MORE OR LESS. PREPARED BY: CHRISTOPHER J. COONEY, PSM. The Board of County Commissioners will hold a public hearing to determine the advisability of such vacating of the above-described easement at 9:00 A.M. on April 21, 2020 at the Brevard County Government Center Board Room, Building C., 2725 Judge Fran Jamieson Way, Viera, Florida, at which time and place all those for or against the same may be heard before final action is taken. Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency, or commission with respect to the vacating, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. Persons seeking to preserve a verbatim transcript of the record must make those arrangements at their own expense. The needs of hearing or visually impaired persons shall be met if the department sponsoring the meeting/hearing is contacted at least 48 hours prior to the public meeting/hearing by any person wishing assistance.

Fig. 8: Copy of public hearing advertisement as published on April 06, 2020 see next page for full text.

Legal Notice Text

Requested by: Public Works Department of Brevard County, Florida

Corrina Gumm / Interim Director

By: Amber Holley / Vacating Acquisition & Review Specialist

Florida Today:

Please advertise in the April 06, 2020 issue of Florida TODAY.

PLEASE NOTE! Please use account #BRE-6BR327 and Purchase Order No. 4500092228-10, forward invoice and proof of publication to Amber Holley, Brevard County Public Works Dept., Surveying & Mapping Program, 2725 Judge Fran Jamieson Way, Room A-220, Viera, FL, 32940

LEGAL NOTICE

NOTICE FOR THE PARTIAL VACATING OF TWO 6.0 FT. WIDE PUBLIC UTILITY EASEMENTS, PLAT OF "BAREFOOT BAY UNIT TWO PART TWELVE" IN SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST, BAREFOOT BAY, FL

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CONTAINING 768 SQUARE FEET, MORE OR LESS. PREPARED BY: CHRISTOPHER J. COONEY, PSM.

The Board further renounced and disclaimed any right of the County in and to said public easements.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Kimberly Powell, Deputy Clerk

Florida TODAY:

Please advertise in the April 26, 2020, issue of the Florida TODAY. **Bill the Board of County Commissioners Account Number BRE-6BR327 and forward bill and proof of publication to: Amber Holley, Public Works Department, 2725 Judge Fran Jamieson Way, Bldg. A-220, Viera, FL 32940.**

Samantha McDaniel

From: Holley, Amber <Amber.Holley@brevardfl.gov>
Sent: Tuesday, May 12, 2020 1:48 PM
To: Samantha McDaniel
Subject: Fwd: April 21, 2020 Commission Meeting

I sent the address with the legal description in the previous email below.

Thanks,
Amber
Get [Outlook for iOS](#)

From: Donna Scott <donna.scott@brevardclerk.us>
Sent: Tuesday, April 21, 2020 10:42:28 AM
To: Holley, Amber <Amber.Holley@brevardfl.gov>; Kimberly Powell <Kimberly.Powell@brevardclerk.us>
Subject: RE: April 21, 2020 Commission Meeting

[EXTERNAL EMAIL] DO NOT CLICK links or attachments unless you recognize the sender and know the content is safe.

Thank you.

From: Holley, Amber <Amber.Holley@brevardfl.gov>
Sent: Tuesday, April 21, 2020 9:29 AM
To: Kimberly Powell <Kimberly.Powell@brevardclerk.us>; Donna Scott <donna.scott@brevardclerk.us>
Subject: April 21, 2020 Commission Meeting

Ladies,

Please find attached the information for the adopted vacate on April 21, 2020:

Legal description:

- H.1. – Southard/Gallo

Contact Info:

- Barry Southard & Valerie Gallo, 3825 12th Street, Micco, FL 32976

Thank you,
Amber Holley
321-350-8346

"Under Florida Law, email addresses are Public Records. If you do not want your e-mail address released in response to public record requests, do not send electronic mail to this entity. Instead, contact this office by phone or in writing."

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"Under Florida Law, email addresses are Public Records. If you do not want your e-mail address released in response to public record requests, do not send electronic mail to this entity. Instead, contact this office by phone or in writing."

OLD

Petitioner's Sketch & Description Sheet 1 of 2

LEGAL DESCRIPTION

SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST
PARCEL I.D. NUMBER: 30-38-10-JU-106-4

SHEET 1 OF 2
NOT VALID WITHOUT THE
SKETCH ON SHEET 2 OF 2

PURPOSE OF SKETCH AND DESCRIPTION:

TO VACATE TWO, 6' WIDE PUBLIC UTILITY EASEMENTS LYING ON BOTH SIDES OF THE COMMON LINE BETWEEN LOTS 4 AND 5, BLOCK 106.

LEGAL DESCRIPTION: THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE EASTERLY LINE OF LOT 4 AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY LINE OF LOT 5, BLOCK 106, LESS THE NORTH 10.0 FEET FOR UTILITIES AND LESS THE SOUTH 6.0 FEET PUBLIC UTILITY EASEMENT.

BAREFOOT BAY UNIT TWO, PART TWELVE,

ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 22, PAGES 79-80, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 768 SQUARE FEET, MORE OR LESS.

SURVEYORS NOTES:

- 1) THE BEARING BASE FOR THIS SURVEY IS A PLATTED BEARING OF N90°00'00"E ALONG THE SOUTHERN RIGHT OF WAY OF N.E. LAUREL CIRCLE, ALL OTHER BEARINGS ARE RELATIVE THERETO.
- 2) NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHT OF WAY AND/OR OWNERSHIP WERE FURNISHED TO THIS SURVEYOR EXCEPT AS SHOWN. NO TITLE OPINION IS EXPRESSED OR IMPLIED.
- 3) THIS SKETCH IS NOT INTENDED TO LOCATE EXISTING UNDERGROUND FOUNDATIONS, ENCROACHMENTS, OR ANY IMPROVEMENTS EXCEPT AS SHOWN.
- 4) THIS SKETCH IS NOT A BOUNDARY SURVEY.
- 5) IMPROVEMENTS SHOWN HEREON ARE BASED ON THE SURVEY PREPARED BY THE UNDERSIGNED DATED 02/26/2020, DRAWING NUMBER 16-128

PREPARED FOR:

BARRY SOUTHARD
VALERIE GALLO

DRAWN BY: C.J.C.
DATE: 02/26/2020

CHECKED BY: C.J.C.
SHEET 1 OF 2

THIS SURVEY PERFORMED BY:
COONEY SURVEYING &
MAPPING, LLC L.B. #8070
456 Chaloupe Terrace
Sebastian, FL 32958
C.J. 672-913-5322
cooneymap@gmail.com

SECTION 10
TOWNSHIP 30 SOUTH
RANGE 38 EAST

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER
PROFESSIONAL SURVEYOR AND MAPPER IN RESPONSIBLE CHARGE
CHRISTOPHER J. COONEY FLORIDA CERTIFICATE NO 6077

Christopher J. Cooney 2-26-2020
DATE AND SIGNATURE

Fig. 5: Sheet 1 of 2. Legal description for 6.00 foot easements on lots 4 and 5, Block 106, Barefoot Bay Unit Two, Part Twelve.

OLD

Petitioner's Sketch & Description Sheet 2 of 2

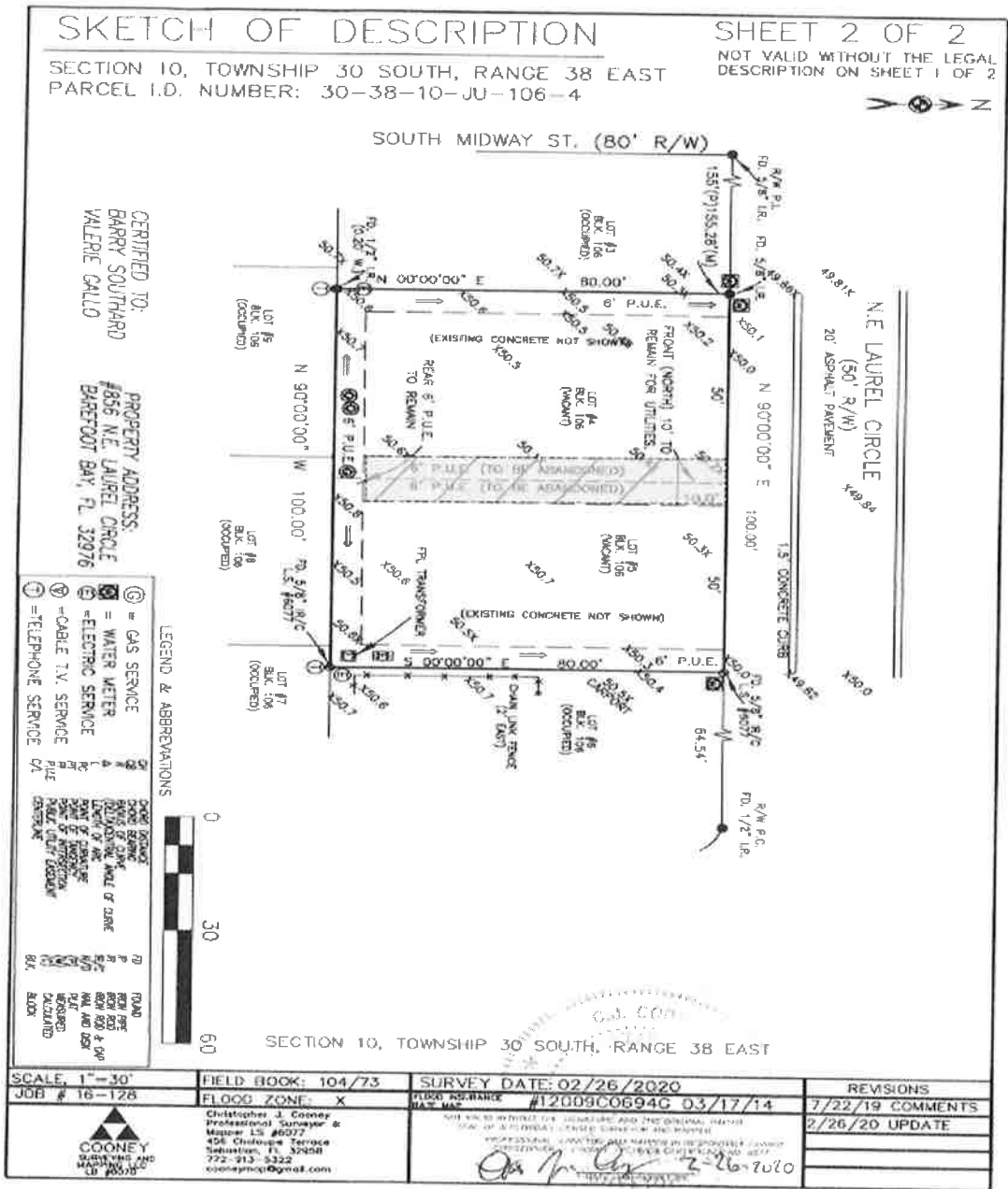


Fig. 6: Sheet 2 of 2. Not valid without legal description on sheet 1 of 2. Sketch illustrates 2 lots (4 and 5) that reside on Laurel Circle, Barefoot Bay, Florida. Lot 4 is on the West side while Lot 5 is on the East side. A 6-foot public utility lies along the easterly line of lot 4 and a 6-foot public easement lies along the westerly line of lot 5. Lots 4 and 5 are vacant. The coordinates of the area depicted is as follows moving North to West clockwise. North boundary – North 90°00'00" East 100.00', East boundary – South 00°00'00" East 80.00', South boundary – North 90°00'00" West 100.00', West boundary – North 00°00'00" East 80.00'.
 Field book: 104/73. Survey date: 2/26/20.