



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

H.2.

10/27/2020

Subject:

Petition to Vacate, Re: Public Utility Easements - 826 S. Tamarind Circle - "Barefoot Bay Mobile Home Subdivision, Unit One" Plat Book 22, Page 100 - Barefoot Bay - Brady G. and Tamarah L. Mitchell - District 3

Fiscal Impact:

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

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 two public utility easements along the side lot lines of Lots 31 and 32, Block 20, "Barefoot Bay Mobile Home Subdivision, Unit One" in Section 15, 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 petitioner's own Lots 31 and 32, Block 20 and are requesting the vacating of two 6.00 ft. wide public utility easements along the side lot lines to allow for the construction of a garage. The easement to be vacated contains 720 square feet, more or less. The property is located in Barefoot Bay South of Micco Road and East of Fleming Grant.

October 12, 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.



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

December 4, 2020

MEMORANDUM

TO: Marc Bernath, Public Works Director Attn: Amber Holley

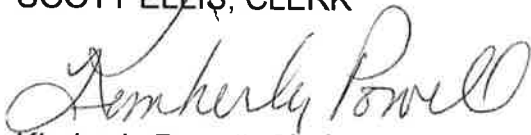
RE: Advertising Bills for Resolution Vacating Two Public Utility Easements in "Barefoot Bay Mobile Home Subdivision, Unit One" Subdivision, Barefoot Bay, Lying in Section 15, Township 30 South, Range 38 East

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 20-142, vacating two public utility easements in "Barefoot Bay Mobile Home Subdivision, Unit One" Subdivision, Barefoot Bay, lying in Section 15, Township 30 South, Range 38 East as petitioned by Brady and Tamarah Mitchell. Said Resolution was adopted by the Board of County Commissioners, in regular session on October 27, 2020.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELYS, CLERK


Kimberly Powell, Clerk to the Board

\ /sm

Encls. (2)



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

December 4, 2020

Brady and Tamarah Mitchell
826 Tamarind Circle
Barefoot Bay, FL 32976

Dear Sir:

Re: Resolution Vacating Two Public Utility Easements in "Barefoot Bay Mobile Home Subdivision, Unit One" Subdivision, Barefoot Bay, lying in Section 15, Township 30 South, Range 38 East

The Board of County Commissioners, in regular session on October 27, 2020, adopted Resolution No. 20-142, vacating two public easements in "Barefoot Bay Mobile Home Subdivision, Unit One" Subdivision, Barefoot Bay, lying in Section 15, Township 30 South, Range 38 East, as petitioned by you. Said Resolution has been recorded in ORBK 8935, Pages 2641 through 2645. Enclosed is a certified copy of the recorded Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Kimberly Powell
Kimberly Powell, Clerk to the Board

/sm

Encl. (1)

cc: Amber Holley, Public Works

**Vacating two public utility easements in "Barefoot Bay Mobile Home Subdivision, Unit One"
Subdivision, Barefoot Bay, Florida, lying in Section 15, Township 30 South, Range 38 East**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **BRADY G. AND TAMARAH L. MITCHELL** with the Board of County Commissioners to vacate 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 two public utility easements will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that said 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 27th day of October, 2020 A.D.

CFN 2020267259, OR BK 8935 PAGE 2641,
Recorded 12/01/2020 at 11:25 AM, Scott Ellis, Clerk of
Courts, Brevard County
Pgs:5

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

ATTEST:



Scott Ellis, Clerk



Bryan Andrew Lober, Chair

As approved by the Board on:
October 27, 2020

LEGAL DESCRIPTION

SECTION 15, TOWNSHIP 30 SOUTH, RANGE 38 EAST
PARCEL ID NUMBER: 30-38-15-01-20-31

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

PURPOSE OF SKETCH AND DESCRIPTION

TO VACATE A PORTION OF TWO, 6.00 FOOT WIDE PUBLIC UTILITY EASEMENTS LYING
ON BOTH SIDES OF THE COMMON LINE BETWEEN LOTS 31 AND 32, BLOCK 20.

LEGAL DESCRIPTION:

THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE EASTERLY 6.00 FEET OF LOT 32 AND
THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY 6.00 FEET OF LOT 31, BLOCK
20, BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE, ACCORDING TO THE PLAT THEREOF AS
RECORDED IN PLAT BOOK 22, PAGES 100 THRU 104, PUBLIC RECORDS OF BREVARD COUNTY,
FLORIDA, LESS AND EXCEPT THE SOUTHERLY 10.00 FEET AND THE NORTHERLY 10.00 FEET
OF SAID EASEMENTS. CONTAINING 720.00 SQUARE FEET MORE OR LESS.

SURVEYOR'S NOTES:

SURVEYOR'S NOTES:

1. BEARINGS SHOWN ARE BASED ON THE CENTERLINE OF S. TAMARIND
CIRCLE AS S 89°46'20" W AS PER RECORD PLAT.

2. NO INSTRUMENT OF RECORD REFLECTING EASEMENTS, RIGHTS
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.



PREPARED FOR: BRADY G. MITCHELL and TAMARAH L. MITCHELL
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

THOMAS R. CECRLE, PLS 4896
NOT VALID UNLESS SIGNED AND SEALED

PREPARED BY: CECRLE LAND SURVEYING, INC. CERTIFICATION OF AUTHORIZATION L.B. NO. 6637

ADDRESS: 10749 HIGHWAY US1, SUITE A, SEBASTIAN, FL 32958

PHONE: PHONE 772-388-0520 FAX 772-388-2012 EMAIL tcecrle@bellsouth.net

DRAWN BY T.R.C.

CHECKED BY T.R.C.

DRAWN NO. 17-215-L1

SECTION 15

DATE: 8-31-2020

SHEET 1 OF 2

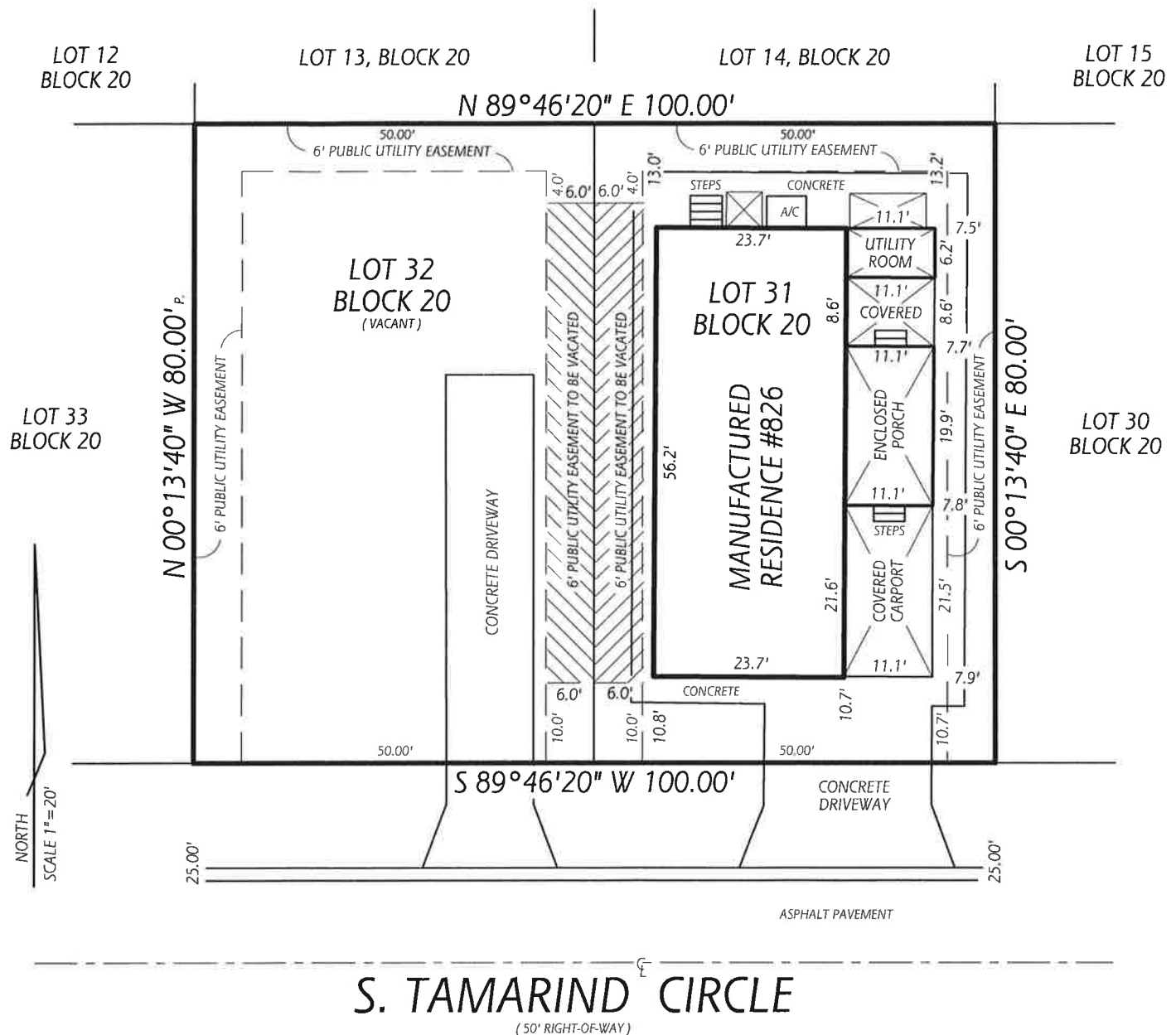
REVISIONS: 8-31-2020

TOWNSHIP 30 SOUTH
RANGE 38 EAST

SKETCH OF DESCRIPTION

SECTION 15, TOWNSHIP 30 SOUTH, RANGE 38 EAST
PARCEL ID NUMBER: 30-38-15-01-20-31

SHEET 2 OF 2
NOT VALID WITHOUT THE LEGAL
DESCRIPTION ON SHEET 1 OF 2



ABBREVIATIONS: ϕ -CENTERLINE
SECTION 15, TOWNSHIP 30 SOUTH, RANGE 38 EAST

PROJECT NO : 17-215-L2
PREPARED BY : T.R.C.



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:

10/12/2020

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 12th of October 2020, by Joe Heynen who is personally known to me

Affiant

Notary State of Wisconsin County of Brown

9.19.21

My commission expires

Publication Cost #213.90
Ad No: 0004410259
Customer No: BRE-6BR327

AD44410259 10/12/2020

LEGAL NOTICE

NOTICE FOR THE VACATING OF TWO 6.0 FT. WIDE PUBLIC UTILITY EASEMENTS, PLAT OF "BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE" IN SECTION 15, 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 **BRADY G. AND TAMARAH L. MITCHELL** 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 6.00 FEET OF LOT 32 AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY 6.00 FEET OF LOT 31, BLOCK 20, BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 22, PAGES 100 THRU 104, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE SOUTHERLY 10.00 FEET AND THE NORTHERLY 10.00 FEET OF SAID EASEMENTS. CONTAINING 720.00 SQUARE FEET MORE OR LESS. PREPARED BY: THOMAS R. CECILE, 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 October 27, 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:

11/02/2020

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 2nd 2020, by
Joe Heynen who is personally known to me

Affiant

Notary State of Wisconsin County of Brown

5.5.23

My commission expires

Publication Cost \$146.70
Ad No: 0004442699
Customer No: BRE-6BR327

NANCY HEYRMAN
Notary Public
State of Wisconsin

AD#4442699, 11/02/2020
LEGAL NOTICE

RESOLUTION VACATING TWO PUBLIC UTILITY EASEMENTS IN "BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE" SUBDIVISION, BAREFOOT BAY, FLORIDA, LYING IN SECTION 15, TOWNSHIP 30 SOUTH, RANGE 38 EAST - BRADY G. AND TAMARAH L. MITCHELL

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on the 27TH day of October 2020, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating two public utility easements in "Barefoot Bay Mobile Home Subdivision, Unit One" Subdivision, Barefoot Bay, lying in Section 15, Township 30 South, Range 38 East, as petitioned by Brady G. and Tamarah L. Mitchell.

LEGAL DESCRIPTION:

The 6.00-foot public utility easement lying along the easterly 6.00 feet of lot 32 and the 6.00-foot public utility easement lying along the westerly 6.00 feet of lot 31, block 20, Barefoot Bay Mobile Home Subdivision, Unit One, according to the plat thereof as recorded in plat book 22, pages 100 thru 104, public records of Brevard County, Florida, less and except the southerly 10.00 feet and the northerly 10.00 feet of said easements, containing 720.00 square feet more or less. Prepared by: Thomas R. Cecrle, 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



Classified Ad Receipt
(For Info Only - NOT A BILL)

Customer: BREVARD CTY PUBLIC WORKS DEPT

Address: 2725 JUDGE FRAN JAMIESON WAY
VIERA FL 32940
USA

Ad No.: 0004442699

Pymt Method Invoice

Net Amt: \$148.70

Run Times: 1

No. of Affidavits: 1

Run Dates: 11/02/20

Text of Ad:

AD#4442699, 11/02/2020
LEGAL NOTICE

RESOLUTION VACATING TWO PUBLIC UTILITY EASEMENTS IN "BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE" SUBDIVISION, BAREFOOT BAY, FLORIDA, LYING IN SECTION 15, TOWNSHIP 30 SOUTH, RANGE 38 EAST - BRADY G. AND TAMARAH L. MITCHELL

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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

Kimberly Powell

From: Holley, Amber <Amber.Holley@brevardfl.gov>
Sent: Tuesday, October 27, 2020 10:23 AM
To: Kimberly Powell
Cc: Samantha McDaniel; Donna Scott
Subject: RE: vacating for todays meeting.
Attachments: LegalDescription-Mitchell.docx

Kim,

Please find attached the legal description for the approved vacating from today's meeting:

- H.2. Brady G. and Tamarah L. Mitchell, 826 Tamarind Circle, Barefoot Bay, FL 32976.

Thank you,
Amber Holley
Public Works/ Survey Dept.
321-350-8346

From: Kimberly Powell <Kimberly.Powell@brevardclerk.us>
Sent: Tuesday, October 27, 2020 10:10 AM
To: Holley, Amber <Amber.Holley@brevardfl.gov>
Cc: Samantha McDaniel <Samantha.McDaniel@brevardclerk.us>; Donna Scott <donna.scott@brevardclerk.us>
Subject: vacating for todays meeting.

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

Amber,

Please send the information on the vacating to me as well as Sam and Donna.

They are both out of the office, so I may need to do the first part of it.

Thank you.

Kimberly Powell
Clerk to the Board
(321) 637-2001
Kimberly.powell@brevardclerk.us



The 6.00-foot public utility easement lying along the easterly 6.00 feet of lot 32 and the 6.00-foot public utility easement lying along the westerly 6.00 feet of lot 31, block 20, Barefoot Bay Mobile Home Subdivision, Unit One, according to the plat thereof as recorded in plat book 22, pages 100 thru 104, public records of Brevard County, Florida, less and except the southerly 10.00 feet and the northerly 10.00 feet of said easements. containing 720.00 square feet more or less. Prepared by: Thomas R. Cecrle, PSM.

Brevard County Property Appraiser Detail Sheet

Account 3007420
 Owners Mitchell, Brady G; Mitchell, Tamarah L
 Mailing Address 826 Tamarind Cir Barefoot Bay FL 32976
 Site Address 826 Tamarind Cir Barefoot Bay FL 32976
 Parcel ID 30-38-15-01-20-31
 Property Use 0213 - Manufactured Housing - Double Wide
 Exemptions HEX1 - Homestead First
 HEX2 - Homestead Additional
 Taxing District 3400 - Unincorp District 3
 Total Acres 0.18
 Subdivision Barefoot Bay Unit 1
 Site Code 0001 - No Other Code Appl.
 Plat Book/Page 0022/0100
 Land Description Barefoot Bay Unit 1 Lots 31, 32 Blk 20

VALUE SUMMARY

Category	2020	2019	2018
Market Value	\$134,170	\$111,850	\$102,400
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$121,730	\$104,340	\$102,400
Assessed Value School	\$121,730	\$104,340	\$102,400
Homestead Exemption	\$25,000	\$25,000	\$25,000
Additional Homestead	\$25,000	\$25,000	\$25,000
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$71,730	\$54,340	\$52,400
Taxable Value School	\$96,730	\$79,340	\$77,400

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
09/03/2013	\$58,900	WD	Improved	6970/1791
07/05/2013	\$4,000	CT	Improved	6918/2412
06/20/2003	\$10,000	WD	Vacant	4960/1400
07/22/1982	\$4,900	WD	--	2382/0645
11/15/1970	--	PT	--	1152/0219

Fig. 1: Copy of Property Appraiser's detail sheet for lots 31 & 32, block 20, Barefoot Bay Mobile Home Subdivision Unit One, 826 Tamarind Circle, Barefoot Bay, FL 32976, Section 15, Township 30 South, Range 38 East, District 3

Vicinity Map

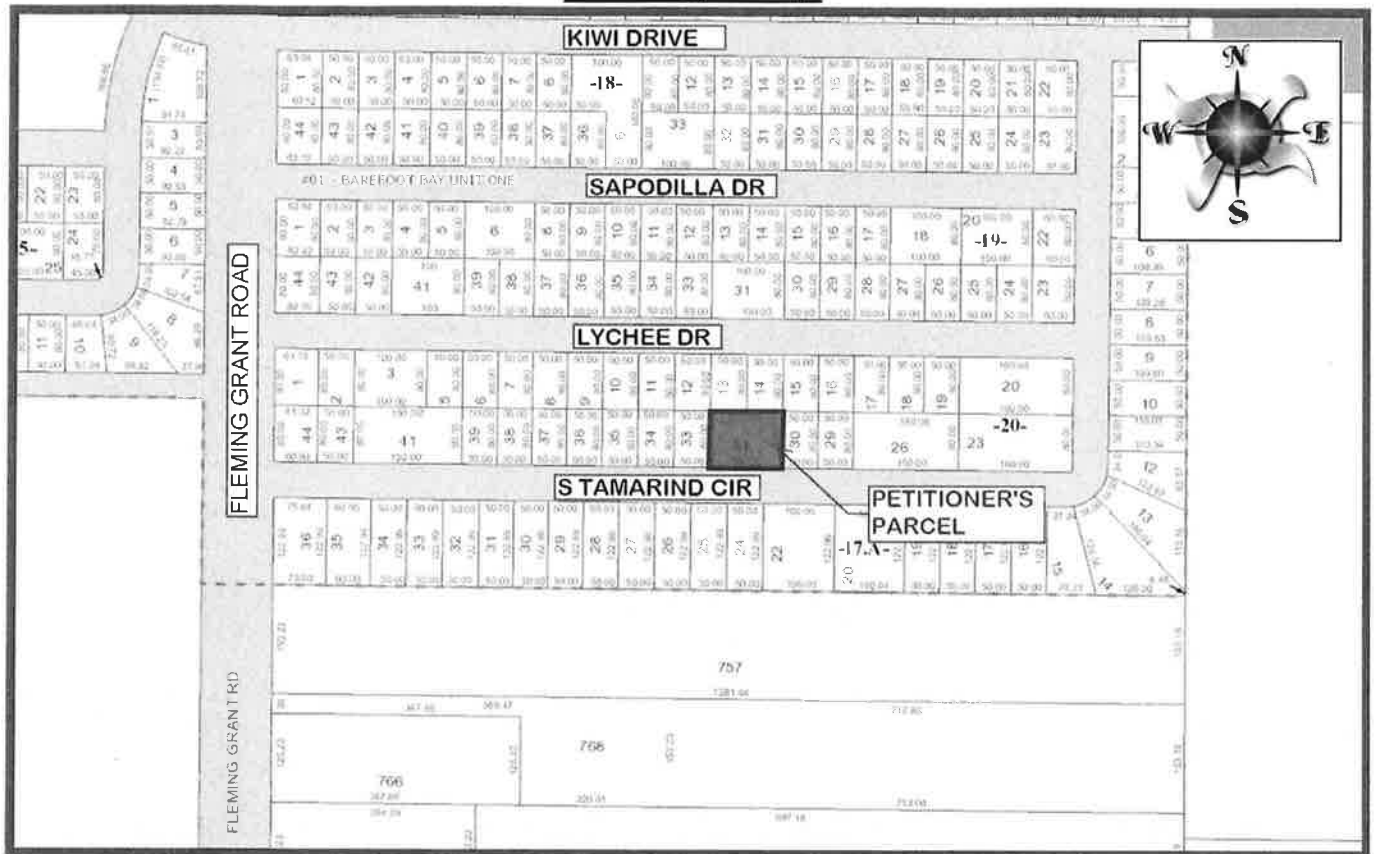


Fig. 2: Map of Lots 31 & 32, Block 20, Barefoot Bay Unit One, 826 Tamarind Circle, Barefoot Bay, FL 32976

Brady G. & Tamarah L. Mitchell – Lots 31 & 32, Block 20, “Barefoot Bay Unit One” (Plat Book 22, Page 100) – 826 S. Tamarind Circle – Section 15, Township 30 South, Range 38 East – District 3 – Proposed Vacating of two 6.0 ft. Wide Public Utility Easements along the common side lot lines.

Aerial Map



Fig. 3: Map of aerial view of Lots 31 & 32, Block 20, Barefoot Bay Unit One, 826 Tamarind Circle, Barefoot Bay, FL 32976

Brady G. & Tamarah L. Mitchell – Lots 31 & 32, Block 20, “Barefoot Bay Unit One” (Plat Book 22, Page 100) – 826 S. Tamarind Circle – Section 15, Township 30 South, Range 38 East – District 3 – Proposed Vacating of two 6.0 ft. Wide Public Utility Easements along the common side lot lines.

Plat Reference

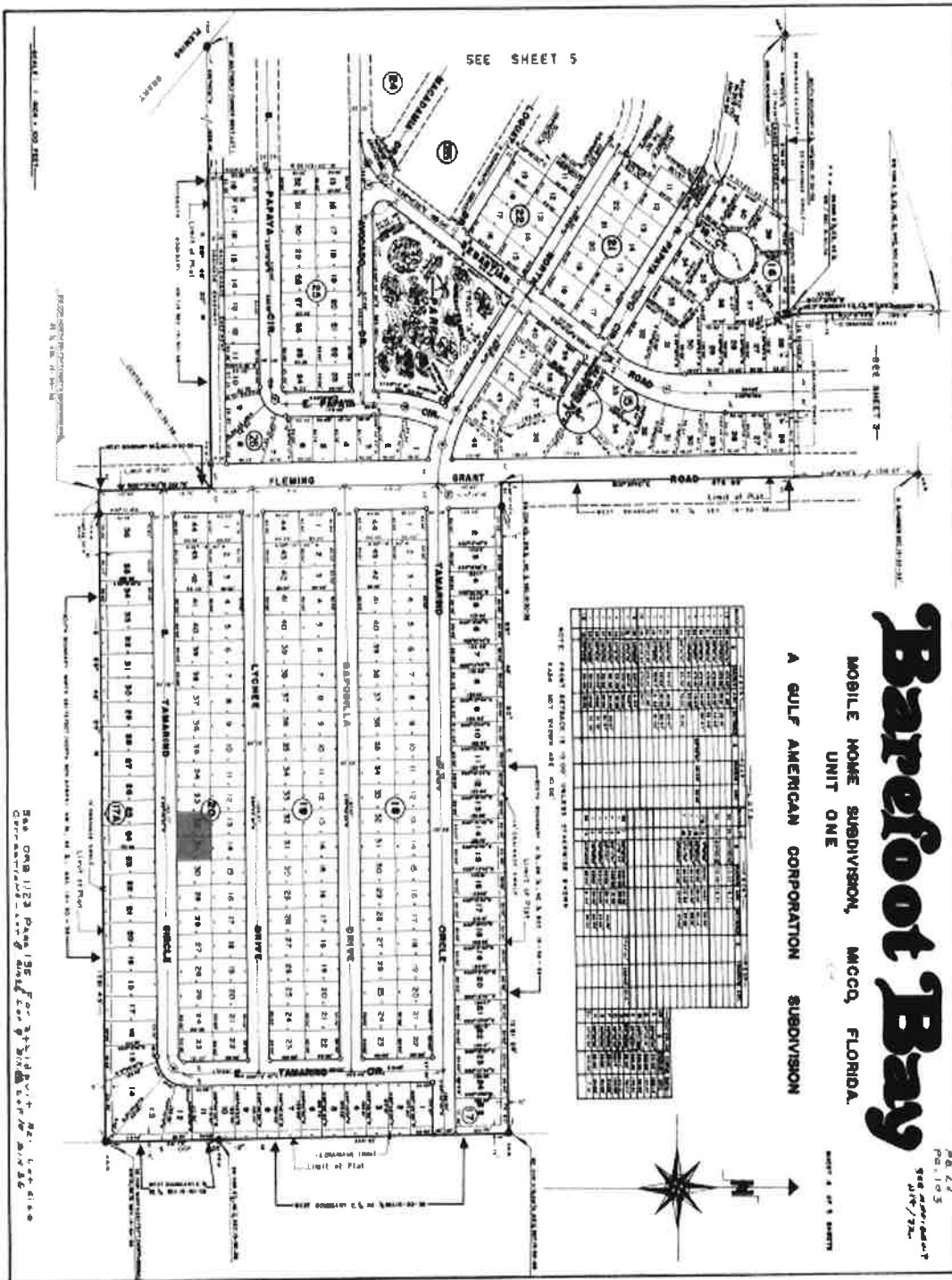


Fig. 4: Copy of plat map "Barefoot Bay Unit One" dedicated to Brevard County October 23, 1969

LEGAL DESCRIPTION

SECTION 15, TOWNSHIP 30 SOUTH, RANGE 38 EAST
PARCEL ID NUMBER: 30-38-15-01-20-31

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

PURPOSE OF SKETCH AND DESCRIPTION

TO VACATE A PORTION OF TWO, 6.00 FOOT WIDE PUBLIC UTILITY EASEMENTS LYING
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RECORDED IN PLAT BOOK 22, PAGES 100 THRU 104, PUBLIC RECORDS OF BREVARD COUNTY,
FLORIDA, LESS AND EXCEPT THE SOUTHERLY 10.00 FEET AND THE NORTHERLY 10.00 FEET
OF SAID EASEMENTS. CONTAINING 720.00 SQUARE FEET MORE OR LESS.

SURVEYOR'S NOTES:

SURVEYOR'S NOTES:

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CIRCLE AS S 89°46'20" W AS PER RECORD PLAT.
2. NO INSTRUMENT OF RECORD REFLECTING EASEMENTS, RIGHTS
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EXCEPT AS SHOWN.
4. THIS SKETCH IS NOT A BOUNDARY SURVEY.



8-31-2020

PREPARED FOR: BRADY G. MITCHELL and TAMARAH L. MITCHELL
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

THOMAS R. CECRLE, PLS 4896
NOT VALID UNLESS SIGNED AND SEALED

PREPARED BY: CECRLE LAND SURVEYING, INC. CERTIFICATION OF AUTHORIZATION L.B. NO. 6637

ADDRESS: 10749 HIGHWAY US1, SUITE A, SEBASTIAN, FL 32958

PHONE: PHONE 772-388-0520 FAX 772-388-2012 EMAIL tcecrle@bellsouth.net

DRAWN BY T.R.C.

CHECKED BY T.R.C.

DRAWN NO. 17-215-L1

SECTION 15

TOWNSHIP 30 SOUTH

RANGE 38 EAST

DATE: 8-31-2020

SHEET 1 **OF** 2

REVISIONS: 8-31-2020

Comment Sheet

Applicant: Brady & Tamarah Mitchell

Updated by: Amber Holley 20200930 at 1600 hours

Utilities	Notified	Received	Approved	Remarks
FL City Gas Co	20200911	20200930	Yes	No objections
FL Power & Light	20200911	20200911	Yes	No objections
At&t	20200911	20200916	Yes	No objections
Charter/Spectrum	20200911	20200914	Yes	No objections

County Staff	Notified	Received	Approved	Remarks
Road & Bridge	20200911	20200917	Yes	No objections
Land Planning	20200911	20200916	Yes	No objections
Utility Services	20200911	20200923	Yes	No objections
Storm Water	20200911	20200929	Yes	No objections
Zoning	20200911	20200916	Yes	No objections

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

Public Hearing Legal Advertisement

AD#4410259 10/12/2020

LEGAL NOTICE

NOTICE FOR THE VACATING OF TWO 6.0 FT. WIDE PUBLIC UTILITY EASEMENTS, PLAT OF "BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE" IN SECTION 15, 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 **BRADY G. AND TAMARAH L. MITCHELL** 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 6.00 FEET OF LOT 32 AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY 6.00 FEET OF LOT 31, BLOCK 20, BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 22, PAGES 100 THRU 104, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE SOUTHERLY 10.00 FEET AND THE NORTHERLY 10.00 FEET OF SAID EASEMENTS. CONTAINING 720.00 SQUARE FEET MORE OR LESS. PREPARED BY: THOMAS R. CECRLE, 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 **October 27, 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 October 12, 2020 see next page for full text.

Legal Notice Text

LEGAL NOTICE

NOTICE FOR THE VACATING OF TWO 6.0 FT. WIDE PUBLIC UTILITY EASEMENTS, PLAT OF "BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE" IN SECTION 15, 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 BRADY G. AND TAMARAH L. MITCHELL 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 6.00 FEET OF LOT 32 AND THE 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE WESTERLY 6.00 FEET OF LOT 31, BLOCK 20, BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT ONE, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 22, PAGES 100 THRU 104, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE SOUTHERLY 10.00 FEET AND THE NORTHERLY 10.00 FEET OF SAID EASEMENTS. CONTAINING 720.00 SQUARE FEET MORE OR LESS. PREPARED BY: THOMAS R. CECRLE, 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 October 27, 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.

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