

Meeting Date
May 17, 2016



AGENDA	
Section	PUBLIC HEARING
Item No.	IV.A.

AGENDA REPORT
 BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Petition to Vacate Re: Part of a 15.0 ft. wide Public Utility and Drainage Easement – Molaki Drive - "Catalina Isle Estates-Unit Four" – Merritt Island – Scott Rait – District 2 (Fiscal impact: Petitioner paid \$640.00 Vacating Application Fee)
DEPT/OFFICE	Public Works Department – Surveying Section

Requested Action:

It is requested that the Board of County Commissioners (BOCC) conduct a public hearing to consider vacating part of a 15.0 ft. wide public utility and drainage easement at the west/rear line of Lot 23, Block 5 "Catalina Isle Estates-Unit Four" in Section 23, Township 24 South, Range 36 East. If approved, it is requested that the Board authorize the Chairman to sign the attached Resolution approving the vacating.

Summary Explanation & 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 as owner of Lot 23 is requesting the vacating of part of the 15.00 ft. wide public utility and drainage easement along the west/rear lot line to allow for the permitting and construction of a pool and pool deck.

May 02, 2016, 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 and there are no objections at this time. The property is located in Merritt Island as follows: Begin at the intersection of S. R. No. 3 and Catalina Isle Drive; thence 0.36 miles east on Catalina Isle Drive; thence 0.07 miles north on Koloa Drive; thence 0.08 miles east on Tiki Drive; thence 0.06 miles north on East Waikiki Drive; thence 0.04 miles west on Oahu Drive; thence 0.10 miles north on Molaki Drive to the residence on the west (left). Two previously vacatings of this easement have been adopted by the Board (see attached plat).



Fiscal Impact: The petitioners are charged \$640 for processing, advertising, and recording costs associated with the vacating of a county right-of-way or easement. These fees are deposited in Fund 0002-30265-3699000, revenue account for vacatings. This action is in keeping with the County's efforts to create cooperative partnerships between County Government and its citizenry. No additional funding will be requested for next year's budget.

Name: Marc.Cazessus@brevardcounty.us Phone: Ext. 57315

Exhibits Attached: Resolution, Appraisers detail sheet, vicinity map, aerial map, plat (if applicable), petitioner's deed, boundary survey (if available), boundary survey (right-of-way vacating) or sketch and description (easement vacating), comment summary sheet and legal notice of public hearing advertisement.

Clerk to the Board instruction: Advertise Adopted Resolution Notice and Record the Adopted Resolution Documents as one recording (which in sequence includes: the adopted/signed resolution, the proof of publication of the public hearing notice, and the proof of publication of the adopted resolution)

Contract / Agreement (If attached):	Reviewed by County Attorney	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	PR	<input type="checkbox"/>
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County Manager	Assistant County Manager	Department Director / Extension
Stockton Whitten 	Assistant County Manager Venetta Valdengo	 John Denninghoff / Ext. 57202



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

Telephone: (321) 637-2001
Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

June 15, 2016

Scott and Karen Rait
1095 Molaki Dr.
Merritt Island, FL 32953

Dear Mr. & Mrs. Rait:

Re: Resolution Vacating Part of a 15.0 Ft. Wide Public Utility and Drainage Easement on
Molaki Drive – Catalina Isle Estates – Unit Four – Merritt Island

The Board of County Commissioners, in regular session on May 17, 2016, adopted Resolution No. 16-077, vacating part of a 15.0 foot wide public utility and drainage easement at the west/rear line of Lot 23, Block 5 "Catalina Isle Estates-Unit Four" in Section 23, Township 24 South, Range 36 East, as petitioned by you. Said Resolution has been recorded in ORBK 7637, Pages 1876 through 1880. 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

Tammy Rowe, Deputy Clerk

/cm

Encl. (1)

cc: Marc Cazessus, Public Works



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

Telephone: (321) 637-2001
Fax: (321) 264-6972
Tammy.Rowe@brevardclerk.us

June 15, 2016

MEMORANDUM

TO: John Denninghoff, Public Works Director Attn: Marc Cazessus

RE: Advertising Bills and Receipt for Resolution Vacating Part of a 15.0 Ft. Wide Public Utility and Drainage Easement on Molaki Drive – “Catalina Isle Estates-Unit Four” – Merritt Island

Enclosed for your necessary action are copies of the advertising bills and receipt of recordation for Resolution No. 16-077, vacating part of a 15.0 foot wide public utility and drainage easement on Molaki Drive – “Catalina Isle Estates-Unit Four” in Section 23, Township 24 South, Range 36 East, as petitioned by Scott Rait. Said Resolution was adopted by the Board of County Commissioners, in regular session on May 17, 2016.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/cm

Encls. (2)

RESOLUTION 2016 - 077

**VACATING PART OF A 15.00 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT IN
"CATALINA ISLE ESTATES-UNIT FOUR", MERRITT ISLAND, FLORIDA, LYING IN SECTION, 23,
TOWNSHIP 24 SOUTH, RANGE 36 EAST**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **SCOTT RAIT** with the Board of County Commissioners to vacate a part of a 15.00 ft. wide public utility and drainage easement 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 part of part of the public utility and drainage easement will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that said part of the public utility and drainage easement is hereby vacated; and Brevard County renounces and disclaims any rights in and to said easement. 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 17th day of May, 2016 A.D.

ATTEST:



SCOTT ELLIS, CLERK

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA



JIM BARFIELD, CHAIRMAN

As approved by the Board on:
May 17, 2016

LEGAL DESCRIPTION

SHEET 1 OF 2

LYING IN SECTION 23, TOWNSHIP 24 SOUTH, RANGE 36 EAST.
PARCEL ID No: 24-36-23-1Y-00005.0-0023.00

NOT VALID WITHOUT THE
SKETCH ON SHEET 2 OF 2

PURPOSE OF SURVEY: VACATING A PORTION OF A 15 FOOT EASEMENT.

LEGAL DESCRIPTION

THAT PORTION OF A 15.00 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT DESCRIBED AS FOLLOWS:

THE EAST 5.00 FT. OF THE WEST 15.00 FEET OF THE NORTH 37.00 FT. OF THE SOUTH 42.00 FT. OF LOT 23, BLOCK 5, "CATALINA ISLE ESTATES - UNIT FOUR" AS RECORDED IN PLAT BOOK 20, PAGE 47 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 0.004 ACRES / 185.00 SQUARE FEET, MORE OR LESS.

SURVEYOR'S NOTES

- STANDARDS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS IN CHAPTER 5J-17.052 FLORIDA ADMINISTRATIVE CODE PURSUANT TO CHAPTER 472-025, FLORIDA STATUTES.
- UNLESS SIGNED AND EMBOSSED WITH SURVEYOR'S SEAL, THIS SKETCH AND DESCRIPTION IS NOT VALID.
- THIS SKETCH AND DESCRIPTION WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THE SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR EASEMENTS THAT AFFECT THIS PROPERTY.
- THIS SKETCH AND DESCRIPTION IS PREPARED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY.
- ELEVATIONS, IF SHOWN, ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM OF 1929, UNLESS OTHERWISE NOTED.
- ADDITIONS OR DELETIONS TO THIS SKETCH AND DESCRIPTION IS PROHIBITED WITHOUT CONSENT FROM SIGNING SURVEYOR.
- THIS SKETCH IS NOT A BOUNDARY SURVEY.
- THE IMPROVEMENTS SHOWN HEREON ARE BASED ON A SURVEY PREPARED BY WALKER LAND SURVEYING, INC. DATED DECEMBER, 8th, 2006.
- BEARINGS SHOWN HEREON ARE BASED ON THE WEST RIGHT-OF-WAY LINE OF MOLIKA DRIVE AS BEING 'S 00°33'23" E' PER PLAT.

LEGEND

P.T. =POINT OF TANGENCY	P	=PLAT
D =DESCRIPTION	F	=FIELD
B.B. =BASE BEARING (SEE #9)	I.P.	=IRON PIPE
A/C =AIR CONDITIONER	I.R.	=IRON ROD
R =RADIUS	C.M.	=CONCRETE MONUMENT
L =ARC LENGTH	SET I.R. =5/8" I.R. W/#LB 6710	
CH =CHORD	REC.	=RECOVERED
CB =CHORD BEARING	P.O.B.	=POINT OF BEGINNING
P.O.L. =POINT ON LINE	P.O.C.	=POINT OF COMMENCEMENT
TYP. =TYPICAL	C/C	=COVERED CONCRETE
R/W =RIGHT-OF-WAY	N&D	=NAIL & DISC
RAD. =RADIAL	ESMT.	=EASEMENT
N.R. =NON-RADIAL	DRAIN.	=DRAINAGE
W.P. =WITNESS POINT	UTIL.	=UTILITY
WD. =WOOD	C.L.	=CHAIN LINK
S/W =SIDEWALK	CONC.	=CONCRETE
D.H. =DRILLHOLE	P.C.	=POINT OF CURVATURE
P.U. & D.E. =PUBLIC UTILITY AND DRAINAGE EASEMENT		

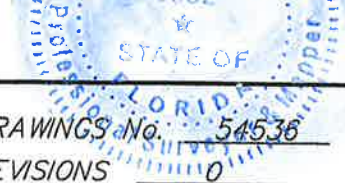


JOHN W. WALKER, R.L.S. NO 5362
NOT VALID UNLESS SIGNED AND SEALED

PREPARED FOR:
SCOTT A. & KAREN T. RAIT
BREVARD COUNTY BOARD OF
COUNTY COMMISSIONERS

PREPARED BY: WALKER LAND SURVEYING, INC.
ADDRESS: 4175 S. U.S. 1, ROCKLEDGE, FL. 32955
PHONE: 321-636-1055 FAX: 321-636-1404

LICENSED BUSINESS No. 6710



DRAWN BY: ZAD
DATE: APRIL 28th, 2016

CHECKED BY: JW
SHEET 1 OF 2

DRAWINGS No. 54536
REVISIONS 0

SECTION 23
TOWNSHIP 24 SOUTH
RANGE 36 EAST

A Daily Publication By:



BREVARD CTY PUBLIC WORKS DEPT
2725 JUDGE FRAN JAMIESON WAY
VIERA FL 32940

STATE OF FLORIDA COUNTY OF BREVARD:
Before the undersigned authority personally appeared
Kim Curro, 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

Notice Public Hearing

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

05/02/16

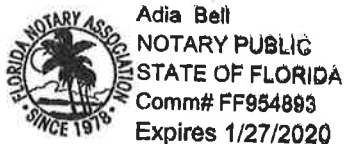
Affiant further says that the said FLORIDA TODAY is a
newspaper in said Brevard County, Florida and that the
said newspaper has heretofore been continuously
published in said Brevard County, Florida each day and
has been entered as periodicals matter at the post office
in MELBOURNE in said Brevard County, 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 coporation 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 2th of May
2016, by Kim Curro who is personally known to me

Handwritten signature of Adia Bell

Adia Bell
Notary Public for the State of Florida
My Commission expires January 27, 2020

Publication Cost: \$233.46
Ad No: 0001239094
Customer No: BRE-6BR327



LEGAL NOTICE 5/2/2016
NOTICE TO VACATE A PORTION OF A
15.0 FT. WIDE PUBLIC UTILITY AND
DRAINAGE EASEMENT AT THE
WEST/REAR LINE OF LOT 23, BLOCK 5,
"CATALINA ISLE ESTATES - UNIT FOUR"
IN SECTION 23, TOWNSHIP 24 SOUTH,
RANGE 36 EAST, MERRITT ISLAND, FL
NOTICE IS HEREBY GIVEN that pursuant
to Chapter 336.09, Florida Statutes, and
Chapter 86, Article II, Section 86-36, Bre-
vard County Code, a petition has been
filed by Scott Rait with the Board of
County Commissioners of Brevard Coun-
ty, Florida, to request vacating the fol-
lowing described property, to wit:
SEE EXHIBIT "A"
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 May 17, 2016 at the Brevard County
Government Center Board Room, Build-
ing 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 pur-
pose, he or she may need to ensure that
a verbatim record of the proceedings is
made, which record includes the testi-
mony and evidence upon which the ap-
peal 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 im-
paired persons shall be met if the de-
partment sponsoring the de-
partment hearing is contacted at least 48
hours prior to the public
meeting/hearing by any person wishing
assistance.
EXHIBIT "A"
THAT PORTION OF A 15.00 FT. WIDE
PUBLIC UTILITY AND DRAINAGE EASE-
MENT DESCRIBED AS FOLLOWS: THE
EAST 5.00 FT. OF THE WEST 15.00 FEET
OF THE NORTH 37.00 FT. OF THE SOUTH
42.00 FT. OF LOT 23, BLOCK 5, "CATALI-
NA ISLE ESTATES - UNIT FOUR" AS RE-
CORDED IN PLAT BOOK 20, PAGE 47 OF
THE PUBLIC RECORDS OF BREVARD
COUNTY, FLORIDA, CONTAINING 0.004
ACRES / 185.00 SQUARE FEET, MORE OR
LESS. PREPARED BY: JOHN W. WALKER,
RLS



A Daily Publication By:



Tammy Rowe

BREVARD COUNTY PURCHASING
P.O. BOX 999
STE C303
TITUSVILLE FL 32940

STATE OF FLORIDA COUNTY OF BREVARD:
Before the undersigned authority personally appeared Kim Curro, 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


Bids and Proposals

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

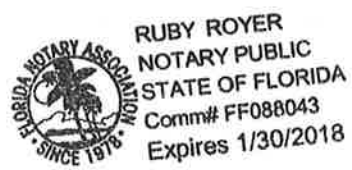
06/06/16

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 coporation 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 6th of June 2016, by Kim Curro who is personally known to me


Ruby Royer
Notary Public for the State of Florida
My Commission expires January 30, 2018

Publication Cost: \$158.48
Ad No: 0001333393
Customer No: BRE-6BR527



AD#133393 06/06/16
LEGAL NOTICE
RESOLUTION VACATING PART OF A 15.0 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT - CATALINA ISLE ESTATES, UNIT FOUR, MERRITT ISLAND, IN SECTION 23, TOWNSHIP 24 SOUTH, RANGE 36 EAST
TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that on the 17th day of May, 2016, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating part of a 15.0 ft. wide public utility and drainage easement - Catalina Isle Estates, Unit Four, Merritt Island, in Section 23, Township 24 South, Range 36 East, as petitioned by Scott Rait.
SEE ATTACHED EXHIBIT "A"
The Board further renounced and disclaimed any right of the County in and to said public utility and drainage easement.
BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Tammy Rowe, Deputy Clerk
EXHIBIT "A"
THAT PORTION OF A 15.00 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT DESCRIBED AS FOLLOWS:
THE EAST 5.00 FT. OF THE WEST 15.00 FEET OF THE NORTH 37.00 FT. OF THE SOUTH 42.00 FT. OF LOT 23, BLOCK 5, "CATALINA ISLE ESTATES - UNIT FOUR" AS RECORDED IN PLAT BOOK 20, PAGE 47 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.
CONTAINING 0.004 ACRES 1185.00 SQUARE FEET, MORE OR LESS. PREPARED BY: JOHN W. WALKER, RLS

RECEIVED
JUN 08 2016
Board of County Commissioners

BrevardClerk.US

Scott Ellis, Clerk of Court

700 South Park Avenue, Bldg. B
 P.O. Box 2767
 Titusville, FL 32781-2767
 (321) 637-2006



DBLIVE Transaction
 #: 1720050
 Receipt #: 61687159
 Cashier Date: 6/14/2016
 8:06:23 AM

Print Date:
 6/14/2016 8:06:25 AM

Customer Information	Transaction Information	Payment Summary
(3175) SURVEY SECTION BREVARD CO BCGC BLDG A ZIP 81 VIERA, FL 32904 Beginning Escrow Balance: -\$1442.50	Date Received: 06/14/2016 Source Code: Viera Q Code: Viera Return Code: Hand Carried Trans Type: Recording Agent Ref Num:	Total Fees \$88.00 Total Payments \$88.00

1 Payments	
ESCROW	\$88.00

2 Recorded Items		
(RSL) RESOLUTION	BK/PG: 7637/1876 CFN:2016112997 Date:6/14/2016 8:06:20 AM From: To:	
Recording @ 1st=\$10 Add'l=\$8.50 ea.	5	\$44.00
Indexing @ 1st 4 Names Free, Add'l=\$1 ea.	2	\$0.00
(RSL) RESOLUTION	BK/PG: 7637/1881 CFN:2016112998 Date:6/14/2016 8:06:20 AM From: To:	
Recording @ 1st=\$10 Add'l=\$8.50 ea.	5	\$44.00
Indexing @ 1st 4 Names Free, Add'l=\$1 ea.	2	\$0.00

0 Search Items

0 Miscellaneous Items



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

Customer: BREVARD COUNTY PURCHASING
Address: 2725 JUDGE FRAN JAMIESON WAY
MELBOURNE FL 32940
USA

Ad No.: 0001333393
Pymt Method: Invoice
Net Amt: \$106.32

Run Times: 1

No. of Affidavits: 1

Run Dates: 06/06/16

Text of Ad:

AD#133393 06/06/16
LEGAL NOTICE

**RESOLUTION VACATING PART OF A
15.0 FT. WIDE PUBLIC UTILITY AND
DRAINAGE EASEMENT - CATALINA
ISLE ESTATES, UNIT FOUR, MERRITT
ISLAND, IN SECTION 23, TOWNSHIP 24
SOUTH, RANGE 36 EAST**

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on the 17th day of May, 2016, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating part of a 15.0 ft. wide public utility and drainage easement - Catalina Isle Estates, Unit Four, Merritt Island, in Section 23, Township 24 South, Range 36 East, as petitioned by Scott Rait.

SEE ATTACHED EXHIBIT "A"

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

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

Donna Scott

From: LEGALS, BRE <BRELEGALS@gannett.com>
Sent: Friday, June 03, 2016 11:52 AM
To: Donna Scott
Subject: RE: legal notice for June 6 / Our Ref#1333393
Attachments: OrderConf.pdf

Donna,

Thank you for your business. Attached please find our Order Confirmation (Ad Order#1333393) listed to run on Monday, June 6, 2016 the Florida Today Newspaper.

If you have any questions or need to make modifications, please contact us via email or at 888-516-9220 between the hours of 8:00 am and 5:00 pm.

Best Regards,

Wanda Ricks
Regional Legal Clerk



1.888.516.9220 x 3656

WRicks@gannett.com

***Please note: An Affidavit of Publication (which is your notarized proof that you legally published your notice in the newspaper) will be charged and automatically added to your invoice unless you let us know **in writing** that you do not wish to have one.*

Please include your account number when requesting legal notices to ensure proper billing.

From: Donna Scott [<mailto:donna.scott@brevardclerk.us>]
Sent: Friday, June 03, 2016 10:10 AM
To: LEGALS, BRE
Subject: legal notice for June 6

Please use the **TEMPORARY ACCOUNT NO. 6BR527**.

If there should be any questions regarding this Temporary Account No. 6BR527, please contact Jessica Gardner at jessica.gardner@brevardfl.gov or 321-617-7202 X-52746.

Thank you.

Donna Scott
Assistant Clerk to the Board
(321) 637-2001 / Ext. 49120



Under Florida law, all correspondence sent to the Clerk's Office, which is not exempt or confidential pursuant to Chapter 119 of the Florida Statutes, is public record. If you do not want the public record contents of your e-mail address to be provided to the public in response to a public records request, please do not send electronic mail to this entity. Instead, contact this office by phone or in writing.

Donna Scott

From: LEGALS, BRE <BRELEGALS@gannett.com>
Sent: Friday, June 03, 2016 10:11 AM
To: Donna Scott
Subject: Brevard Classified Legal Auto Reply
Attachments: image001.jpg

Thank you for e-mailing the Brevard Classified Legal Advertising Department. Ads placed by private individuals will be accepted on a payment-in advance basis only.



AD SUBMISSION GUIDELINES

If you e-mail or fax Legal Ad(s) to us, please provide the following information:

- Account name and number
- Billing telephone number
- Contact person
- Preferred publishing dates
- Number of affidavits needed
- Address affidavit should be sent to, if different from billing.
- P.O. number (applicable to government accounts and agency advertisers)

Your notice will be published on the next available publication date unless otherwise requested.

Date of Publication:	Deadline:
Monday	Friday, 12noon
Tuesday	Friday, 4pm
Wednesday	Monday, 4pm
Thursday	Tuesday, 4pm
Friday	Wednesday, 4pm
Saturday	Thursday, 4pm
Sunday	Thursday, 4pm

We appreciate your business. If you have any questions please contact us @ 888-516-9220. Office hours Mon-Fri 8am-5pm.

***IF THIS SUBMISSION IS FOR A LEGAL DISPLAY PLEASE CONTACT US IMMEDIATELY AT 888-516-9220 SO WE CAN ACCURATELY PROCESS YOUR ORDER.**

LEGAL NOTICE

RESOLUTION VACATING PART OF A 15.0 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT – CATALINA ISLE ESTATES, UNIT FOUR, MERRITT ISLAND, IN SECTION 23, TOWNSHIP 24 SOUTH, RANGE 36 EAST

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on the 17th day of May, 2016, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating part of a 15.0 ft. wide public utility and drainage easement – Catalina Isle Estates, Unit Four, Merritt Island, in Section 23, Township 24 South, Range 36 East, as petitioned by Scott Rait.

SEE ATTACHED EXHIBIT “A”

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

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA

SCOTT ELLIS, CLERK

BY: Tammy Rowe, Deputy Clerk

FLORIDA TODAY:

Please advertise in the June 6, 2016, issue of the Florida TODAY.

**Bill the Board of County Commissioners and forward bill and proof of publication to:
Tammy Rowe, P.O. Box 999, Titusville, Florida 32781-0999.**

THAT PORTION OF A 15.00 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT DESCRIBED AS FOLLOWS:

THE EAST 5.00 FT. OF THE WEST 15.00 FEET OF THE NORTH 37.00 FT. OF THE SOUTH 42.00 FT. OF LOT 23, BLOCK 5, "CATALINA ISLE ESTATES - UNIT FOUR" AS RECORDED IN PLAT BOOK 20, PAGE 47 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 0.004 ACRES 1185.00 SQUARE FEET, MORE OR LESS.

PREPARED BY: JOHN W. WALKER, RLS

THAT PORTION OF A 15.00 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT DESCRIBED AS FOLLOWS:

THE EAST 5.00 FT. OF THE WEST 15.00 FEET OF THE NORTH 37.00 FT. OF THE SOUTH 42.00 FT. OF LOT 23, BLOCK 5, "CATALINA ISLE ESTATES - UNIT FOUR" AS RECORDED IN PLAT BOOK 20, PAGE 47 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 0.004 ACRES / 185.00 SQUARE FEET, MORE OR LESS.

PREPARED BY: JOHN W. WALKER, RLS

Dana Blickley, CFA
Property Appraiser
Brevard County, FL



Property Details

General Parcel Information

Parcel ID:	24-36-23-1Y-00005.0-0023.00	Millage Code:	2200	Exemption:		Use Code:	110
Site Address:	1095 MOLAKI DR , MERRITT ISLAND 32953					Tax ID:	2417354

Site Address is assigned by Brevard County Address Assignment for E-911 purposes and may not reflect the postal community name.

Owner Information

Owner Name:	RAIT, SCOTT A
Second Name:	RAIT, KAREN T
Mailing Address:	1095 MOLAKI DR
City, State, Zipcode:	MERRITT ISLAND, FL 32953

Abbreviated Description

Plat Book/Page:	0020/0047	Sub Name:	CATALINA ISLE ESTATES UNIT 4	LOT	23
				BLK	5

Value Summary

Roll Year:	2013	2014	2015
Market Value Total: ¹	\$182,880	\$207,250	\$219,840
Agricultural Market Value:	\$0	\$0	\$0
Assessed Value Non-School:	\$172,440	\$189,680	\$219,840
Assessed Value School:	\$182,880	\$207,250	\$219,840
Homestead Exemption: ²	\$0	\$0	\$0
Additional Homestead: ²	\$0	\$0	\$0
Other Exemptions: ²	\$0	\$0	\$0
Taxable Value Non-School: ³	\$172,440	\$189,680	\$219,840
Taxable Value School: ³	\$182,880	\$207,250	\$219,840

Land Information

Acres:	0.21
Site Code:	130

1: Market value is established for ad valorem purposes in accordance with s.193.011(1) and (8), Florida Statutes. This value does not represent anticipated selling price for the property.

2: Exemptions are applicable for the year shown and may or may not be applicable if an owner change has occurred.

3: The Additional Homestead exemption does not apply when calculating taxable value for school districts pursuant to Amendment 1.

Sale Information

Official Records Book/Page	Sale Date	Sale Amount	Deed Type	Vacant/Improved
7332/1401	3/26/2015	\$250,000	WD	I
7244/0452	11/4/2014	\$100	WD	I
7230/0576	10/16/2014	\$100	CT	I
5877/6857	6/27/2008	\$100	QC	I
5730/2290	12/13/2006	\$273,000	WD	I
4559/3259	3/26/2002	\$100	ID	I
0847/0734	2/1/1966	\$22,000		V

Building Information

PDC #	Use Code	Year Built	Story Height	Frame Code	Exterior Code	Interior Code	Roof Type	Roof Material	Floors Code	Ceiling Code
1	110	1966	8	03	03	03	02	04	03	03

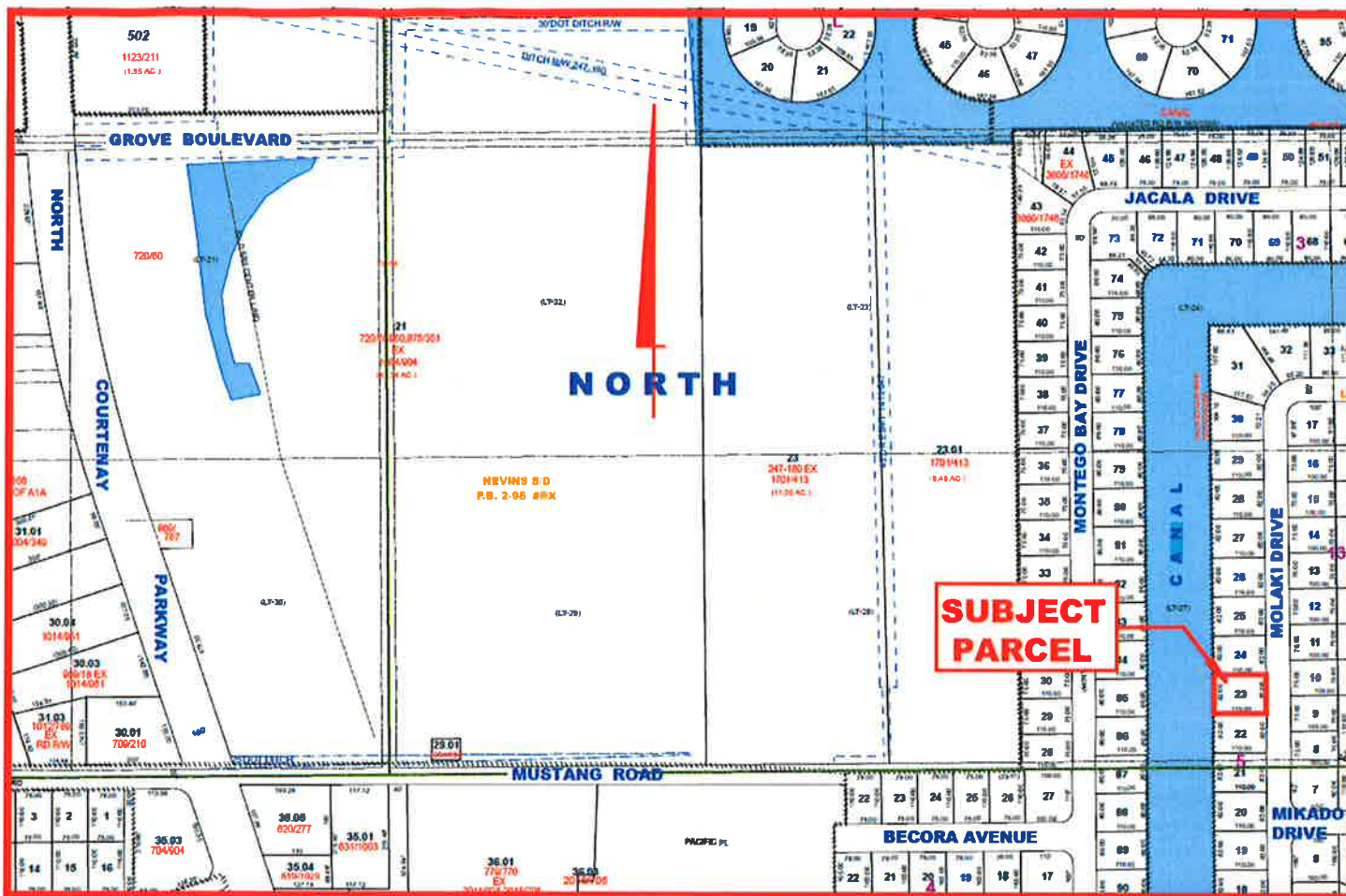
Building Area Information

PDC #	Base Area	Garage Area	Open Porches	Car Port	Screened Porches	Utility Rooms	Enclosed Porch	Basements	Attics	Bonus Rooms	RV Carport	RV Garage	Total Base Area
1	1,729	400	20	0	348	0	0	0	0	0	0	0	1,729

Extra Feature Information

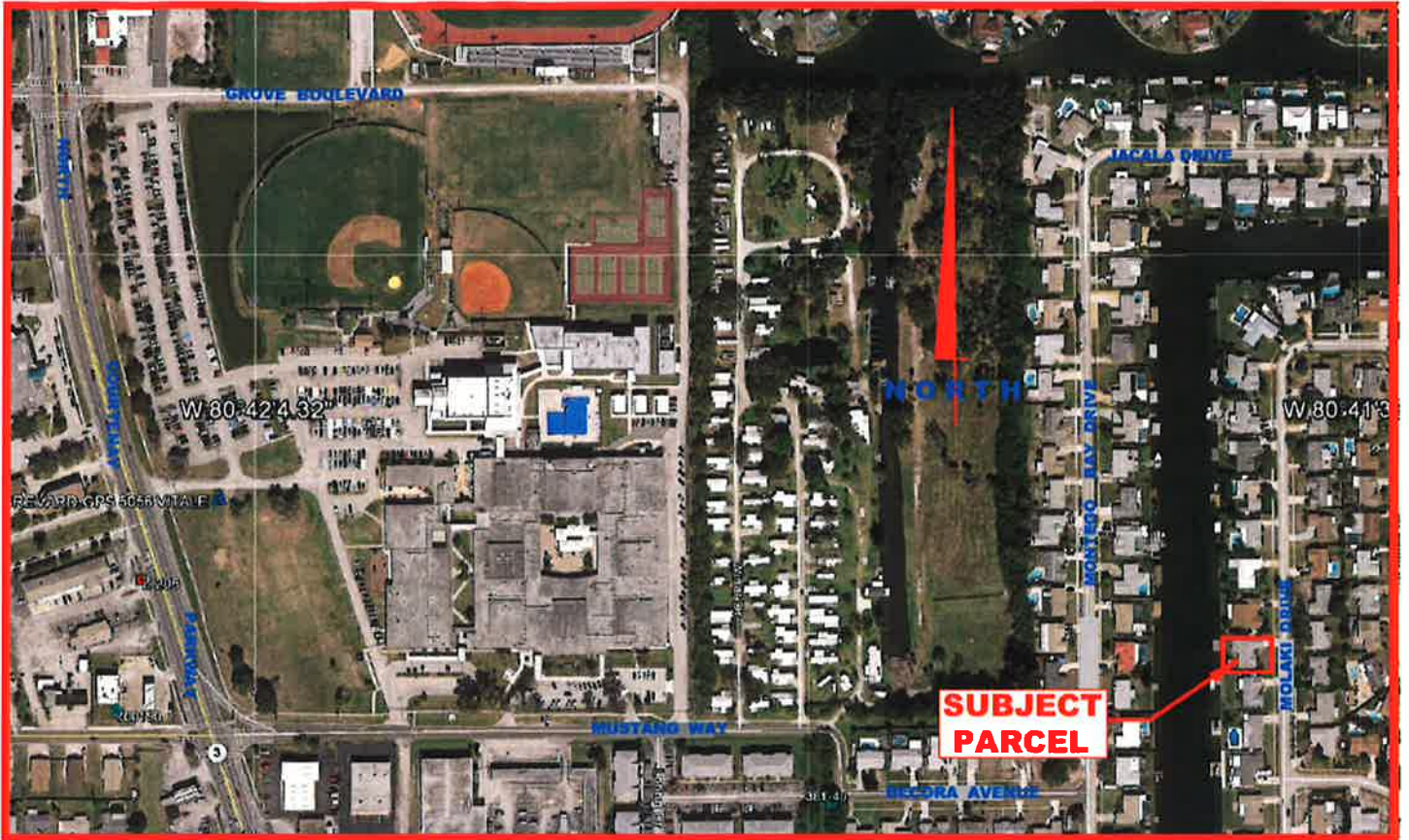
Extra Feature Description	Units
DOCK	384
GAZEBO	44

APPRAISER'S DETAIL SHEET



VICINITY MAP

Scott and Karen Rait – Lot 23, Block 5,
 “Catalina Isle Estate - Unit Four” – (Plat Book
 20, Page 47) - 1095 Molaki Drive, Merritt
 Island, Florida, 32953 – Section 23, Township
 24 South, Range 36 East – District 2 –
 Proposed Vacating of part of a 15.00 ft. Wide
 Public Drainage and Utility Easement



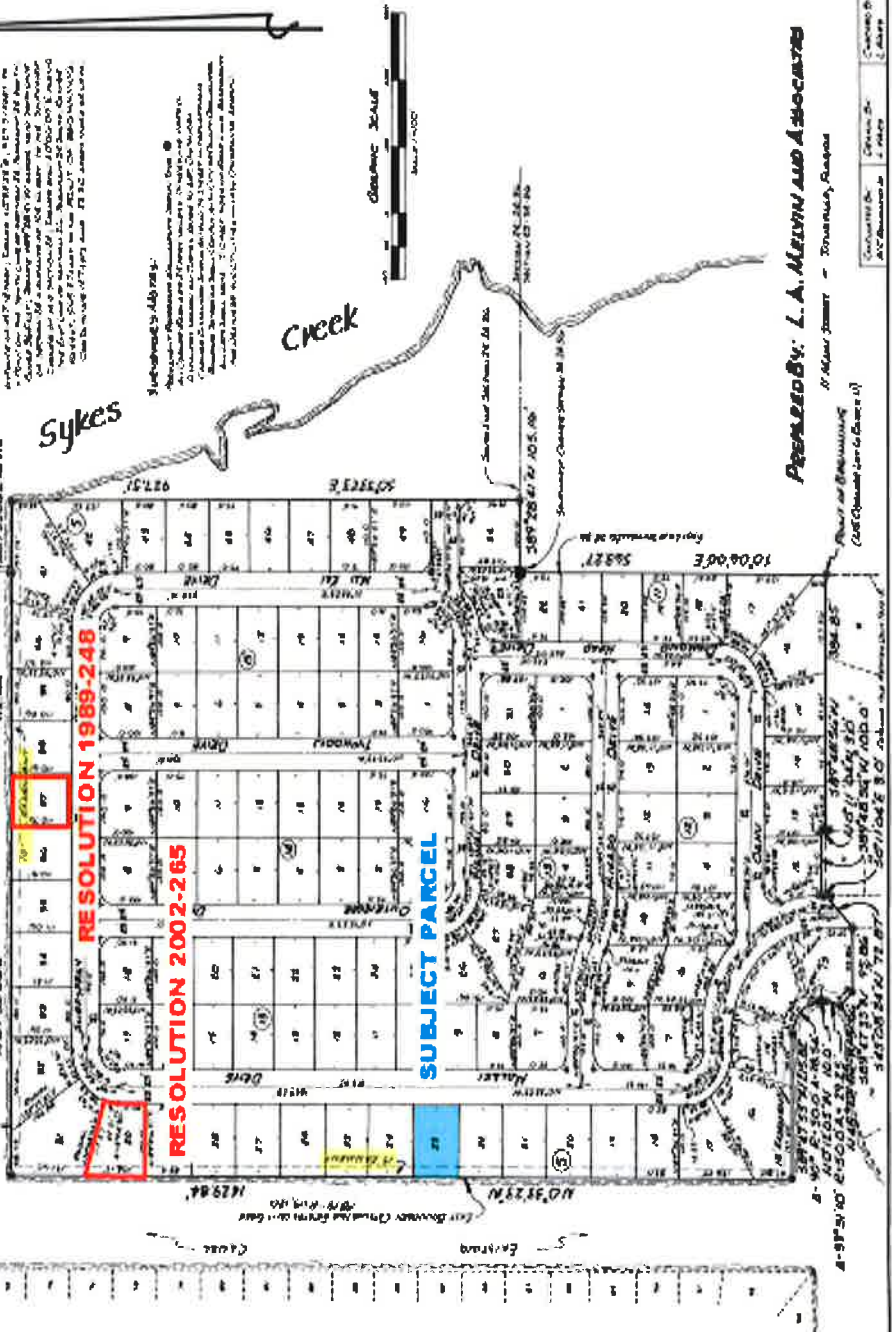
AERIAL MAP

Scott and Karen Rait – Lot 23, Block 5,
“Catalina Isle Estate - Unit Four” – (Plat Book
20, Page 47) - 1095 Molaki Drive, Merritt
Island, Florida, 32953 – Section 23, Township
24 South, Range 36 East – District 2 –
Proposed Vacating of part of a 15.00 ft. Wide
Public Drainage and Utility Easement

Catalina Isle Estates - Unit Four

REPLANT A PART OF TRACTS 24-27, 38 & 39 OF NEWLY SUBMITTED AS RECORDED IN PLAT BOOK 247 PAGE 98 OF THE PUBLIC RECORDS OF DECEASED COUNTY, FLORIDA, LOTS 1 & 2 SECTIONS 23 & 26 OF TOWNSHIP 24 SOUTH, RANGE 36 EAST, ALSO A PART OF THE SOUTH 1/4 OF CONVEYANCE LOT 5 WEST OF SYKES CREEK, SECTION 24, TOWNSHIP 24 SOUTH, RANGE 36 EAST.

DESCRIPTION: The subject property is located in the County of Duval, State of Florida, and is more particularly described as follows: A certain portion of the land described in the above recited plat, to-wit: Lots 1 & 2, Sections 23 & 26, Township 24 South, Range 36 East, and a portion of the land described in the above recited plat, to-wit: Lot 5, West of Sykes Creek, Section 24, Township 24 South, Range 36 East. The subject property is bounded on the north by the line of the County of Duval, State of Florida, and on the south by the line of the County of Duval, State of Florida. The subject property is bounded on the east by the line of the County of Duval, State of Florida, and on the west by the line of the County of Duval, State of Florida. The subject property is bounded on the north by the line of the County of Duval, State of Florida, and on the south by the line of the County of Duval, State of Florida. The subject property is bounded on the east by the line of the County of Duval, State of Florida, and on the west by the line of the County of Duval, State of Florida.



PREPARED BY: L. A. MEYER AND ASSOCIATES
 11 Main Street - Tallahassee, Florida
 (904) 944-1111

PLAT BOOK 20 AND PAGE 47

DECLARATION

STATE OF FLORIDA COUNTY OF DEKALB

NOTARY PUBLIC

My Commission Expires July 5, 2005

CERTIFICATE OF APPROVAL BY THE BOARD OF COUNTY COMMISSIONERS

CERTIFICATE OF APPROVAL BY ZONING COMMISSION

CERTIFICATE OF CLIENT

APPROVED BY THE BOARD OF COUNTY COMMISSIONERS

APPROVED BY THE ZONING COMMISSION

APPROVED BY THE CLIENT

This Instrument Was Prepared By and
Record and Return To:

Karen S. Leopold, Esq.
REO TITLE COMPANY OF FLORIDA, LLC
20801 Biscayne Boulevard, Suite 501
Aventura, FL 33180

Folio #24-36-23-1Y-00005,0-0023,00

SPECIAL WARRANTY DEED

This Special Warranty Deed is made this 26 day of March, 2015, by FANNIE MAE a/k/a FEDERAL NATIONAL MORTGAGE ASSOCIATION, organized and existing under the laws of United States of America, whose mailing address is P.O. Box 650043, Dallas, TX 75265-0043 ("Grantor"), in favor of Scott A. Rait and Karen T. Rait, husband wife, whose mailing address is 1095 Molaki Drive, Merritt Island, FL 32953 ("Grantee"),

WITNESSETH: That Grantor, for and in consideration of the sum of \$10.00 and other good and valuable consideration, the receipt of which is hereby acknowledged, by these presents does grant, bargain, sell, alien, remise, release, convey and confirm unto Grantee the parcel of real property situated in Brevard County, Florida, described as follows:

Lot 23, Block 5, CATALINA ISLE ESTATES UNIT FOUR, according to the Plat thereof, recorded in Plat Book 20, page 47, of the Public Records of Brevard County, Florida.

a/k/a 1095 Molaki Drive, Merritt Island, FL 32953

TOGETHER with all tenements, hereditaments, appurtenances, rights, reversions or reservations belonging thereto.

SUBJECT to taxes for the year 2015 and subsequent years; conditions, limitations, restrictions and easements of record which are not reimposed by this instrument and zoning ordinances and government regulations, if any.

TO HAVE AND TO HOLD the same in fee simple forever.

P E T I T I O N E R ' S D E E D

S H E E T 1 O F 2

TO HAVE AND TO HOLD the same in fee simple forever.

AND the Grantor hereby covenants with the Grantee that the Grantor is lawfully seized of the real property in fee simple, that the Grantor has good right and lawful authority to sell and convey the real property, that the Grantor hereby fully warrants the title to the real property and will defend the same against the lawful claims of all persons claiming by, through and under the Grantor, but none other.

IN WITNESS WHEREOF, this instrument has been executed by the Grantor as of the day and year first above written.

Witnesses as to Grantor:

FANNIE MAE a/k/a FEDERAL NATIONAL MORTGAGE ASSOCIATION

By: REO Title Company of Florida, LLC, a Florida limited liability company, as attorney-in-fact, pursuant to Limited Power of Attorney recorded in O.R. Book 28950, Page 1846, Public Records of Miami-Dade County, Florida

Sizzie Marin
Sizzie Marin

Print name of Witness

Maria Pasquale
Maria Pasquale

Print name of Witness

By: *Susan L. Horton*
Name: Susan L. Horton
Title: Director of Operations

STATE OF FLORIDA

COUNTY OF MIAMI-DADE

The foregoing instrument was acknowledged before me this 26 day of March, 2015, by Susan L. Horton, as Director of Operations of REO Title Company of Florida, LLC, a Florida limited liability company, as attorney-in-fact for FANNIE MAE a/k/a FEDERAL NATIONAL MORTGAGE ASSOCIATION, who is personally known to me.

My commission expires:

Maria Pasquale
Notary Public
Print name: Maria Pasquale



PETITIONER'S DEED
SHEET 2 OF 2

LEGAL DESCRIPTION

SHEET 1 OF 2

NOT VALID WITHOUT THE SKETCH ON SHEET 2 OF 2

LYING IN SECTION 23, TOWNSHIP 24 SOUTH, RANGE 36 EAST.
 PARCEL ID No: 24-36-23-1Y-00005.0-0023.00

PURPOSE OF SURVEY: VACATING A PORTION OF A 15 FOOT EASEMENT.

LEGAL DESCRIPTION

THAT PORTION OF A 15.00 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT DESCRIBED AS FOLLOWS:

THE EAST 5.00 FT. OF THE WEST 15.00 FEET OF THE NORTH 37.00 FT. OF THE SOUTH 42.00 FT. OF LOT 23, BLOCK 5, "CATALINA ISLE ESTATES - UNIT FOUR" AS RECORDED IN PLAT BOOK 20, PAGE 47 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.

CONTAINING 0.004 ACRES / 185.00 SQUARE FEET, MORE OR LESS.

SURVEYOR'S NOTES

- STANDARDS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS IN CHAPTER 5J-17.052 FLORIDA ADMINISTRATIVE CODE PURSUANT TO CHAPTER 472-025, FLORIDA STATUTES.
- UNLESS SIGNED AND EMBOSSED WITH SURVEYOR'S SEAL, THIS SKETCH AND DESCRIPTION IS NOT VALID.
- THIS SKETCH AND DESCRIPTION WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THE SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR EASEMENTS THAT AFFECT THIS PROPERTY.
- THIS SKETCH AND DESCRIPTION IS PREPARED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY.
- ELEVATIONS, IF SHOWN, ARE BASED ON NATIONAL GEODETIC VERTICAL DATUM OF 1929, UNLESS OTHERWISE NOTED.
- ADDITIONS OR DELETIONS TO THIS SKETCH AND DESCRIPTION IS PROHIBITED WITHOUT CONSENT FROM SIGNING SURVEYOR.
- THIS SKETCH IS NOT A BOUNDARY SURVEY.
- THE IMPROVEMENTS SHOWN HEREON ARE BASED ON A SURVEY PREPARED BY WALKER LAND SURVEYING, INC. DATED DECEMBER, 8th, 2006.
- BEARINGS SHOWN HEREON ARE BASED ON THE WEST RIGHT-OF-WAY LINE OF MOLIKA DRIVE AS BEING $S 00^{\circ}33'23" E$ PER PLAT.

LEGEND

P.T. =POINT OF TANGENCY	P	=PLAT
D =DESCRIPTION	F	=FIELD
B.B. =BASE BEARING (SEE #9)	I.P.	=IRON PIPE
A/C =AIR CONDITIONER	I.R.	=IRON ROD
R =RADIUS	C.M.	=CONCRETE MONUMENT
L =ARC LENGTH	SET I.R.	=5/8" I.R. W/HLB 6710
CH =CHORD	REC.	=RECOVERED
CB =CHORD BEARING	P.O.B.	=POINT OF BEGINNING
P.D.L. =POINT ON LINE	P.O.C.	=POINT OF COMMENCEMENT
TYP. =TYPICAL	C/C	=COVERED CONCRETE
R/W =RIGHT-OF-WAY	N&D	=NAIL & DISC
RAD. =RADIAL	ESMT.	=EASEMENT
N.R. =NON-RADIAL	DRAIN.	=DRAINAGE
W.P. =WITNESS POINT	UTIL.	=UTILITY
WD. =WOOD	C.L.	=CHAIN LINK
S/W =SIDEWALK	CONC.	=CONCRETE
D.H. =DRILLHOLE	P.C.	=POINT OF CURVATURE
P.U. & D.E.	=PUBLIC UTILITY AND DRAINAGE EASEMENT	



[Signature]
 JOHN W. WALKER, R.L.S. NO 5362
 NOT VALID UNLESS SIGNED AND SEALED

PREPARED FOR:
 SCOTT A. & KAREN T. RAIT
 BREVARD COUNTY BOARD OF
 COUNTY COMMISSIONERS

PREPARED BY: WALKER LAND SURVEYING, INC.
 ADDRESS: 4175 S. U.S. 1, ROCKLEDGE, FL. 32955
 PHONE: 321-636-1055 FAX: 321-636-1404

LICENSED BUSINESS No. 6710
 STATE OF FLORIDA

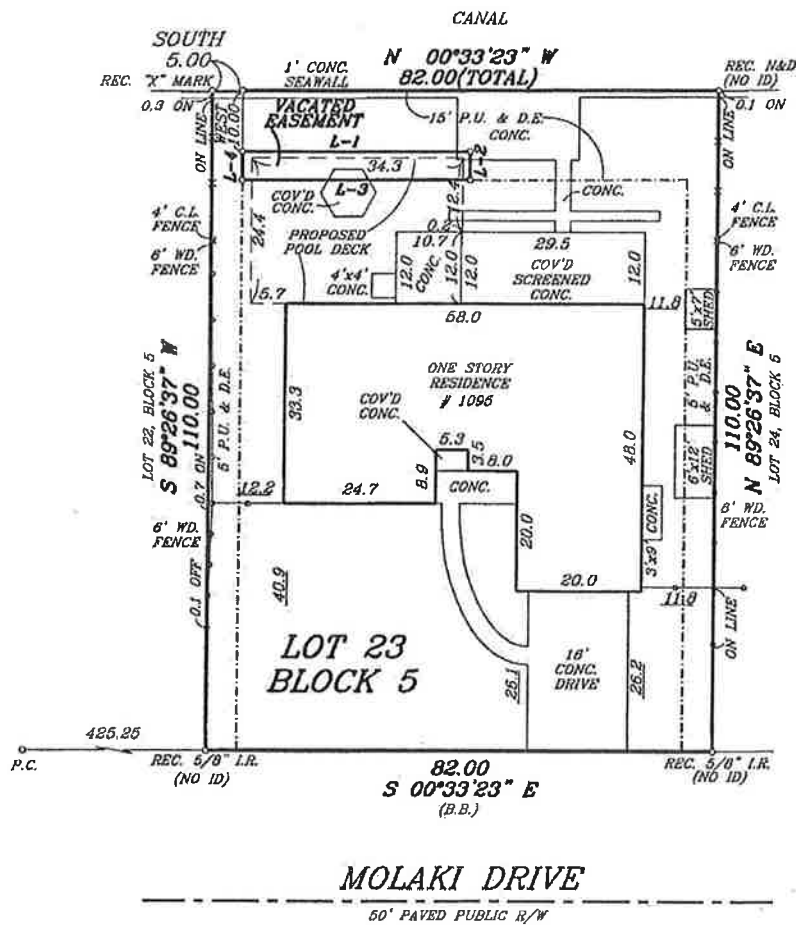
DRAWN BY: <u>ZAD</u>	CHECKED BY: <u>JW</u>	DRAWINGS No. <u>54536</u>	SECTION <u>23</u>
DATE: <u>APRIL 28th, 2016</u>	SHEET <u>1</u> OF <u>2</u>	REVISIONS <u>0</u>	TOWNSHIP <u>24</u> SOUTH
			RANGE <u>36</u> EAST

SKETCH OF DESCRIPTION

SHEET 2 OF 2

LYING IN SECTION 23, TOWNSHIP 24 SOUTH, RANGE 36 EAST.
 PARCEL ID No: 24-36-23-1Y-00005.0-0023.00

NOT VALID WITHOUT THE LEGAL DESCRIPTION ON SHEET 1 OF 2



SCALE: 1" = 30'

- L-1: N 00°33'23" W, 37.00
- L-2: N 89°26'37" E, 5.00
- L-3: S 00°33'23" E, 37.00
- L-4: S 89°26'37" W, 5.00

PREPARED FOR:
 SCOTT A. & KAREN T. RAIT
 BREVARD COUNTY BOARD OF
 COUNTY COMMISSIONERS

(Signature)
 JOHN W. WALKER, R.L.S. NO 5362
 NOT VALID UNLESS SIGNED AND SEALED

PREPARED BY: WALKER LAND SURVEYING, INC.
 ADDRESS: 4175 S. U.S. 1, ROCKLEDGE, FL. 32955
 PHONE: 321-636-1055 FAX: 321-636-1404

LICENSED BUSINESS No. 6710

DRAWN BY: ZAD
 DATE: APRIL 28th, 2016

CHECKED BY: JW
 SHEET 2 OF 2

DRAWINGS No. 54536
 REVISIONS 0

SECTION 23
 TOWNSHIP 24 SOUTH
 RANGE 36 EAST

AD#1239094 5/2/2016 LEGAL NOTICE NOTICE TO VACATE A PORTION OF A 15.0 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT AT THE WEST/REAR LINE OF LOT 23, BLOCK 5, "CATALINA ISLE ESTATES UNIT FOUR" IN SECTION 23, TOWNSHIP 24 SOUTH, RANGE 36 EAST, MERRITT ISLAND, 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 Scott Rait with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit: SEE EXHIBIT "A" 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 May 17, 2016 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. EXHIBIT "A" THAT PORTION OF A 15.00 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT DESCRIBED AS FOLLOWS: THE EAST 5.00 FT. OF THE WEST 15.00 FEET OF THE NORTH 37.00 FT. OF THE SOUTH 42.00 FT. OF LOT 23, BLOCK 5, "CATALINA ISLE ESTATES - UNIT FOUR" AS RECORDED IN PLAT BOOK 20, PAGE 47 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. CONTAINING 0.004 ACRES / 185.00 SQUARE FEET, MORE OR LESS. PREPARED BY: JOHN W. WALKER, RLS

PUBLIC HEARING LEGAL
ADVERTISEMENT

**PUBLIC NOTICE
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS**

As provided in Chapter 255.20 F.S., notice is hereby given that the Board of County Commissioners will hold a public hearing at 9:00 a.m. on May 17, 2016, at the Brevard County Government Center Board Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida. The purpose of the hearing will be to consider whether it is in the public interest for the County to perform the services necessary for the construction of the pedway at Wickham Park. The project consists of the construction of an 8' wide by 8,500 LF, ADA compliant, concrete pedway loop in Wickham Park, Melbourne, Florida.

Pursuant to Chapter 286.0105 F.S., if any person decides to appeal any decision made by the Board, Agency or Commission with respect to the item stated above, 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 meeting must make those arrangements at their own expense.

The needs of the 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 hearing by any person wishing assistance.

**BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Tammy Rowe, Deputy Clerk**