

Meeting Date
January 27, 2015



AGENDA	
Section	PUBLIC HEARING
Item No.	IV.A.

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Petition to Vacate, Re: Public Utility Easement – Stonebridge Drive – Stonebridge S/D – Phillip Hayes – District 4
	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 public utility easement at Lot 5, Stonebridge Subdivision in Section 35, Township 25 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 said Lot 5 is requesting the partial vacating of the easement to allow for the expansion of an existing pool deck and to facilitate the issuance of a screen enclosure building permit (area of easement to be vacated is 1,057 square feet, more or less).

December 25, 2014, 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. The property is located in Rockledge, FL: begin at the intersection of S. R. 520 and U. S. Highway No. 1; thence south 6.5 miles along U. S. Highway No. 1; thence northeast 0.25 miles along S. R. 515 (aka: Rockledge Drive); thence 0.10 miles west and northwest along Stonebridge Drive to the residence on the west (left). Resolution 99-006 vacated the southerly 60 ft.+/- of this same easement at Lot 6, north of and abutting the petitioner's Lot 5.

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

Clerk to the Board instruction: Advertise Final Legal Notice and Record Vacating Resolution Documents(which in sequence, includes the initial notice of public hearing ad, the approved resolution, and the final legal notice ad).

Exhibits Attached: Resolution, Maps & Comment Summary

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



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

Telephone: (321) 637-2001
Fax: (321) 264-6972

February 10, 2015

MEMORANDUM

TO: Recording

RE: Item IV.A., Petition to Vacate, Re: Public Utility Easement – Stonebridge S/D – Phillip Hayes

The Board of County Commissioners, in regular session on January 27, 2015, adopted a Resolution Vacating a Portion of a Public Utility Easement in Stonebridge Subdivision in Section 35, Township 25 South, Range 36 East. Enclosed are the proof of publication setting the public hearing, Resolution 15-005, with attached Exhibits, and proof of publication advertising the vacating.

Please record same in the Public Records, bill Public Works Department's Account Number 3175 or call Marc Cazesus at 5-7315 if you have any questions; and return the recorded documents to this office, **including a receipt for the recordation.**

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/jl

Encls. (3)



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

Telephone: (321) 637-2001
Fax: (321) 264-6972

February 11, 2015

M E M O R A N D U M

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

RE: Advertising Bills for Resolution to Vacate a Public Utility Easement – Stonebridge S/D – Phillip Hayes

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 15-005, vacating a portion of a Public Utility Easement at Lot 5, Stonebridge Subdivision, as petitioned by Phillip Hayes. Said Resolution was adopted by the Board of County Commissioners, in regular session on January 27, 2015.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge

Tammy Etheridge, Deputy Clerk

/jl

Encls. (2)



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

Telephone: (321) 637-2001
Fax: (321) 264-6972

February 11, 2015

Phillip Hayes
2320 Stonebridge Drive
Rockledge, FL 32955

Dear Phillip Hayes

RE: Item IV.A., Petition to Vacate, Re: Public Utility Easement – Stonebridge S/D – Phillip Hayes

The Board of County Commissioners, in regular session on January 27, 2015, adopted a Resolution Vacating a Portion of a Public Utility Easement in Stonebridge Subdivision in Section 35, Township 25 South, Range 36 East, as petitioned by you. Said Resolution has been recorded in ORBK 7299, PGs 2507 through 2511. Enclosed is a certified of the recorded Resolution for your records.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/jl

Encls. (1)



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

Telephone: (321) 637-2001
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February 11, 2015

M E M O R A N D U M

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

RE: Advertising Bills for Resolution to Vacate a Public Utility Easement – Stonebridge S/D – Phillip Hayes

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 15-005, vacating a portion of a Public Utility Easement at Lot 5, Stonebridge Subdivision, as petitioned by Phillip Hayes. Said Resolution was adopted by the Board of County Commissioners, in regular session on January 27, 2015.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Etheridge

Tammy Etheridge, Deputy Clerk

/jl

Encls. (2)

Pct# 4500084000 v# 4251
 210102/5491400
 Doc#



Mailed to:

Brevard County Public Works Dept
 2725 Judge Fran Jamieson Way, Bldg A-220
 Viera FL 32940

A daily publication by:



STATE OF FLORIDA
 COUNTY OF BREVARD

Before the undersigned authority personally appeared Elizabeth A. Lyons
 who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a
 newspaper published in Brevard County, Florida; that the attached copy of advertising being a

LEGAL NOTICE

Ad # (345607)	\$	171.65	The matter of:
Acct. # (6BR427			
			Brevard County Public Works Dept
the	Court		PUBLIC HEARING-HAYES.DOCX NOTICE TO VACATE A PART OF THE PUBLIC UTILITY WHICH ENCUMBERS.....

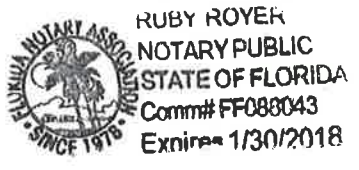
as published in the FLORIDA TODAY in the issue(s) of:

December 25, 2014

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, regularly as stated above, 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 she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.

AD#345607,12/25/2014
LEGAL NOTICE
 NOTICE TO VACATE A PART OF THE PUBLIC UTILITY WHICH ENCUMBERS LOT 5 OF THE PLAT OF STONEBRIDGE, ROCKLEDGE, FL IN SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST
 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 PHILLIP HAYES with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:
EXHIBIT "A"
 DESCRIPTION:
 A PORTION OF A 10.00 FOOT WIDE PUBLIC UTILITY AND PRIVATE DRAINAGE, MAINTENANCE, AND ACCESS EASEMENT BEING PART OF LOT 5 OF STONEBRIDGE, A SUBDIVISION RECORDED IN PLAT BOOK 42, PAGE 59 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 THE EAST 10.00 FEET OF THE WEST 97.00 FEET OF SAID LOT 5, EXCLUDING THE NORTHERLY 7.5 FEET AND THE SOUTHERLY 7.5 FEET THEREOF; CONTAINING 1057 SQUARE FEET, MORE OR LESS.
 DESCRIPTION PREPARED BY: ROBERT R. DOERRER, PLS
 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 JANUARY 27, 2015 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.

Sworn to and subscribed before this:



Elizabeth A. Lyons
 (Signature of Affiant)
 25th day of December 2014
Ruby Royer
 (Signature of Notary Public)
 Ruby Royer
 (Name of Notary Typed, Printed or Stamped)

2015 JAN 14 A 8:24
 SCOTT ELLIS
 TIME STAMPED IN ERROR

Personally Known or Produced Identification _____
 Type Identification Produced: _____

Brevard County
 JAN.
 JUL 29 2015

Surveying and Mapping
 MPC - PAYMENT
 APPROVED

**VACATING A PORTION OF A PUBLIC UTILITY EASEMENT IN STONEBRIDGE
SUBDIVISION IN SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **PHILLIP HAYES** with the Board of County Commissioners to vacate a portion of a public utility 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 a portion of the public utility easement will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that said portion of public utility 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 27th day of January A.D., 2015.

ATTEST:


SCOTT ELLIS, CLERK

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA


ROBIN FISHER, CHAIRMAN

As approved by the Board on:
January 27, 2015

SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST

PARCEL ID NUMBER 25-36-35-QX-00000,0-0005.00

LEGAL OF DESCRIPTION

PURPOSE OF SKETCH AND DESCRIPTION
VACATE 10.00 FT. PUBLIC UTILITY EASEMENT
"THIS IS NOT A BOUNDARY SURVEY"

PAGE 1 OF 2

NOT VALID WITHOUT THE
SKETCH ON PAGE 2 OF 2

DATE: 11-18-14
JOB #: 6110
FOR: HAYES

PORTION OF EASEMENT
TO BE VACATED

LEGAL DESCRIPTION:

A PORTION OF A 10.00 FOOT WIDE PUBLIC UTILITY AND PRIVATE DRAINAGE, MAINTENANCE, AND ACCESS EASEMENT BEING PART OF LOT 5 OF STONEBRIDGE, A SUBDIVISION RECORDED IN PLAT BOOK 42, PAGE 59 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE EAST 10.00 FEET OF THE WEST 97.00 FEET OF SAID LOT 5, EXCLUDING THE NORTHERLY 7.5 FEET AND THE SOUTHERLY 7.5 FEET THEREOF; CONTAINING 1057 SQUARE FEET, MORE OR LESS.

SURVEYOR'S NOTES:

1. THE BEARING BASIS FOR THIS SKETCH AND DESCRIPTION IS THE WEST LINE OF THE PLAT OF STONEBRIDGE WHICH BEARS S18°28'18"E PER RECORD PLAT AND AS SHOWN HEREON.
2. THIS SKETCH AND DESCRIPTION IS NOT A BOUNDARY SURVEY. FOR BOUNDARY INFORMATION SEE HORIZON SURVEYORS DRAWING NO. 6110.1, DATED 11-04-14.

SEE PAGE 2 FOR SKETCH

HORIZON SURVEYORS

OF CENTRAL FLORIDA, INC. LB 6360

390 POINCIANA DR., MELBOURNE, FL 32935

E-MAIL: HORIZONSURVEYORS@CFL.RR.COM

PHONE: (321) 254-8133


ROBERT R. DOERRER, JR.
PROFESSIONAL LAND SURVEYOR #3982

NOTE: THIS SKETCH IS NOT
VALID UNLESS IT BEARS A
SIGNATURE AND AN EMBOSSED
SURVEYOR'S SEAL.

SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST

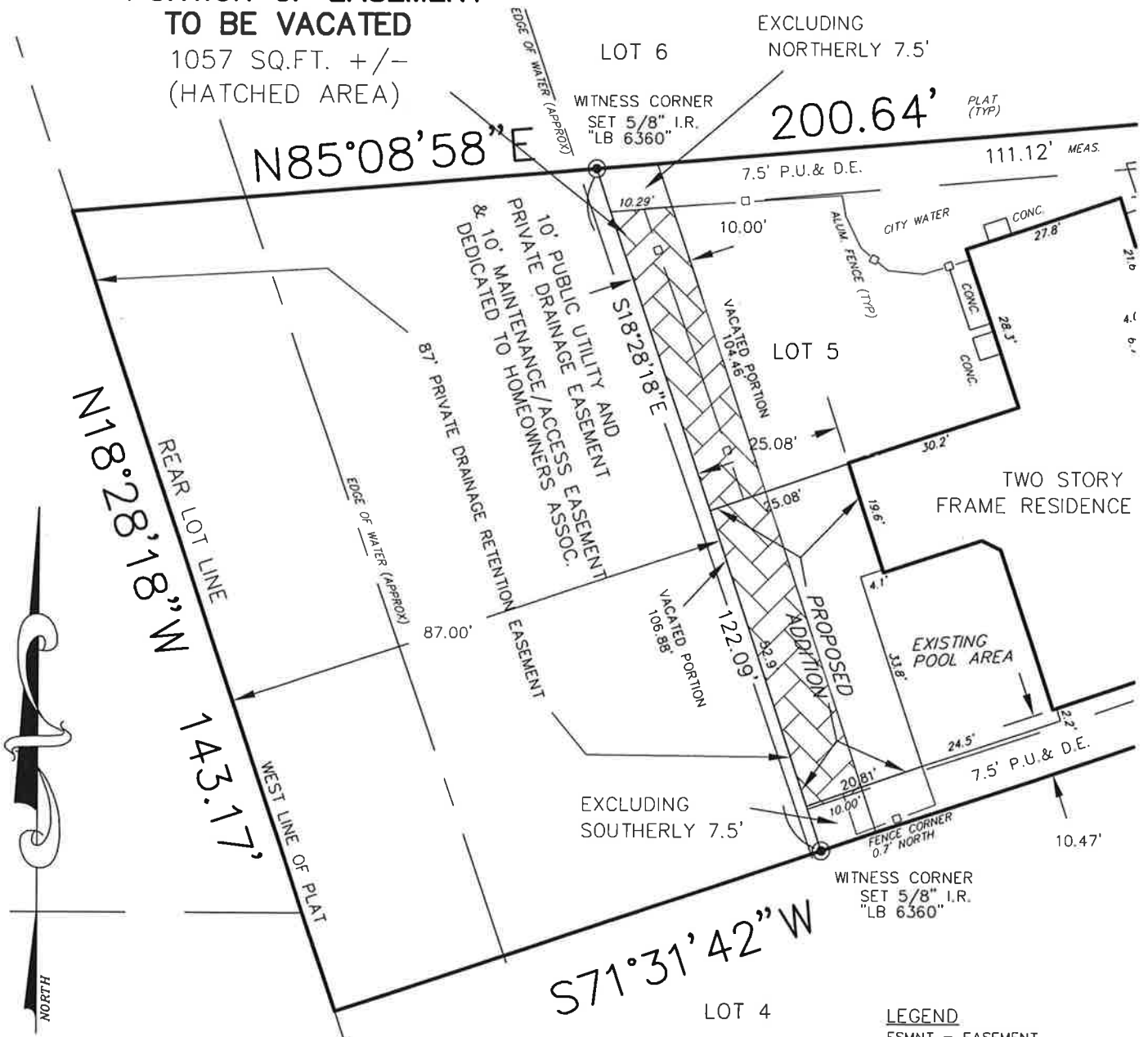
PARCEL ID NUMBER 25-36-35-QX-00000,0-0005.00

SKETCH OF DESCRIPTION
 PURPOSE OF SKETCH AND DESCRIPTION
 VACATE 10.00 FT. PUBLIC UTILITY EASEMENT
 "THIS IS NOT A BOUNDARY SURVEY"

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

DATE: 11-18-14
 JOB #: 6110
 FOR: HAYES
 SCALE: 1"=40'

**PORTION OF EASEMENT
 TO BE VACATED**
 1057 SQ.FT. +/-
 (HATCHED AREA)



HORIZON SURVEYORS
 OF CENTRAL FLORIDA, INC. LB 6360
 390 POINCIANA DR., MELBOURNE, FL 32935
 E-MAIL: HORIZONSURVEYORS@CFL.RR.COM
 PHONE: (321) 254-8133

- LEGEND**
- ESMNT = EASEMENT
 - FD. = FOUND
 - NTS = NOT TO SCALE
 - O.R.B. = OFFICIAL RECORDS BOOK
 - P.C. = POINT OF CURVATURE
 - P.O.B. = POINT OF BEGINNING
 - P.O.C. = POINT OF COMMENCEMENT
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 - R/W = RIGHT OF WAY
 - P.U. & D.E. = PUBLIC UTILITY AND DRAINAGE EASEMENT
 - CONC. = CONCRETE
 - I.R. = IRON ROD
 - LB = LICENSED BUSINESS
 - MEAS. = MEASURED
 - TYP. = TYPICAL

Mailed to:

Brevard County BOCC
Attn: Tammy Etheridge
PO Box 999
Titusville, FL 32781-0999

A daily publication by:



STATE OF FLORIDA
COUNTY OF BREVARD

Before the undersigned authority personally appeared Cheri Patellis, who on oath says that she is LEGAL ADVERTISING SPECIALIST of the FLORIDA TODAY, a newspaper published in Brevard County, Florida; that the attached copy of advertising being a

LEGAL NOTICE

Ad # (347635) \$ 111.62 The matter of:
Acct. # (6BR427
BREVARD COUNTY BOCC
the RESOLUTION VACATING A PORTION OF PUBLIC UTILITY..

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

January 29, 2015

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, regularly as stated above, 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 she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in said newspaper.

AD#347635,01/29/2015
LEGAL NOTICE
RESOLUTION VACATING A PORTION OF A PUBLIC UTILITY EASEMENT IN STONEBRIDGE SUBDIVISION IN SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that on the 27th day of January, 2015, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a utility easement petitioned by Phillip Hayes to wit:
EXHIBIT "A"
LEGAL DESCRIPTION OF PORTION OF EASEMENT TO BE VACATED:
LEGAL DESCRIPTION:
A PORTION OF A 10.00 FOOT WIDE PUBLIC UTILITY AND PRIVATE DRAINAGE, MAINTENANCE, AND ACCESS EASEMENT BEING PART OF LOT 5 OF STONEBRIDGE, A SUBDIVISION RECORDED IN PLAT BOOK 42, PAGE 59 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.
THE EAST 10.00 FEET OF THE WEST 97.00 FEET OF SAID LOT 5, EXCLUDING THE NORTHERLY 7.5 FEET AND THE SOUTHERLY 7.5 FEET THEREOF; CONTAINING 1057 SQUARE FEET, MORE OR LESS.
PREPARED BY: EARL K. GORDON, PSM
The Board further renounced and disclaimed any right of the County in and to said public utility and drainage easement.
All persons govern yourselves accordingly.
BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Tammy Etheridge, Deputy Clerk

(Signature of Affiant)

Sworn to and subscribed before this:



RUBY ROYER
NOTARY PUBLIC
STATE OF FLORIDA
Comm# FF088043
Expires 1/30/2018

29th day of January 2015

(Signature of Notary Public)
Ruby Royer
(Name of Notary Typed, Printed or Stamped)

Personally Known or Produced Identification _____
Type Identification Produced: _____

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
 #: 1464315
 Receipt #: 61436010
 Cashier Date: 2/10/2015
 2:38:24 PM



Print Date:
 2/10/2015 2:38:26 PM

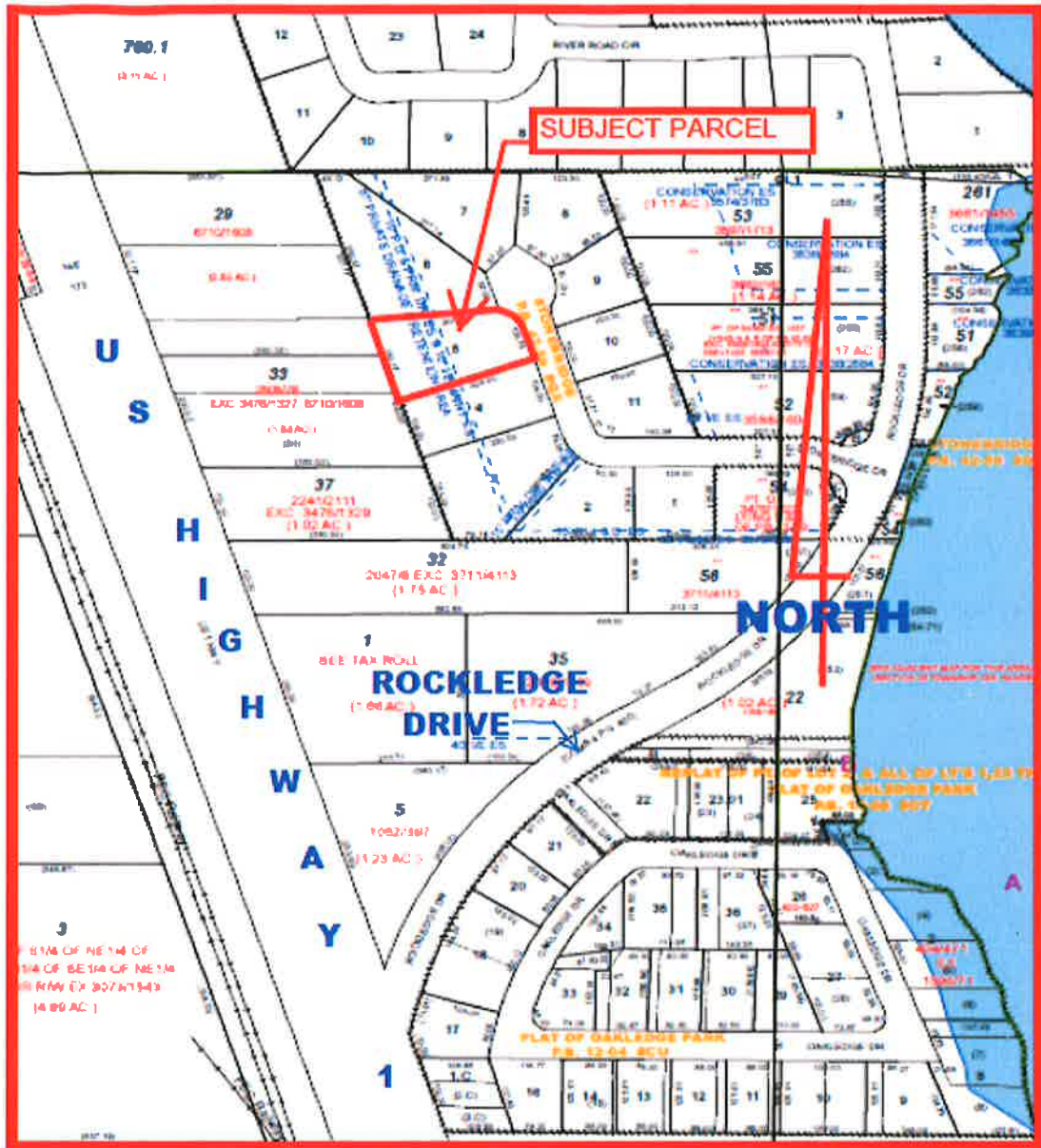
Customer Information	Transaction Information	Payment Summary
(3175) SURVEY SECTION BREVARD CO BCGC BLDG A ZIP 81 VIERA, FL 32904 Beginning Escrow Balance: -\$1521.50	DateReceived: 2/10/2015 Source Code: Titusville - Six Story Q Code: Titusville - Six Story Return Code: Hand Carried Trans Type: Recording Agent Ref Num:	Total Fees \$44.00 Total Payments \$44.00

1 Payments	
ESCROW	\$44.00

1 Recorded Items	
(RSL) RESOLUTION	<i>BK/PG: 7299/2507 CFN:2015027659 Date:2/10/2015 2:38:22 PM From: To:</i>
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

1 Miscellaneous Items
(AGTR) AGENT TRANSMITTAL



VICINITY MAP

Phillip Hayes - 2320 Stonebridge Drive,
 Rockledge, FL, 32955 - Lot 5, Stonebridge
 Plat Book 42, Page 59 - Section 35, Twp.
 25 S., Rge. 36 E. - District 4 - Partial Vacating of
 10.00 ft. Wide Public Utility Easement



AERIAL MAP

Phillip Hayes - 2320 Stonebridge Drive,
Rockledge, FL, 32955 - Lot 5, Stonebridge
Plat Book 42, Page 59 - Section 35, Twp.
25 S., Rge. 36 E. - District 4 - Partial Vacating of
10.00 ft. Wide Public Utility Easement

Stonebridge Home Owners Association

November 24, 2014

To Whom It May Concern:

The Stonebridge Home Owners Association grants permission for Philip and Shannon Hayes, who reside at 2320 Stonebridge Dr, Rockledge, FL. 32955, to expand their pool deck into the easement described below, as it will not interfere with drainage, block access, or block maintenance of the community drainage pond.

A portion of a 10 foot wide public utility and private drainage maintenance and access easement being part of lot 5 of Stonebridge, a subdivision recorded in plat book 42, page 59 of the public records of Brevard County, Florida; being more particularly described as follows: the east 10.00 feet of the west 97.00 feet of said lot 5, excluding the northerly 7.5 feet and the southerly 7.5 feet thereof; containing 1057 square feet, more or less.



Ron Brautigam
Stonebridge HOA President

**LETTER OF APPROVAL FROM
STONEBRIDGE HOME OWNERS
ASSOCIATION**

SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST

PARCEL ID NUMBER 25-36-35-0X-00000.0-0005 00

LEGAL OF DESCRIPTION

PURPOSE OF SKETCH AND DESCRIPTION
VACATE 10.00 FT. PUBLIC UTILITY EASEMENT
"THIS IS NOT A BOUNDARY SURVEY"

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

DATE: 11-18-14
JOB #: 6110
FOR: HAYES

PORTION OF EASEMENT
TO BE VACATED

LEGAL DESCRIPTION:

A PORTION OF A 10.00 FOOT WIDE PUBLIC UTILITY AND PRIVATE DRAINAGE, MAINTENANCE, AND ACCESS EASEMENT BEING PART OF LOT 5 OF STONEBRIDGE, A SUBDIVISION RECORDED IN PLAT BOOK 42, PAGE 59 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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SURVEYOR'S NOTES:

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2. THIS SKETCH AND DESCRIPTION IS NOT A BOUNDARY SURVEY. FOR BOUNDARY INFORMATION SEE HORIZON SURVEYORS DRAWING NO. 6110.1, DATED 11-04-14.

SEE PAGE 2 FOR SKETCH

HORIZON SURVEYORS

OF CENTRAL FLORIDA, INC. LB 6160
390 PONCIANA DR., MELBOURNE, FL 32935
E-MAIL: HORIZONSURVEYORS@CFL.RR.COM
PHONE: (321) 254-8133


ROBERT R. DOERRER, JR.
PROFESSIONAL LAND SURVEYOR #3982

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SIGNATURE AND AN EMBOSSED
SURVEYOR'S SEAL.

SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST

Sketch of Description
Sheet 1 of 2

SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST

PARCEL ID NUMBER 25-36-35-0X-00000-D-0005.00

SKETCH OF DESCRIPTION
 PURPOSE OF SKETCH AND DESCRIPTION
 VACATE 10.00 FT. PUBLIC UTILITY EASEMENT
 "THIS IS NOT A BOUNDARY SURVEY"

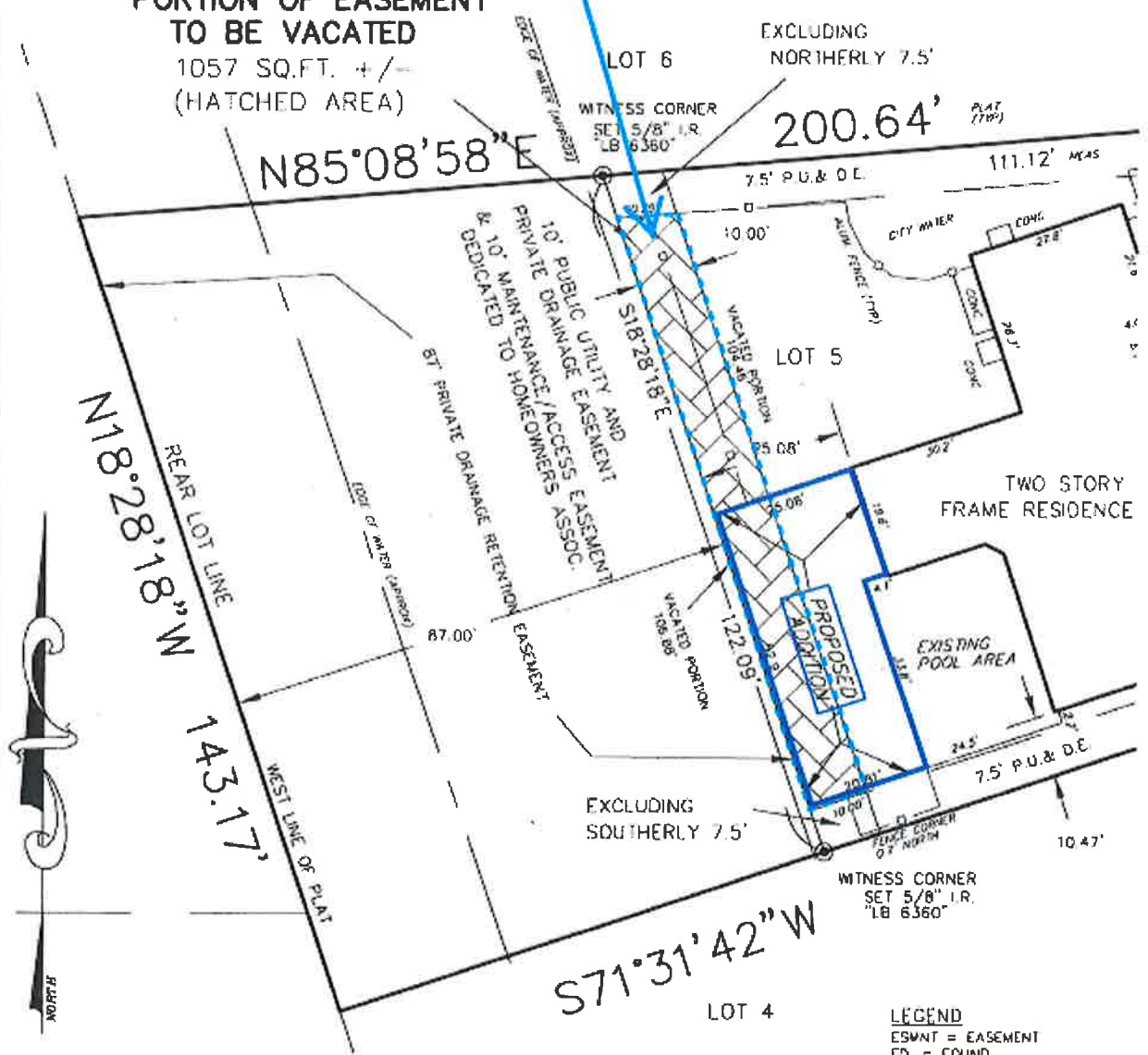
PAGE 2 OF 2

NOT VALID WITHOUT THE LEGAL
 DESCRIPTION ON PAGE 1 OF 2

DATE: 11-18-14
 JOB #: 6110
 FOR: HAYES
 SCALE: 1"=40'

Part of 10.0 ft. wide public utility
 easement to be vacated

PORTION OF EASEMENT
 TO BE VACATED
 1057 SQ.FT. +/-
 (HATCHED AREA)



HORIZON SURVEYORS
 OF CENTRAL FLORIDA, INC. LB 6360
 390 POINCIANA DR., MELBOURNE, FL 32935
 E-MAIL: HORIZONSURVEYORS@CFL.RR.COM
 PHONE: (321) 254-8133

- LEGEND**
- ESWNT = EASEMENT
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 - NTS = NOT TO SCALE
 - ORB = OFFICIAL RECORDS BOOK
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 - P.O.B. = POINT OF BEGINNING
 - P.O.C. = POINT OF COMMENCEMENT
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 - CONC. = CONCRETE
 - I.R. = IRON ROD
 - LB = LICENSED BUSINESS
 - MEAS. = MEASURED
 - TYP. = TYPICAL

SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36 EAST

Sketch of Description
Sheet 2 of 2

Lewis, Sally A

From: Cicala, Kathy <kcicala@floridatoday.com>
Sent: Friday, December 19, 2014 4:15 PM
To: Cazessus, Marc
Cc: Tammy Etheridge; Christine Mulligan; Lewis, Sally A; Sweeney, Michael; Vitale, Anthony
Subject: RE: Phillip Hayes: Lot 5, Stonebridge, Legal Notice of Public Hearing

AD#345607
\$171.65
12/25

AD#345607,12/25/2014 û

¥

<BF>LEGAL NOTICE û

NOTICE TO VACATE A PART OF THE PUB
LIC UTILITY WHICH ENCUMBERS LOT 5 OF
THE PLAT OF STONEBRIDGE, ROCK
LEDGE, FL IN SECTION 35, TOWNSHIP 25
SOUTH, RANGE 36 EAST<NM>

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
PHILLIP HAYES with the Board of County
Commissioners of Brevard County, Florida,
to request vacating the following described
property, to wit:

<BF>EXHIBIT ÔÔAÔÔ<NM> û

<IT.6>DESCRIPTION:

A PORTION OF A 10.00 FOOT WIDE
PUBLIC UTILITY AND PRIVATE
DRAINAGE, MAINTENANCE, AND AC
CESS EASEMENT BEING PART OF LOT
5 OF STONEBRIDGE, A SUBDIVISION
RECORDED IN PLAT BOOK 42, PAGE 59
OF THE PUBLIC RECORDS OF
BREVARD COUNTY, FLORIDA; BEING
MORE PARTICULARLY DESCRIBED AS
FOLLOWS:

THE EAST 10.00 FEET OF THE WEST
97.00 FEET OF SAID LOT 5, EXCLUDING
THE NORTHERLY 7.5 FEET AND THE
SOUTHERLY 7.5 FEET THEREOF;
CONTAINING 1057 SQUARE FEET,
MORE OR LESS.

DESCRIPTION PREPARED BY: ROB
ERT R. DOERRER, PLS<XI>

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 JANUARY 27, 2015 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.

HOLIDAY DEADLINES.

FLORIDA TODAY IS CLOSED ON FRIDAY, 12/26/14.

**FLORIDA TODAY DEADLINES FOR PUBLICATION ON 12/25 - 12/29
2PM TUESDAY, 12/23.**

**FLORIDA TODAY DEADLINES FOR PUBLICATION ON 01/01 - 01/05
2PM TUESDAY, 12/30**

**EAGLE AND REPORTER - 12 NOON ON 12/18 FOR 12/25
12NOON ON 12/23 FOR 01/01/15**

Kathy Cicala
LEGAL ADVERTISING SPECIALIST
FLORIDA TODAY, THE EAGLE, THE REPORTER
FLORIDATODAY
P.O. Box 419000, Melbourne, FL 32941-9000
321 242-3832
legals@floridatoday.com
thereporter@gannett.com
theeagle@gannett.com

kcicala@floridatoday.com

Please visit us online at www.floridatoday.com

THIS EMAIL IS NOT A BILL.

From: Cazessus, Marc [<mailto:marc.cazessus@brevardcounty.us>]
Sent: Friday, December 19, 2014 3:19 PM
To: Cicala, Kathy
Cc: Tammy Etheridge; Christine Mulligan; Lewis, Sally A; Sweeney, Michael; Vitale, Anthony
Subject: Phillip Hayes: Lot 5, Stonebridge, Legal Notice of Public Hearing

Ms. Cicala:

I would appreciate you processing the attached legal notice and scheduling its advertising for Thursday, December 25, 2014 in the Florida TODAY newspaper publication. I thank you in advance for your assistance and continued cooperation.

Respectfully,

Marc

Marc Cazessus, PLS
Vacating & Acquisition Review Specialist
Tel: (321) 617-7315 Fax: (321) 633-2083
Email: marc.cazessus@brevardcounty.us
Brevard County Public Works Dept.
2725 Judge Fran Jamieson Way, Bldg. A-220
Viera, FL 32940

PS: HAVE A SAFE AND VERY MERRY CHRISTMAS!

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.

EXHIBIT "A"

LEGAL DESCRIPTION OF PORTION OF EASEMENT TO BE VACATED:

LEGAL DESCRIPTION:

A PORTION OF A 10.00 FOOT WIDE PUBLIC UTILITY AND PRIVATE DRAINAGE, MAINTENANCE, AND ACCESS EASEMENT BEING PART OF LOT 5 OF STONEBRIDGE, A SUBDIVISION RECORDED IN PLAT BOOK 42, PAGE 59 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE EAST 10.00 FEET OF THE WEST 97.00 FEET OF SAID LOT 5, EXCLUDING THE NORTHERLY 7.5 FEET AND THE SOUTHERLY 7.5 FEET THEREOF; CONTAINING 1057 SQUARE FEET, MORE OR LESS.

PREPARED BY: EARL K. GORDON, PSM

LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC UTILITY EASEMENT IN
STONEBRIDGE SUBDIVISION IN SECTION 35, TOWNSHIP 25 SOUTH, RANGE 36
EAST

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on the 27th day of January, 2015, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a utility easement petitioned by Phillip Hayes to wit:

SEE ATTACHED EXHIBIT "A"

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

All persons govern yourselves accordingly.

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

FLORIDA TODAY:

Please advertise in the January 29, 2015 issue of Florida TODAY.

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

John Lynch

From: Cazessus, Marc <marc.cazessus@brevardcounty.us>
Sent: Wednesday, January 28, 2015 8:30 AM
To: John Lynch
Cc: Tammy Etheridge; Christine Mulligan
Subject: Hayes: Lot 5 Stonebridge S/D - Easement Vacating
Attachments: LEGAL NOTICE _APPROVED RESOLUTION DESCRIPTION_HAYES .docx

Mr. Lynch:

Per your request, I am approving the advertisement of the legal notice of the approved resolution and am providing the legal description for same in the attached Word doc. Please let me know if I may be of additional assistance.

Respectfully,

Marc

Marc Cazessus, PLS
Vacating & Acquisition Review Specialist
Tel: (321) 617-7315 Fax: (321) 633-2083
Email: marc.cazessus@brevardcounty.us
Brevard County Public Works Dept.
2725 Judge Fran Jamieson Way, Bldg. A-220
Viera, FL 32940

From: John Lynch [<mailto:John.Lynch@brevardclerk.us>]
Sent: Tuesday, January 27, 2015 4:19 PM
To: Cazessus, Marc
Subject: vacating

Good afternoon,

Item I.V.A was approved at the board meeting today. "Petition to Vacate, Re: Public Utility Easement – Stonebridge Drive – Stonebridge S/D – Phillip – Hayes – District 4." I need the ok and the legal for the second for the second advertisement.

Thank you

John Lynch
Clerk to the Board
Brevard County Clerk of the Circuit Court
Scott Ellis, Clerk
Phone (321) 637-2001
john.lynch@brevardclerk.us

DESCRIPTION:

A PORTION OF A 10.00 FOOT WIDE PUBLIC UTILITY AND PRIVATE DRAINAGE, MAINTENANCE, AND ACCESS EASEMENT BEING PART OF LOT 5 OF STONEBRIDGE, A SUBDIVISION RECORDED IN PLAT BOOK 42, PAGE 59 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

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DESCRIPTION PREPARED BY: ROBERT R. DOERRER, PLS

John Lynch

From: Cazessus, Marc <marc.cazessus@brevardcounty.us>
Sent: Wednesday, February 11, 2015 10:06 AM
To: John Lynch
Cc: Tammy Etheridge; Christine Mulligan; Sweeney, Michael; Vitale, Anthony
Subject: RE: Stonebridge Vacating

Mr. Lynch:

The contact information for Item 01-27-15 IV. A is: Phillip Hayes, 2320 Stonebridge Drive, Rockledge, FL 32955.

Thank you,

Marc

Marc Cazessus, PLS
Vacating & Acquisition Review Specialist
Tel: (321) 617-7315 Fax: (321) 633-2083
Email: marc.cazessus@brevardcounty.us
Brevard County Public Works Dept.
2725 Judge Fran Jamieson Way, Bldg. A-220
Viera, FL 32940

From: John Lynch [<mailto:John.Lynch@brevardclerk.us>]
Sent: Wednesday, February 11, 2015 9:54 AM
To: Cazessus, Marc
Subject: RE: Stonebridge Vacaing

Can you provide me with the owners address please.

Thank you

John Lynch
Clerk to the Board
Brevard County Clerk of the Circuit Court
Scott Ellis, Clerk
Phone (321) 637-2001
john.lynch@brevardclerk.us

From: John Lynch
Sent: Tuesday, February 03, 2015 11:58 AM
To: 'marc.cazessus@brevardcounty.us'
Subject: Stonebridge Vacaing

Good morning,