



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

H.1.

2/24/2026

Subject:

Petition to Vacate, Re: A portion of a public utility easement - Plat of "Riviera Isles Section 4", Plat Book 21, Page 139 - Merritt Island - Baratta Family Trust - District 2

Fiscal Impact:

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

Dept/Office:

Public Works Department - Land Acquisition Section

Requested Action:

It is requested that the Board of County Commissioners (BOCC) conduct a public hearing to consider vacating a portion of an easement, per Plat "Riviera Isles Section 4", Plat Book 21, Page 139, in Section 19, Township 24 South, Range 37 East. If approved, it is requested that the Board authorize the Chair 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 for the Board of County Commissioners to vacate and abandon unused rights-of-way and easements. The petitioners own Lot 61, Block C, and are requesting the vacating of a portion of a public utility easement to allow for the existing enclosed pool to remain after being discovered in a boundary survey when attempting to permit a new screen enclosure for the pool. The property is located in Merritt Island, South of Highway 528 and East of N. Banana River Dr.

On February 9, 2026, 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: 321-350-8346

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

March 9, 2026

Baratta Family Trust
5256 Royal Paddock Way
Merritt Island, FL 32953

Dear Sir/Madam:

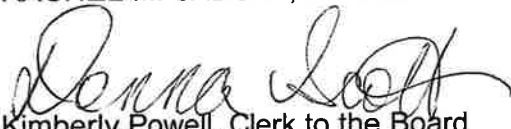
Re: Resolution Vacating a Portion of a Public Utility Easement, Plat of "Riviera Isles Section 4", Merritt Island, Florida, Lying in Section 19, Township 24 South, Range 37 East

The Board of County Commissioners, in regular session on February 24, 2026, adopted Resolution No. 26-013, vacating a portion of a public utility easement, Plat of "Riviera Isles Section 4", Merritt Island, Florida, lying in Section 19, Township 24 South, Range 37 East, as petitioned by you. Enclosed is a certified copy of the recorded Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

for: 
Kimberly Powell, Clerk to the Board

/ds

Encl. (1)

cc: Amber Holley



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

March 9, 2026

MEMORANDUM

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

RE: Resolution Vacating a Portion of a Public Utility Easement, Plat of "Riviera Isles Section 4", Merritt Island, Florida, Lying in Section 19, Township 24 South, Range 37 East

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 26-013, vacating a portion of a public utility easement, Plat of "Riviera Isles Section 4", Merritt Island, Florida, lying in Section 19, Township 24 South, Range 37 East, as petitioned by Baratta Family Trust. Said Resolution was adopted by the Board of County Commissioners, in regular session on February 24, 2026.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

for: Donna Scott
Kimberly Powell, Clerk to the Board

/ds

Encls. (2)

Resolution 2026 - 013

**Vacating a portion of a public utility easement, Plat of "Riviera Isles Section 4", Merritt Island, Florida,
lying in Section 19, Township 24 South, Range 37 East**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **Baratta Family Trust** with the Board of County Commissioners to vacate public easements in Brevard County, Florida, described as follows:

SEE ATTACHED SKETCH AND 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.

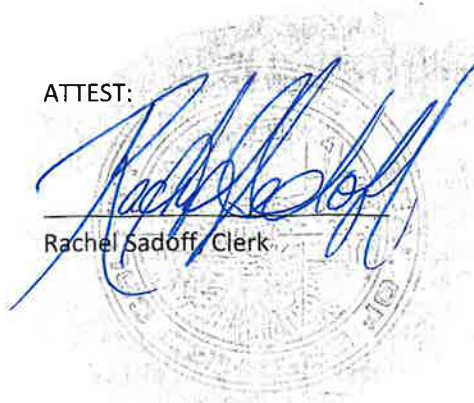
WHEREAS, notice of the public hearing before the Board of County Commissioners was published one time in the TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida, prior to the public hearing; and

WHEREAS, the Board finds that vacating said public easement will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that said public easement is hereby vacated by Brevard County; and this vacating action releases, renounces, and disclaims any right, title, or interest Brevard County may possess over the property at issue, and shall not be deemed to warrant any right, title, interest, or to represent any state of facts concerning the same. 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 24th day of February, 2026 A.D.

ATTEST:


Rachel Sadoff, Clerk

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA


Thad Altman, Chair

As approved by the Board on:
February 24, 2026

LEGAL DESCRIPTION

EXHIBIT A

SHEET 1 OF 2

NOT VALID WITHOUT ALL SHEETS

THIS IS NOT A SURVEY

PARENT PARCEL #: 24-37-19-07-C-61

PURPOSE: PUBLIC UTILITY EASEMENT VACATION

DESCRIPTION

A five feet wide Public Utility Easement lying along the East line of Lot 61, Block C, Riviera Isles Section 4, Plat Book 21, Page 139 and lying in Section 19, Township 24 South, Range 37 East, Brevard County, Florida, less and except the North 55.00 feet and the South 5.00 feet.

Containing therein 250 square feet, more or less

SURVEYORS NOTES

1. The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property.
2. This exhibit delineates an easement vacation. This is not a boundary survey.
3. This sketch of description meets or exceeds the minimal horizontal control accuracy of 1:7500 for a Suburban survey.
4. Measurements shown hereon are expressed in feet and decimal parts thereof.
5. Bearings shown hereon are based on the Southerly right-of-way of Riviera Drive having a bearing of N89°59'25"W to match underlying plat.

PREPARED FOR AND CERTIFIED TO:

BARATTA FAMILY TRUST

I HEREBY CERTIFY THAT THE SURVEY SHOWN HEREON IS TRUE AND CORRECT BASED ON ACTUAL MEASUREMENTS TAKEN IN THE FIELD. THIS SURVEY MEETS THE STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS FOUND IN CHAPTER 5J-17.052, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING, SKETCH, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.

John R. Campbell
John R. Campbell
Professional Surveyor & Mapper #2351
State of Florida

PREPARED BY:



115 Alma Blvd., Suite 102
Mailing Address:
PO Box 541866 Merritt Island, FL. 32954
Phone: 321-507-4811
LICENSED BUSINESS #7978

DRAWN BY: DASH

CHECKED BY: JRC

PROJECT NO. 2025-292-2

REVISIONS

DATE

DESCRIPTION

SECTION 19

TOWNSHIP 24 SOUTH

RANGE 37 EAST

DATE: 01-20-2026

DRAWING: 2025-292 1695 E RIVIERA
DR_B-SOD

USA TODAY CO.



PO Box 631244 Cincinnati, OH 45263-1244

AFFIDAVIT OF PUBLICATION

Amber Holley
Brevard County Clerk Donna Scott -Survey
Brevard Cty Public Works Dept
2725 Judge Fran Jamieson Way Bldg A
Viera FL 32940-6605

STATE OF WISCONSIN, COUNTY OF BROWN

Before the undersigned authority personally appeared, who on oath says that he or she is the 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 Govt Public Notices, was published on the publicly accessible website of Brevard County, Florida, or in a newspaper by print in the issues of, on:

BRE Brevard Florida Today 02/09/2026
BRE floridatoday.com 02/09/2026

Affiant further says that the website or newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.
Subscribed and sworn to before me, by the legal clerk, who is personally known to me, on 02/09/2026

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

Publication Cost:	\$215.12	
Tax Amount:	\$0.00	
Payment Cost:	\$215.12	
Order No:	12060920	# of Copies:
Customer No:	1127286	1
PO #:	PO 4500092228-10	

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

MARIAH VERHAGEN
Notary Public
State of Wisconsin

ad# 12060920 02/09/26

LEGAL NOTICE

NOTICE FOR THE VACATING OF A PORTION OF A PUBLIC UTILITY EASEMENT, PLAT OF "RIVIERA ISLES SECTION 4", IN SECTION 19, TOWNSHIP 24 SOUTH, RANGE 37 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 **BARATTA FAMILY TRUST** with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

A five feet wide Public Utility Easement lying along the East line of Lot 61, Block C, Riviera Isles Section 4, Plat Book 21, Page 139 and lying in Section 19, Township 24 South, Range 37 East, Brevard County, Florida, less and except the North 55.00 feet and the South 5.00 feet. Containing therein 250 square feet, more or less. Prepared by: John R. Campbell, 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 February 24, 2026**, 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 hearing is contacted at least 48 hours prior to the public hearing by any person wishing assistance.

USA TODAY CO.



PO Box 631244 Cincinnati, OH 45263-1244

AFFIDAVIT OF PUBLICATION

Donna Scott
Amber Holly
Brevard County Public Works Dept. Surveying & Mapping Program
2725 Judge Fran Jamieson Way, Room A-220
Viera FL 32940

STATE OF WISCONSIN, COUNTY OF BROWN

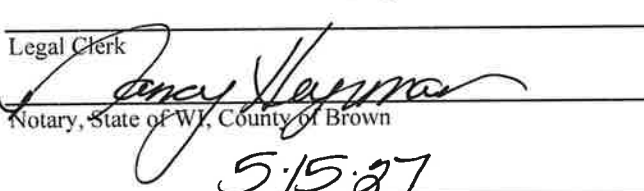
Before the undersigned authority personally appeared, who on oath says that he or she is the Legal Advertising Representative of the Florida Today, a daily newspaper published in Brevard County, Florida; that the attached copy of advertisement, being a Legal Ad in the matter of Public Notices, was published on the publicly accessible website of Brevard County, Florida, or in a newspaper by print in the issues of, on:

BRE Brevard Florida Today 02/27/2026
BRE floridatoday.com 02/27/2026

Affiant further says that the website or newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.

Subscribed and sworn to before me, by the legal clerk, who is personally known to me, on 02/27/2026

Legal Clerk


Notary, State of WI, County of Brown

5.15.27

My commission expires

Publication Cost:	\$136.53	
Tax Amount:	\$0.00	
Payment Cost:	\$136.53	
Order No:	12116091	# of Copies:
Customer No:	1127286	1
PO #:		

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

AD#12116091 2/27/2026

LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC UTILITY EASEMENT, PLAT OF "RIVIERA ISLES SECTION 4", MERRITT ISLAND, FLORIDA, LYING IN SECTION 19, TOWNSHIP 24 SOUTH, RANGE 37 EAST - BARATTA FAMILY TRUST

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on February 24, 2026, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a public utility easement, Plat of "Riviera Isles Section 4", Merritt Island, Florida, lying in Section 19, Township 24 South, Range 37 East, as petitioned by Baratta Family Trust

LEGAL DESCRIPTION:

A five feet wide Public Utility Easement lying along the East line of Lot 61, Block C, Riviera Isles Section 4, Plat Book 21, Page 139 and lying in Section 19, Township 24 South, Range 37 East, Brevard County, Florida, less and except the North 55.00 feet and the South 5.00 feet. Containing therein 250 square feet, more or less. Prepared by: John R. Campbell, PSM

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

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF

BREVARD COUNTY, FLORIDA

RACHEL M. SADOFF, CLERK

BY: Kimberly Powell, Clerk to the Board

NANCY HEYRMAN
Notary Public
State of Wisconsin

USA TODAY CO.



Order Confirmation

Not an Invoice

Account Number:	1127286
Customer Name:	Brevard Cty Public Works Dept
Customer Address:	Brevard Cty Public Works Dept 2725 Judge Fran Jamieson Way Bldg A Brevard County Clerk Donna Scott -Survey Viera FL 32940-6605
Contact Name:	<Not Provided>
Contact Phone:	
Contact Email:	amanda.guido@brevardfl.gov
PO Number:	

Date:	02/24/2026
Order Number:	12116091
Prepayment Amount:	\$ 0.00

Column Count:	1.0000
Line Count:	41.0000
Height in Inches:	3.4000

Print

Product	#Insertions	Start - End	Category
BRE Brevard Florida Today	1	02/27/2026 - 02/27/2026	Public Notices
BRE floridatoday.com	1	02/27/2026 - 02/27/2026	Public Notices

As an incentive for customers, we provide a discount off the total order cost equal to the 3.99% service fee if you pay with Cash/Check/ACH. Pay by Cash/Check/ACH and save!

Total Cash Order Confirmation Amount Due	\$136.53
Tax Amount	\$0.00
Service Fee 3.99%	\$5.45
Cash/Check/ACH Discount	-\$5.45
Payment Amount by Cash/Check/ACH	\$136.53
Payment Amount by Credit Card	\$141.98

Order Confirmation Amount	\$136.53
----------------------------------	-----------------

Ad Preview

AD#12116091 2/27/2026

LEGAL NOTICE

RESOLUTION VACATING A PORTION
OF A PUBLIC UTILITY EASEMENT,
PLAT OF "RIVIERA ISLES SECTION
4", MERRITT ISLAND, FLORIDA,
LYING IN SECTION 19, TOWNSHIP
24 SOUTH, RANGE 37 EAST -
BARATTA FAMILY TRUST

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Section 4, Plat Book 21, Page 139
and lying in Section 19, Township
24 South, Range 37 East, Brevard
County, Florida, less and except the
North 55.00 feet and the South
5.00 feet. Containing therein 250
square feet, more or less. Prepared
by: John R. Campbell, PSM

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

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

RACHEL M. SADOFF, CLERK

BY: Kimberly Powell, Clerk to the
Board

LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC UTILITY EASEMENT, PLAT OF
"RIVIERA ISLES SECTION 4", MERRITT ISLAND, FLORIDA, LYING IN SECTION 19,
TOWNSHIP 24 SOUTH, RANGE 37 EAST – BARATTA FAMILY TRUST

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

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA
RACHEL M. SADOFF, CLERK
BY: Kimberly Powell, Clerk to the Board

Florida TODAY:

Please advertise in the **February 27, 2026**, issue of the Florida TODAY. **Bill the Board of County Commissioners Account Number BRE-6BR327 and forward bill and proof of publication to: Amber Holley, Public Works Department, 2725 Judge Fran Jamieson Way, Bldg. A-220, Viera, FL 32940.**

A five feet wide Public Utility Easement lying along the East line of Lot 61, Block C, Riviera Isles Section 4, Plat Book 21, Page 139 and lying in Section 19, Township 24 South, Range 37 East, Brevard County, Florida, less and except the North 55.00 feet and the South 5.00 feet. Containing therein 250 square feet, more or less. Prepared by: John R. Campbell, PSM

Brevard County Property Appraiser Detail Sheet

Account 2431991
 Owners BARATTA FAMILY TRUST
 Mailing Address 5256 ROYAL PADDOCK WAY MERRITT ISLAND FL 32953
 Site Address 1695 E RIVIERA DR MERRITT ISLAND FL 32952
 Parcel ID 24-37-19-07-C-61
 Taxing District 2200 - UNINCORP DISTRICT 2
 Exemptions NONE
 Property Use 0110 - SINGLE FAMILY RESIDENCE
 Total Acres 0.19
 Site Code 0130 - CANAL FRONT
 Plat Book/Page 0021/0139
 Subdivision RIVIERA ISLES SEC 4
 Land Description RIVIERA ISLES SEC 4 LOT 61 BLK C

VALUE SUMMARY

Category	2025	2024	2023
Market Value	\$503,850	\$523,190	\$525,700
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$503,850	\$522,900	\$475,370
Assessed Value School	\$503,850	\$522,900	\$525,700
Homestead Exemption	\$0	\$0	\$0
Additional Homestead	\$0	\$0	\$0
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$503,850	\$522,900	\$475,370
Taxable Value School	\$503,850	\$523,190	\$525,700

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
05/26/2020	--	QC	--	8778/2737
02/26/1988	--	QC	--	2888/0074

Vicinity Map

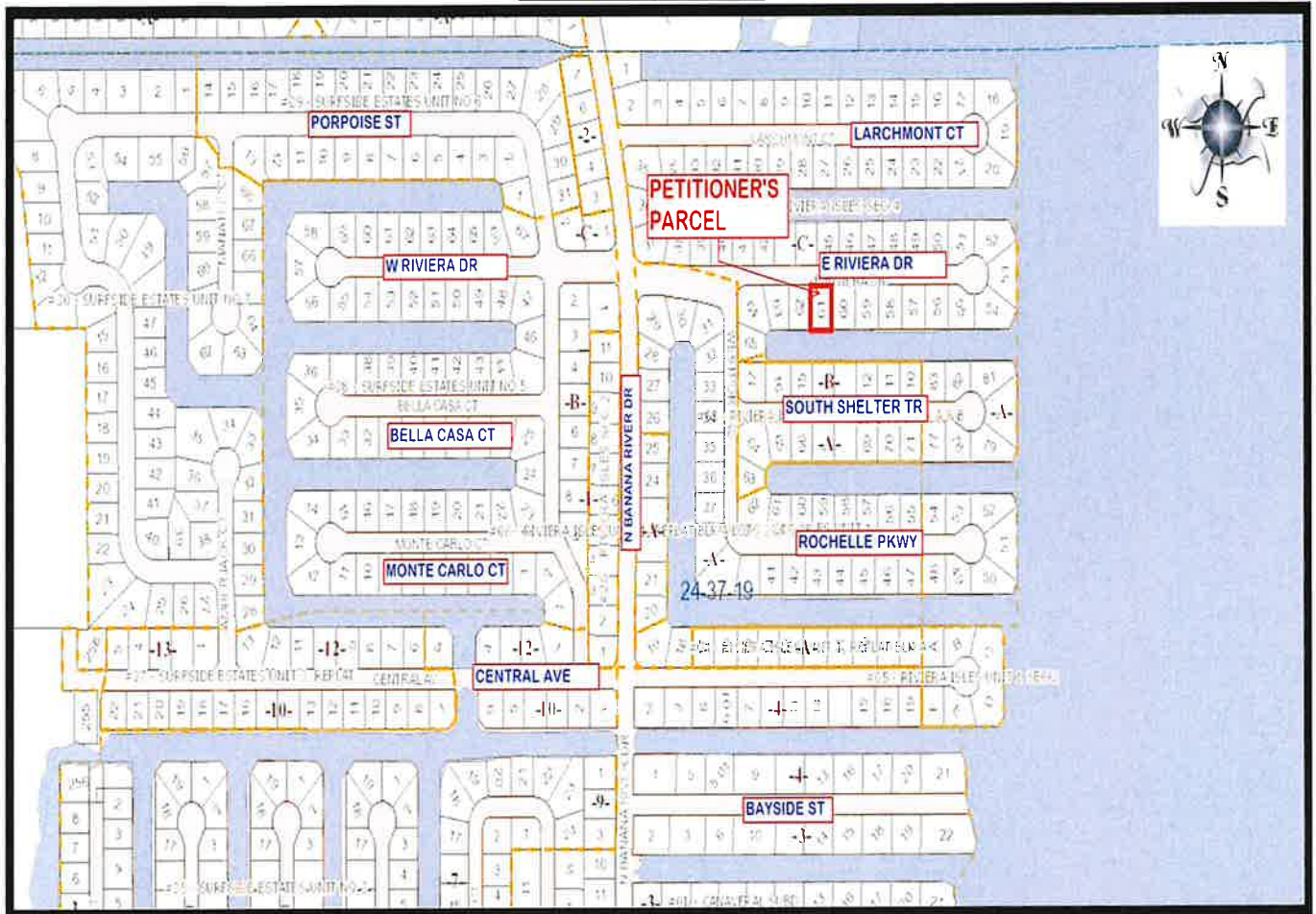


Figure 1: Map of Lot 61, Block C, Riviera Isles Section 4, 1695 E. Riviera Drive, Merritt Island, Florida, 32953.

Baratta Family Trust – 1695 E. Riviera Drive
– Merritt Island, FL, 32953 – Lot 61, Block C,
plat of “Riviera Isles Section 4” – Plat Book
21, Page 139 – Section 19, Township 24
South, Range 37 East – District 2 – Proposed
Vacating of a portion of a Public Utility
Easement

Aerial Map



Figure 2: Aerial Map of Lot 61, Block C, Riviera Isles Section 4, 1695 E. Riviera Drive, Merritt Island, Florida, 32953.

Baratta Family Trust – 1695 E. Riviera Drive
– Merritt Island, FL, 32953 – Lot 61, Block C,
plat of “Riviera Isles Section 4” – Plat Book
21, Page 139 – Section 19, Township 24
South, Range 37 East – District 2 – Proposed
Vacating of a portion of a Public Utility
Easement

[illegible]

181

Petitioner's Sketch & Description Sheet 1 of 2

LEGAL DESCRIPTION

PARENT PARCEL #: 24-37-19-07-C-61
PURPOSE: PUBLIC UTILITY EASEMENT VACATION

EXHIBIT A

SHEET 1 OF 2

NOT VALID WITHOUT ALL SHEETS

THIS IS NOT A SURVEY

DESCRIPTION

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Containing therein 250 square feet, more or less

SURVEYORS NOTES

1. The undersigned surveyor has not been provided a current title opinion or abstract of matters affecting title or boundary to the subject property.
2. This exhibit delineates an easement vacation. This is not a boundary survey.
3. This sketch of description meets or exceeds the minimal horizontal control accuracy of 1:7500 for a Suburban survey.
4. Measurements shown hereon are expressed in feet and decimal parts thereof.
5. Bearings shown hereon are based on the Southerly right-of-way of Riviera Drive having a bearing of N89°59'25"W to match underlying plat.

PREPARED FOR AND CERTIFIED TO:
BARATTA FAMILY TRUST

I HEREBY CERTIFY THAT THE SURVEY SHOWN HEREON IS TRUE AND CORRECT BASED ON ACTUAL MEASUREMENTS TAKEN IN THE FIELD. THIS SURVEY MEETS THE STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS. EXCEPT WHERE SHOWN OTHERWISE, THIS SURVEY IS IN ACCORDANCE WITH SECTION 402.007, FLORIDA STATUTES. UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR, AND MANIPULATED THIS DRAWING, SKETCH, PLAT OR MAP IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.

John R. Campbell
John R. Campbell
Professional Land Surveyor #2351
State of Florida

PREPARED BY:



115 Alma Blvd., Suite 102
Mailing Address:
PO Box 541866 Merritt Island, FL. 32954
Phone: 321-507-4811
LICENSED BUSINESS #7978

DRAWN BY: DASH

CHECKED BY: IRC

PROJECT NO. 2025-292-2

REVISIONS

DATE

DESCRIPTION

DATE: 01-20-2026

DRAWING: 2025-292 1635 E RIVIERA
DR_B-500

SECTION 19

TOWNSHIP 24 SOUTH

RANGE 37 EAST

Figure 4: Sketch & Description. Sheet 1 of 2. Section 19, Township 24 South, Range 37 East. Parcel ID number: 24-37-19-07-C-61.

Comment Sheet

Applicant: Baratta

Updated by: Amber Holley 20260203 at 1630 hours

Utilities	Notified	Received	Approved	Remarks
FL City Gas Co	20260120	20260203	Yes	No Comment
FL Power & Light	20260120	20260127	Yes	No objection
At&t	20260120	20260202	Yes	No objections
Charter/Spectrum	20260120	20260122	Yes	No objections
City of Cocoa	20260120	20260123	Yes	No objections

County Staff	Notified	Received	Approved	Remarks
Road & Bridge	20260120	20260130	Yes	No objections
Land Planning	20260120	20260202	Yes	No objections
Utility Services	20260120	20260122	Yes	No objections
Storm Water	20260120	20260130	Yes	No objections
Zoning	20260120	20260202	Yes	No objections

Public Hearing Legal Advertisement

ad# 12060920 02/09/26

LEGAL NOTICE

NOTICE FOR THE VACATING OF A PORTION OF A PUBLIC UTILITY EASEMENT, PLAT OF "RIVIERA ISLES SECTION 4", IN SECTION 19, TOWNSHIP 24 SOUTH, RANGE 37 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 **BARATTA FAMILY TRUST** with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

A five feet wide Public Utility Easement lying along the East line of Lot 61, Block C, Riviera Isles Section 4, Plat Book 21, Page 139 and lying in Section 19, Township 24 South, Range 37 East, Brevard County, Florida, less and except the North 55.00 feet and the South 5.00 feet. Containing therein 250 square feet, more or less. Prepared by: John R. Campbell, 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 February 24, 2026**, 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 hearing is contacted at least 48 hours prior to the public hearing by any person wishing assistance.

Figure 6: Copy of public hearing advertisement published on February 9, 2026. See the next page for full text.

Legal Notice Text

NOTICE FOR THE VACATING OF A PORTION OF A PUBLIC UTILITY EASEMENT, PLAT OF "RIVIERA ISLES SECTION 4", IN SECTION 19, TOWNSHIP 24 SOUTH, RANGE 37 EAST, MERRITT ISLAND, FL

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A five feet wide Public Utility Easement lying along the East line of Lot 61, Block C, Riviera Isles Section 4, Plat Book 21, Page 139 and lying in Section 19, Township 24 South, Range 37 East, Brevard County, Florida, less and except the North 55.00 feet and the South 5.00 feet. Containing therein 250 square feet, more or less.

Prepared by: John R. Campbell, 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 February 24, 2026, 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 hearing is contacted at least 48 hours prior to the public hearing by any person wishing assistance.

Boundary Survey

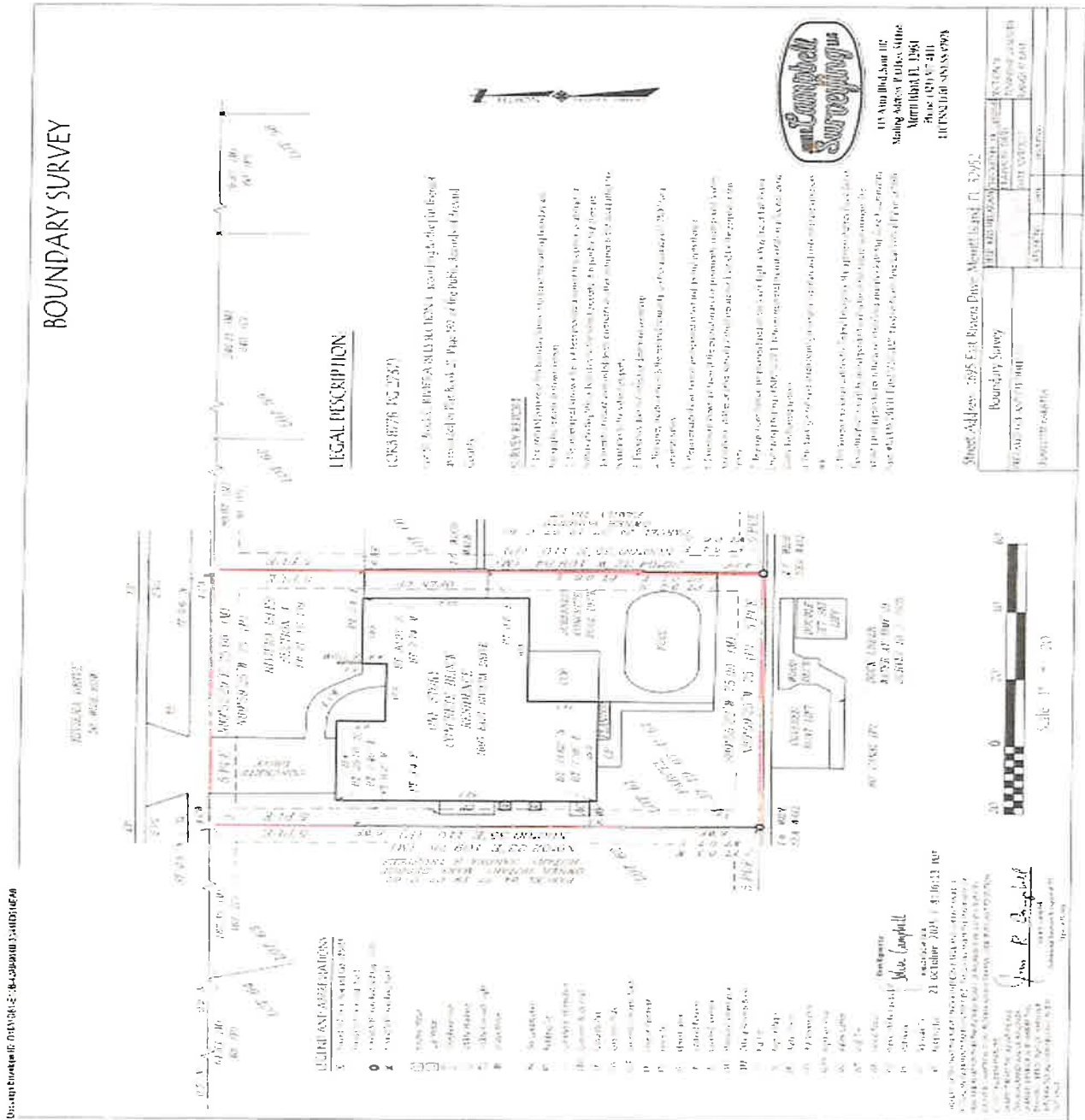


Figure 7: Boundary Survey of Lot 61, Block C, Riviera Isles Section 4, 1695 E. Riviera Drive, Merritt Island, FL 32953.

The sketch illustrates the boundary survey of Lot 61, Block C, per the Plat of Riviera Isles Section 4. The coordinates of the lot are as follows: North boundary – North 89°52'29" East 75.06 feet; East boundary – South 00°04'32" West 109.84 Feet; South boundary – North 89°55'25" West 75.00 Feet; West boundary – North 00°02'23" East 109.78 feet. Prepared by: John R. Campbell, PLS.