



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

H.1.

12/16/2025

Subject:

Petition to Vacate, Re: A portion of a public utility and drainage easement - Plat of "Colony Park", Plat Book 18, Page 60 - Merritt Island - Sherry and Sean O'Brien - 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 portions of easements, per Plat "Colony Park", Plat Book 18, Page 60, in Section 22, Township 23 South, Range 36 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 Lots 9 and 10, Block A, and are requesting the vacating of a portion of a public utility and drainage easement to allow for the existing concrete block garage building to remain after being discovered in a boundary survey when attempting to permit a generator for the home. The property is located in Merritt Island, North of State Road 3 and West of McGruder Road.

On December 1, 2025, 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

January 7, 2026

M E M O R A N D U M

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

RE: Resolution Vacating a Portion of a Public Utility and Drainage Easement, Plat of "Colony Park", Merritt Island, Florida, Lying in Section 22, Township 23 South, Range 36 East

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 25-148, vacating a portion of a public utility and drainage easement, Plat of "Colony Park", Merritt Island, Florida, lying in Section 22, Township 23 South, Range 36 East, as petitioned by Sherry and Sean O'Brien. Said Resolution was adopted by the Board of County Commissioners, in regular session on December 16, 2025.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

for: Denna Scott
Kimberly Powell, Clerk to the Board

/ds

Encls. (2)



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

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

January 7, 2026

Sherry and Sean O'Brien
6481 Colony Park Drive
Merritt Island, FL 32953

Dear Sir/Madam:

Re: Resolution Vacating a Portion of a Public Utility and Drainage Easement, Plat of "Colony Park", Merritt Island, Florida, Lying in Section 22, Township 23 South, Range 36 East

The Board of County Commissioners, in regular session on December 16, 2025, adopted Resolution No. 25-148, vacating a portion of a public utility and drainage easement, Plat of "Colony Park", Merritt Island, Florida, lying in Section 22, Township 23 South, Range 36 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: Donna Scott
Kimberly Powell, Clerk to the Board

/ds

Encl. (1)

cc: Amber Holley

Resolution 2025 - 148

**Vacating a portion of a public utility and drainage easement, Plat of "Colony Park", Merritt Island,
Florida, lying in Section 22, Township 23 South, Range 36 East**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **Sherry and Sean O'Brien** 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.

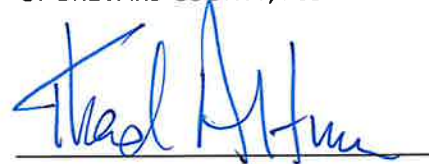
WHEREAS, notice of the public hearing before the Board of County Commissioners was published one time in the TODAY Newspaper, a newspaper of general circulation in Brevard County, Florida, prior to the public hearing; and

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 16th day of December, 2025 A.D.

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA



Thad Altman, Chair

As approved by the Board on:
December 16, 2025

ATTEST:



Rachel Sadoff, Clerk

SKETCH AND DESCRIPTION

(COVER & LEGAL DESCRIPTION)
SECTION 22, T23S, R36E
PARCEL I.D.: 23-36-22-01-A-10

PROPERTY ADDRESS:
6481 AND 6483 COLONY PARK DRIVE
MERRITT ISLAND, FL 32953

THE PURPOSE OF THIS SKETCH AND DESCRIPTION
IS TO VACATE A PORTION OF THE 5' UTILITY &
DRAINAGE EASEMENT ALONG THE NORTHERLY
BOUNDARY OF LOT 10, BLOCK "A", P.B.18, PG.60,
COLONY PARK IN BREVARD COUNTY.

LEGAL DESCRIPTION

A PORTION OF THE NORTHERLY 5.00 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, LOT 10, BLOCK A, PLAT BOOK/INSTRUMENT 18, PAGE 60, COLONY PARK IN BREVARD COUNTY FL, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWESTERLY CORNER OF AFOREMENTIONED LOT 10, BLOCK "A", THENCE S63°31'15"E, ALONG THE NORTHERLY BOUNDARY OF SAID LOT 10, A DISTANCE OF 75.51 FEET, TO THE POINT OF BEGINNING; THENCE S17°30'18"W A DISTANCE OF 5.06 FEET; THENCE N63°31'15"W, ALONG THE EASEMENT LINE AND PARALLEL TO THE NORTHERLY BOUNDARY OF LOT 10, A DISTANCE OF 27.54 FEET; THENCE S74°06'22"E A DISTANCE OF 27.22 FEET AND BACK TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 68.862 SQ. FT./0.00158 ACRES

LINE LEGEND:

————— = PLATTED LOT LINE
- - - - - = EASEMENT LINE
————— = CENTERLINE
- - - - - = HIDDEN PROPERTY LINE
- - - - - = WATER
- - - - - = WOOD FENCE

ABBREVIATION LEGEND

CH=CHORD
L=LENGTH
N.R.=NON RADIAL
P=PLAT
P.B.=PLAT BOOK
PG.=PAGE
P.I.D.=PARCEL IDENTIFICATION NUMBER
P.O.B.=POINT OF BEGINNING
P.O.C.=POINT OF COMMENCEMENT
R=RADIUS
U.E.=UTILITY EASEMENT
D.E.=DRAINAGE EASEMENT

SURVEY NO. 674269
SKETCH DATE: 09-25-2025

THIS IS **NOT** A SURVEY, TO
ACCOMPANY SKETCH ONLY



SURVEYORS CERTIFICATE
I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION IS A TRUE
AND CORRECT REPRESENTATION PREPARED UNDER MY DIRECTION.
NOT VALID WITHOUT AN AUTHENTICATED ELECTRONIC SIGNATURE
AND AUTHENTICATED ELECTRONIC SEAL, OR A RAISED EMBOSSED
SEAL AND SIGNATURE.



SERVING FLORIDA
6250 N. MILITARY TRAIL, SUITE 102
WEST PALM BEACH, FL 33407
PHONE (561) 640-4800
STATEWIDE PHONE (800) 226-4807
STATEWIDE FACSIMILE (800) 741-0576
WEBSITE: <http://targetsurveying.net>

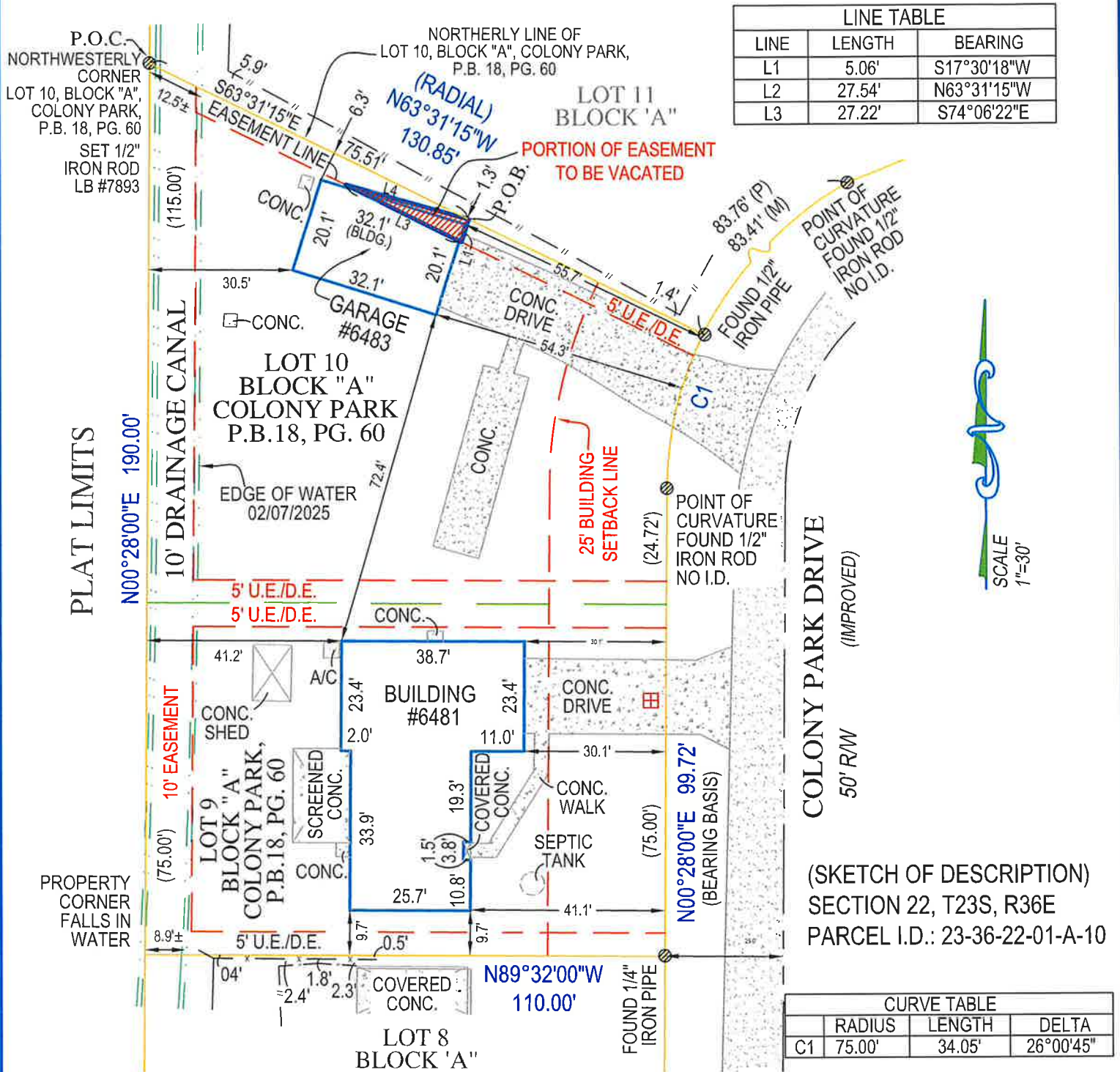
(SIGNED)

DAVID W LEI
PROFESSIONAL SURVEYOR AND MAPPER #6203

PAGE 1 OF 2 PAGES
(NOT COMPLETE WITHOUT PAGE 2)

SKETCH AND DESCRIPTION

SURVEY NO. 674269
SKETCH DATE: 09-25-2025





Florida

GANNETT

PO Box 631244 Cincinnati, OH 45263-1244

AFFIDAVIT OF PUBLICATION

Amber Holly
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 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 12/01/2025

BRE floridatoday.com 12/01/2025

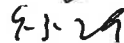
Affiant further says that the website or newspaper complies with all legal requirements for publication in chapter 50, Florida Statutes.

Subscribed and sworn to before me, by the legal clerk, who is personally known to me, on 12/01/2025



Legal Clerk

Notary, State of WI, County of Brown



My commission expires

Publication Cost:	\$261.74	
Tax Amount:	\$0.00	
Payment Cost:	\$261.74	
Order No:	11860792	# of Copies:
Customer No:	1127286	1
PO #:	4500092228-10	

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

KONGMENG YANG
Notary Public
State of Wisconsin

ad# 11860792 12/01/2025

LEGAL NOTICE

NOTICE FOR THE VACATING OF A PORTION OF A PUBLIC UTILITY EASEMENT, PLAT OF "COLONY PARK", IN SECTION 22, TOWNSHIP 23 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 SHERRY AND SEAN O'BRIEN with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

A PORTION OF THE NORTHERLY 5.00 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, LOT 10, BLOCK A, PLAT BOOK/INSTRUMENT 18, PAGE 60, COLONY PARK IN BREVARD COUNTY, FL, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH-WESTERLY CORNER OF AFOREMENTIONED LOT 10, BLOCK "A", THENCE S63°31'15"11E, ALONG THE NORTHERLY BOUNDARY OF SAID LOT 10, A DISTANCE OF 75.51 FEET, TO THE POINT OF BEGINNING; THENCE S17°30'18" W A DISTANCE OF 5.06 FEET; THENCE N63°31'15" W, ALONG THE EASEMENT LINE AND PARALLEL TO THE NORTHERLY BOUNDARY OF LOT 10, A DISTANCE OF 27.54 FEET; THENCE S74°06'22"E A DISTANCE OF 27.22 FEET AND BACK TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 68.862 SQ. FT./0.00158 ACRES. PREPARED BY: DAVID W. LEI, 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 December 16, 2025**, 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.

AFFIDAVIT OF PUBLICATION

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 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 12/21/2025
BRE floridatoday.com 12/21/2025

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 12/21/2025

Legal Clerk

Notary, State of WI, County of Brown

My commission expires

Publication Cost: \$191.81
Tax Amount: \$0.00
Payment Cost: \$191.81
Order No: 11931899 # of Copies: 0
Customer No: 1127286
PO #:

THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

VICKY FELTY
Notary Public
State of Wisconsin

AD#11931899 12/21/2025

LEGAL NOTICE
RESOLUTION VACATING A PORTION
OF A PUBLIC UTILITY AND
DRAINAGE EASEMENT, PLAT OF
"COLONY PARK", MERRITT ISLAND,
FLORIDA, LYING IN SECTION 22,
TOWNSHIP 23 SOUTH, RANGE 36
EAST - SHERRY AND SEAN O'BRIEN
TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on
December 16, 2025, the Board of
County Commissioners of Brevard
County, Florida, adopted a Resolu-
tion vacating a portion of a public
utility and drainage easement, Plat
of "Colony Park", Merritt Island,
Florida, lying in Section 22, Town-
ship 23 South, Range 36 East, as
petitioned by Sherry and Sean
O'Brien

LEGAL DESCRIPTION:
A PORTION OF THE NORTHERLY
5.00 FOOT PUBLIC UTILITY AND
DRAINAGE EASEMENT, LOT 10,
BLOCK A, PLAT BOOK/INSTRUMENT
18, PAGE 60, COLONY PARK IN
BREVARD COUNTY, FL, DESCRIBED
AS FOLLOWS:

COMMENCING AT THE NORTH-
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S63°31'15"11E, ALONG THE
NORTHERLY BOUNDARY OF SAID
LOT 10, A DISTANCE OF 75.51 FEET,
TO THE POINT OF BEGINNING;
THENCE S17°30'18" W A DISTANCE
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CONTAINING 68.862 SQ.
FT./0.00158 ACRES. PREPARED BY:
DAVID W. LEI, 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

A PORTION OF THE NORTHERLY 5.00 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, LOT 10, BLOCK A, PLAT BOOK/INSTRUMENT 18, PAGE 60, COLONY PARK IN BREVARD COUNTY, FL, DESCRIBED AS FOLLOWS:

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LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC UTILITY AND DRAINAGE EASEMENT, PLAT OF "COLONY PARK", MERRITT ISLAND, FLORIDA, LYING IN SECTION 22, TOWNSHIP 23 SOUTH, RANGE 36 EAST – SHERRY AND SEAN O'BRIEN

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on December 16, 2025, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a public utility and drainage easement, Plat of "Colony Park", Merritt Island, Florida, lying in Section 22, Township 23 South, Range 36 East, as petitioned by Sherry and Sean O'Brien

LEGAL DESCRIPTION:

A PORTION OF THE NORTHERLY 5.00 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, LOT 10, BLOCK A, PLAT BOOK/INSTRUMENT 18, PAGE 60, COLONY PARK IN BREVARD COUNTY, FL, DESCRIBED AS FOLLOWS:

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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 **December 20, 2025**, 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.**

Brevard County Property Appraiser Detail Sheet

Account 2316361 & 2316362
 Owners OBRIEN, SHERRY; OBRIEN, SEAN
 Mailing Address 6481 COLONY PARK DR MERRITT ISLAND FL 32953
 Site Address 6483 COLONY PARK DR MERRITT ISLAND FL 32953
 Parcel ID 23-36-22-01-A-10
 Taxing District 2200 - UNINCORP DISTRICT 2
 Exemptions NONE
 Property Use 0232 - RESIDENTIAL RELATED AMENITY ON
 MANUFACTURED HOME S
 Total Acres 0.22
 Site Code 0001 - NO OTHER CODE APPL.
 Plat Book/Page 0018/0060
 Subdivision COLONY PARK
 Land Description COLONY PARK LOTS 9,10 BLK A

VALUE SUMMARY

Category	2025	2024	2023
Market Value	\$181,070	\$184,810	\$211,450
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$181,070	\$184,810	\$170,170
Assessed Value School	\$181,070	\$184,810	\$211,450
Homestead Exemption	\$0	\$0	\$0
Additional Homestead	\$0	\$0	\$0
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$181,070	\$184,810	\$170,170
Taxable Value School	\$181,070	\$184,810	\$211,450

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
02/11/2025	\$299,000	WD	--	10264/1076
11/08/2024	--	WD	--	10212/0127

Vicinity Map

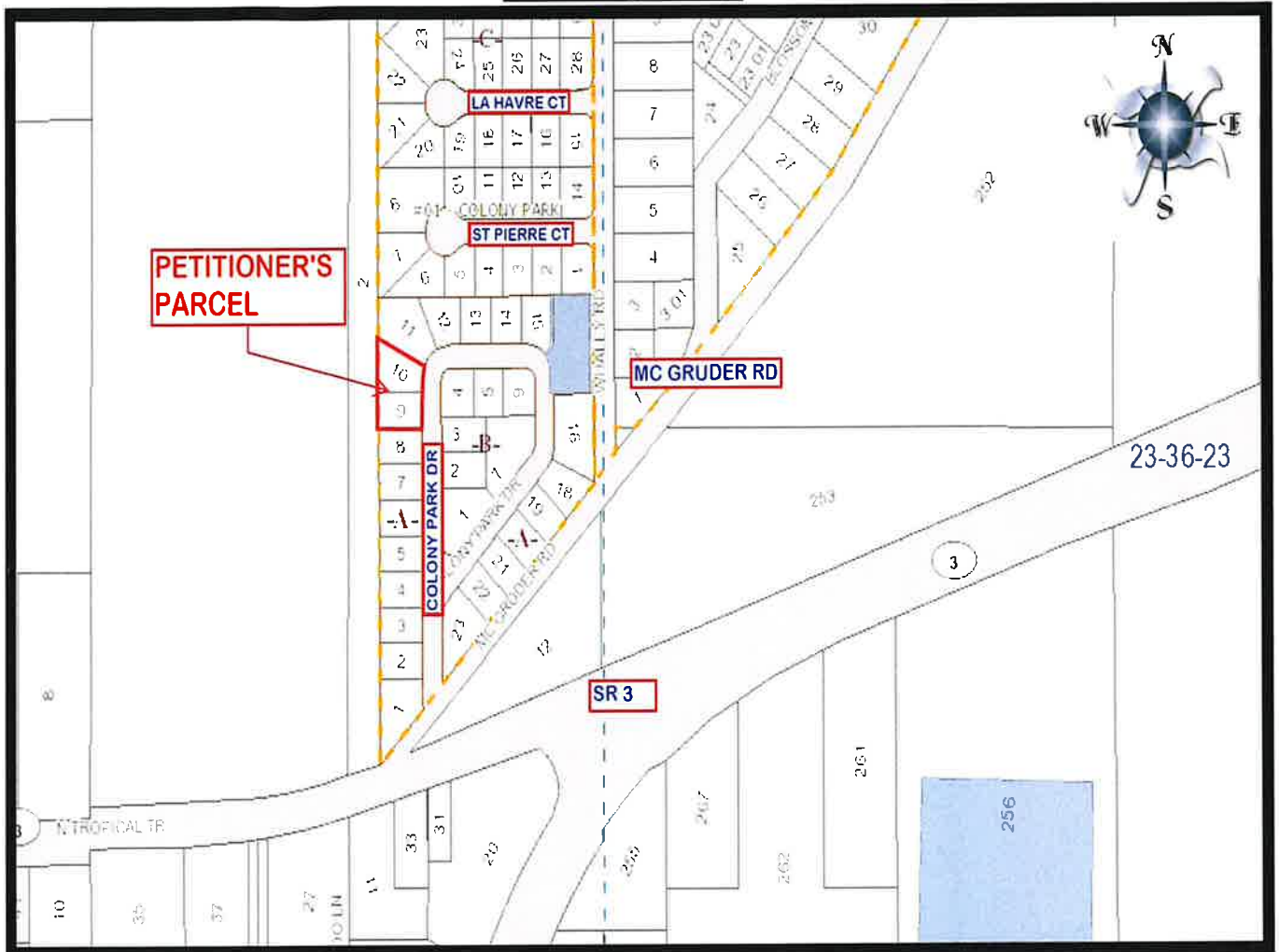


Figure 1: Map of Lots 9 & 10, Block A, Colony Park, 6481 & 6483 Colony Park Drive, Merritt Island, Florida, 32953.

Sherry and Sean O'Brien – 6481 & 6483
Colony Park Drive – Merritt Island, FL, 32953
– Lots 9 & 10, Block A, plat of “Colony Park”
– Plat Book 18, Page 60 – Section 22,
Township 23 South, Range 36 East – District
2 – Proposed Vacating of a portion of a
Public Utility & Drainage Easement

Aerial Map



Figure 2: Aerial Map of Lots 9 & 10, Block A, Colony Park, 6481 & 6483 Colony Park Drive, Merritt Island, Florida, 32953.

Sherry and Sean O'Brien – 6481 & 6483
Colony Park Drive – Merritt Island, FL, 32953
– Lots 9 & 10, Block A, plat of “Colony Park”
– Plat Book 18, Page 60 – Section 22,
Township 23 South, Range 36 East – District
2 – Proposed Vacating of a portion of a
Public Utility & Drainage Easement

Map Reference

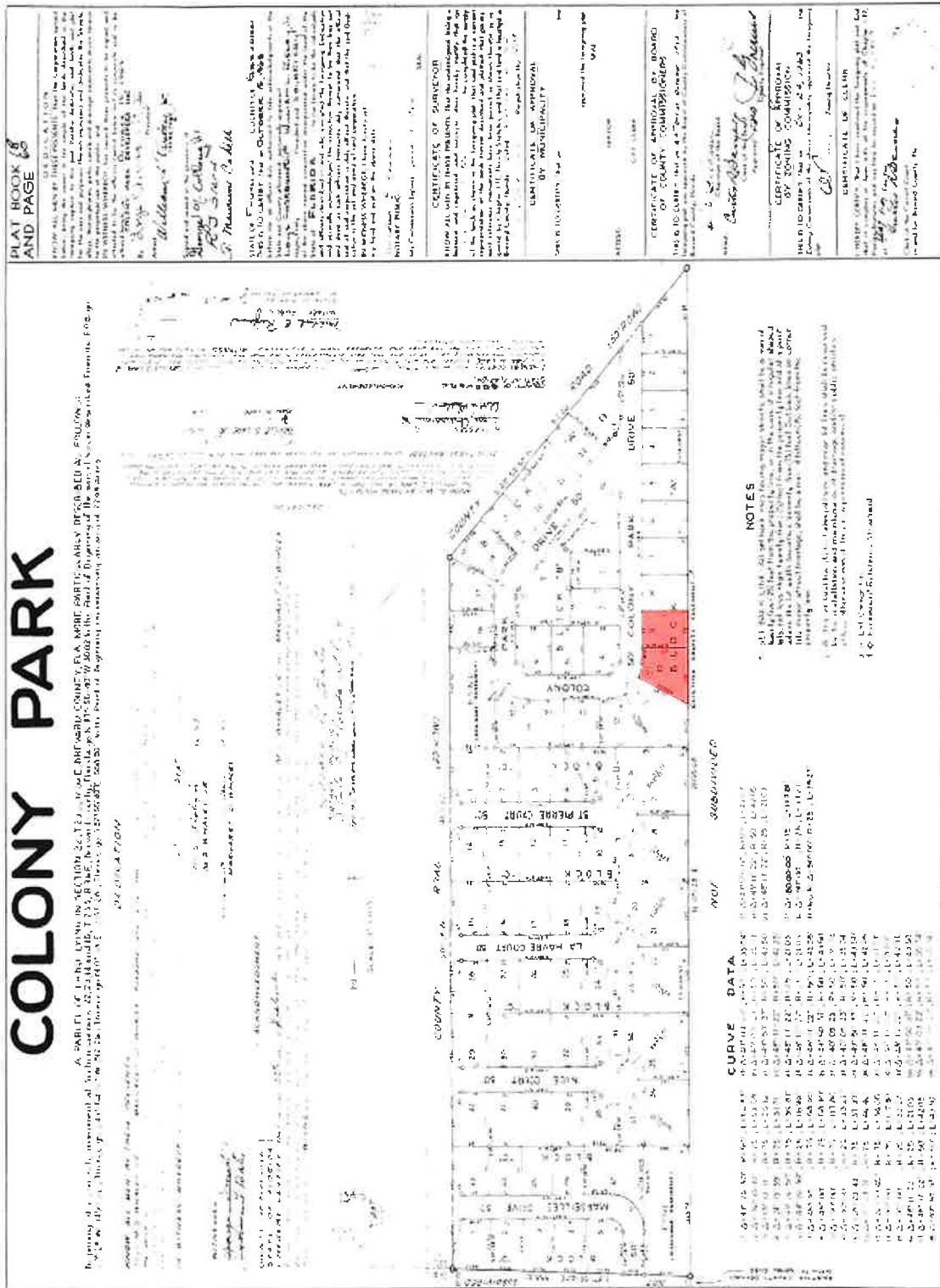


Figure 3: Copy of Plat of Colony Park, dedicated to Brevard County in October 1963.

Petitioner's Sketch & Description Sheet 1 of 2

SKETCH AND DESCRIPTION

(COVER & LEGAL DESCRIPTION)
SECTION 22, T23S, R36E
PARCEL I.D.: 23-36-22-01-A-10

PROPERTY ADDRESS:
8481 AND 8483 COLONY PARK DRIVE
MERRITT ISLAND, FL 32953

THE PURPOSE OF THIS SKETCH AND DESCRIPTION
IS TO VACATE A PORTION OF THE 5' UTILITY &
DRAINAGE EASEMENT ALONG THE NORTHERLY
BOUNDARY OF LOT 10, BLOCK "A", P.B. 18, PG. 60,
COLONY PARK IN BREVARD COUNTY.

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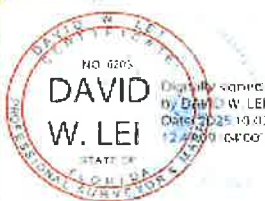
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ABBREVIATION LEGEND

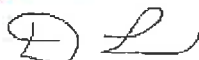
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SURVEY NO. 674269
SKETCH DATE: 09-25-2025



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I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION IS A TRUE
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AND AUTHENTICATED ELECTRONIC SEAL, OR A RAISED EMBOSSED
SEAL AND SIGNATURE.



(SIGNATURE)

DAVID W. LEI
PROFESSIONAL SURVEYOR AND MAPS/PLAN MAKER

PAGE 1 OF 2 PAGES
DATE: 09-25-2025



SERVING FLORIDA
6210 N. MILITARY TRAIL, SUITE 102
WEST PALM BEACH, FL 33411
PHONE: (561) 850-4000
STATEWIDE PHONE: (800) 226-4807
STATEWIDE FACSIMILE: (800) 741-0676
WEBSITE: <http://targetsurveying.net>

Figure 4: Sketch & Description. Sheet 1 of 2. Section 22, Township 23 South, Range 36 East. Parcel ID number: 23-36-22-01-A-10.

Petitioner's Sketch & Description Sheet 2 of 2

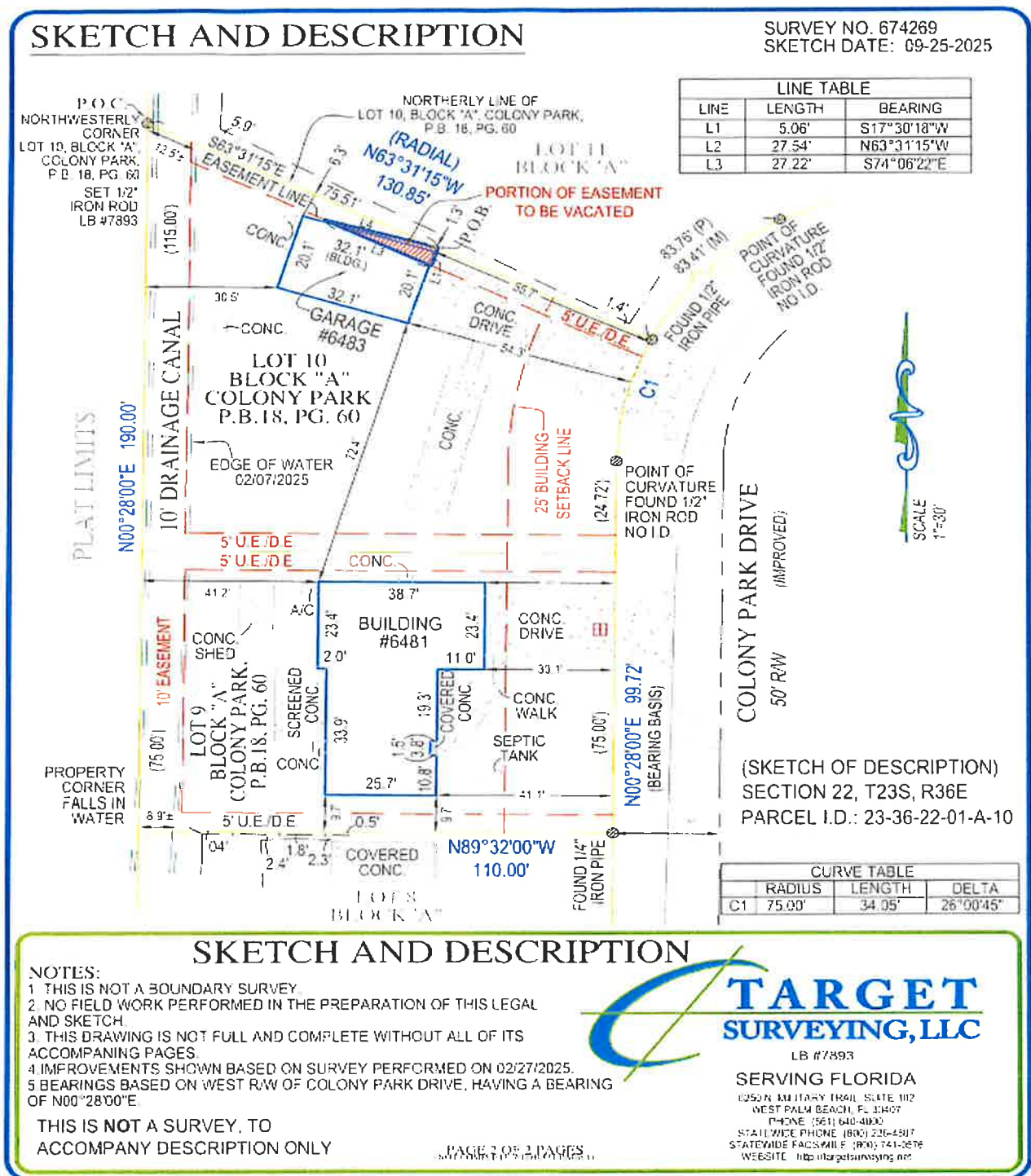


Figure 5: Sketch & Description. Sheet 2 of 2. Section 22, Township 23 South, Range 36 East. Parcel ID number: 23-36-22-01-A-10.

The sketch illustrates a portion of a public utility and drainage easement, per the Plat of Colony Park, 6481 and 6483 Colony Park Drive, Merritt Island, Florida, 32953. Prepared by: David W. Lei, PLS.

Comment Sheet

Applicant: O'Brien

Updated by: Amber Holley 20251103 at 1630 hours

Utilities	Notified	Received	Approved	Remarks
FL City Gas Co	20251008	20251009	Yes	No objection
FL Power & Light	20251008	20251030	Yes	No objection
At&t	20251008	20251008	Yes	No objections
Charter/Spectrum	20251008	20251008	Yes	No objections
City of Cocoa	20251008	20251021	Yes	No objections

County Staff	Notified	Received	Approved	Remarks
Road & Bridge	20251008	20251008	Yes	No objections
Land Planning	20251008	20251008	Yes	No objections
Utility Services	20251008	20251008	Yes	No objections
Storm Water	20251008	20251103	Yes	No objections
Zoning	20251008	20251008	Yes	No objections

Public Hearing Legal Advertisement

ad# 11860792 12/01/2025

LEGAL NOTICE

NOTICE FOR THE VACATING OF A PORTION OF A PUBLIC UTILITY EASEMENT, PLAT OF "COLONY PARK", IN SECTION 22, TOWNSHIP 23 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 **SHERRY AND SEAN O'BRIEN** with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property to wit:

A PORTION OF THE NORTHERLY 5.00 FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, LOT 10, BLOCK A, PLAT BOOK/INSTRUMENT 18, PAGE 60, COLONY PARK IN BREVARD COUNTY, FL,

**DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTH-
WESTERLY CORNER OF AFORE-
MENTIONED LOT 10, BLOCK "A",
THENCE S63°31'15"11E, ALONG
THE NORTHERLY BOUNDARY OF
SAID LOT 10, A DISTANCE OF 75.51
FEET, TO THE POINT OF BEGIN-
NING; THENCE S17°30'18" W A
DISTANCE OF 5.06 FEET; THENCE
N63°31'15" W, ALONG THE EASE-
MENT LINE AND PARALLEL TO THE
NORTHERLY BOUNDARY OF LOT
10, A DISTANCE OF 27.54 FEET;
THENCE 574°06'22"E A DISTANCE
OF 27.22 FEET AND BACK TO THE
POINT OF BEGINNING. SAID
PARCEL CONTAINING 68.862 SQ.
FT./0.00158 ACRES. PREPARED BY:
DAVID W. LEI, 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 December 16, 2025**, 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 December 1, 2025. See the next page for full text.

Legal Notice Text

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