**Agenda Report** 

DID

2725 Judge Fran Jamieson Way Viera, FL 32940



Public Hearing

H.2. 7/9/2024

## Subject:

Petition to Vacate, Re: Public Utility Easements - 3645 Sparrow Hawk Tr - Lots 348 & 349, "Fawn Lake P.U.D. Phase 2, Unit 3" Plat Book 39, Page 79 - Mims - Stanley E. & Patricia L. Retz - District 1

## **Fiscal Impact:**

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

## **Dept/Office:**

Public Works Department - Surveying & Mapping

## **Requested Action:**

It is requested that the Board of County Commissioners (BOCC) conduct a public hearing to consider vacating part of two public utility easements, "Fawn Lake P.U.D. Phase 2, Unit 3" in Section 10, Township 21 South, Range 34 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 348 and 349 and are requesting the vacating of a portion of two public utility easements to allow for the lots to be combined and construct one single-family residence. The easements to be vacated contains 4900.00 square feet, (0.11 AC) more or less. The property is located in Mims North of Highway 46 and West of I-95.

On June 24, 2024, 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 no objections have been received.

Name: Amber.Holley@brevardfl.gov Phone: Ext. 58346

## **Clerk to the Board Instructions:**

Advertise Approved Resolution Notice and Record Vacating Resolution Documents as one resolution type document which in sequence includes the approved/signed resolution, the proof of publication of the public hearing notice, and the proof of publication of the adopted resolution notice.

# **Brevard County Property Appraiser Detail Sheet**

Account 2111047 Owners Retz, Stanley E. and Patricia L. Mailing Address 3543 SANDHILL CRANE CIR MIMS FL 32754 Site Address 3645 SPARROW HAWK TRL MIMS FL 32754 Parcel ID 21-34-10-PR-\*-348 Taxing District 1300 - UNINCORP DISTRICT 1 Exemptions NONE Property Use 0010 - VACANT RESIDENTIAL LAND (SINGLE FAMILY, PLATTED) Total Acres 1.06 Site Code 0150 - CNSRV/TRACT/BUF FRTG Plat Book/Page 0039/0079 Subdivision FAWN LAKE PUD PHASE 2 UNIT THREE Land Description FAWN LAKE PUD PHASE 2 UNIT THREE LOT 348 & 349

#### VALUE SUMMARY

Category	2023	2022	2021
Market Value	\$73,500	\$59,500	\$50,400
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$58,450	\$53,140	\$48,310
Assessed Value School	\$73,500	\$59,500	\$50,400
Homestead Exemption	\$0	\$0	\$0
Additional Homestead	\$0	\$0	\$0
Other Exemptions	\$0	\$0	\$0
Taxable Value Non- School	\$58,450	\$53,140	\$48,310
Taxable Value School	\$73,500	\$59,500	\$50,400

#### SALES/TRANSFERS

Date	Price	Туре	Parcel	Deed
05/31/2024		QC	3-6	10076/0572
01/13/2023	\$230,000	WD	6 <b>7</b> 2	9696/2721
07/05/2002	\$37,000	WD	5 <del>5</del>	4633/1392



Figure 1: Map of the parcel for easements to be vacated at Lots 348 & 349, Fawn Lake P.U.D. Phase Two Unit Three, Mims.

Stanley E. & Patricia L. Retz – 3645 Sparrow
Hawk Trail – Mims – Lots 348 & 349, "Fawn
Lake P.U.D. Phase Two Unit Three" – Plat
Book 39, Page 79 – Section 10, Township 21
South, Range 34 East – District 1 – Proposed
Vacating of a portion of two Public Utility
Easements

# Aerial Map



Figure 2: Aerial Map for easements to be vacated at Lots 348 & 349, Fawn Lake P.U.D. Phase Two Unit Three, Mirns.

Stanley E. & Patricia L. Retz – 3645 Sparrow
Hawk Trail – Mims – Lots 348 & 349, "Fawn
Lake P.U.D. Phase Two Unit Three" – Plat
Book 39, Page 79 – Section 10, Township 21
South, Range 34 East – District 1 – Proposed
Vacating of a portion of two Public Utility
Easements

# Plat Reference



Figure 3: Copy of plat map "Fawn Lake P.U.D. Phase Two Unit Three" dedicated to Brevard County July 1990.

# Petitioner's Sketch & Description Sheet 1 of 2



Figure 4: Legal Description. Sheet 1 of 2. Section 10, Township 21 South, Range 34 East. Parcel ID number: 21-34-10-PR-\*-348-349.

# Petitioner's Sketch & Description Sheet 2 of 2



Figure 5: Sketch of description. Sheet 2 of 2. Section 10, Township 21 South, Range 34 East. Parcel ID number: 21-34-10-PR-\*-348-349

The sketch illustrates a portion of two public utility easements on Lots 348 & 349, Fawn Lake P.U.D. Phase Two Unit Three, Mims, Florida. The coordinate of the North line depicted is as follows. North boundary – South 51°54'20" West 293.34 Feet; East boundary – North 25°38'48" West 275.95 Feet; South boundary – North 64°21'12" East 176.00 Feet; West boundary – North 54°53'48" West 73.93 Feet. Prepared by: John T. Holley, LS 5050.

# **Comment Sheet**

## Applicant: Retz

Updated by: Amber Holley 20240620 at 14:30 hours

Utilities	Notified	Received	Approved	Remarks
FL City Gas Co	20240611	20240618	Yes	No Objection
FL Power & Light	20240611	20240618	Yes	No Objection
At&t	20240611	20240620	Yes	No Response
Charter/Spectrum	20240611	20240612	Yes	No Objection

County Staff	Notified	Received	Approved	Remarks
Road &	20240611	20240612	Yes	No Objections
Bridge				
Land Planning	20240611	20240612	Yes	No objections
Utility	20240611	20240612	Yes	No objections
Services				
Storm Water	20240611	20240612	Yes	No Objections
Zoning	20240611	20240612	Yes	No objections

Ad#10303543 6/24/2024 Add 10303543 67247024 LEGAL NOTICE NOTICE FOR THE VACATING OF A PORTION OF TWO PUBLIC UTILITY EASEMENTS, PLAT OF "FAWN LAKE P.U.D., PHASE TWO, UNIT THREE" IN SECTION 10, TOWNSHIP 21 SOUTH, RANGE 34 EAST, MIMS, FL NOTICE IS HEREBY GIVEN Inot pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article 11, Section 86-36, Brevord County Code, a petition has been filed by STAN-LEY E. AND PATRICIA L. RETZ with the Board of County Commis-sioners of Bravord County, Florida, to request vacating the following described property, to wit: THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY LINE OF LOT 348 AND THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY LINE OF LOT 348, AND THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOT 349, FAWN LAKE P.U.D., PHASE TWO, UNIT THREE, AS RECORDED IN PLAT BOOK 39, PAGES 79 THOURGH 84, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE NORTHWESTERLY 10.00 FEET THEREOF, BEING THE TWO 10.00 FOOT PUBLIC UTILITY EASEMENTS LYING NORTHEASTERLY AND SOUTH-WESTERLY OF THE COMMON SIDE LOT LINE BETWEEN SAID LOTS 348 AND 349, PREPARED BY: JOHN T. HOLLEY, PSM. The Board of County Commissioners will hold a public hearing to deter-mine the advisability of such vocot-ing of the obove-described easement at 5:00 P.M. on July 9, 2024, at the Brevard County Government Center Board Room. Building C., 2725 Judge Fran Jamieson Way, Viera, Florida, at which time and place all hobe heard before final action is taken. Pursuant to Section 286.0105, Florida Statutes, if a person decides to apped any decision mode by the beard a sponsoring the meet-ing/hearing by any person wishing assistance.

Figure 7: Copy of public hearing advertisement as published on June 24, 2024. See the next page for full text.

# Legal Notice Text

### LEGAL NOTICE

NOTICE FOR THE VACATING OF A PORTION OF TWO PUBLIC UTILITY EASEMENTS, PLAT OF "FAWN LAKE

P.U.D., PHASE TWO, UNIT THREE" IN SECTION 10, TOWNSHIP 21 SOUTH, RANGE 34 EAST, MIMS, 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 STANLEY E. AND PATRICIA L. RETZ with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY LINE OF LOT 348 AND THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOT 349, FAWN LAKE P.U.D., PHASE TWO, UNIT THREE, AS RECORDED IN PLAT BOOK 39, PAGES 79 THOURGH 84, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. LESS AND EXCEPT THE NORTHWESTERLY AND SOUTHEASTERLY 10.00 FEET THEREOF. BEING THE TWO 10.00 FOOT PUBLIC UTILITY EASEMENTS LYING NORTHEASTERLY AND SOUTHWESTERLY OF THE COMMON SIDE LOT LINE BETWEEN SAID LOTS 348 AND 349. PREPARED BY: JOHN T. HOLLEY, PSM.

The Board of County Commissioners will hold a public hearing to determine the advisability of such vacating of the above-described easement at 5:00 P.M. on July 9, 2024, 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.

### LEGAL NOTICE

### RESOLUTION VACATING A PORTION OF TWO PUBLIC UTILITY EASEMENTS IN "FAWN LAKE P.U.D. PHASE TWO, UNIT THREE", MIMS, LYING IN SECTION 10, TOWNSHIP 21 SOUTH, RANGE 34 EAST – STANLEY E. AND PATRICIA L. RETZ

#### TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on the 9<sup>th</sup> of July 2024, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of two public utility easements in "Fawn Lake P.U.D. Phase Two, Unit Three", Mims, lying in Section 10, Township 21 South, Range 34 East as petitioned by Stanley E. and Patricia L. Retz.

#### LEGAL DESCRIPTION:

THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY LINE OF LOT 348 AND THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOT 349, FAWN LAKE P.U.D., PHASE TWO, UNIT THREE, AS RECORDED IN PLAT BOOK 39, PAGES 79 THOURGH 84, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. LESS AND EXCEPT THE NORTHWESTERLY AND SOUTHEASTERLY 10.00 FEET THEREOF. BEING THE TWO 10.00 FOOT PUBLIC UTILITY EASEMENTS LYING NORTHEASTERLY AND SOUTHWESTERLY OF THE COMMON SIDE LOT LINE BETWEEN SAID LOTS 348 AND 349. PREPARED BY: JOHN T. HOLLEY, PSM

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

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

#### Florida TODAY:

Please advertise in the July 17, 2024, 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.**  THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY LINE OF LOT 348 AND THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOT 349, FAWN LAKE P.U.D., PHASE TWO, UNIT THREE, AS RECORDED IN PLAT BOOK 39, PAGES 79 THOURGH 84, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. LESS AND EXCEPT THE NORTHWESTERLY AND SOUTHEASTERLY 10.00 FEET THEREOF. BEING THE TWO 10.00 FOOT PUBLIC UTILITY EASEMENTS LYING NORTHEASTERLY AND SOUTHWESTERLY OF THE COMMON SIDE LOT LINE BETWEEN SAID LOTS 348 AND 349. PREPARED BY: JOHN T. HOLLEY, PSM.

#### Vacating a portion of two public utility easements in plat "Fawn Lake P.U.D. Phase Two, Unit Three", Mims, Florida, lying in Section 10, Township 21 South, Range 34 East

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **Stanley E. and Patricia L. Retz** with the Board of County Commissioners to vacate public utility easements in Brevard County, Florida, described as follows:

#### **SEE ATTACHED SKETCH & DESCRIPTION**

WHEREAS, the vacating action will in no way affect any private easements which may also be

present in the existing public easement(s) or public right-of-way, nor does this action guarantee or transfer title.

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

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

THEREFORE BE IT RESOLVED that said public utility easements are 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 9<sup>th</sup> day of July, 2024 A.D.

Rachel Sadoff

BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA

Jason Steele, Chair

As approved by the Board on: July 9, 2024 CFN 2024162713. OR BK 10131 PAGE 317. Recorded 08/12/2024 at 11:13 AM. Rachel M. Sadoff Clerk of Courts, Brevard County # Pgs:5

SHEET 1 OF 2 NOT VALID

WITHOUT SHEET 2

## SKETCH AND DESCRIPTION: (FOR VACATING OF EASEMENT)

PREPARED FOR: STR HOLDINGS LLC SECTION 10,T.21S.,R.34E. PETITIONER'S PARCEL ID NO. 21-34-10-PR-\*-348 & 21-34-10-PR-\*-349

LEGAL DESCRIPTION: (OF EASEMENTS TO BE VACATED)

THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY LINE OF LOT 348 AND THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOT 349, FAWN LAKE P.U.D., PHASE TWO, UNIT THREE, AS RECORDED IN PLAT BOOK 39, PAGES 79 THOURGH 84, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. LESS AND EXCEPT THE NORTHWESTERLY AND SOUTHEASTERLY 10.00 FEET THEREOF. BEING THE TWO 10.00 FOOT PUBLIC UTILITY EASEMENTS LYING NORTHEASTERLY AND SOUTHWESTERLY OF THE COMMON SIDE LOT LINE BETWEEN SAID LOTS 348 AND 349

THIS CERTIFIES THAT THE FOREGOING SKETCH AND LEGAL DESCRIPTION MEET THE APPLICABLE MINIMUM STANDARDS ESTABLISHED PURSUANT TO FLORIDA STATUTES 472.027 AND ARE TRUE AND ACCURATE TO THE BEST OF MY KNOWLEDGE AND BELIEF AND DOES NOT REPRESENT A FIELD SURVEY, BUT ARE BASED ON INFORMATION FROM PUBLIC RECORDS WHICH MAY DIFFER.

C

THIS IS NOT A SURVEY

20

YOR JOHNT, HOLLEY, P.S.M. # 5050 ("NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.")

0 O

> HOLLEY & ASSOCIATES INC. **REGISTERED LAND SURVEYORS L.B.#4595** 1846 ROBIN HOOD AVE., TITUSVILLE, FL. P.O. BOX 1975, 32781 321-267-6113

SHEET 1 OF 2 NOT VALID WITHOUT SHEET 2



\*LocaliQ

Florida

## GANNETT

## AFFIDAVIT OF PUBLICATION

Amber Holley Amber Holley 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:

#### 06/24/2024

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 06/24/2024

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Legal Clerk	, //	
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Notary, State of WH	County of Brown	
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My commission expires

Publication Cost:	\$255.08	
Tax Amount:	\$0.00 \$055 08	
Payment Cost:	\$255.08	
Order No:	10303543	# of Copies:
Customer No:	1127286	1
PO #:	4500092228-10	

### THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

Ad#10303543 6/24/2024 AGRI030344 **LEGAL NOTICE** NOTICE FOR THE VACATING OF A PORTION OF TWO PUBLIC UTILITY EASEMENTS, PLAT OF "FAWN LAKE P.U.D., PHASE TWO, UNIT THREE" IN SECTION 10, TOWNSHIP 21 SOUTH, RANGE 34 EAST, MIMS, FL NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statules, and Chapter 86, Article 11, Section 86-36, Brevard County Code, a petition has been filed by STAN-LEY E. AND PATRICIA L. RETZ with the Board of County Control described property, to wit: THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY OF THE NORTHEASTERLY OF THE NORTHEASTERLY OF THE NORTHEASTERLY OF THE OUTHWESTERLY OF THE SOUTHWESTERLY OF THE SOUTHWESTERLY OF THE OUTHWESTERLY OF THE SOUTHWESTERLY UNE OF THE SOUTHWESTERLY UNE OF STERS TWO, UNIT THREE, AS RECORDED IN PLAT BOOK 39, PAGES 79 THOURGH 84, PUBLIC COUNTY, FLORIDA. LESS AND COUNTY, FLORIDA. LESS AND COUNTY, FLORIDA. LESS AND COUNTY, FLORIDA. LESS AND SOUTHEASTERLY AND SOUTHWEST-ERLY AND SOUTHEASTERLY 10.00 FEET THEROF. BEING THE TWO 10.00 FOOT PUBLIC UTILITY EASEMENTS LYING NORTHEASTERLY AND SOUTHWEST-ERLY AND SOUTHEASTERLY DIO THE ASTERLY AND SOUTHWEST-ERLY AND SOUTHWEST ERLY DO THE ET THE EOF. BEING THE TWO U.00 FOOT PUBLIC UTILITY EASEMENTS LY NG NORTHEASTERLY AND SOUTHWEST-ERLY AND SOUTHWEST ERLY DO

NANCY HEYRMAN Notary Public State of Wisconsin \*LocaliQ

Florida

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### 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 Public Notices, was published on the publicly accessible website of Brevard County, Florida, or in a newspaper by print in the issues of, on:

#### 07/31/2024

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 07/31/2024

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Legal Clerk	$\langle I I \rangle$	
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Notary, State of	VI, County of Brown	
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My commission expires

Publication Cost: Tax Amount:	\$188.48 \$0.00	
Payment Cost:	\$188.48	
Order No:	10412746	# of Copies:
Customer No:	1127286	1
PO #:		

### THIS IS NOT AN INVOICE!

Please do not use this form for payment remittance.

Ad#10412746 07/31/2024 LEGAL NOTICE RESOLUTION VACATING A PORTION OF TWO PUBLIC UTIL-ITY EASEMENTS IN "FAWN LAKE P.U.D. PHASE TWO, UNIT THREE", MIMS, LYING IN SECTION 10, TOWNSHIP 21 SOUTH, RANGE 34 EAST - STAN-LEY E. AND PATRICIA L. RETZ TO WHOM IT MAY CONCERN: NOTICE IS HEREBY GIVEN that on the 9th of July 2024, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of two public utility easements in "Fawn Lake P.U.D. Phase Two, Unit Three", Mims, lying in Section 10, Township 21 South, Range 34 East as petitioned by Stanley E. and Patricia L. Retz.

Retz. <u>LEGAL DESCRIPTION:</u> THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING COULTHWESTERLY OF THE UTILITY EASEMENT LYING SOUTHWESTERLY OF THE NORTHEASTERLY LINE OF LOT 348 AND THE 10.00 FOOT WIDE PUBLIC UTILITY EASEMENT LYING NORTHEASTERLY OF THE SOUTHWESTERLY LINE OF LOT 349, FAWN LAKE P.U.D., PHASE TWO, UNIT THREE, AS RECORDED IN PLAT BOOK 39, PAGES 79 THOURGH 84, PUBLIC PAGES 79 THOURGH 84, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. EXCEPT THE LESS AND EXCEPT THE NORTHWEST-ERLY AND SOUTHEASTERLY 10.00 FEET THEREOF. BEING THE TWO 10.00 FOOT PUBLIC UTILITY EASEMENTS LYING NORTHEASTERLY AND SOUTH-WESTERLY OF THE COMMON SIDE LOT LINE BETWEEN SAID LOTS 348 AND 349. PREPARED BY: JOHN T. HOLLEY, PSM The Board further renounced and disclaimed any right of the County in and to said public easements. BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA RACHEL M. SADOFF, CLERK BY: Kimberly Powell, Clerk to the Board

NANCY HEYRMAN Notary Public State of Wisconsin



## FLORIDA'S SPACE COAST



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

August 21, 2024

MEMORANDUM

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

RE: Advertising Bills for Resolution Vacating a Portion of Two Public Utility Easements in Plat "Fawn Lake PUD Phase Two, Unit Three", Mims

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 2024-061, vacating a portion of two public utility easements in Plat "Fawn Lake PUD Phase Two, Unit Three", Mims, as petitioned by Stanley E. and Patricia L. Retz. Said Resolution was adopted by the Board of County Commissioners, in regular session on July 9, 2024.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS RACHEL M. SADOFF, CLERK

Kimberly Powell, Clerk to the Board

/sm

Encls. (2)



# FLORIDA'S SPACE COAST



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

August 21, 2024

Stanley and Patricia Retz 3543 Sandhill Crane Circle Mims, FL 32754

Dear Sir/Madam:

Resolution Vacating a Portion of Two Public Utility Easements in Plat "Fawn Lake PUD Re: Phase Two, Unit Three", Mims

The Board of County Commissioners, in regular session on July 9, 2024, adopted Resolution No. 2024-061, vacating a portion of two public utility easements in Plat "Fawn Lake PUD Phase Two, Unit Three", Mims, as petitioned by you. Said Resolution has been recorded in ORBK 10131, Pages 317 through 321. Enclosed is a certified copy of the recorded Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS RACHEL M. SADOFF, CLERK

Im KG /

Kimberly Powell, Clerk to the Board

/sm

Encl. (1)

Amber Holley, Public Works CC: