



Meeting Date
December 19, 2017

AGENDA	
Section	PUBLIC HEARING
Item No.	IV.B.

AGENDA REPORT
BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS

SUBJECT:	Petition to Vacate, Re: Public Utility & Drainage Easement – Pinta Circle – “Sea Gate West Unit Two” – Merritt Island – Pamela Diaz – District 2 (Fiscal Impact: \$640.00 Vacating Application Fee Paid by Petitioner)
DEPT/OFFICE	Public Works Department – Surveying Section

Requested Action:

It is requested that the Board of County Commissioners (BOCC) conduct a public hearing to consider vacating a 10.0 ft. wide public utility and drainage easement along the north line Lot 8, “Sea Gate West Unit Two” in Section 03, Township 24 South, Range 36 East. If approved, it is requested that the Board authorize the Chairman to sign the attached Resolution approving the vacating.

Summary Explanation & Background:

Florida Statutes, Section 336.09 and Brevard County Article II, Section 86-36, provide a method to the Board of County Commissioners to vacate and abandon unused rights-of-way and easements.

The petitioner owns Lot 8 and is requesting the vacating of the 10.0 ft. wide public utility and drainage easement along the north line Lot 8 to allow for the permitting and construction of a pool, deck and enclosure. Easement to be vacated contains 1,100 square feet, more or less.

December 19, 2017, 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 on Merritt Island as follows: begin at the intersection of S.R. 528 and S.R. 3; thence 1.47 miles north on S.R. 3; Thence 0.11 miles west on Sunset Lakes Drive; thence 0.06 miles south on Sunward Drive; thence 0.05 miles west and 0.32 miles southerly along Sierra Drive to the residence on the north (right).

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 revenue account for vacatings.

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

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

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

Contract / Agreement (If attached): Reviewed by County Attorney Yes No PR

County Manager Frank Abbate	Assistant County Manager John P. Denninghoff	Department Director / Extension Andrew J. Holmes, P.E. / Ext. 57202
	Interim Assistant County Manager Jim Liesenfelt	



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

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

January 10, 2018

MEMORANDUM

TO: Andrew Holmes, Public Works Director Attn: Marc Cazessüs

RE: Advertising Bills for Resolution Vacating Public Utility and Drainage Easement on Pinta Circle in Sea Gate West Unit Two, Merritt Island

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 17-256, vacating public utility and drainage easement on Pinta Circle in Sea Gate West Unit Two, Merritt Island, as petitioned by Pamela Diaz. Said Resolution was adopted and approved by the Board of County Commissioners, in regular session on December 19, 2017.

Your continued cooperation is greatly appreciated.

Sincerely yours,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/ds

Encls. (2)



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

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

January 10, 2018

Pamela Diaz
173 Pinta Circle
Merritt Island, FL 32952

Dear Ms. Diaz:

Re: Resolution Vacating Public Utility and Drainage Easement on Pinta Circle in Sea Gate West Unit Two, Merritt Island

The Board of County Commissioners, in regular session on December 19, 2017, adopted Resolution No. 17-256, vacating a public utility and drainage easement on Pinta Circle in Sea Gate West Unit Two, Merritt Island, as petitioned by you. Said Resolution has been recorded in ORBK 8060, Pages 2609 through 2613. Enclosed is a certified copy of the recorded Resolution for your records.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
SCOTT ELLIS, CLERK

Tammy Rowe, Deputy Clerk

/ds

Encl. (1)

cc: Marc Cazessus, Public Works

RESOLUTION 2017 - 256

VACATING A PUBLIC UTILITY AND DRAINAGE EASEMENT IN "SEA GATE WEST UNIT TWO", MERRITT ISLAND, FLORIDA, IN SECTION, 03, TOWNSHIP 24 SOUTH, RANGE 36 EAST

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **PAMELA DIAZ** with the Board of County Commissioners to vacate a public utility and drainage easement in Brevard County, Florida, described as follows:

SEE ATTACHED SKETCH & DESCRIPTION

WHEREAS, the vacating action will in no way affect any private easements which may also be present in the existing public easement(s) or public right-of-way, nor does this action guarantee or transfer title.

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

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

THEREFORE BE IT RESOLVED that said public utility and drainage easement is hereby vacated; and Brevard County renounces and disclaims any rights in and to said easement. Pursuant to Section 177.101(5), Florida Statutes, the vacating shall not become effective until a certified copy of this resolution is filed in the offices of the Clerk of Courts and recorded in the Public Records of Brevard County.

DONE, ORDERED AND ADOPTED, in regular session, this 19TH day of December, 2017 A.D.

ATTEST


SCOTT ELLIS, CLERK

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA


RITA PRITCHETT, CHAIR

As approved by the Board on:
December 19, 2017

SKETCH & DESCRIPTION

SECTION 10, TOWNSHIP 24 SOUTH, RANGE 36 EAST
(NOT A BOUNDARY SURVEY)

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

PARCEL ID: 24-36-10-76-*--8

PURPOSE: TO VACATE A PORTION OF A 10.00
FOOT PUBLIC UTILITY & DRAINAGE
EASEMENT.

LEGAL DESCRIPTION:

THE 10.00 FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT WHICH ENCUMBERS THE NORTH 10.00 FEET OF LOT 8, "SEA GATE WEST UNIT TWO" AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE EAST AND THE WEST 7.50 FEET THEREOF, CONTAINING 1,100 SQUARE FEET, MORE OR LESS.

SURVEYOR'S NOTES:

1. THIS IS NOT A BOUNDARY SURVEY.
2. BEARINGS SHOWN HEREON ARE BASED ON THE CENTERLINE OF PINTA CIRCLE BEING N89°53'29"E. PER THE PLAT OF "SEA GATE WEST UNIT TWO". AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.
3. IMPROVEMENTS SHOWN HEREON ARE BASED ON A BOUNDARY SURVEY PREPARED BY SMITH & ASSOCIATES SURVEYING & MAPPING, INC., JOB NO. 17-1218, DATED JULY 18, 2017.

PREPARED BY:



1350 MALABAR ROAD S.E., SUITE 1, PALM BAY, FLORIDA 32907
Phone (321)724-2940 Fax(321)951-4879
E-MAIL: SMITHSURVEYINGFL @ GMAIL.COM


KEVIN A. SMITH - FLORIDA CERTIFICATE NO. 4457
(NOT VALID UNLESS SIGNED AND SEALED)
L.B. NO. 7426

PREPARED FOR: PAMELA DIAZ

DRAWN BY: A. TEJADA

CHECKED BY: KAS

DRAWING NO. 17-1693

SECTION 10

DATE: NOV. 6, 2017

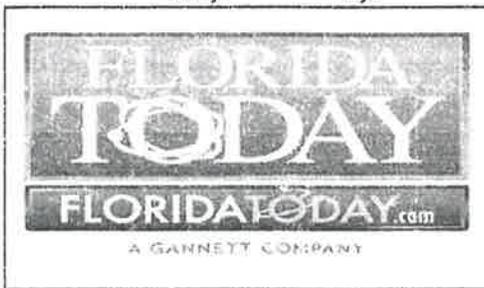
SHEET 1 OF 2

REVISIONS NOV. 15, 2017

TOWNSHIP 24 SOUTH

DEC. 5, 2017

RANGE 36 EAST



BREVARD CTY PUBLIC WORKS DEPT
2725 JUDGE FRAN JAMIESON WAY
BLDG A 220
VIERA, FL 32940

STATE OF FLORIDA COUNTY OF BREVARD:
Before the undersigned authority personally appeared Becky Holland, who on oath says that he or she is a Legal Advertising Representative of the FLORIDA TODAY, a daily newspaper published in Brevard County, Florida that the attached copy of advertisement, being a Legal Ad in the matter of

Legal Notices

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

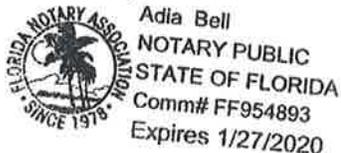
12/04/17

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida and that the said newspaper has heretofore been continuously published in said Brevard County, Florida each day and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or coporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

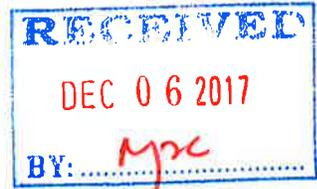
Sworn to and Subscribed before me this 4th of December 2017, by Becky Holland who is personally known to me

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

Publication Cost: \$184.56
Ad No: 0002576662
Customer No: BRE-6BR327



Ad #: 2576662 12/04/2017
LEGAL NOTICE
VACATING OF A 10.0 FT. WIDE PUBLIC UTILITY & DRAINAGE EASEMENT, PLAT OF "SEA GATE WEST UNIT TWO" IN SECTION 03, TOWNSHIP 24 SOUTH, RANGE 36 EAST, MERRITT ISLAND, FL
NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article II, Section 86-36, Brevard County Code, a petition has been filed by PAMELA DIAZ with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit: **SEE EXHIBIT "A"**
The Board of County Commissioners will hold a public hearing to determine the advisability of such vacating of the above-described easement at **9:00 A.M. on December 19, 2017** at the Brevard County Government Center Board Room, Building C, 2725 Judge Fran Jamieson Way, Viera, Florida, at which time and place all those for or against the same may be heard before final action is taken.
Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency, or commission with respect to the vacating, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based.
Persons seeking to preserve a verbatim transcript of the record must make those arrangements at their own expense.
The needs of hearing or visually impaired persons shall be met if the department sponsoring the meeting/hearing is contacted at least 48 hours prior to the public meeting/hearing by any person wishing assistance.
EXHIBIT "A"
THE 10.00 FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT WHICH ENCUMBERS THE NORTH 10.00 FEET OF LOT B, "SEA GATE WEST UNIT TWO" AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE EAST AND THE WEST 7.50 FEET THEREOF, CONTAINING 1,100 SQUARE FEET, MORE OR LESS, PREPARED BY KEVIN A. SMITH, PSM



A Daily Publication By:



BREVARD CTY PUBLIC WORKS DEPT
2725 JUDGE FRAN JAMIESON WAY
BLDG A 220
VIERA, FL 32940

STATE OF FLORIDA COUNTY OF BREVARD:
Before the undersigned authority personally appeared Becky Holland, who on oath says that he or she is a Legal Advertising Representative of the FLORIDA TODAY, a daily newspaper published in Brevard County, Florida that the attached copy of advertisement, being a Legal Ad in the matter of

Legal Notices

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

12/23/17

Affiant further says that the said FLORIDA TODAY is a newspaper in said Brevard County, Florida and that the said newspaper has heretofore been continuously published in said Brevard County, Florida each day and has been entered as periodicals matter at the post office in MELBOURNE in said Brevard County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has never paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and Subscribed before me this 26th of December 2017, by Becky Holland who is personally known to me

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

Publication Cost: \$191.08
Ad No: 0002616090
Customer No: BRE-6BR327



Adia Bell
NOTARY PUBLIC
STATE OF FLORIDA
Comm# FF954893
Expires 1/27/2020

LEGAL NOTICE
RESOLUTION VACATING PUBLIC UTILITY AND DRAINAGE EASEMENT ON PINTA CIRCLE IN SEA GATE WEST UNIT TWO, MERRITT ISLAND - PAMELA DIAZ
TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that on the 19th day of December, 2017, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating Public utility and drainage easement on Pinta Circle in Sea Sage West Unit Two, Merritt Island, as petitioned by Pamela Diaz.
SEE ATTACHED EXHIBIT "A"
The Board further renounced and disclaimed any right of the County in and to said public easement.
BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Tammy Rowe, Deputy Clerk
LEGAL DESCRIPTION:
EXHIBIT "A"
THE 10.00 FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT WHICH ENCUMBERS THE NORTH 10.00 FEET OF LOT 8, "SEA GATE WEST UNIT TWO" AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE EAST AND THE WEST 7.50 FEET THEREOF, CONTAINING 1,100 SQUARE FEET, MORE OR LESS. PREPARED BY KEVIN A. SMITH, PSM
PUBLICATION: 12/23/2017

RECEIVED
JAN 02 2013
BY: MPC





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

Customer: BREVARD CTY PUBLIC WORKS DEPT
Address: 2725 JUDGE FRAN JAMIESON WAY
VIERA FL 32940
USA

Ad No.: 0002616090
Pymt Method: Invoice
Net Amt: \$191.08

Run Times: 1

No. of Affidavits: 1

Run Dates: 12/23/17

Text of Ad:

LEGAL NOTICE

RESOLUTION VACATING PUBLIC UTILITY AND DRAINAGE EASEMENT ON PINTA CIRCLE
IN SEA GATE WEST UNIT TWO, MERRITT ISLAND - PAMELA DIAZ

TO WHOM IT MAY CONCERN:

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BREVARD COUNTY, FLORIDA
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PUBLICATION: 12/23/2017

Donna Scott

From: LEGALS, BRE <BRELEGALS@gannett.com>
Sent: Wednesday, December 20, 2017 9:43 AM
To: Donna Scott
Subject: RE: Legal Notices
Attachments: OrderConf.pdf

Thank you for your business. Attached please find the order confirmation for the legal ad that you requested we publish.

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

Nancy Dawson
Regional Legal Notice Advisor



GANNETT
SALES CENTER



USA TODAY
NETWORK

Office: 888-516-9220 ext. 3158
(Fax: 800-560-7434
ndawson@gannett.com

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

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

From: Donna Scott [<mailto:donna.scott@brevardclerk.us>]
Sent: Tuesday, December 19, 2017 4:19 PM
To: LEGALS, BRE
Subject: Legal Notices

Attached are two legal notices to be published on Saturday, December 23; billing the Public Works Department Account No. 6BR327, and Purchase Order No. 4500092228-10.

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



Brevard County, Florida
Clerk of the Court
Scott Ellis

LEGAL NOTICE

RESOLUTION VACATING PUBLIC UTILITY AND DRAINAGE EASEMENT ON PINTA
CIRCLE IN SEA GATE WEST UNIT TWO, MERRITT ISLAND – PAMELA DIAZ

TO WHOM IT MAY CONCERN:

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SEE ATTACHED EXHIBIT “A”

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

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

Florida TODAY: Please advertise in the December 23, 2017, issue of the *Florida TODAY*.

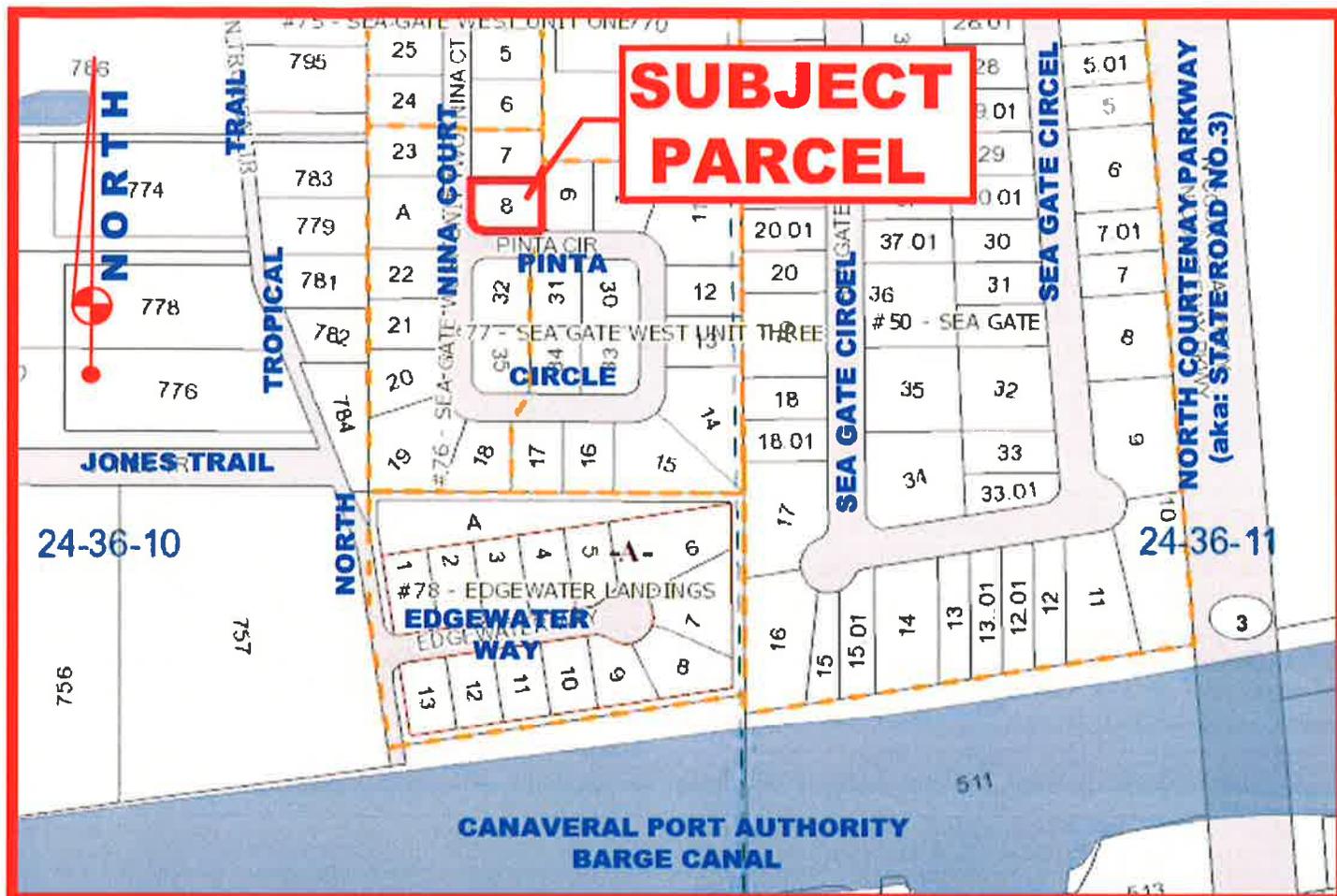
BILL THE PUBLIC WORKS DEPARTMENT OF BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS ACCOUNT NO. 6BR327 AND PURCHASE ORDER NO. 4500092228-10, AND FORWARD INVOICE AND PROOF OF PUBLICATION TO:

**Marc Cazessüs, PLS
Public Works Department
Surveying and Mapping Program
2725 Judge Fran Jamieson Way, Bldg. A-220
Viera, FL 32940**

LEGAL DESCRIPTION:

EXHIBIT "A"

THE 10.00 FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT WHICH ENCUMBERS THE NORTH 10.00 FEET OF LOT 8, "SEA GATE WEST UNIT TWO" AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE EAST AND THE WEST 7.50 FEET THEREOF, CONTAINING 1,100 SQUARE FEET, MORE OR LESS. PREPARED BY KEVIN A. SMITH, PSM



VICINITY MAP

Pamela G. Diaz – 173 Pinta Circle – Merritt Island – Lot 8 – “Sea Gate West Unit Two” Section 10, Township 24 South, Range 36 East – District 2 - Proposed Partial Vacating of a 10.0 ft. Wide Public Utility and Drainage Easement



AERIAL MAP

Pamela G. Diaz – 173 Pinta Circle – Merritt Island – Lot 8 – “Sea Gate West Unit Two” Section 10, Township 24 South, Range 36 East – District 2 - Proposed Partial Vacating of a 10.0 ft. Wide Public Utility and Drainage Easement



Brevard County Property Appraiser

Titusville • Merritt Island • Viera • Melbourne • Palm Bay

Phone: (321) 264-6700

<https://www.bcpao.us>

PROPERTY DETAILS

Account	2443804
Owners	Diaz, Pamela G
Mailing Address	173 Pinta Cir Merritt Island FL 32953
Site Address	173 Pinta Cir Merritt Island FL 32953
Parcel ID	24-36-10-76- ² -8
Property Use	0110 - Single Family Residence
Exemptions	HEX1 - Homestead First HEX2 - Homestead Additional
Taxing District	2200 - Unincorp District 2
Total Acres	0.25
Subdivision	Sea Gate West Unit Two
Site Code	0001 - No Other Code Appl.
Plat Book/Page	0042/0013
Land Description	Sea Gate West Unit Two Lot 8



VALUE SUMMARY

Category	2017	2016	2015
Total Market Value	\$207,560	\$188,490	\$172,260
Agricultural Market Value	\$0	\$0	\$0
Assessed Value Non-School	\$194,890	\$188,490	\$161,290
Assessed Value School	\$194,890	\$188,490	\$161,290
Homestead Exemption	\$25,000	\$25,000	\$25,000
Additional Homestead	\$25,000	\$25,000	\$25,000
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$144,890	\$138,490	\$111,290
Taxable Value School	\$169,890	\$163,490	\$136,290

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
06/29/2017	\$284,000	WD	Improved	7930/2536
12/30/2015	\$250,000	WD	Improved	7523/2296
04/04/2014	\$219,000	WD	Improved	7102/0245
01/12/2004	\$228,000	WD	Improved	5215/0708
12/29/2003	\$228,000	WD	Improved	5215/0705
11/08/2002	\$168,000	WD	Improved	4742/3137
03/08/2000	\$25,500	WD	Vacant	4132/2718

BUILDINGS

PROPERTY DATA CARD #1

Building Use	Year Built	Story Height	Floors	Residential Units	Commercial Units
0110 - Single Family Residence	2002	8	1	1	0

Materials	Sub Areas
Exterior Wall: Stucco	Base Area (1st) 1910
Frame: Masonryconc	Garage 471
Roof: Asph/Asb Shngl	Open Porch 108
Roof Structure: Hip/Gable	Screen Porch 329
	Total Base Area 1910
	Total Sub Area 2818

Extra Features

Additional Extra Features

APPRAISER'S DETAIL SHEET

Prepared by
Michael A. Schneider, Esq
8255 N Wickham Road
Suite 100
Melbourne, Florida 32940

When recorded return to
Michael A. Schneider, Esq
The Title Company of Brevard, Inc
8255 N Wickham Road
Suite 100
Melbourne, Florida 32940

(Space above this line reserved for recording office use only)

WARRANTY DEED

This Warranty Deed is made this 29 day of June, 2017, by **Jordan R. Bratton and Morgan R. Bratton f/k/a Morgan R. Poppe, husband and wife**, whose post office address is 6545 Plaid Place, Colorado Springs, CO 80918, hereinafter called the Grantor, to **Pamela G. Diaz, a single woman**, whose post office address is 173 Pinta Circle, Merritt Island, FL 32953, hereinafter called the Grantee,

The terms "Grantor," and "Grantee," shall be non-gender specific (i) masculine, (ii) feminine, or (iii) neuter, such as corporations, partnerships or trusts), singular or plural, as the context permits or requires, and include heirs, personal representatives, successors or assigns where applicable and permitted.

WITNESSETH, that the Grantor, for and in consideration of the sum of \$1000. and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the Grantee, all that certain land situate in Brevard County, Florida, viz:

Lot 8, SEA GATE WEST UNIT TWO, according to the Plat thereof, recorded at Plat Book 42, Page 13, of the Public Records of Brevard County, Florida

The Property Appraiser's Parcel Identification Number is 24-36-10-76-*8

SUBJECT TO Taxes and Assessments for the current year and all subsequent years. Subject to Restrictions, Easements, and Covenants of Record, but this reference shall not operate to re-impose the same. Subject to all applicable zoning rules and regulations.

TOGETHER WITH all tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

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

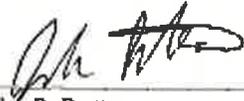
AND the Grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple, that the grantor has good right and lawful authority to sell and convey said land, that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever, and that said land is free of all encumbrances except taxes accruing subsequent to December 31, 2016.

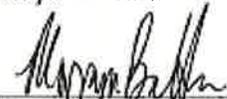
20170310

PETITIONER'S DEED

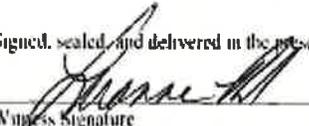
SHEET 1 OF 2

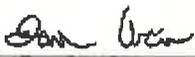
IN WITNESS WHEREOF, the said Grantor has signed and sealed these presents the day and year first above written


Joseph R. Bratton


Morgan R. Bratton f/k/a Morgan R. Poppe

Signed, sealed, and delivered in the presence of

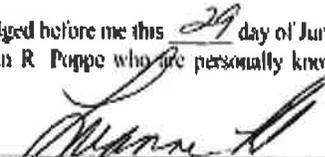

Witness Signature
Luanne Reinhardt
Witness Printed Name

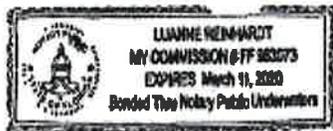

Witness Signature
Ian Christian
Witness Printed Name

STATE OF FLORIDA
COUNTY OF Brevard

The foregoing instrument was acknowledged before me this 29 day of June, 2017, by Jordan R. Bratton and Morgan R. Bratton f/k/a Morgan R. Poppe who are personally known to me or have produced FDL as identification

My Commission Expires


Notary Public - State of Florida
Print Name **Luanne Reinhardt**



PETITIONER'S DEED
SHEET 2 OF 2

SKETCH & DESCRIPTION

SECTION 10, TOWNSHIP 24 SOUTH, RANGE 36 EAST
(NOT A BOUNDARY SURVEY)

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

PARCEL ID: 24-36-10-76--*-8

PURPOSE: TO VACATE A PORTION OF A 10.00
FOOT PUBLIC UTILITY & DRAINAGE
EASEMENT.

LEGAL DESCRIPTION:

THE 10.00 FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT WHICH ENCUMBERS THE NORTH 10.00 FEET OF LOT B, "SEA GATE WEST UNIT TWO" AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE EAST AND THE WEST 7.50 FEET THEREOF, CONTAINING 1,100 SQUARE FEET, MORE OR LESS.

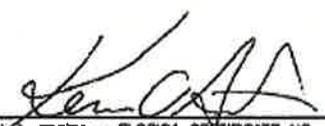
SURVEYOR'S NOTES:

1. THIS IS NOT A BOUNDARY SURVEY.
2. BEARINGS SHOWN HEREON ARE BASED ON THE CENTERLINE OF PINTA CIRCLE BEING N89°53'29"E. PER THE PLAT OF "SEA GATE WEST UNIT TWO". AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.
3. IMPROVEMENTS SHOWN HEREON ARE BASED ON A BOUNDARY SURVEY PREPARED BY SMITH & ASSOCIATES SURVEYING & MAPPING, INC., JOB NO. 17-1218, DATED JULY 18, 2017.

PREPARED BY:



1360 MALABAR ROAD S.E., SUITE 1, PALM BAY, FLORIDA 32907
Phone (321)724-2940 Fax(321)951-4879
E-MAIL: SMITHSURVEYINGFL @ GMAIL.COM


 KEVIN A. SMITH - FLORIDA CERTIFICATE NO. 4487
 (NOT VALID UNLESS SIGNED AND SEALED)
 L.B. NO. 7426

PREPARED FOR: PAMELA DIAZ

DRAWN BY: A. TEJADA

CHECKED BY: KAS

DRAWING NO. 17-1883

SECTION 10
TOWNSHIP 24 SOUTH
RANGE 36 EAST

DATE: NOV. 6, 2017

SHEET 1 OF 2

REVISIONS _____

PETITIONER'S SKETCH & DESCRIPTION SHEET 1 OF 2

COMMENT SUMMARY

APPLICANT: PAMELA G. DIAZ

UPDATE BY/DATE: MARC CAZESSÜS, PLS - 20171201 @ 10:28 HRS

COMPANIES	NOTIFIED	COMMENTS		STIPULATIONS/REMARKS
		RECEIVED	APPROVED	
UTILITIES				
CITY OF COCOA	20171121	20171127	YES	NO OBJECTIONS
FLORIDA CITY GAS	20171121	20171121	YES	NO OBJECTIONS
CHARTER COMMUNICATIONS	20171121	20171122	YES	NO OBJECTIONS
FPL	20171121	20171121	YES	NO OBJECTIONS
AT & T	20171121	20171127	YES	NO OBJECTIONS
COUNTY STAFF				
ROAD & BRIDGE	20171121	20171128	YES	NO OBJECTIONS - SUSAN JACKSON
LAND PLANNING	20171121	20171129	YES	NO OBJECTIONS - REBECCA RAGAIN
UTILITY SERVICES	20171121	20171122	YES	NO OBJECTIONS - TAMMY HURLEY
NRMD / STORM WATER	20171121	20171121	YES	NO OBJECTIONS - HARVEY WHEELER
ZONING	20171121	20171122	YES	NO OBJECTIONS - PAUL BODY

COMMENT SHEET

Ad #: 2576662 12/04/2017 LEGAL NOTICE VACATING OF A 10.0 FT. WIDE PUBLIC UTILITY & DRAINAGE EASEMENT, PLAT OF "SEA GATE WEST UNIT TWO" IN SECTION 03, TOWNSHIP 24 SOUTH, RANGE 36 EAST, MERRITT ISLAND, FL NOTICE IS HEREBY GIVEN that pursuant to Chapter 336.09, Florida Statutes, and Chapter 86, Article II, Section 86-36, Brevard County Code, a petition has been filed by PAMELA DIAZ with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit: SEE EXHIBIT "A" The Board of County Commissioners will hold a public hearing to determine the advisability of such vacating of the above-described easement at 9:00 A.M. on December 19, 2017 at the Brevard County Government Center Board Room, Building C., 2725 Judge Fran Jamieson Way, Viera, Florida, at which time and place all those for or against the same may be heard before final action is taken. Pursuant to Section 286.0105, Florida Statutes, if a person decides to appeal any decision made by the board, agency, or commission with respect to the vacating, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is based. Persons seeking to preserve a verbatim transcript of the record must make those arrangements at their own expense. The needs of hearing or visually impaired persons shall be met if the department sponsoring the meeting/hearing is contacted at least 48 hours prior to the public meeting/hearing by any person wishing assistance. EXHIBIT "A" THE 10.00 FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT WHICH ENCUMBERS THE NORTH 10.00 FEET OF LOT 8, "SEA GATE WEST UNIT TWO" AS RECORDED IN PLAT BOOK 42, PAGE 13, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, LESS AND EXCEPT THE EAST AND THE WEST 7.50 FEET THEREOF, CONTAINING 1,100 SQUARE FEET, MORE OR LESS. PREPARED BY KEVIN A. SMITH, PSM

PUBLIC HEARING LEGAL
ADVERTISEMENT

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