



Agenda Report

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Public Hearing

H.3.

12/8/2020

Subject:

Petition to Vacate, Re: Public Utility & Drainage Easement - 4105 Dianthus Lane - "Lake View Hills Unit No. 2 Section B" Plat Book 21, Page 52 - Titusville - William L. and Brenda J. Hattaway - District 1

Fiscal Impact:

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

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 a public utility and drainage easement along the rear line of Lot 13, Block G, "Lake View Hills Unit No. 2 Section B" in Section 30, Township 21 South, Range 35 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 to the Board of County Commissioners to vacate and abandon unused rights-of-way and easements. The petitioners own Lot 13, Block G and are requesting the vacating of the 5.00 ft. portion of a 10.00 ft. wide public utility and drainage easement along the rear line of lot 13, Block G to allow for the construction of a pool. Easement to be vacated contains 277 square feet, more or less. The property is located in Titusville North of Garden Street (State Road 406) and West of N. Carpenter Rd.

November 23, 2020, 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: 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 2107231

Owners Hattaway, William L; Hattaway, Brenda J

Mailing Address 4105 Dianthus Ln Titusville FL 32796

Site Address 4105 Dianthus Ln Titusville FL 32796

Parcel ID 21-35-30-51-G-13

Property Use 0110 - Single Family Residence

Exemptions HEX1 - Homestead First

HEX2 - Homestead Additional

Taxing District 1300 - Unincorp District 1

Total Acres 0.20

Subdivision Lakeview Hills Unit 2 Sec B

Site Code 0001 - No Other Code Appl.

Plat Book/Page 0021/0052

Land Description Lakeview Hills Unit 2 Sec B Lot 13 Blk G

VALUE SUMMARY

Category	2021	2020	2019
Market Value	\$0	\$127,350	\$118,330
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$0	\$66,690	\$65,200
Assessed Value School	\$0	\$66,690	\$65,200
Homestead Exemption	\$0	\$25,000	\$25,000
Additional Homestead	\$0	\$16,690	\$15,200
Other Exemptions	\$0	\$0	\$0
Taxable Value Non-School	\$0	\$25,000	\$25,000
Taxable Value School	\$0	\$41,690	\$40,200

SALES/TRANSFERS

Date	Price	Type	Parcel	Deed
07/22/2003	\$84,000	WD	Improved	4999/3679
07/01/1991	--	QC	Improved	3136/0361
04/01/1972	\$25,000	--	--	1238/0786

Fig. 1: Copy of Property Appraiser's detail sheet for lot 13, block G, Lake View Hills Unit No. 2 Section B, 4105 Dianthus Lane, Titusville, FL 32796, Section 30, Township 21 South, Range 35 East, District 1

Vicinity Map

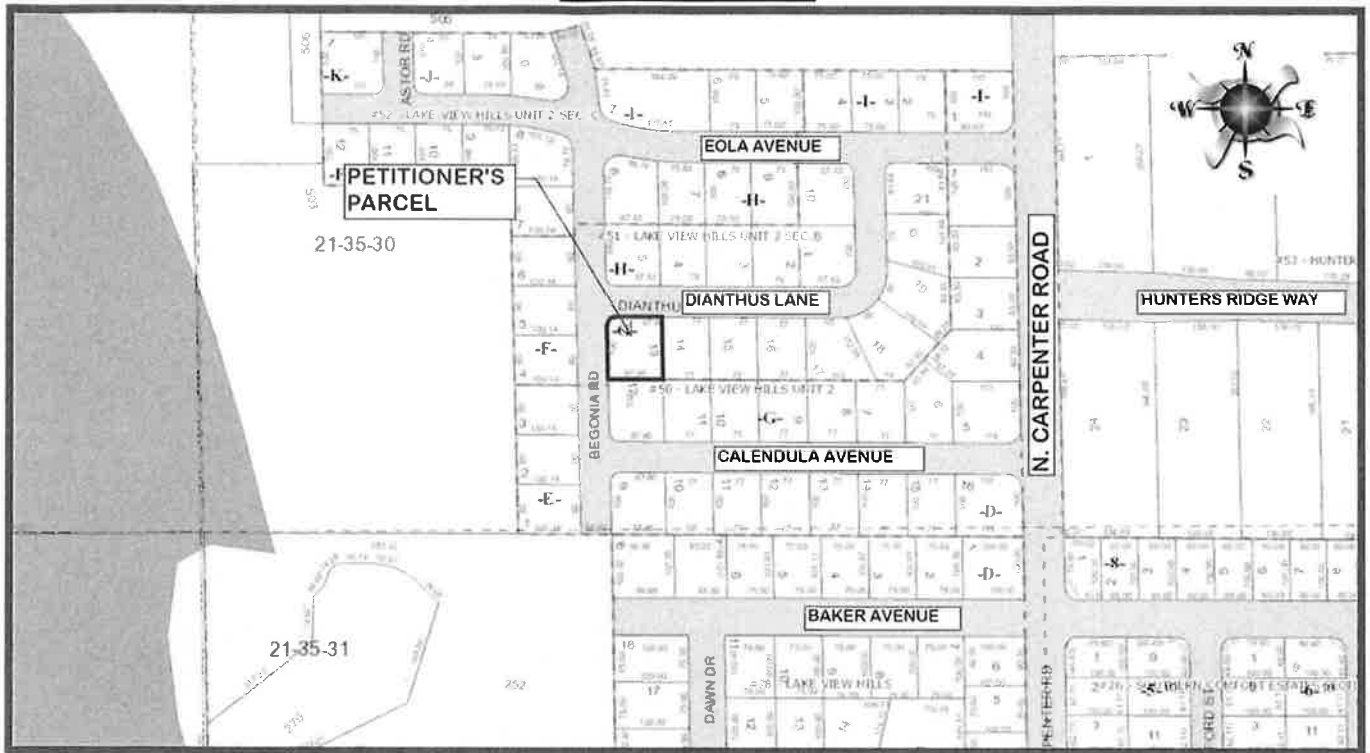


Fig. 2: Map of Lot 13, Block G, Lake View Hills Unit No. 2 Section B, 4105 Dianthus Lane, Titusville, FL 32796.

William L. & Brenda J. Hattaway – Lot 13, Block G,
“Lake View Hills Unit No. 2 Section B” (Plat Book 21,
Page 52) – 4105 Dianthus Lane – Section 30, Township
21 South, Range 35 East – District 1 – Proposed
Vacating 5.0 ft. of a 10.0 ft. Wide Public Utility &
Drainage Easement along the rear line.

Aerial Map



Fig. 3: Map of aerial view of Lot 13, Block G, Lake View Hills Unit No. 2 Section B, 4105 Dianthus Lane, Titusville, FL 32796

William L. & Brenda J. Hattaway – Lot 13, Block G,
“Lake View Hills Unit No. 2 Section B” (Plat Book 21,
Page 52) – 4105 Dianthus Lane – Section 30, Township
21 South, Range 35 East – District 1 – Proposed
Vacating 5.0 ft. of a 10.0 ft. Wide Public Utility &
Drainage Easement along the rear line.

[illegible]



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, 2021

William L. and Brenda J. Hattaway
4105 Dianthus Lane
Titusville, FL 32796

Dear Sir:

Re: Resolution Vacating a Portion of a Public Utility and Drainage Easement in "Lake View Hills, Unit No. 2, Section B" Subdivision, Titusville, Lying in Section 30, Township 21 South, Range 35 East

The Board of County Commissioners, in regular session on December 8, 2020, adopted Resolution No. 20-157, vacating a portion of a public utility and drainage easement in "Lake View Hills, Unit No. 2, Section B" Subdivision, Titusville, lying in Section 30, Township 21 South, Range 35 East, as petitioned by you. Said Resolution has been recorded in ORBK 8959, Pages 764 through 768. Enclosed is a certified copy of the recorded Resolution.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

Kimberly Powell, Clerk to the Board

/sm

Encl. (1)

cc: Amber Holley, Public Works



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, 2021

M E M O R A N D U M

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

RE: Advertising Bills for Resolution Vacating a Portion of a Public Utility and Drainage Easement in "Lake View Hills, Unit No. 2, Section B" Subdivision, Titusville, Lying in Section 30, Township 21 South, Range 35 East

Enclosed for your necessary action are copies of the advertising bills for Resolution No. 20-157, vacating a portion of a public utility and drainage easement in "Lake View Hills, Unit No. 2, Section B" Subdivision, Titusville, lying in Section 30, Township 21 South, Range 35 East, as petitioned by William L. and Brenda J. Hattaway. Said Resolution was adopted by the Board of County Commissioners, in regular session on December 8, 2020.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS
RACHEL M. SADOFF, CLERK

Kimberly Powell, Clerk to the Board

/sm

Encls. (2)

**Vacating a portion of a public utility and drainage easement in "Lake View Hills Unit No. 2 Section B"
Subdivision, Titusville, Florida, lying in Section 30, Township 21 South, Range 35 East**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **WILLIAM L. AND BRENDA J. HATTAWAY** 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 a public utility and drainage easement will not be detrimental to Brevard County or the public.

THEREFORE BE IT RESOLVED that said public utility and drainage easement are 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 08th day of December, 2020 A.D.

CFN 2020286669, OR BK 8959 PAGE 764,
Recorded 12/22/2020 at 08:33 AM, Scott Ellis, Clerk of
Courts, Brevard County
Pgs:5

BOARD OF COUNTY COMMISSIONERS
OF BREVARD COUNTY, FLORIDA

ATTEST:


SCOTT ELLIS, CLERK


Rita Pritchett, Chair

As approved by the Board on:
December 08, 2020

LEGAL DESCRIPTION

SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST
PARCEL ID NUMBER: 21-35-30-51-G-13
PURPOSE OF DESCRIPTION: VACATE EASEMENT

SHEET 1 OF 2
EXHIBIT "A"

NOT VALID WITHOUT THE
SKETCH ON SHEET 2 OF 2

LEGAL DESCRIPTION:

THAT PORTION OF THE TEN (10.00) FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT AS ESTABLISHED BY THE PLAT OF LAKE VIEW HILLS UNIT NO. 2 SECTION B ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21, PAGE 52, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTH FIVE (5.00) FOOT OF THE SOUTH TEN (10.00) FOOT, LESS AND EXCEPT THE EAST TWELVE AND ONE HALF (12.50) FOOT, AND THE WEST TWENTY (20.00) FOOT OF LOT 13, BLOCK G, SAID LAKE VIEW HILLS SUBDIVISION ACCORDING TO THE PLAT THEROF AS RECORDED IN PLAT BOOK 21 AT PAGE 52 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.
CONTAINING 277 SQ. FT./0.006 ACRES

SURVEYOR'S NOTES:

1. BEARING SHOWN HEREON ARE BASED ON THE SOUTH R/W LINE OF DIANTHUS LANE AS BEING S 89°33'13" W, ACCORDING TO THE PLAT OF LAKE VIEW HILLS UNIT NO. 2 AS RECORDED IN PLAT BOOK 21, AT PAGE 52 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA.
2. THIS SKETCH IS PREPARED AND CERTIFIED FOR THE EXCLUSIVE USE OF THE CLIENT NAMED HEREON.
3. UNLESS THIS SKETCH OF LEGAL DESCRIPTION BEARS THE SIGNATURE AND RAISED SEAL OF JOHN W. COOPER PLS 5093, IT IS FOR INFORMATION PURPOSES ONLY AND IS NOT A VALID SURVEY.
4. ADDITIONS OR DELETIONS TO THIS SKETCH OF SURVEY BY OTHER THAN THE SIGNING PARTY IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE SIGNING PARTY.
5. NO UNDERGROUND UTILITIES OR IMPROVEMENTS WERE LOCATED UNLESS OTHERWISE SHOWN.
6. THIS IS NOT A BOUNDARY SURVEY.
7. FLOOD ZONE "X" PER FLOOD INSURANCE RATE MAP 120092C0115G DATED MARCH 17, 2014.

PREPARED FOR: WILLIAM L. HATTAWAY and
BRENDA J. HATTAWAY
BREVARD COUNTY BOARD OF COMMISSIONERS


JOHN W. COOPER
Professional Land Surveyor No. 5093
State of Florida
NOT VALID UNLESS SIGNED & SEALED

PREPARED BY: JOHN W. COOPER LAND SURVEYING, INC.

ADDRESS: 2326 S. HOPKINS AVENUE, TITUSVILLE, FLORIDA 32780

PHONE: 321-268-5646 L.B. NO. 6544

DRAWN BY: GPL

CHECKED BY: JWC

DRAWING NO. 20-09-24

SECTION 30

DATE: 10/6/20

SHEET 1 OF 2

REVISIONS 10/14/20

TOWNSHIP 21 SOUTH

RANGE 35 EAST

SHEET 2 OF 2
EXHIBIT "A"

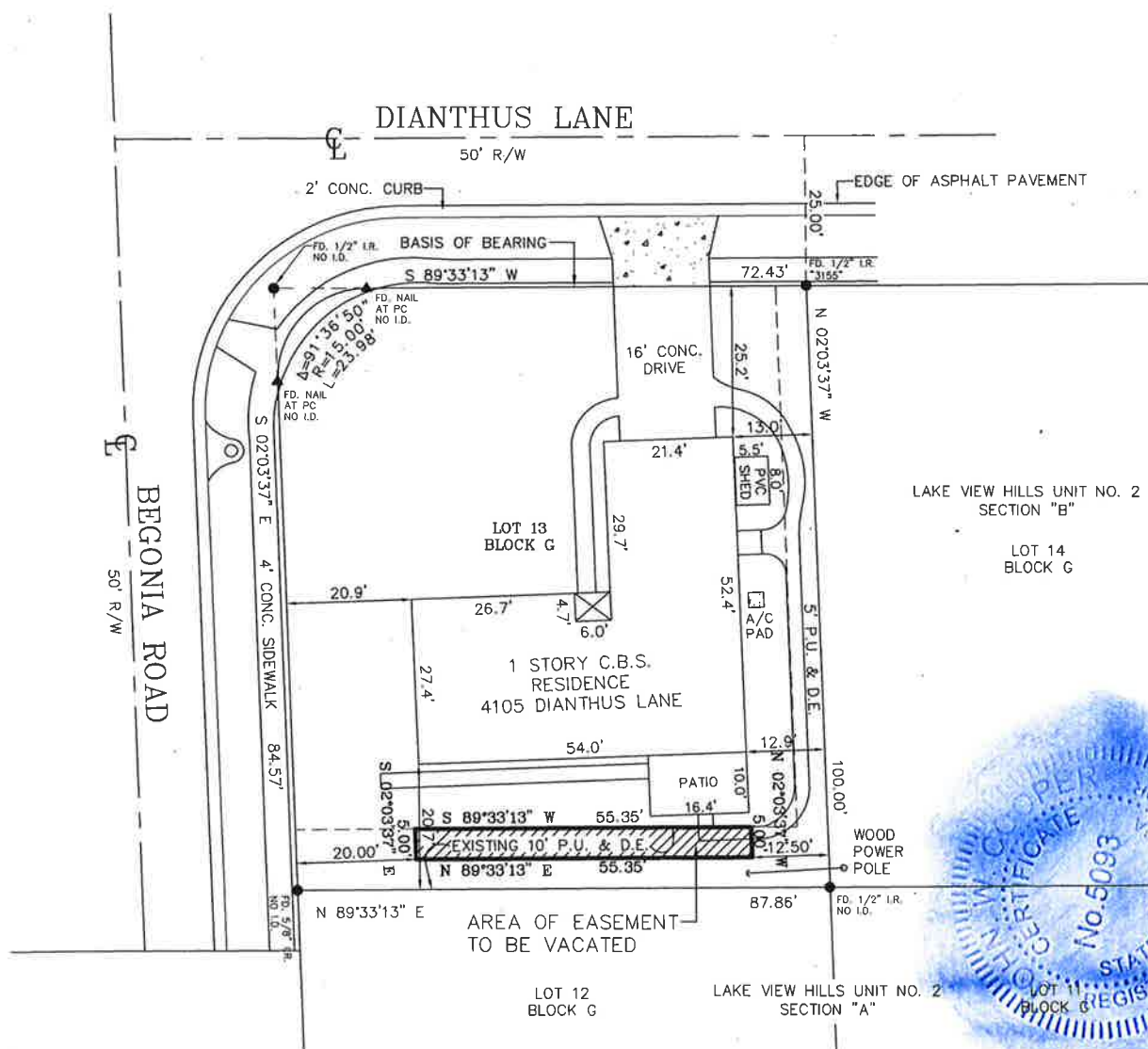
SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST
PARCEL ID NUMBER: 21-35-30-51-G-13
PURPOSE OF DESCRIPTION: VACATE EASEMENT



SCALE: 1" = 30'

LEGEND OF ABBREVIATIONS

C	CENTERLINE
FD.	FOUND
I.D.	IDENTIFICATION
I.R.	IRON ROD
L.B.	LICENSED BUSINESS
N/D	NAIL & DISC
ORB	OFFICIAL RECORDS BOOK
(M)	MEASURED
(P)	PLAT
P.U. & D.E.	PUBLIC UTILITY & DRAINAGE EASEMENT
PCP	PERMANENT CONTROL POINT
PLS	PROFESSIONAL LAND SURVEYOR
R/W	RIGHT OF WAY





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

STATE OF WISCONSIN COUNTY OF BROWN

Before the undersigned authority personally appeared Joe Heynen 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:

11/23/2020

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 23RD of NOVEMBER 2020, by Joe Heynen who is personally known to me

Affiant

Notary State of Wisconsin County of Brown

My commission expires



Ad#4475957 11/23/2020
LEGAL NOTICE
NOTICE FOR THE PARTIAL VACATING OF A 10.0 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT, PLAT OF "LAKE VIEW HILLS UNIT NO. 2 SECTION B" IN SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST, TITUSVILLE, 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 WILLIAM L. AND BRENDA J. HATTIAWAY with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to-wit:

THAT PORTION OF THE TEN (10.00) FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT AS ESTABLISHED BY THE PLAT OF LAKE VIEW HILLS UNIT NO. 2 SECTION B ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21, PAGE 52, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTH FIVE (5.00) FOOT OF THE SOUTH TEN (10.00) FOOT, LESS AND EXCEPT THE EAST TWELVE AND ONE HALF (12.50) FOOT, AND THE WEST TWENTY (20.00) FOOT OF LOT 13, BLOCK G, SAID LAKE VIEW HILLS SUBDIVISION ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21 AT PAGE 52 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, CONTAINING 277 SQ. FT. PREPARED BY: JOHN W. COOPER, 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 December 08, 2020 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.



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

STATE OF WISCONSIN COUNTY OF BROWN

Before the undersigned authority personally appeared Joe Heynen 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:

12/16/2020

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 16th of December 2020, by Joe Heynen who is personally known to me

Affiant

Notary State of Wisconsin County of Brown
5.15.23

My commission expires

Publication Cost \$188.68
Ad No: 0004509710
Customer No: BRE-6BR327

AD#4509710 12/16/2020
LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC UTILITY AND DRAINAGE EASEMENT IN "LAKE VIEW HILLS UNIT NO. 2 SECTION B" SUBDIVISION, TITUSVILLE, LYING IN SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST - WILLIAM L. AND BRENDA J. HATTAWAY

TO WHOM IT MAY CONCERN:
NOTICE IS HEREBY GIVEN that on the 8TH day of December, 2020, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a public utility and drainage easement in "Lake View Hills Unit No. 2 Section B" subdivision, Titusville, lying in Section 30, Township 21 South, Range 35 east as petitioned by William L. and Brenda J. Hattaway.

LEGAL DESCRIPTION:

THAT PORTION OF THE TEN (10.00) FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT AS ESTABLISHED BY THE PLAT OF LAKE VIEW HILLS UNIT NO. 2 SECTION B ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21, PAGE 52, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
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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: Kimberly Powell, Clerk to the Board

NANCY HEYRMAN
Notary Public
State of Wisconsin

LEGAL NOTICE

RESOLUTION VACATING A PORTION OF A PUBLIC UTILITY AND DRAINAGE EASEMENT IN "LAKE VIEW HILLS UNIT NO.2 SECTION B" SUBDIVISION, TITUSVILLE, LYING IN SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST – WILLIAM L. AND BRENDA J. HATTAWAY

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that on the 8TH day of December, 2020, the Board of County Commissioners of Brevard County, Florida, adopted a Resolution vacating a portion of a public utility and drainage easement in "Lake View Hills Unit No. 2 Section B" subdivision, Titusville, lying in Section 30, Township 21 South, Range 35 east as petitioned by William L. and Brenda J. Hattaway.

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BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS OF
BREVARD COUNTY, FLORIDA
SCOTT ELLIS, CLERK
BY: Kimberly Powell, Clerk to the Board

Florida TODAY:

Please advertise in the December 16, 2020, 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.**

LEGAL DESCRIPTION

SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST
PARCEL ID NUMBER: 21-35-30-51-G-13
PURPOSE OF DESCRIPTION: VACATE EASEMENT

SHEET 1 OF 2

EXHIBIT "A"

NOT VALID WITHOUT THE
SKETCH ON SHEET 2 OF 2

LEGAL DESCRIPTION:

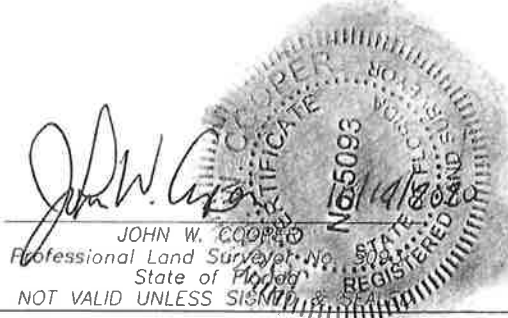
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7. FLOOD ZONE "X" PER FLOOD INSURANCE RATE MAP 120092C0115G DATED MARCH 17, 2014.

PREPARED FOR: WILLIAM L. HATTAWAY and
BRENDA J. HATTAWAY
BREVARD COUNTY BOARD OF COMMISSIONERS


JOHN W. COOPER
Professional Land Surveyor No. 5093
State of Florida
NOT VALID UNLESS SIGNED

PREPARED BY: JOHN W. COOPER LAND SURVEYING, INC.

ADDRESS: 2326 S. HOPKINS AVENUE, TITUSVILLE, FLORIDA 32780

PHONE: 321-268-5646 L.B. NO. 6544

DRAWN BY: GPL

CHECKED BY: JWC

DRAWING NO. 20-09-24

SECTION 30

DATE: 10/6/20

SHEET 1 OF 2

REVISIONS 10/14/20

TOWNSHIP 21 SOUTH

RANGE 35 EAST

SKETCH TO ACCOMPANY LEGAL DESCRIPTION

SHEET 2 OF 2

EXHIBIT "A"

SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST

PARCEL ID NUMBER: 21-35-30-51-G-13

PURPOSE OF DESCRIPTION: VACATE EASEMENT

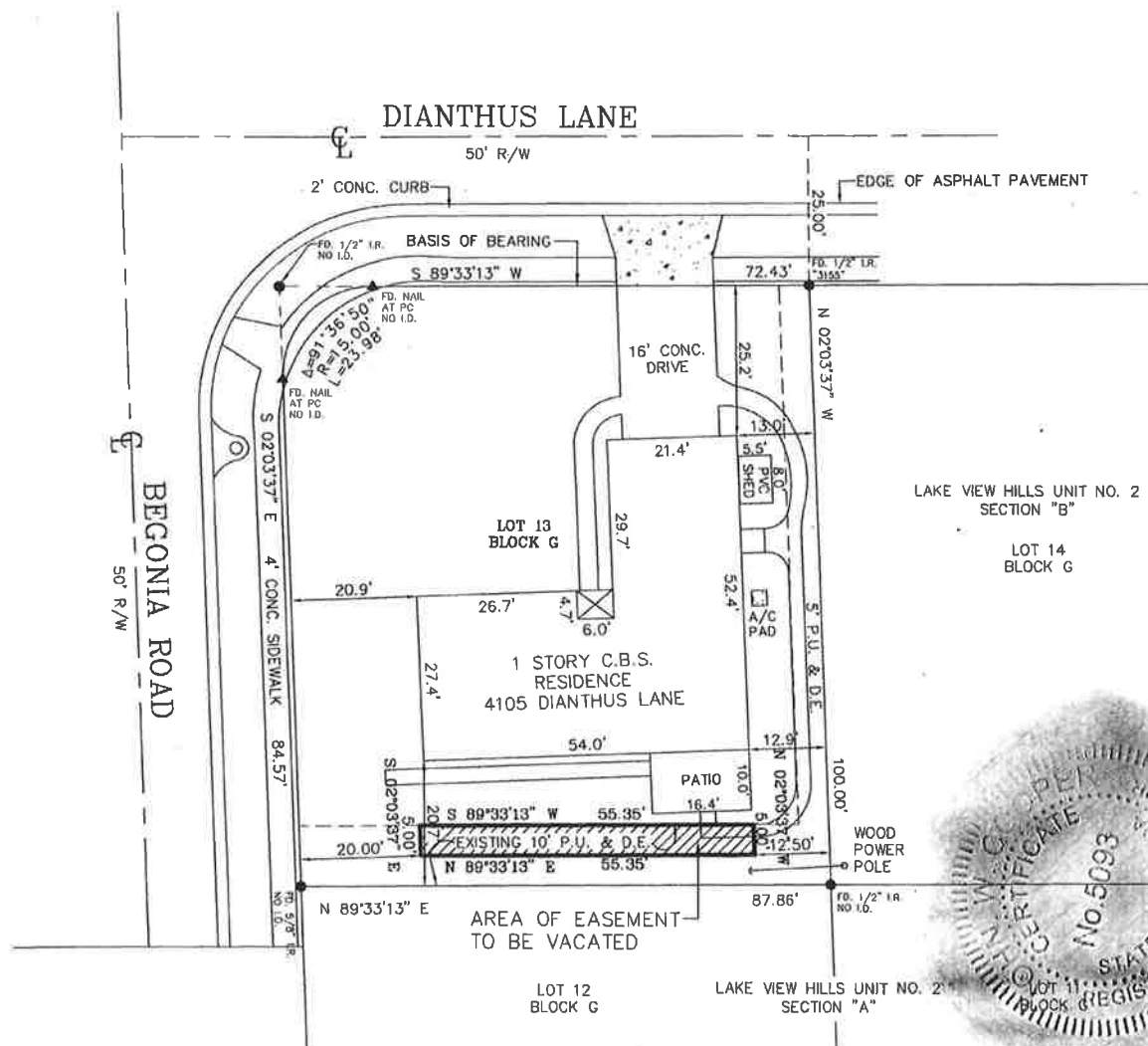
NOT VALID WITHOUT THE LEGAL
DESCRIPTION ON SHEET 1 OF 2



SCALE: 1" = 30'

LEGEND OF ABBREVIATIONS

C	CENTERLINE
FD.	FOUND
I.D.	IDENTIFICATION
I.R.	IRON ROD
L.B.	LICENSED BUSINESS
N/D	NAIL & DISC
ORB	OFFICIAL RECORDS BOOK
(M)	MEASURED
(P)	PLAT
P.U. & D.E.	PUBLIC UTILITY & DRAINAGE EASEMENT
PCP	PERMANENT CONTROL POINT
PLS	PROFESSIONAL LAND SURVEYOR
R/W	RIGHT OF WAY



SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST

PROJECT NO. 20-09-24

PREPARED BY: JOHN W. COOPER

Comment Sheet

Applicant: William and Brenda Hattaway

Updated by: Amber Holley 20201118 at 12:30 hours

Utilities	Notified	Received	Approved	Remarks
FL City Gas Co	20201104	20201105	Yes	No objections
FL Power & Light	20201104	20201116	Yes	No objections
At&t	20201104	20201118	Yes	No objections
Charter/Spectrum	20201104	20201105	Yes	No objections
City of Titusville	20201104	20201110	Yes	No objections

County Staff	Notified	Received	Approved	Remarks
Road & Bridge	20201104	20201105	Yes	No objections
Land Planning	20201104	20201105	Yes	No objections
Utility Services	20201104	20201118	Yes	No objections
Storm Water	20201104	20201106	Yes	No objections
Zoning	20201104	20201105	Yes	No objections

Fig. 7: Copy of comment sheet for utility review.

Public Hearing Legal Advertisement

Ad#4475957 11/23/2020

LEGAL NOTICE

NOTICE FOR THE PARTIAL VACATING OF A 10.0 FT. WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT, PLAT OF "LAKE VIEW HILLS UNIT NO. 2 SECTION B" IN SECTION 30, TOWNSHIP 21 SOUTH, RANGE 35 EAST, TITUSVILLE, 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 **WILLIAM L. AND BRENDA J. HATTAWAY** with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

THAT PORTION OF THE TEN (10.00) FOOT WIDE PUBLIC UTILITY AND DRAINAGE EASEMENT AS ESTABLISHED BY THE PLAT OF LAKE VIEW HILLS UNIT NO. 2 SECTION B ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21, PAGE 52, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE NORTH FIVE (5.00) FOOT OF THE SOUTH TEN (10.00) FOOT, LESS AND EXCEPT THE EAST TWELVE AND ONE HALF (12.50) FOOT, AND THE WEST TWENTY (20.00) FOOT OF LOT 13, BLOCK G, SAID LAKE VIEW HILLS SUBDIVISION ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21 AT PAGE 52 OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, CONTAINING 277 SQ. FT. PREPARED BY: JOHN W. COOPER, 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 December 08, 2020** 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.

Fig. 8: Copy of public hearing advertisement as published on November 23, 2020 see next page for full text.

Legal Notice Text

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Proposed Pool Plan

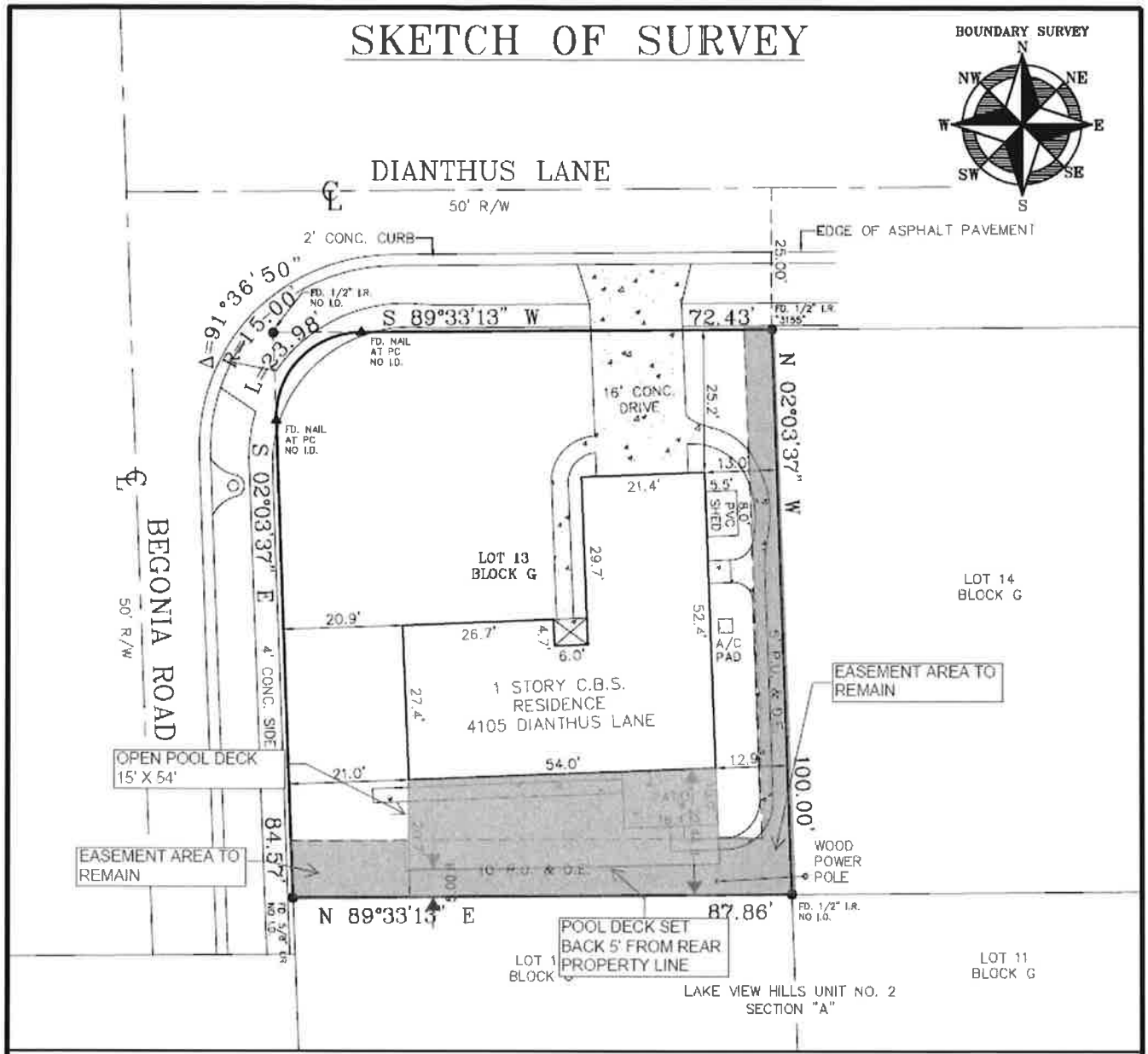


Fig. 9: Copy of proposed pool plan area 15 feet by 54 feet open pool deck with a 5-foot set back from property line (highlighted in blue).