

## **Resolution 2022 -**

### **Vacating a portion of a public utility easement in plat "Barefoot Bay Mobile Home Subdivision Unit Two Part Ten" Subdivision, Barefoot Bay, Florida, lying in Section 10, Township 30 South, Range 38 East**

WHEREAS, pursuant to Article II, Section 86-36, Brevard County Code, a petition has been filed by **Charlotte A. Jillson** with the Board of County Commissioners to vacate a public 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 the 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 5<sup>th</sup> day of April, 2022 A.D.

BOARD OF COUNTY COMMISSIONERS  
OF BREVARD COUNTY, FLORIDA

ATTEST:

\_\_\_\_\_  
Rachel Sadoff, Clerk

\_\_\_\_\_  
Kristine Zonka, Chair

As approved by the Board on:  
April 5, 2022

# Brevard County Property Appraiser Detail Sheet

Account 3003787

Owners JILLSON, CHARLOTTE A

Mailing Address 719 PERIWINKLE CIR BAREFOOT BAY FL 32976

Site Address 719 PERIWINKLE CIR BAREFOOT BAY FL 32976

Parcel ID 30-38-10-JS-69-17

Property Use 0213 - MANUFACTURED HOUSING - DOUBLE WIDE

Exemptions HEX1 - HOMESTEAD FIRST

HEX2 - HOMESTEAD ADDITIONAL WDWV - WIDOW'S EXEMPTION FOR WIFE

Taxing District 3400 - UNINCORP DISTRICT 3

Total Acres 0.12

Subdivision BAREFOOT BAY UNIT 2 PART 10

Site Code 0001 - NO OTHER CODE APPL.

Plat Book/Page 0022/0105

Land Description BAREFOOT BAY UNIT 2 PART 10 LOT 17 BLK 69

## **VALUE SUMMARY**

<b>Category</b>	<b>2021</b>	<b>2020</b>	<b>2019</b>
Market Value	\$81,410	\$79,220	\$73,390
Agricultural Land Value	\$0	\$0	\$0
Assessed Value Non-School	\$48,240	\$47,580	\$46,520
Assessed Value School	\$48,240	\$47,580	\$46,520
Homestead Exemption	\$25,000	\$25,000	\$25,000
Additional Homestead	\$0	\$0	\$0
Other Exemptions	\$500	\$500	\$500
Taxable Value Non-School	\$22,740	\$22,080	\$21,020
Taxable Value School	\$22,740	\$22,080	\$21,020

## **SALES/TRANSFERS**

<b>Date</b>	<b>Price</b>	<b>Type</b>	<b>Parcel</b>	<b>Deed</b>
05/27/2004	\$93,500	WD	Improved	5318/5366
05/01/1994	--	WD	Improved	3397/2292
12/09/1983	\$50,000	WD	Improved	2473/1881

## Vicinity Map

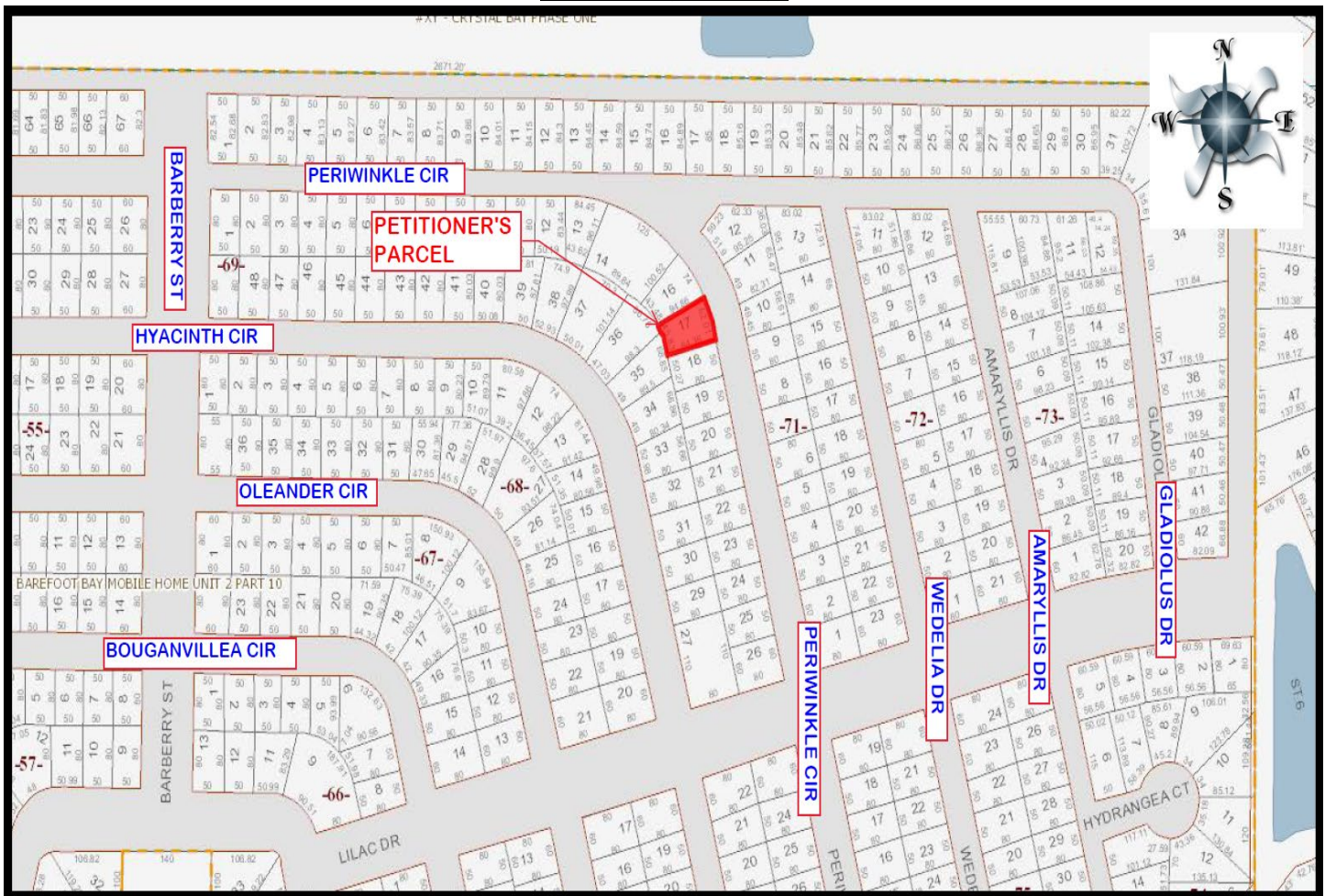


Figure 1: Map of Lot 17, Block 69, Barefoot Bay Un 2Pt 10, 719 Periwinkle Cir, Barefoot Bay, Florida, 32976.

Charlotte A. Jillson – 719 Periwinkle Circle –  
Barefoot Bay, FL, 32976 – Lot 17, Block 69,  
plat of “Barefoot Bay Unit 2 Part 10” – Plat  
Book 22, Page 105 – Section 10, Township 30  
South, Range 38 East – District 3 – Proposed  
Vacating of a portion of a 6.0 ft. Wide Public  
Utility Easement

## Aerial Map



Figure 2: Aerial Map of Lot 17, Block 69, Barefoot Bay Un 2Pt 10, 719 Periwinkle Cir, Barefoot Bay, Florida, 32976.

Charlotte A. Jillson – 719 Periwinkle Circle – Barefoot Bay, FL, 32976 – Lot 17, Block 69, plat of “Barefoot Bay Unit 2 Part 10” – Plat Book 22, Page 105 – Section 10, Township 30 South, Range 38 East – District 3 – Proposed Vacating of a portion of a 6.0 ft. Wide Public Utility Easement

# Plat Reference



Figure 3: Copy of plat map "Barefoot Bay Unit 2 Part 10" dedicated to Brevard County October 23, 1969.

# Petitioner's Sketch & Description Sheet 1 of 2


<b>LEGAL DESCRIPTION</b>		<b>SHEET 1 OF 2</b> NOT VALID WITHOUT THE SKETCH ON SHEET 2 OF 2	
SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST PARCEL ID NUMBER: 30-38-10-JS-69-17			
<b>PURPOSE OF SKETCH AND DESCRIPTION</b> TO VACATE A PORTION OF A 6.00 FOOT WIDE PUBLIC UTILITY EASEMENTS LYING ON SOUTH SIDE OF THE LOT 17, BLOCK 69.			
<b>LEGAL DESCRIPTION:</b>  THE NORTH 1.00 FEET OF THE WEST 5.00 FEET OF THE EAST 58.00 FEET OF THE SOUTH 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE SOUTH LINE OF LOT 17, BLOCK 69, BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT TWO PART TEN, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 22, PAGES 105 THROUGH 115, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, CONTAINING 5.00 SQUARE FEET MORE OR LESS.			
<b>SURVEYOR'S NOTES:</b>  SURVEYOR'S NOTES: 1. BEARINGS SHOWN ARE BASED ON THE CENTERLINE OF EAST PERIWINKLE CIRCLE AS S 15°30'00" E AS PER RECORD PLAT.  2. NO INSTRUMENT OF RECORD REFLECTING EASEMENTS, RIGHTS OF WAY AND/OR OWNERSHIP WERE FURNISHED TO THIS SURVEYOR EXCEPT AS SHOWN. NO TITLE OPINION IS EXPRESSED OR IMPLIED.  3. THIS SKETCH IS NOT INTENDED TO LOCATE EXISTING UNDERGROUND FOUNDATIONS, ENCROACHMENTS OR ANY IMPROVEMENTS EXCEPT AS SHOWN.  4. THIS SKETCH IS NOT A BOUNDARY SURVEY.			
PREPARED FOR: CHARLOTTE A. JILLSON BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS		  12-24-2021 THOMAS R. CECRLE, PLS 4896 NOT VALID UNLESS SIGNED AND SEALED	
PREPARED BY: CECRLE LAND SURVEYING, INC. CERTIFICATION OF AUTHORIZATION L.B. NO. 6637 ADDRESS: 10749 HIGHWAY US1, SUITE A, SEBASTIAN, FL 32958 PHONE: PHONE 772-388-0520 FAX 772-388-2012 EMAIL tcecrle@bellsouth.net			
DRAWN BY <u>T.R.C.</u> DATE: <u>12-24-2021</u>	CHECKED BY <u>T.R.C.</u> SHEET <u>1</u> OF <u>2</u>	DRAWN NO. <u>18-187-L1</u> REVISIONS: <u>N/A</u>	SECTION 10 TOWNSHIP 30 SOUTH RANGE 38 EAST

Figure 4: Legal Description. Sheet 1 of 2. Section 10, Township 30 South, Range 38 East. Parcel ID number: 30-38-10-JS-69-17.

Sketch illustrates 1.00-foot of a 6.00-foot public utility easement on Lot 17, Block 69, Barefoot Bay Unit 2 Part 10, Barefoot Bay, Florida. The coordinate of the North line depicted is as follows. North boundary – North 63°38'06" East 94.86'; East boundary – South 15°30'00" East 61.95'; South boundary – South 74°30'00" West 84.37'; West boundary – North 32°01'00" West 45.75'. Prepared by: Thomas R. Cecrle, Cecrle Land Surveying, Inc., LS 4896, Project NO: 18-187.

# Boundary Survey

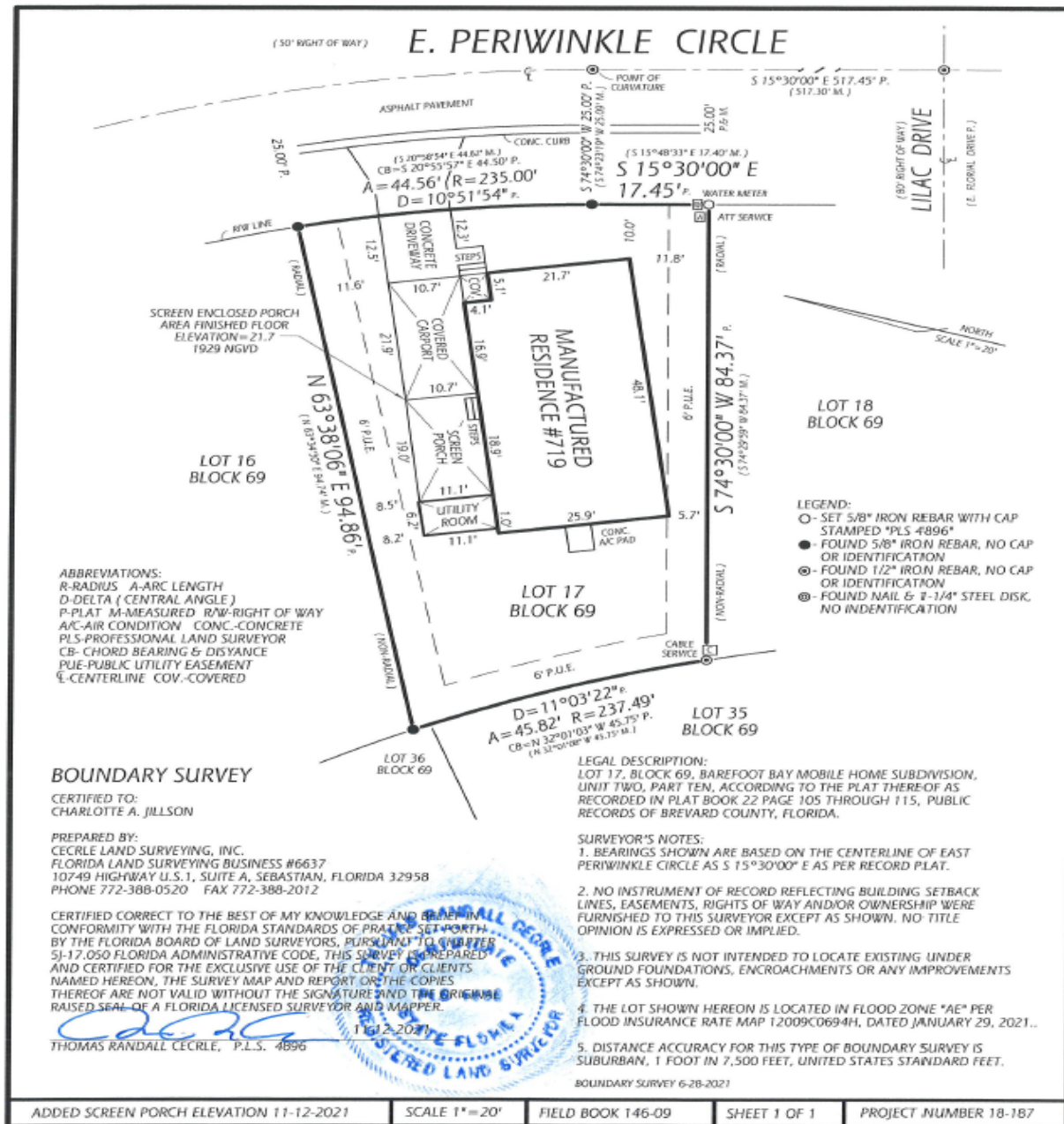


Figure 6: Boundary Survey.

Survey illustrates the existing single-family home, covered carport, screen porch and utility room all lying within Lot 17, Block 69, Barefoot Bay Unit 2 Part 10, 719 Periwinkle Circle, Barefoot Bay, Florida, 32976.

## Comment Sheet

Applicant: Charlotte A. Jillson

Updated by: Amber Holley 20220304 at 1630 hours

Utilities	Notified	Received	Approved	Remarks
FL City Gas Co	20220114	20220119	Yes	No objections
FL Power & Light	20220114	20220304	Yes	No objections
At&t	20220114	20220121	Yes	No objections
Charter/Spectrum	20220114	20220202	Yes	No objections

County Staff	Notified	Received	Approved	Remarks
Road & Bridge	20220114	20220210	Yes	No objections
Land Planning	20220114	20220128	Yes	No objections
Utility Services	20220114	20220118	Yes	No objections
Storm Water	20220114	20220119	Yes	No objections
Zoning	20220114	20220128	Yes	No objections

# Public Hearing Legal Advertisement

BRE#5176197 03/21/2022  
LEGAL NOTICE  
NOTICE FOR THE PARTIAL VACATING OF  
A 6.0 FT. WIDE PUBLIC UTILITY EASE-  
MENT, PLAT OF "BAREFOOT BAY UNIT  
MOBILE HOME SUBDIVISION TWO PART  
TEN" IN SECTION 10, TOWNSHIP 30  
SOUTH, RANGE 38 EAST, BAREFOOT  
BAY, FL  
NOTICE IS HEREBY GIVEN that pursuant  
to Chapter 336.09, Florida Statutes, and  
Chapter 86, Article II, Section 86-36, Bre-  
vard County Code, a petition has been  
filed by CHARLOTTE A. JILLSON with the  
Board of County Commissioners of Bre-  
vard County, Florida, to request vacating  
the following described property, to wit:  
**THE NORTH 1.00 FEET OF THE WEST 5.00  
FEET OF THE EAST 58.00 FEET OF THE  
SOUTH 6.00 FOOT  
PUBLIC UTILITY EASEMENT LYING  
ALONG THE SOUTH LINE OF LOT 17,  
BLOCK 69, BAREFOOT BAY  
MOBILE HOME SUBDIVISION, UNIT TWO  
PART TEN, ACCORDING TO THE PLAT  
THEREOF AS RECORDED  
IN PLAT BOOK 22, PAGES 105 THROUGH  
115, PUBLIC RECORDS OF BREVARD  
COUNTY, FLORIDA.  
CONTAINING 5.00 SQUARE FEET MORE  
OR LESS. PREPARED BY: THOMAS R.  
CECRLE, 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 April 5, 2022 at the Brevard County  
Government Center Board Room, Build-  
ing 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 pur-  
pose, he or she may need to ensure that  
a verbatim record of the proceedings is  
made, which record includes the testi-  
mony and evidence upon which the ap-  
peal 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 im-  
paired persons shall be met if the de-  
partment sponsoring the  
meeting/hearing is contacted at least 48  
hours prior to the public  
meeting/hearing by any person wishing  
assistance.

Figure 7: Copy of public hearing advertisement as published on March 21, 2022. See next page for full text.

# Legal Notice Text

## LEGAL NOTICE

NOTICE FOR THE PARTIAL VACATING OF A 6.0 FT. WIDE PUBLIC UTILITY EASEMENT, PLAT OF "BAREFOOT BAY UNIT MOBILE HOME SUBDIVISION TWO PART TEN" IN SECTION 10, TOWNSHIP 30 SOUTH, RANGE 38 EAST, BAREFOOT BAY, 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 CHARLOTTE A. JILLSON with the Board of County Commissioners of Brevard County, Florida, to request vacating the following described property, to wit:

THE NORTH 1.00 FEET OF THE WEST 5.00 FEET OF THE EAST 58.00 FEET OF THE SOUTH 6.00 FOOT PUBLIC UTILITY EASEMENT LYING ALONG THE SOUTH LINE OF LOT 17, BLOCK 69, BAREFOOT BAY MOBILE HOME SUBDIVISION, UNIT TWO PART TEN, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 22, PAGES 105 THROUGH 115, PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA. CONTAINING 5.00 SQUARE FEET MORE OR LESS. PREPARED BY: THOMAS R. CECRLE, 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 April 5, 2022 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.