



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 6902, **Version:** 1

Subject:

Petition to Vacate, Re: Public Utility Easements - 285 Diana Blvd - "Diana Shores Unit No. 2" Plat Book 20, Page 148 - Merritt Island - Timothy Scott and Denise Irene Gannon - 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 - 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, "Diana Shores Unit No. 2" in Section 23, Township 24 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 Lot 7, Block J, and are requesting the vacating of a portion of two public utility easements to allow for the existing shed and covered patio to remain and be removed as an encroachment. The easements to be vacated contains 718.00 square feet, (0.01 AC) more or less. The property is located on Merritt Island South of Highway 528 and East of N. Courtenay Pkwy.

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.

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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.