



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 1589, **Version:** 1

Subject:

Petition to Vacate, Re: Ingress/Egress & Well Site Easements - Official Records Book 3947, Page 3259 and Official Records Book 3947, Page 3271 - "Walkabout P.U.D." Plat Book 49, Page 27 - Mims - Florida Land & Cattle Corporation - District 1

Fiscal Impact:

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

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 two wellsite easements and part of an ingress/egress easement created by Official Records Book 3947, Page 3259 and Official Records Book 3947, Page 3271, lying within "Walkabout P.U.D." in Sections 1 & 12, Township 21 South, Range 34 East. If approved, it is requested that the Board authorize the Chairman to sign the attached Resolution approving the vacating and accept the new Well Site Easement.

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 the parcels lying within "Walkabout P.U.D." and are requesting the vacating of the two Well Site easements and the ingress/egress to allow for the area to be re-platted for single-family home subdivision. Easement to be vacated contains 86,518 square feet, more or less. The property is located in Mims North of Highway 46 and East of I-95.

May 04, 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.

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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.