



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 2572, **Version:** 1

Subject:

Petition to Vacate, Re: Public Utility Easement - "Hampton Homes Unit 7" Plat Book 14, Page 63 - 390 Needle Boulevard - Merritt Island - Paula C. Murariu - District 2

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 7.5-foot public utility easement on Lot 442, "Hampton Homes Unit 7" in Section 25, Township 24 South, Range 36 East in Merritt Island, Florida. 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 petitioner owns Lot 442 and is requesting the vacating of a 3.0-foot portion of the easement to be vacated to remove the pool bowl as an encroachment. Easement to be vacated contains 63 square feet, more or less. The property is located in Merritt Island North of E. Merritt Island Causeway (SR 520) and East of N. Courtenay Parkway (SR 3).

February 22, 2021, 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.