



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 4168, **Version:** 1

Subject:

Petition to Vacate, Re: Public Utility Easement- 719 Periwinkle Circle - "Barefoot Bay Mobile Home Subdivision Unit Two Part Ten" Plat Book 22, Pages 105 - Barefoot Bay - Charlotte A. Jillson - District 3

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 a public utility easement, "Barefoot Bay Mobile Home Subdivision Unit Two Part Ten" in Section 10, Township 30 South, Range 38 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 petitioner owns Lot 17, Block 69, and is requesting the vacating of a 1.00-foot portion of a 6.00-foot-wide public utility easement lying on the South side of Lot 17, Block 69 to remove the single-family home as an encroachment and allow it to remain. Easement to be vacated contains 5.00 square feet, more or less. The property is located in Barefoot Bay North of Micco Road and West of US Highway 1.

March 21, 2022, 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.