



Brevard County Board of County Commissioners

2725 Judge Fran Jamieson
Way
Viera, FL 32940

Legislation Text

File #: 4848, **Version:** 1

Subject:

Petition to Vacate, Re: Public Utility & Drainage Easement- 912 Harbor Pines Drive - "Harbor Pines" Plat Book 35, Page 26 - Merritt Island - Shawn & Jody Overdorf - 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 public utility and drainage easement, "Harbor Pines" in Section 06, Township 25 South, Range 37 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's own Lot 3, and are requesting the vacating of a 5.00 ft. portion of 10.00 ft. wide public utility and drainage easement on Lot 3, to allow for the construction of a pool. Easement to be vacated contains 300.00 square feet, more or less. The property is located in Merritt Island South of Highway 520 and East of Newfound Harbor Drive.

July 18, 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.