



# Brevard County Board of County Commissioners

2725 Judge Fran Jamieson  
Way  
Viera, FL 32940

## Legislation Text

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**File #:** 5017, **Version:** 1

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### **Subject:**

Petition to Vacate, Re: Public Utility & Drainage Easement- 6480 Adrian Street - "Port St. John Unit Six" Plat Book 23, Page 53 - Cocoa - Kevin & Jaclyn Mazac - District 1

### **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 & drainage easement, "Port St. John Unit Six" in Section 21, Township 23 South, Range 35 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 petitioner owns Lot 33, Block 211, and is requesting the vacating of a 1.00 ft. portion of a 6.00 ft. wide public utility & drainage easement on Lot 33, Block 211, to allow for the existing pool screen enclosure to be replaced. The easement to be vacated contains 36.00 square feet, more or less. The property is located in Cocoa North of Fay Boulevard and West of I-95.

On August 29, 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 the 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.