

OFFICE OF COMPTROLLER



ORANGE
COUNTY
FLORIDA

Phil Diamond, CPA
County Comptroller as
Clerk of the Board of County Commissioners
201 South Rosalind Avenue
Post Office Box 38
Orlando, FL 32802
Telephone: (407) 836-7300
Fax: (407) 836-5359

May 24, 2021

Ms. Julie Alber
Development Engineering, BCC

Dear Ms. Alber:


Enclosed is the Resolution Granting Petition to Vacate # 21-01-002 with attachments for recording with Official Records.

Petition to Vacate # 21-01-002 was approved by the Board of County Commissioners at its regular meeting of May 11, 2021. After recording the resolution with attachments with Official Records, please send a copy of the recorded document to the applicant, along with the staff noted below:

Amy Mercado Orange County Property Appraiser, c/o Rocco Campanale, Manager
Real Estate Services, Property Appraiser's Office
Scott Randolph, Orange County Tax Collector
Mindy Cummings, Real Estate Management Division, BCC
Ryan Smith, Assistant Manager, Official Records Department

Sincerely,

Phil Diamond, County Comptroller
As Clerk of the Board of County Commissioners

By: 

Deputy Clerk

ks:np

BCC Mtg. Date: May 11, 2021

RESOLUTION GRANTING PETITION TO VACATE # 21-01-002

WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate that certain **approximately 87 foot by 47 foot portion of an Orange County Utility and Access Easement, containing approximately 0.09 acres** in Orange County, Florida, as described in attachment.

WHEREAS, notice of a public hearing before the Board of County Commissioners on **May 11, 2021**, was published in the *Orlando Sentinel*, a newspaper of general circulation in Orange County, Florida, one time at least two weeks prior to the date for the hearing; and

WHEREAS, the Board finds that the vacating of the **approximately 87 foot by 47 foot portion of an Orange County Utility and Access Easement, containing approximately 0.09 acres** will not operate to the detriment of Orange County or the public.

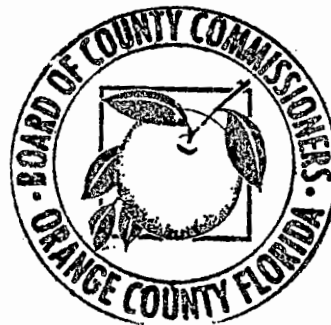
THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY:

The county road, right-of-way, easement, or park described above is vacated as of this date and Orange County renounces any rights in it.

RESOLVED THIS 11TH DAY OF MAY 2021.

BOARD OF COUNTY COMMISSIONERS
ORANGE COUNTY, FLORIDA

By: *Raymond B. Bivolar*
for County Mayor



ATTEST:
Phil Diamond, County Comptroller
As Clerk of the Board of County Commissioners
Orange County, Florida

By: *Katie Smith*
Deputy Clerk

np/jlk

Attachments: Legal property description

Proof of publication of the *Orlando Sentinel* regarding the BCC notice of public hearing

Proof of publication of the *Orlando Business Journal* regarding the BCC notice of adoption

SKETCH OF DESCRIPTION

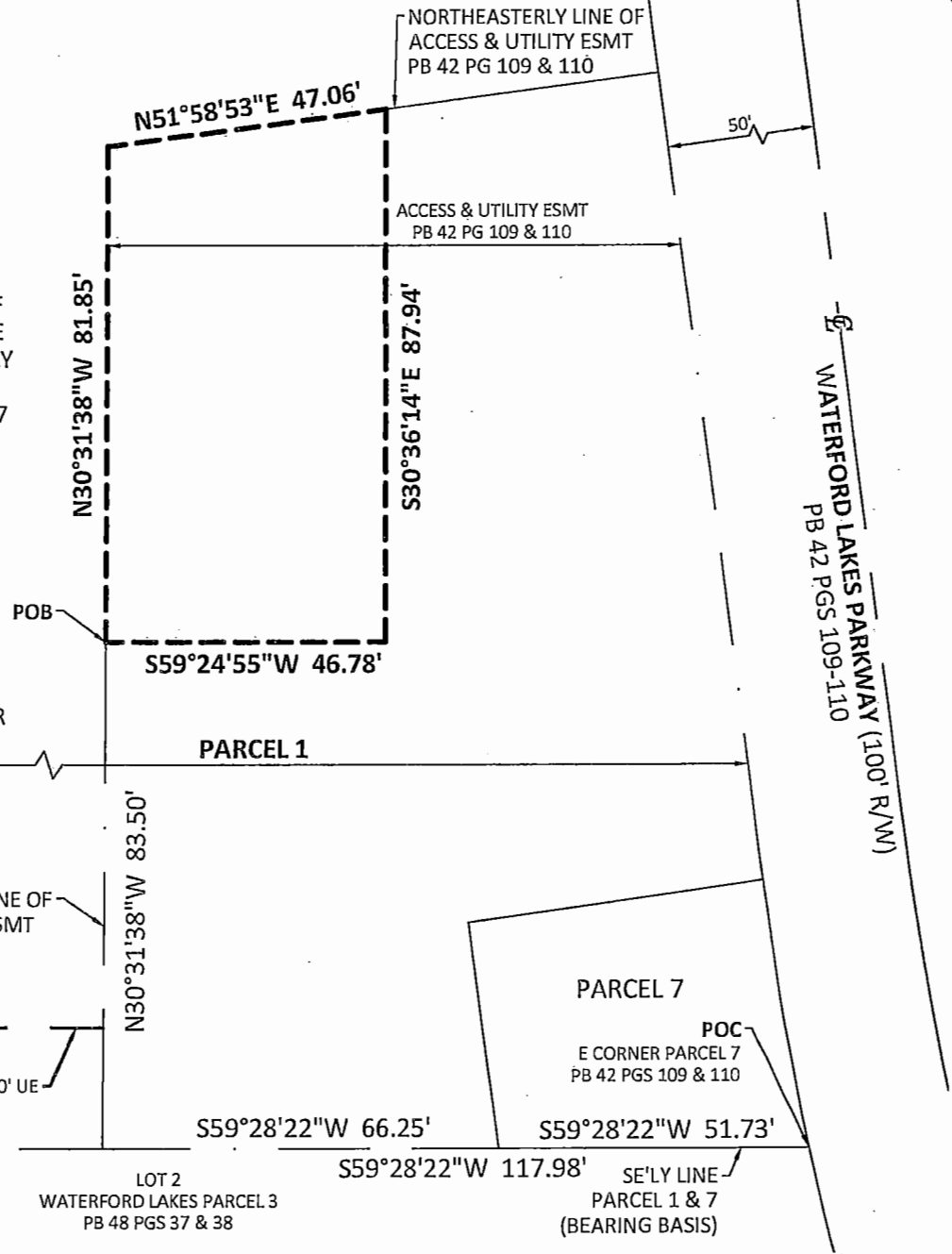
SECTION 22 - TOWNSHIP 22 SOUTH - RANGE 31 EAST
ORANGE COUNTY, FLORIDA

DESCRIPTION

A PORTION OF ACCESS AND UTILITY EASEMENT LYING WITHIN PARCEL 1, WATERFORD LAKES TOWN CENTER, AS RECORDED IN PLAT BOOK 42, PAGES 109 AND 110, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

COMMENCE AT THE EAST CORNER OF PARCEL 7, WATERFORD LAKES TOWN CENTER, AS RECORDED IN PLAT BOOK 42, PAGES 109 AND 110, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA; RUN THENCE S59°28'22"W ALONG THE SOUTHEASTERLY LINE OF PARCEL 1, SAID WATERFORD LAKES TOWN CENTER, AND SAID PARCEL 7 A DISTANCE OF 117.98 FEET; THENCE N30°31'38"W A DISTANCE OF 83.50 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE N30°31'38"W A DISTANCE OF 81.85 FEET; THENCE N51°58'53"E A DISTANCE OF 47.06 FEET; THENCE S30°36'14"E A DISTANCE OF 87.94 FEET; THENCE S59°24'55"W A DISTANCE OF 46.78 FEET TO THE POINT OF BEGINNING.

CONTAINS 3,966 SQUARE FEET, MORE OR LESS.



SOUTHWESTERLY LINE OF ACCESS & UTILITY ESMT PB 42 PG 109 & 110

THIS SKETCH IS NOT A BOUNDARY SURVEY.

SHEET 1 OF 1

JOB #53861
 CF# 22-22-31-SOD-REMAINDER
 DATE: 2/18/21
 SCALE: 1" = 30'
 DRAWN BY: SNH

PREPARED FOR: HARRIS CIVIL ENGINEERS, LLC
 BEARING STRUCTURE IS ASSUMED AND BASED ON THE SOUTHEASTERLY LINE OF PARCEL 1 BEING: S59°28'22"W.

REVISIONS:	
3/3/2021	REVISED COMMENTS SNH

THIS SKETCH MEETS THE "STANDARDS OF PRACTICE" AS REQUIRED BY CHAPTER 51-17 FLORIDA BOARD OF LAND SURVEYORS, PURSUANT TO SECTION 472.027 OF THE FLORIDA STATUTES.

Ronald K. Smith
RONALD K. SMITH, PSM 5797
 "NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OF THIS FLORIDA LICENSED SURVEYOR AND MAPPER." OR THE DIGITAL SEAL APPEARING ON THIS DOCUMENT WAS AUTHORIZED BY RONALD K. SMITH, PSM 5797.



ACCURIGHT SURVEYS
 OF ORLANDO INC., LB 4475
 2012 E. Robinson Street Orlando, Florida 32803
 www.AccurightSurveys.net
 Admin@AccurightSurveys.net
 PHONE: (407) 894-6314

LEGEND			
⊖	- CENTERLINE	PG	- PAGE
CALC	- CALCULATED	POB	- POINT OF BEGINNING
D	- CENTRAL ANGLE	POC	- POINT OF COMMENCEMENT
DB	- DEED BOOK	PRC	- POINT OF REVERSE CURVATURE
DE	- DRAINAGE EASEMENT	PT	- POINT OF TANGENCY
DOC #	- DOCUMENT #	R/W	- RIGHT OF WAY
ESMT	- EASEMENT	R	- RADIUS
L	- ARC LENGTH	TYP	- TYPICAL
ORB	- OFFICIAL RECORDS BOOK	UE	- UTILITY EASEMENT
P&M	- PLAT & MEASURED		
PB	- PLAT BOOK		
PC	- POINT OF CURVATURE		
PCC	- POINT OF COMPOUND CURVATURE		

Orlando Sentinel

Published Daily
ORANGE County, Florida

Sold To:

Clerk County Commission-Orange - CU00123736
201 S. Rosalind Avenue, 4th Floor
Orlando, FL, 32801-3527

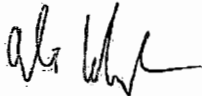
Bill To:

Clerk County Commission-Orange - CU00123736
201 S. Rosalind Avenue, 4th Floor
Orlando, FL, 32801-3527

**State Of Illinois
County Of Cook**

Before the undersigned authority personally appeared Charlie Welenc, who on oath says that he or she is an Advertising Representative of the ORLANDO SENTINEL, a DAILY newspaper published at the ORLANDO SENTINEL in ORANGE County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter of 11150-Public Hearing Notice, Certify Lines: Petition to Vacate 20-07-021 Petition to Vacate 21-01-002 was published in said newspaper in the issues of Apr 18, 2021.

Affiant further says that the said ORLANDO SENTINEL is a newspaper Published in said ORANGE County, Florida, and that the said newspaper has heretofore been continuously published in said ORANGE County, Florida, each day and has been entered as periodicals matter at the post office in ORANGE County, Florida, in said ORANGE County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.



Charlie Welenc

Signature of Affiant

Name of Affiant

Sworn to and subscribed before me on this 22 day of April, 2021,
by above Affiant, who is personally known to me (X) or who has produced identification ().



Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped

Orlando Sentinel

**ORANGE COUNTY
NOTICE OF PUBLIC HEARINGS
PETITION TO VACATE # 20-07-021
PETITION TO VACATE # 21-01-002**

Notice is hereby given that on May 11, 2021, beginning at 2 p.m., or as soon thereafter as the matter may be heard, the Orange County Board of County Commissioners (BCC) will hold public hearings in the case(s) described below. The BCC will hold the hearings "in person" at the First Floor of the Orange County Administration Center, 201 S. Rosalind Avenue in downtown Orlando, Florida, and "virtually," utilizing communications media technology, due to the Covid-19 state of emergency. If you have any questions about the exact format of the hearing, please call the Orange County Planning Division at 407-836-5600 between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday, except legal holidays, or visit the County Calendar at <https://www.ocfl.net/Home/CountyCalendar.aspx>.

The hearings will be hosted by Mayor Jerry L. Demings, a quorum of the BCC will be physically present during the hearing, and other BCC members not physically present may be participating from remote locations via WebEx ©. (See <https://www.webex.com> for more information.)

Description of the Hearings:

Applicant: John Prowell, on behalf of American Land Investments of Orange County, LLC

Consideration: Resolution granting Petition to Vacate # 20-07-021, vacating a 25 foot wide unopened and unimproved right-of-way known as Western Parkway, containing approximately 0.42 acres.

Location: District 5; The parcel address is 16499 East Colonial Drive; S20/T22/R32; Orange County, Florida (legal property description on file)

AND

Applicant: Dion Marsham, Harris Engineers, LLC, on behalf of Waterford Lakes Town Center, LLC

Consideration: Resolution granting Petition to Vacate # 21-01-002, vacating approximately 87 foot by 47 foot portion of an Orange County Utility and Access Easement, containing approximately 0.09 acres.

Location: District 4; The parcel address is 331 N. Alafaya Trail; S22/T22/R31; Orange County, Florida (legal property description on file)

You may obtain a copy of the legal property descriptions by calling the Comptroller Clerk of the Board of County Commissioners, 407-836-7300; or picking one up at 201 South Rosalind Avenue, Fourth Floor; Orlando, Florida.

Observing the Hearing(s):

You may observe the hearing(s) on Orange TV via the internet or television:

Online: <http://orangecountyfl.net/OpenGovernment/OrangeTVVisionTV.aspx>. **Televised:** Channel 488 on Spectrum; Channel 9 on Comcast; and

Orlando Sentinel

Channel 99 on AT&T U-Verse.

Subject to restrictions on seating, you may also observe the hearing(s) by appearing at the First Floor of the Orange County Administration Center at 201 S. Rosalind Avenue, Orlando, Florida. Orange County staff will be present to ensure that social distancing and other health and safety measures are practiced and enforced.

Participating in a Hearing:

If you wish to provide testimony and/or submit evidence during a hearing, you must utilize one of the following options:

- You may attend the hearing in person at Room 105 on the First Floor of the Orange County Administration Center, 201 S. Rosalind Avenue, Orlando, Florida, where you will be able to communicate with the BCC members "virtually" via WebEx at a kiosk equipped with a computer laptop and video camera. Orange County staff will be present to ensure that social distancing and other health and safety measures are practiced and enforced. OR

- You may participate in the hearing and communicate with the BCC members virtually via WebEx from a remote location of your choosing, such as your home or office, through the video section of WebEx found in the link in the County Calendar at <https://www.ocfl.net/Home/CountyCalendar.aspx>. If you decide to participate from a remote location, you are responsible for ensuring that you will be able to communicate from the remote location via Webex, where you can be seen and heard, and you must register via the link provided in the County Calendar by not later than 5:00 p.m. on Monday, May 10, 2021, so that Orange County may register your name and make arrangements to ensure that you are able to participate in the hearing via WebEx from the remote location.

Also, if you intend to show photographs, presentations, reports, or any other documents or evidence when you testify at the hearing, by not later than 5:00 p.m. on Monday, May 10, 2021, you must email true and correct copies of such documentary evidence to Public.Comment@ocfl.net and note the public hearing or public hearing number to which it relates, or you must physically deliver copies of such documentary evidence to the Planning Division at the Second Floor of the Orange County Administration Center at 201 S. Rosalind Avenue in Orlando, Florida, and note the public hearing or public hearing number to which it relates.

Regardless of the form of participation, the time allotted to you and each other person who provides testimony at a hearing will be at the sole discretion of the Mayor, and may be reduced from the usual time limit of three minutes to two minutes, depending on the number of participants.

Section 286.0105, Florida Statutes, states that "if a person decides to appeal any decision made by a board, agency or commission with respect to any matter considered at a meeting or hearing, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to

Orlando Sentinel

ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

In accordance with the Americans with Disabilities Act (ADA), if any person with a disability as defined by the ADA needs special accommodation to participate in this hearing, then not later than two business days prior to the hearing, he or she should contact the Orange County Communications Division at (407) 836-5651.

This petition to vacate is complete and has been reviewed and investigated by appropriate County staff. The County Mayor, acting on behalf of the Board of County Commissioners pursuant to Resolution No. 91-M-62, has considered this petition and finds it acceptable for consideration at a public hearing.

IF YOU HAVE ANY QUESTIONS REGARDING THESE NOTICES, CONTACT THE ORANGE COUNTY DEVELOPMENT ENGINEERING DIVISION, JULIE ALBER, 407-836-7928, Email: Julie.alber@ocfl.net

PARA MÁS INFORMACIÓN ACERCA DE ESTA VISTA PÚBLICA, FAVOR DE COMUNICARSE CON LA DIVISIÓN DE INGENIERÍA DE DESARROLLOS (DEVELOPMENT ENGINEERING DIVISION) AL NÚMERO 407-836-7921.

ORG6927249

4/18/021

6927249

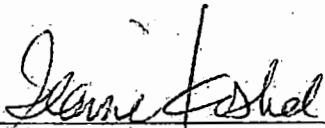
Orlando Business Journal
Published Weekly
Orlando, Orange County, Florida

STATE OF FLORIDA
COUNTIES OF ORANGE, SEMINOLE, OSCEOLA, LAKE,
VOLUSIA & BREVARD

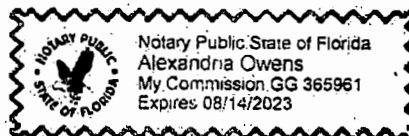
Before the undersigned authority personally appeared Elaine Koshel, who states that she is Classified Manager of Orlando Business Journal, a weekly newspaper published at Orlando in Orange, Seminole, Osceola, Lake, Volusia and Brevard Counties, Florida; that the attached copy of advertisement, being a Notice of Adoption in the matter of Petition to Vacate # 21-01-002, was published in said newspaper in the issue of May 21, 2021.

Affiant further says that the said Orlando Business Journal is a newspaper published in Orlando in Orange, Seminole, Osceola, Lake, Volusia and Brevard Counties, Florida, and that the said newspaper has heretofore been continuously published in said Orange, Seminole, has been entered as second-class mail matter at the post office in Orlando, in said Orange County, Florida for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 21st day of May, 2021 by Elaine Koshel who is personally known to me.


Elaine Koshel, Classified Manager


Alexandria Owens, Notary



NOTICE OF ADOPTION
PETITION TO VACATE # 21-01-002
WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate that certain approximately 87 foot by 47 foot portion of an Orange County Utility and Access Easement, containing approximately 0.09 acres in Orange County, Florida (the legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners);
WHEREAS, notice of a public hearing before the Board of County Commissioners on May 11, 2021,

was published in the Orlando Sentinel, a newspaper of general circulation in Orange County, Florida, one time at least two weeks prior to the date for the hearing; and

WHEREAS, the Board finds that the vacating of that certain approximately 87 foot by 47 foot portion of an Orange County Utility and Access Easement, containing approximately 0.09 acres will not operate to the detriment of Orange County or the public;

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY: The county road, right-of-way, easement, or park described above is vacated as of this date and Orange County renounces any rights in it.

RESOLVED THIS 11TH DAY OF MAY 2021.

Phil Diamond, County Comptroller
As Clerk of the Board of County Commissioners
Orange County, Florida
May 21, 2021