

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

December 30, 2019

Ms. Julie Alber
Development Engineering, BCC

Ms. Alber:

Enclosed is the Resolution Granting Petition to Vacate # 19-06-023 with attachments for recording with Official Records.

Petition to Vacate # 19-06-023 was approved by the Board of County Commissioners at its regular meeting of December 17, 2019. 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:

Rick Singh, Orange County Property Appraiser, c/o Rocco Campanale, Manager Real Estate Services, Property Appraiser's Office
Scott Randolph, Orange County Tax Collector
Paul Sladek, Real Estate Management Division, BCC
Kyle Quackenbush, Manager, Official Records Department

Sincerely,

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

By: *Laketa Lewis*
for Deputy Clerk

ks:ll

DEC 17 2019

RESOLUTION GRANTING PETITION TO VACATE # 19-06-023

WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate those certain **four portions of unopened, unimproved 50 foot wide rights-of-way known as 11th Street, Commercial Street, Pine Street, and Orange Street and five portions of unopened, unimproved and unnamed 16 foot wide alleyways, containing a total of approximately 4.29 acres** in Orange County, Florida, as described in attachment.

WHEREAS, notice of a public hearing before the Board of County Commissioners on **December 17, 2019**, 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 **four portions of unopened, unimproved 50 foot wide rights-of-way known as 11th Street, Commercial Street, Pine Street, and Orange Street and five portions of unopened, unimproved and unnamed 16 foot wide alleyways, containing a total of approximately 4.29 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 17 DAY OF DECEMBER 2019.

BOARD OF COUNTY COMMISSIONERS
ORANGE COUNTY, FLORIDA

By: *Byron W. Brink*
for County Mayor



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

By: *Craig A. Stopyna*
for Deputy Clerk

ll/cas

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

LEGAL DESCRIPTION

LEGAL DESCRIPTION:

The land referred to herein below is situated in the County of Orange, State of Florida, and is described as follows:

All 16.00 foot Alley ways lying within Blocks 14, 15, 16, 17, 24, 25, 98 and 99; ORANGE CENTER, according to the plat thereof as recorded in Plat Book "D", Page 143, Public Records of Orange County, Florida.

AND

All of 11th Street lying between Blocks 14, 15, 16, 17, 24, 25, 98 and 99; ORANGE CENTER, according to the plat thereof as recorded in Plat Book "D", Page 143, Public Records of Orange County, Florida. Bounded on the East by Oak Street and bounded on the West by Ruby Lake Road (formally known as Main Street per Plat).

AND

All of Commercial Street lying between Blocks 14, 15, 98 and 99; ORANGE CENTER, according to the plat thereof as recorded in Plat Book "D", Page 143, Public Records of Orange County, Florida. Bounded on the North by 10th Street and bounded on the South by Ruby Lake Road (formally known as 12th Street per Plat).

AND

All of Pine Street lying between Blocks 14, 15, 16 and 25; ORANGE CENTER, according to the plat thereof as recorded in Plat Book "D", Page 143, Public Records of Orange County, Florida. Bounded on the North by 10th Street and bounded on the South by Ruby Lake Road (formally known as 12th Street per Plat).

AND

All of Orange Street lying between Blocks 16, 17, 24, and 25; ORANGE CENTER, according to the plat thereof as recorded in Plat Book "D", Page 143, Public Records of Orange County, Florida. Bounded on the North by the Southerly line of Ruby Lake, Phase 2, as recorded in Plat Book 93, Page 10 through 15 of the Public Records of Orange County, Florida and bounded on the South by Ruby Lake Road (formally known as 12th Street per Plat).

Containing 4.29 acres, more or less.

OK
(Signature)

SHEET 1 OF 2
SEE SHEET 2 FOR SKETCH



16 EAST PLANT STREET
Winter Garden, Florida 34787 * (407) 654-5355

SURVEYOR'S NOTES:

REV. 11/06/19

1. THIS IS NOT A SURVEY.
2. THIS SKETCH IS NOT VALID UNLESS SIGNED AND SEALED WITH AN EMBOSSED SURVEYOR'S SEAL.
3. NORTH SHOWN HEREON ARE BASED ON FLORIDA STATE PLANE EAST, NAD83
4. THE DELINEATION OF THE LANDS SHOWN HEREON ARE PER THE CLIENT'S REQUEST.
5. THIS SKETCH WAS PREPARED WITHOUT THE BENEFIT OF TITLE.

JOB NO. 20180616

DATE: 10/14/19

SCALE: 1" = 200 FEET

FIELD BY: N/A

CALCULATED BY: JLR

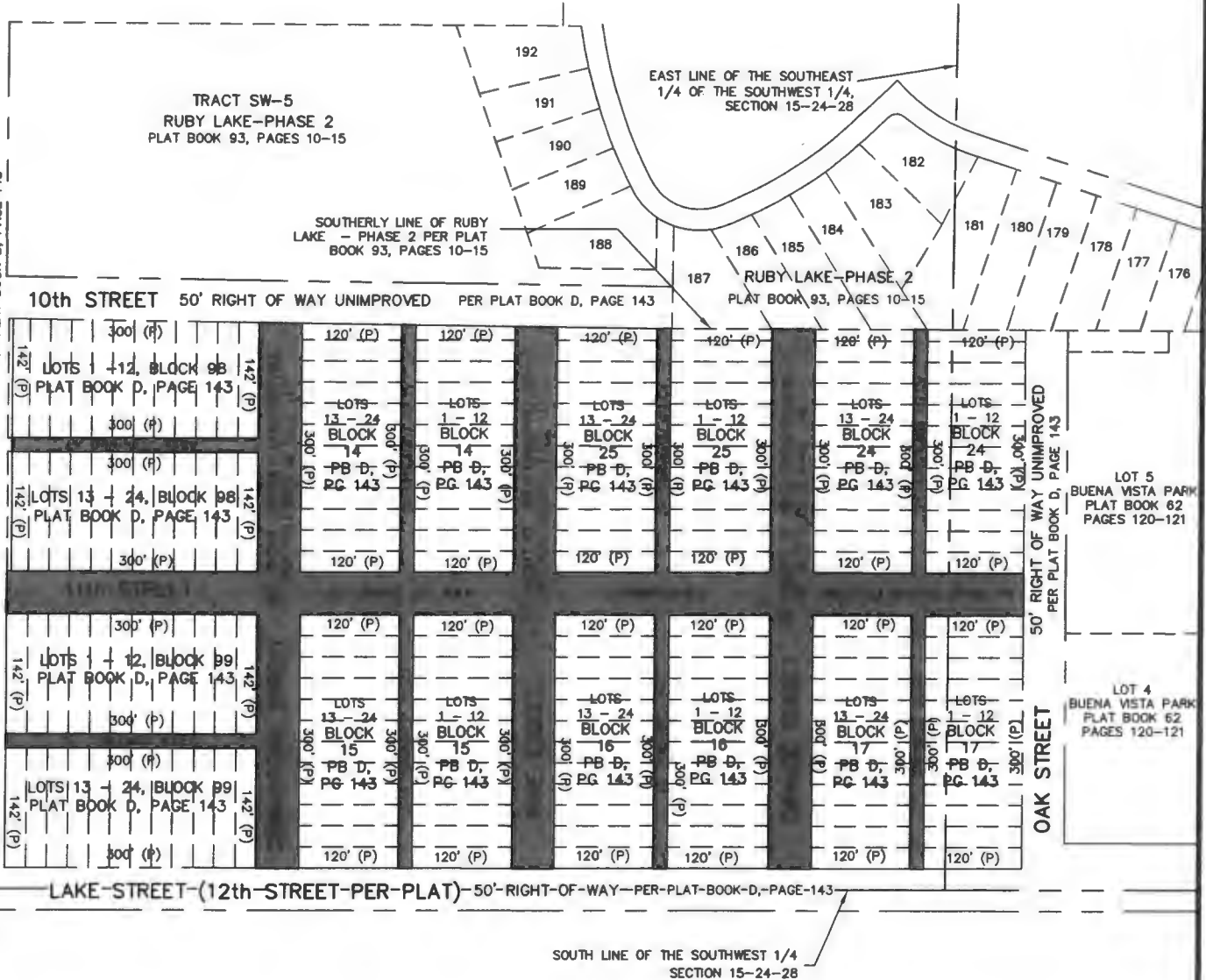
DRAWN BY: JLR

CHECKED BY: JLR

FOR THE LICENSED BUSINESS #6723 BY:

(Signature)
JAMES L. RICKMAN, P.S.M. #5633

SKETCH OF DESCRIPTION



SHEET 2 OF 2
SEE SHEET 1 FOR DESCRIPTION

REV. 11/06/19

LEGEND

- PB DENOTES PLAT BOOK
- PG DENOTES PAGE
- (P) DENOTES PLAT

JOB NO. 20180616
DATE: 10/14/19
SCALE: 1" = 200 FEET
DRAWN BY: JLR



16 EAST PLANT STREET
Winter Garden, Florida 34787 • (407) 654-5355

Published Daily
ORANGE County, Florida

State Of Florida
County Of Orange

Before the undersigned authority personally appeared Aracelis Crespo / Marella Green, 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, **Certify Line: Petition to Vacate # 19-06-023** was published in said newspaper in the issues of Nov 24, 2019.

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.

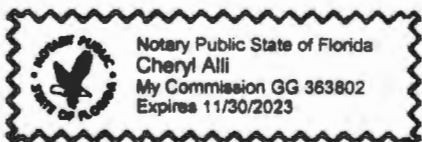

Signature of Affiant

Aracelis Crespo / Marella Green

Name of Affiant

Sworn to and subscribed before me on this 25 day of November, 2019,
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

**ORANGE COUNTY
NOTICE OF PUBLIC HEARING
PETITION TO VACATE # 19-06-023**

The Orange County Board of County Commissioners will conduct a public hearing on **December 17, 2019**, at 2 p.m., or as soon thereafter as possible, in the County Commission Chambers, First Floor, County Administration Center, 201 South Rosalind Avenue, Orlando, Florida. You are invited to attend and be heard regarding a request by:

Applicant: Daniel T. O'Keefe, Shutts & Bowen LLP, on behalf of Diamond Resorts Corporation t/a Sunterra Corp and Diamond Resorts Cypress Pointe III Dev LLC.

Consideration: Resolution granting Petition to Vacate # 19-06-023, vacating four portions of unopened, unimproved 50 foot wide rights-of-way known as 11th Street, Commercial Street, Pine Street, and Orange Street and five portions of unopened, unimproved and unnamed 16 foot wide alleyways, containing a total of approximately 4.29 acres.

Location: District 1; Six of the parcel addresses are 8648 10th Street, 11907 Ruby Lake Road, 11991 Ruby Lake Road, 11936 Pine Street, 11991 Pine Street, and 11910 Oak Street. The remaining parcels are unaddressed; S15/T24/R28: Orange County, Florida (legal property description on file)

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

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 THIS NOTICE, 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 DIVISION DE INGENIERIA DE DESARROLLOS (DEVELOPMENT ENGINEERING DIVISION) AL NUMERO 407-836-7921.

If you wish to appeal any decision made by the Board of County Commissioners at this meeting you will need a record of the proceedings. You should 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.

If you require special accommodations under the Americans with Disabilities Act of 1990, please call 407-836-5631 no later than two business days prior to the hearing for assistance. Si usted requiere ayuda especial bajo la ley de Americanos con Incapacidades de 1990, por favor llame al 407-836-3111.

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

ORG6510061

11/24/2019

Orlando Business Journal

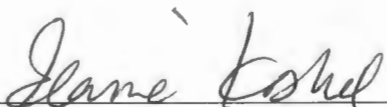
Published Weekly
Orlando, Orange County, Florida


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

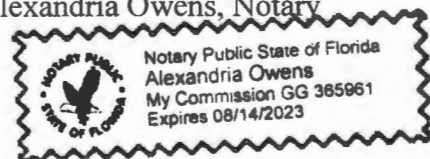
Before the undersigned authority personally appeared Elaine Koshel, who states that she is Classified Manager of Orlando Business Journal, a weekly newspaper published at Orlando in Orange, Seminole, Osceola, Lake, Volusia and Brevard Counties, Florida; that the attached copy of advertisement, being a Notice of Adoption in the matter of Petition to Vacate # 19-06-023, was published in said newspaper in the issue of December 27, 2019.

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, Osceola, Lake, Volusia and Brevard Counties, Florida each week and 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 27th day of December, 2019 by Elaine Koshel who is personally known to me.


Elaine Koshel, Classified Manager


Alexandria Owens, Notary



**NOTICE OF ADOPTION
PETITION TO VACATE # 19-06-023**

WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate those certain four portions of unopened, unimproved 50 foot wide rights-of-way known as 11th Street, Commercial Street, Pine Street, and Orange Street and five portions of unopened, unimproved and unnamed 16 foot wide alleyways, containing a total of approximately 4.29 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 December 17, 2019, 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 those certain four portions of unopened, unimproved 50 foot wide rights-of-way known as 11th Street, Commercial Street, Pine Street, and Orange Street and five portions of unopened, unimproved and unnamed 16 foot wide alleyways, containing a total of approximately 4.29 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 17th DAY OF DECEMBER 2019.

Phil Diamond, County Comptroller
As Clerk of the Board of County Commissioners
Orange County, Florida
December 27, 2019