



**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 14, 2023

Mr. William Worley  
Development Engineering, BCC

Dear Mr. Worley:

Enclosed is the Resolution Granting Petition to Vacate # 22-04-014 with attachments for recording with Official Records.

Petition to Vacate # 22-04-014 was approved by the Board of County Commissioners at its regular meeting of November 28, 2023. 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 T. Cummings, 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:   
Deputy Clerk

dr:mf

BCC Mtg. Date: November 28, 2023

**RESOLUTION GRANTING PETITION TO VACATE # 22-04-014**

**WHEREAS**, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate those certain all **unnamed platted rights-of ways within the plat of West Orange Memorial Park** in Orange County, Florida, as described in attachment.

**WHEREAS**, notice of a public hearing before the Board of County Commissioners on **November 28, 2023**, 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 **unnamed platted rights-of ways within the plat of West Orange Memorial Park** will not operate to the detriment of Orange County or the public subject to the condition of approval of a recordation of an access easement in favor of Orange County from Ingram Road west to the unnamed improved right of way north of the West Orange Trail, continuing west across the subject property to County owned parcel 23-21-28-915401-291. The easement must be in a location acceptable to the County.

**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 TWENTY-EIGHTH DAY OF NOVEMBER 2023.**

BOARD OF COUNTY COMMISSIONERS  
ORANGE COUNTY, FLORIDA

By: *Raymond B. Bwalya*  
for County Mayor



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

By: *Phil Diamond*  
Deputy Clerk

mf/np

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

# EXHIBIT "A"

SHEET 1 OF 2

NOT VALID WITHOUT SHEET 2  
THIS IS NOT A SURVEY

JDBI  
10/10/2023


DESCRIPTION: R/W TO BE VACATED  
(PREPARED BY SURVEYOR)

ALL UNNAMED PLATTED ROAD RIGHT OF WAYS AS SHOWN ON THE PLAT OF WEST ORANGE MEMORIAL PARK, AS RECORDED IN PLAT BOOK Y, PAGES 137 AND 138, LYING WITHIN OFFICIAL RECORDS BOOK 10758, PAGE 2593, ALL OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

SURVEYORS NOTES:

1. THIS SKETCH AND DRAWING HAVE BEEN PREPARED TO CONFORM WITH APPLICABLE STANDARDS OF PRACTICE AS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.
2. THIS SKETCH IS FOR THE SOLE BENEFIT OF THE PARTIES NAMED HEREON AND FOR THE SPECIFIC PURPOSE NOTED, AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY, AND IS NOT TRANSFERABLE UNDER ANY CIRCUMSTANCES.
3. THIS SKETCH IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND THE RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR.
4. THIS SKETCH WAS PREPARED WITH THE BENEFIT OF PLAT OF WEST ORANGE MEMORIAL PARK, AS RECORDED IN PLAT BOOK Y, PAGES 137 AND 138 OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA.

PREPARED FOR:  
ORANGE COUNTY  
BOARD OF COUNTY COMMISSIONERS

  
ANDREW W. POWSHOK, PLS 5383  
PROFESSIONAL LICENSED SURVEYOR

PREPARED BY: **AAL LAND SURVEYING SERVICES, INC.**  
**3970 MINTON ROAD, WEST MELBOURNE, FL 32904**  
PHONE: (321)768-8110 FAX: (321)952-9771 EMAIL: [frontdesk@aalsurvey.com](mailto:frontdesk@aalsurvey.com) LICENSE BUSINESS #6623

DRAWN BY:  
ANDREW POWSHOK

CHECKED BY:  
ANDREW W. POWSHOK

REVISION: \_\_\_\_\_  
REVISION: \_\_\_\_\_  
REVISION: \_\_\_\_\_

SECTION 32,  
TOWNSHIP 21 SOUTH,  
RANGE 28 EAST

DATE: 10-02-23

PROJECT # 31384

# EXHIBIT "A"

SHEET 2 OF 2  
 NOT VALID WITHOUT SHEET 1  
 THIS IS NOT A SURVEY

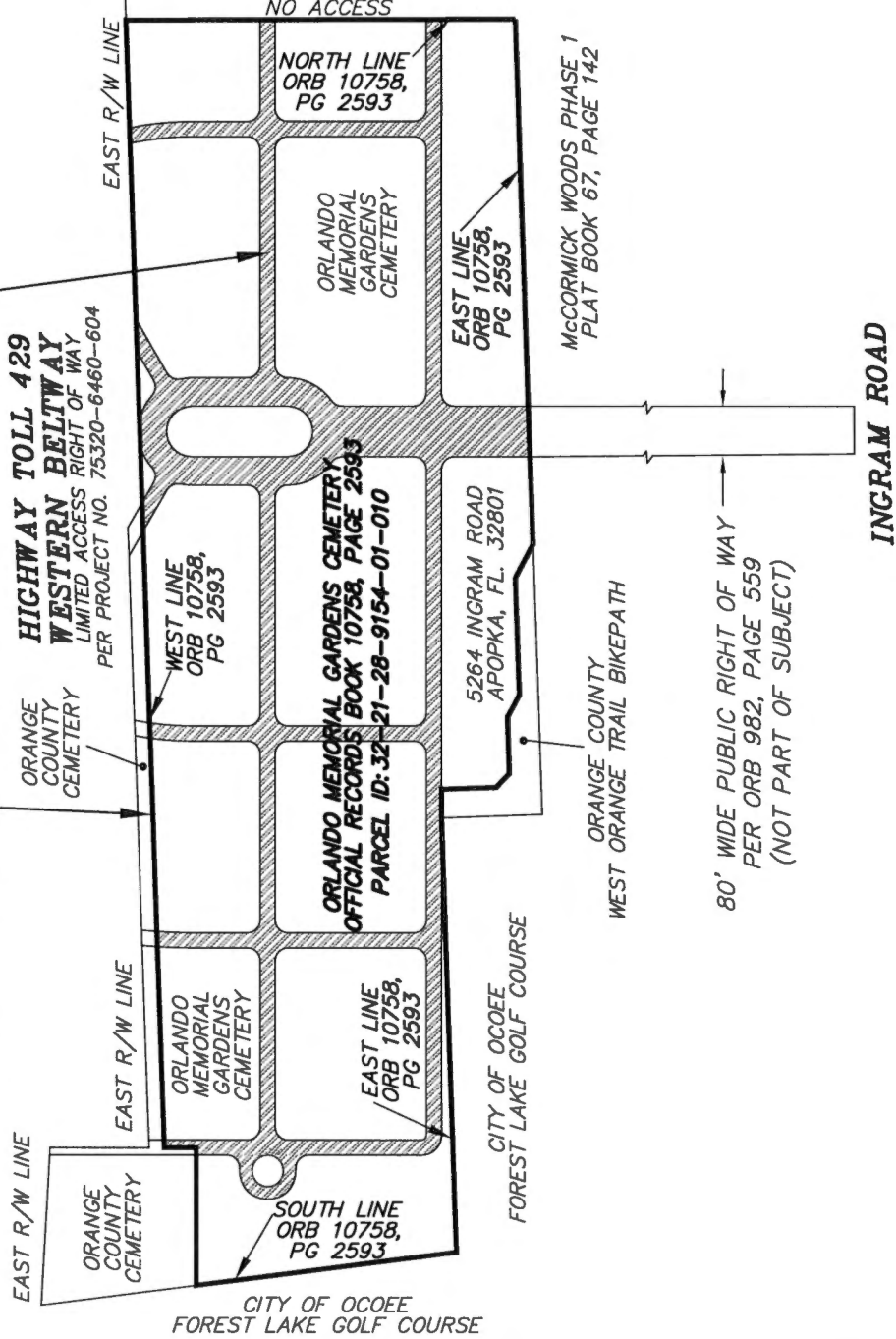
JDBT  
 10/18/2023

UNNAMED INTERNAL PLAT RIGHT OF WAYS  
 PLAT BOOK Y, PAGES 137-138  
 WITHIN OFFICIAL RECORDS BOOK 10758, PAGE 2593  
 TO BE VACATED  
 (HATCHED)

BOUNDARY LINE OF  
 ORLANDO MEMORIAL GARDENS  
 OFFICIAL RECORDS BOOK 10758, PAGE 2593

HIGHWAY TOLL 429  
 WESTERN BELTWAY  
 LIMITED ACCESS RIGHT OF WAY  
 PER PROJECT NO. 75320-6460-604

McCORMICK WOODS PHASE 3  
 PLAT BOOK 78, PAGE 123



## GRAPHIC SCALE



( IN FEET )

1 inch = 300 ft.



NORTH

PREPARED BY: **AAL LAND SURVEYING SERVICES, INC.**  
 3970 MINTON ROAD, WEST MELBOURNE, FL 32904  
 PHONE: (321)768-8110 FAX: (321)952-9771 EMAIL: [frontdesk@aalsurvey.com](mailto:frontdesk@aalsurvey.com)

SCALE: 1" = 300'

PROJECT # 31384

REVISION: \_\_\_\_\_  
 REVISION: \_\_\_\_\_  
 REVISION: \_\_\_\_\_

SECTION 32,  
 TOWNSHIP 21 SOUTH,  
 RANGE 28 EAST

# Orlando Sentinel

MEDIA GROUP

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 Florida  
County Of Orange**

Before the undersigned authority personally appeared  
Rose Williams, who on oath says that he or she is a duly authorized  
representative of the ORLANDO SENTINEL, a DAILY newspaper  
published 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 #22-04-014 Petition to Vacate #23-04-014 Petition to Vacate #  
23-06-021 Petition to Vacate # 23-08-029

Was published in said newspaper by print in the issues of, or by publication  
on the newspaper's website, if authorized on Nov 05, 2023.

Affiant further says that the newspaper complies with all legal requirements  
for publication in Chapter 50, Florida Statutes.



Signature of Affiant

Rose Williams

Name of Affiant

Sworn to and subscribed before me on this 6 day of November, 2023,  
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 # 22-04-014  
PETITION TO VACATE # 23-04-014  
PETITION TO VACATE # 23-06-021  
PETITION TO VACATE # 23-08-029**

The Orange County Board of County Commissioners will conduct public hearings on **November 28, 2023**, 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:** Michael L. Soper on behalf of Legacy Funeral Holdings of Florida LLC., a Florida Limited Liability Company

**Consideration:** Resolution granting Petition to Vacate # 22-04-014, vacating all unnamed platted rights-of ways within the plat of West Orange Memorial Park

**Location:** District 2; The parcel address is 5264 Ingram Road; S32/T21/R28; Orange County, Florida (legal property description on file)

**AND**

**Applicant:** Aaron Maston, on behalf of Seidel Road LLC., a Florida Limited Liability Company

**Consideration:** Resolution granting Petition to Vacate # 23-04-014, vacating a portion of a 30-foot wide unopened and unimproved right-of-way located along the northern boundary of an undeveloped parcel, containing a total of approximately 0.28 acres

**Location:** District 1; The parcel address is 9850 Seidel Road; S04/T24/R27; Orange County, Florida (legal property description on file)

**AND**

**Applicant:** Matthew Stoiz, on behalf of DR Horton Inc., a Delaware Corporation

**Consideration:** Resolution granting Petition to Vacate # 23-06-021, vacating a 5-foot-wide portion of a 20-foot-wide utility and drainage easement, what lies along the northern boundary of an undeveloped residential lot

**Location:** District 1; The parcel address is 10007 Sway Street; S07/T24/R27; Orange County, Florida (legal property description on file)

**AND**

**Applicant:** Timothy G. Clark

**Consideration:** Resolution granting Petition to Vacate # 23-08-029, vacating a portion of a 30-foot-wide by approximately 150-foot-long drainage easement that lies along the north property line a residential lot located in the Wedgefield Community

**Location:** District 5; The parcel address is 19033 Lansdowne Street; S02/T23/R32; 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 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 THESE NOTICES, CONTACT THE ORANGE COUNTY DEVELOPMENT ENGINEERING DIVISION, Email: WILLIAM WORLEY, 407-836-7925, Email: William.worley@ocfl.net**

**PARA MÁS INFORMACIÓN ACERCA DE ESTA VISTA PÚBLICA, FAVOR DE COMUNICARSE CON LA DIVISIÓN DE INGENIERÍA 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

ORG7524166

11/5/2023

7524166

Orlando Business Journal

Published Weekly  
Orlando, Orange County, Florida

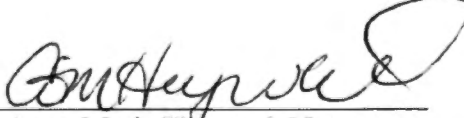
STATE OF FLORIDA COUNTIES OF ORANGE,  
SEMINOLE, OSCEOLA, LAKE, VOLUSIA & BREVARD

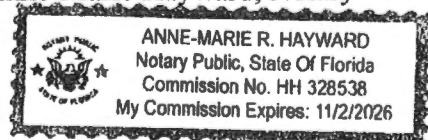
Before the undersigned authority personally appeared Jackie Buma, who states that she is Office Administrator and Sales Support of Orlando Business Journal, a weekly newspaper published at Orlando in Orange, Seminole, Osceola, Lake, Volusia & Brevard Counties, Florida; that the attached copy of advertisement, being a Notice of Adoption in the matter of Petition to Vacate #22-04-014 in said newspaper in the issue of December 8<sup>th</sup>, 2023.

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 8<sup>th</sup> day of December, 2023 by Jackie Buma who is personally known to me.

  
\_\_\_\_\_  
Jackie Buma, Office Admin & Sales Support

  
\_\_\_\_\_  
Anne-Marie Hayward, Notary



**Notice of Adoption**

NOTICE OF ADOPTION  
PETITION TO VACATE #  
22-04-014

WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate those certain all unnamed platted rights-of ways within the plat of West Orange Memorial Park 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 Novem-

ber 28, 2023, 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 all unnamed platted rights-of ways within the plat of West Orange Memorial Park 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 TWENTY-EIGHTH DAY OF NOVEMBER 2023.

Phil Diamond, County Comptroller

As Clerk of the Board of County Commissioners  
Orange County, Florida  
December 8, 2023