




Interoffice Memorandum

DATE: August 30, 2022

TO: Mayor Jerry L. Demings
-AND-
Board of County Commissioners

FROM: Diana Almodovar, P.E., County Engineer, Public Works Department 

SUBJECT: **PETITION TO VACATE PTV-22-01-003 – Ilka De Jesus on behalf of Vicente Sanchez**

Reason for Vacation

The petitioner requests that Orange County vacate two utility easements, one 10 foot wide by 100 foot long and another 5 foot wide by 105 foot long, located along the north and east property lines of the residential parcel located within the North Bay Section II Subdivision at 9169 N Bay Boulevard, containing a total of approximately 1,528 square feet. Due to a steep slope between the owner's lot and the adjacent lots, the owner constructed a retaining wall along a portion of the north and east property lines without the proper building permits to prevent erosion from the adjacent properties from reaching his property. During the review of a fence permit application, staff found that the retaining wall encroached into the utility easements. The applicant has since submitted an after-the-fact building permit to the Division of Building Safety for the retaining wall. The applicant wishes to vacate the two portions of the utility easements in order to keep the retaining wall in its current location and to obtain the above mentioned after-the-fact building permit.

Location of Property/Legal Description

The property lies south of Conroy-Windermere Road and west of South Apopka Vineland Road. Public interest was created by the plat of the North Bay Section II as recorded in Plat Book 14, Page 52 of the public records of Orange County, Florida. The parcel address is 9169 N Bay Boulevard and it lies in District 1.

Statement of No Objection

The Real Estate Management and Environmental Protection Divisions have no objection to the request. All utility providers have also consented. The Relationship Disclosure and Specific Expenditure forms have been submitted.

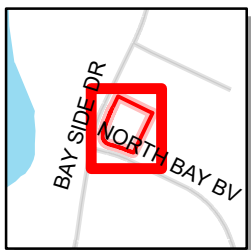
Staff Findings

County Staff visited the site on August 12, 2022. A 3 foot tall retaining wall, an aluminum fence gate and a vinyl fence gate are located within the utility easements requested for vacation.

Staff Recommendations

Approval of this request will have no adverse effect on Orange County. Staff has no objection to this request.

ACTION REQUESTED: APPROVAL OF PTV-22-01-003 – DISTRICT 1



PTV-22-01-003
Ilka De Jesus, on behalf of Vicente Sanchez

