

#### **Interoffice Memorandum**

Received on February 1, 2024

Deadline: February 6, 2024 Publish: February 11, 2024



Date: February 1, 2024

TO: Jennifer Lara-Kilmetz, Deputy Clerk, Comptroller Clerk's Office

THRU: Cheryl Gillespie, Agenda Development Supervisor

Agenda Development Office, BCC

FROM: Susan V. Ussach, P.E., CFM, County Engineer, Public Works Department

THRU: William Worley, Assistant Project Manager

Development Engineering Division, Public Works Department

Telephone: 407-836-7925

E-mail address: William.worley@ocfl.net

RE: Request for Public Hearing PTV-23-01-001 - Cutter Smyth of Carrigan

Reality Inc., on behalf of Sherri L Carrigan

Applicant: Cutter Smyth/Carrigan Reality Inc.

> 18716 E. Colonial Drive Orlando, Florida 32820

Location: S22/T22/R32 Petition to vacate an approximately 15-foot-

> wide by 60-foot-long portion of an unopened and unmaintained right-of-way known as 11th Avenue and lies along the west property line of the petitioners commercial parcel. Public interest was created by the plat of Bithlo recorded in Plat Book O, Page 26 of the public records of Orange County, Florida. The parcel ID is 22-22-32-0712-01-350. The parcel is unaddressed. The parcel lies in

District 5.

Estimated time required

for public hearing:

Five (5) minutes, not to exceed ten (10) minutes.

Hearing controversial: No.

Advertising timeframes: Publish the petition, the Clerk's estimated hearing date.

> time and place at least 14 days prior to the date set for the public hearing. Publish the notice of adoption within

30 days of the hearing date.

Applicant/Abutters to

Be notified:

Yes – Mailing labels are attached.

# Request for Public Hearing PTV-23-01-001 – Cutter Smyth of Carrigan Reality Inc., on behalf of Sherri L Carrigan

Hearing by Fla. Statute

Pursuant to Section 336.10 of the Florida Statutes.

# or code:

Spanish contact person:

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.

Materials being submitted as backup for public hearing request:

1. Complete originals and exhibits

- 2. Certified sketch and legal description
- 3. Receipt of payment of petition fees
- 4. Proof of property ownership
- 5. Mailing labels

### SPECIAL INSTRUCTIONS TO CLERK (IF ANY):

Please notify William Worley of the scheduled date and time. The Development Engineering Division will notify the customer.





PTV-23-01-001 Cutter Smyth of Carrigan Reality, Inc, on behalf of Sherri L Carrigan





Control Number 23-01-001 (For use by Orange County only)

## PETITION REQUESTING VACATION OF ORANGE COUNTY ROAD, RIGHT OF WAY OR EASEMENT

To: Board of County Commissioners Orange County, Florida

The undersigned hereby petitions the Board of County Commissioners to vacate an existing right-of-way or easement and to disclaim any right Orange County and the public have in that right-of-way or easement.

The undersigned does hereby certify:

#### PUBLIC INTEREST IN RIGHT OF WAY OR EASEMENT:

The title or interest of Orange County and the public in the above described right-of-way or easement is acquired and is evidenced in the following manner: (state whether public interest acquired by deed, dedication or prescription).

Public interest was created by the plat of Bithlo recorded in Plat Book O, Page 26 of the public records of Orange County, Florida.

<u>ATTACH SKETCH AND DESCRIPTION</u>: Attached as Exhibit "A" is a sketch and legal description prepared by a registered land surveyor accurately showing and describing the above-described right-of-way or easement, and showing its location in relation to the surrounding property.

#### SEE ATTACHED EXHIBIT 'A'

<u>ABUTTING PROPERTY OWNER:</u> Attached as Exhibit "B" is a list which constitutes a complete and accurate schedule of all abutting property owners (other than the petitioner). This exhibit <u>may</u> also include any letters received from abutting property owners resulting from courtesy letters sent to them.

#### SEE ATTACHED EXHIBIT 'B'

ACCESS TO OTHER PROPERTY: The undersigned certifies that if this petition is granted and the right-of-way or easement is terminated, no other property owner will be denied access to and from his or her property.

<u>POSTING OF NOTICE:</u> The undersigned agrees to place a notice of petition to vacate on the subject property in a conspicuous and easily visible location no later than ten (10) days prior to the public hearing on the petition. This notice will be available at the Orange County Public Works Division after a Public Hearing has been scheduled.

<u>PUBLIC UTILITIES:</u> Attached as Exhibit "C" are certificates of public utility companies serving the area of the above-described property, and each utility company has certified that the vacating will not interfere with the utility services being provided.

NO FEDERAL OR STATE HIGHWAY AFFECTED: The undersigned certifies that, to the best of his or her knowledge, the above-described right-of-way or easement is not a part of any existing or proposed state or federal highway. It was not acquired or dedicated for state or federal highway purposes, and such right of way or easement is under the control and jurisdiction of the Board of County Commissioners. The undersigned agrees that if this successor shall re-convey to the County all property subject to this petition upon demand by the County, and the petitioner shall bear all costs incurred in such conveyance.

<u>GROUNDS FOR GRANTING PETITION:</u> The undersigned submits as grounds and reasons in support of this petition the following: (State in detail why the petition should be granted)

Respectfully submitted by:	
Petitioner's Signature (Include title if applicable)  Address: . 18716 E. COLONIAL DR.	CUTTER SMYTH Print Name VICE PRESIDENT CAPPIGAN REALTY, INC.
ORLANDO, FL 32820	
Phone Number: (407) 568-2145	
STATE OF FLORIDA	
COUNTY OF ORANGE	
The foregoing instrument was acknowledged before a notarization, this 20th day of 5eptember, 2023 where the second	
DYLAN K. BYNUM Commission # HH 020511 Expires July 19, 2024 Banded Thru Budget Notary Services	Signature of Notary  Dylan & Bynum  Print Name

# EXHIBIT "A" LEGAL DESCRIPTION AND SKETCH OF DESCRIPTION

## SKETCH AND DESCRIPTION

#### DESCRIPTION AS FOLLOWS:

The East 15.00 feet of that part of South Avenue (a 60 feet wide right of way) as shown on the plat of BITHLO as recorded in Plat Book O, Page 26 of the Public Records of Orange County, Florida, lying West of the vacated part of said South Avenue as recorded in Official Records Book 9910, Page 7341 of the Public Records of Orange County, Florida. being more particularly described as follows: Commence at the Southwest corner of Lot 8, Block 2012, said plat of BITHLO; Thence run N.89°11'26"E., along the South line of said Lot 8, for a distance of 120.00 feet to the Point of Beginning; Thence continue N.89'11'26"E., along said South line and Easterly extension thereof, for a distance of 15.00 feet to the West line of said Official Records Book 9910, Page 7341; Thence run S.00°19'39"E., along said West line, for a distance of 60.00 feet to the Southwest corner of said Official Records Book 9910, Page 7341; Thence run S.89°11'26"W, along the South line of South Avenue as shown on said plat of BITHLO, for a distance of 15.00 feet; Thence run N.00°19'39"W., for a distance of 60.00 feet to the Point of Beginning.

All of the above containing 900 square feet or 0.002 acre, more or less.

SKETCH AND DESCRIPTION FOR / CERTIFIED TO:

Sherri L. Carrigan; Orange County BCC

SHEET 1 OF 2

SEE SHEET 2 OF 2 FOR SKETCH OF DESCRIPTION

#### & ASSOC., INC. - LAND SURVEYORS GRUSENMEYER SCOTT

5400 E. COLONIAL DR. ORLANDO FLORIDA 32807 (407)277-3232 FAX (407)658-1436 EMAIL GRUSCOTT@GRUSCOTT.COM

LEGEND DELTA (CENTRAL ANGLE) R=RADIUS L=ARC LENGTH C=CHORD DISTANCE CB=CHORD BEARING

PG. P.C. P.C.C. N&D

LEGEND -

POINT OF BEGINNING POINT OF COMMENCEMENT OFFICIAL RECORDS BOOK PLAT BOOK PAGE
POINT OF CURVATURE
POINT OF COMPOUND CURVE

NAIL & DISK RIGHT OF WAY EASEMENT

DRAINAGE UTILITY DESCRIPTION JAMES W. SCOTT, # 4801

CERTIFICATE OF AUTHORIZATION - LB 4596 T. THE UNDERSIGNED DOES HEREBY CERTIFY THAT THIS SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER 5J-17 FLORIDA ADMINISTRATIVE CODE.

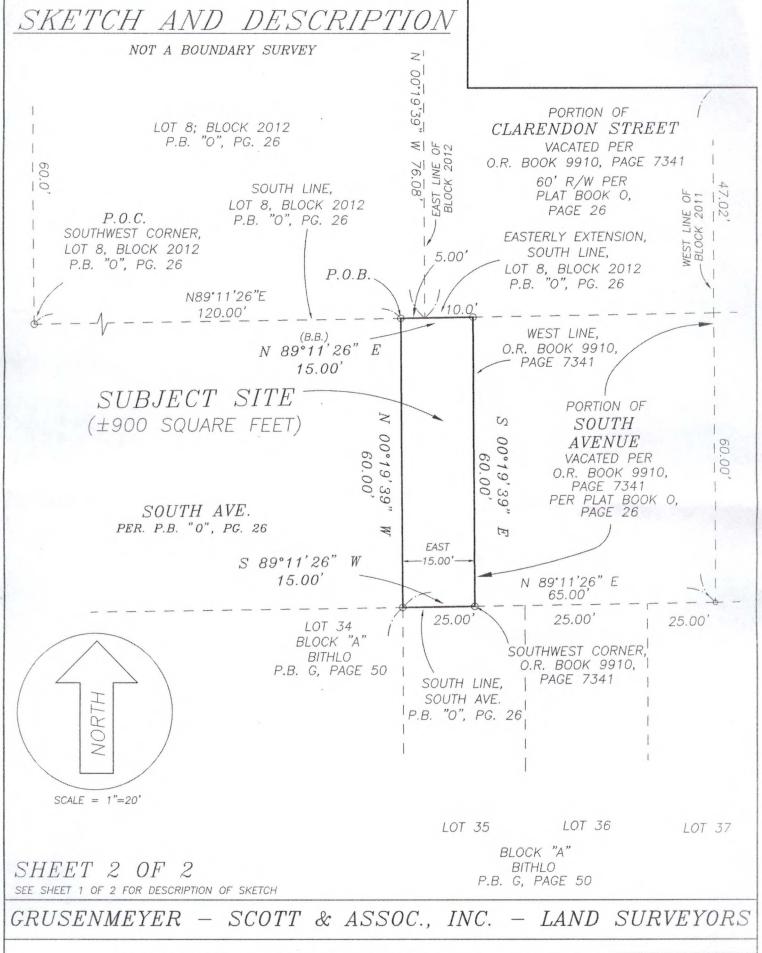
UNLESS EMBOSSED WITH SURVEYOR'S SEAL, THIS SKETCH IS NOT VALID AND IS PRESENTED FOR INFORMATIONAL PURPOSES ONLY.
 THIS SKETCH WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THE SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR EASEMENTS THAT AFFECT THIS PROPERTY.

IHIS SKETCH IS PREPARED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY. BEARINGS, IF SHOWN, ARE BASED ASSUMED DATUM AND ON THE LINE SHOWN AS BASE BEARING (B.B.)

CERTIFIED BY: TOM X. GRUSENMEYER, R.L.S. # 4714

DATE ORDER # 07-26-2023 23-1475 SKETCH AND DESCRIPTION FOR/CERTIFIED TO: Carrigan Realty, Inc.; Orange County BCC

W/B 10/2/23



5400 E. COLONIAL DR. ORLANDO, FL. 32807 (407)-277-3232 FAX (407)-658-1436 CERTIFICATE OF AUTHORIZATION - LB 4596

DATE ORDER # 07-26-2023 23-1475

# EXHIBIT "B" ABUTTING PROPERTY OWNERS

## EXHIBIT 'B'

### **ABUTTING PROPERTY OWNERS**

As an abutting property owner, I hereby consent without objection, to the vacating of the Easement or Right of Way in the attached petition

NAME AND ADDRESS	DESCRIPTION OF PROPERTY	SIGNATURE(S)
LY SOK & SIDETH SOK	Lot 6, 7, \$ 8, Block	
18644 EAST COLONIAL	2012, BITHLO 0/26 LESS THE EAST 5 FT	
DRIVE, ORLANDO, FL 3	1820 & LESS ROAD R/W	
JACQUELINE GREEN	LOTS 31 - 34, BLOCK A BITHLO G/50	
GO CHPISTINA GREEN	BITHLO G/50	
18620 11 TH AVE OPLANDED	9	
LC 35033		
		- N. C
	*	



## Petition to Vacate ROW Request - behind Sok property

**Cutter Smyth** <carriganrealty@gmail.com> To: franki gonzalez <franki@bellsouth.net>

Thu, Feb 16, 2023 at 3:29 PM

Hey Franki,

Thanks for getting back to me. Was there any specific reason they weren't interested in cooperating? My request to vacate the most easterly15-foot portion of 11th Ave will in no way affect their property. I currently have no objection letters signed by AT&T, Teco Peoples Gas, and FL Gas Transmission. Orange County's only objection is that I need to provide them with a drainage easement for their future intended drainage improvements between 11th Ave and 12th Ave to the south. Orange County is preparing a drainage easement for my execution. Also, Duke Energy/Spectrum is preparing a utility easement for me so they can maintain their poles/equipment on the south side of 11th Ave. Maybe we could set up a face-to-face meeting with the Soks so I could assure them that this would not be detrimental to them, the County, or the general public. In any case, I appreciate your assistance.

Thanks.

Cutter Smyth Carrigan Realty, Inc. 407-923-5689

On Wed, Feb 15, 2023 at 6:07 PM franki gonzalez <franki@bellsouth.net> wrote: Hello Cutter,

At this time they are not interested in signing this.

Sincerely,

## Franki Gonzalez

**Broker Associate Realtor®** 

Distinctive Properties | Accredited Buyers Representative

**ERA Grizzard Real Estate** 

C: 954-918-4665



http://www.frankigrealestate.com/

<sup>&</sup>quot;There is no greater compliment than the referral of a friend or family member."

On Monday, February 13, 2023 at 11:29:40 AM EST, Cutter Smyth <arriganrealty@gmail.com> wrote:

#### Franki,

Good morning. Just following up on my 15-foot vacate request. Do the Soks have any questions about the vacating or need any further information? Let me know.

Thanks,

Cutter Smyth Carrigan Realty, Inc. 407-923-5689

On Tue, Jan 24, 2023 at 6:39 PM franki gonzalez <franki@bellsouth.net> wrote: Thanks Cutter! I have forwarded this to the sellers. I will get back to you.

Sincerely. Franki Gonzalez Era Grizzard Real Estate 954-918-4665

Sent from my iPhone

- > On Jan 23, 2023, at 3:48 PM, Cutter Smyth <carriganrealty@gmail.com> wrote:
- > Franki,
- > Good speaking with you this morning and thank you for helping me get this information to Mr. & Mrs. Sok. I am requesting that Orange County vacate a 15-foot portion of 11th Avenue (AKA South Ave) behind your client's property (Sok property 18644 E Colonial Dr). Part of the process is getting letters of no objection signed by the utility
- providers and any abutting property owners. The 15-foot portion that I am requesting to be vacated does not actually touch the Sok property but juts into my half-acre adjacent to my office. The purpose of the vacating is to straighten up the west line of our vacant half acre. This should in no way affect your client's property or services/utilities to the Sok property.
- > If you could get Mr. & Mrs. Sok signature on the attached Exhibit B expressing no objection and return it back to me that would be greatly appreciated.
- > Please find the attached maps and other documentation for your reivew and reference. Let me know if Mr./Mrs. Sok has any questions or concerns about my request or need any additional information. I really appreciate your help with all this.
- > Kind regards,
- > Cutter Smyth > Vice President
- > Carrigan Realty, Inc.
- > 407-923-5689

#### **Cross Property 360 Property View**

## 18644 E COLONIAL DRIVE, ORLANDO, Florida 32820

Listing

#### 06116015 18644 E COLONIAL DR, ORLANDO, FL 32820



County: Orange Legal Subdivision Name:BITHLO Property Style: Retail Ownership: Sole Proprietor Year Built: 2014 Flex Space Soft: Office Retail Space SqFt:

Total Annual Assoc Fees: \$0.00 New Construction: No Flood Zone Code:X **Number of Tenants:** 

List Price: \$489,000 LP/SqFt: \$640.05

Status: Active

Section #: 22

Front Footage:

Lot #: 6

Block/Parcel: 2012

Front Exposure: North

Lot Size: 12,894 SqFt / 1,198 SqM

Special Sale: None ADOM: 105 CDOM: 1,039

Heated Area: 600 SqFt / 56 SqM Total Area: 764 SqFt / 71 SqM

The perfect property right on SR 50 for your small business. The building is designed for a cozy retail space, great for a drive-thru, cafe, auto sales, tax office or boutique shop. Orlando is fast growing and this location is ideal for endless possibilities with the amount of traffic passing between Orlando, Wedgefield, and Cocoa Beach. Come see and make it your own!

SE/TP/RG: 22-22-32

Subdivision #:

Tax ID: 22-22-32-0724-20-126

Taxes: \$2,312.00

Book/Page: H-50 Alt Key/Folio #:

Legal Desc: BITHLO O/26 LOTS 6 7 & 8 BLK 2012 (LESSTHE E 5 FT THEREOF) & (LESS RD R/W)

Road Frontage: Highway

Add Parcel: No # of Parcels: Utilities Data: Electricity Available, Water Connected

Parking: 6 to 12 Spaces

Lot Dimensions: Water Frontage: No

Water Access: No Water View: No

Land, Site, and Tax Information Zoning: C-2 **Future Land Use:** Development:

Tax Year: 2022 Complex/Comm Name:

Flood Zone: X

**Additional Tax IDs:** 

Lot Size Acres: 0.30 Waterfront Ft: 0

Water Name: Water Extras: No

**Interior Information** 

**Exterior Information** 

Total Number of Buildings: 1

Ceiling Height:

Water:

# Offices:

Freezer Space YN:

# of Bays:

# of Bays Grade Level:

Ext Construction: Wood Frame Roof Construction: Shingle

Heat/Fuel: Central, Electric

Foundation: Slab

Road Surface Type: Asphalt **Building Features: Bathrooms** 

List Agent: Franki Gonzalez

Original Price: \$389,900

Owner: LY & SIDETH SOK

List Office: SCHULTE REALTY LLC

On Market Date: 06/06/2023 Previous Price: \$389,900

Signage:

Floors: A/C: Central Air

**Green Features** 

**Income and Expense** 

**Realtor Information** 

List Agent ID: 261203019

List Agent Fax:

List Office Fax:

Price Change: 08/02/2023

**Owner Phone:** 

Bonus: Non-Rep: 0%

List Agent Direct: 954-918-4665 List Agent Cell: 954-918-4665

List Office ID: 261013974 List Office Phone: 407-721-0611

LP/SqFt: \$640.05 **Expiration Date:** 

Listing Type: Exclusive Right To Sell

**Bonus Exp Date:** Trans Broker: 3%

Spec List Type: Exclusive Right To Sell Single Agent: 3% **Dual Variable Compensation YN:**No

List Agent E-mail: franki@bellsouth.net

Realtor Info: Confidential Info:

PType-County

06116015

Showing Instructions: Appointment Only

Driving Directions: Colonial Hwy east past Chuluota rd, pass N Country rd next light N Seventh St. Next to the Circle K on right.

Realtor Remarks: Please submit offers in one pdf file with proof of funds or pre approval letter.

Seller's Preferred Closing Agent

Closing Agent Name: Vivian Green

Email: winterpark@fnf.com

Address: 941 W Morse Blvd Ste 150 Winter Park, Florida

Closing Company Name: Fidelity National Title

Phone: 407-657-1187

Fax:

MLS# Change

List Price/ Address Type Y Dt Sold Price City \$489,000 18644 E COLONIAL DR INCR,

**Beds List Date** SqFt Tax ID 06/01/2023

Zip Code 32820

**Current List Office List Agt** SCHULTE REALTY LLC

COMS-Orange	08/02/2023		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
06116015	NEW, 06/06/2023	\$389,900	18644 E COLONIAL DR		06/01/2023	32820	SCHULTE REALTY LLC
COMS-Orange	00/00/2023		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
06031042	EXP, 05/30/2023	\$389,900	18644 E COLONIAL DR		05/31/2022	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	03/30/2023		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
06031042	INCR, 04/26/2023	\$389,900	18644 E COLONIAL DR		05/31/2022	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	0 1/20/2025		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
06031042	DECR, 01/08/2023	\$349,900	18644 E COLONIAL DR		05/31/2022	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	,,		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
06031042	DECR, 11/16/2022	\$399,000	18644 E COLONIAL DR		05/31/2022	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange			ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
06031042	NEW, 06/03/2022	\$450,000	18644 E COLONIAL DR		05/31/2022	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange			ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
05890733	EXP, 04/04/2022	\$529,000	18644 E COLONIAL DR		09/08/2020	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	TNICO		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
05890733	INCR, 10/22/2021	\$529,000	18644 E COLONIAL DR		09/08/2020	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	DECD		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
05890733	DECR, 08/28/2021	\$498,000	18644 E COLONIAL DR		09/08/2020	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	NEW		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
05890733	NEW, 09/08/2020	\$509,000	18644 E COLONIAL DR		09/08/2020	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	EVD		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
05774539	EXP, 12/02/2019	\$489,000	18644 E COLONIAL DR		04/02/2019	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	NEW,		ORLANDO	600	22-22-32-0	724-20-126	Franki Gonzalez
05774539	04/03/2019	\$489,000	18644 E COLONIAL DR	400	04/02/2019	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	CANC,		ORLANDO	600	22-22-32-0		Franki Gonzalez
05730092	05/01/2019	\$449,000	18644 E COLONIAL DR	600	08/27/2018 22-22-32-0	32820	ERA GRIZZARD REAL ESTATE
COMS-Orange	WDN-C,		ORLANDO	600			Franki Gonzalez
05730092	01/26/2019	\$449,000	18644 E COLONIAL DR	600	08/27/2018 22-22-32-0	32820	ERA GRIZZARD REAL ESTATE Franki Gonzalez
COMS-Orange	NEW,	1440.000	ORLANDO	600			
O5730092 COMS-Orange	08/27/2018	\$449,000	18644 E COLONIAL DR ORLANDO	600	08/27/2018 22-22-32-0	32820	ERA GRIZZARD REAL ESTATE Franki Gonzalez
	SLD,	#1E0 000		000			
O4668167 LAND-Orange	07/17/2006	\$158,000	18644 E COLONIAL DR ORLANDO		03/22/2006 22-22-32-0	32820 724-20-126	WATSON REALTY CORP DEAN GONZALEZ
	PNC,	#200 000				32820	WATSON REALTY CORP
O4668167 LAND-Orange	06/21/2006	\$209,900	18644 E COLONIAL DR ORLANDO		03/22/2006 22-22-32-0		DEAN GONZALEZ
04668167	NEW,	\$200 000	18644 E COLONIAL DR		03/22/2006	32820	WATSON REALTY CORP
LAND-Orange	03/22/2006	\$209,900	ORLANDO		22-22-32-0		DEAN GONZALEZ
04612778	EXP,	\$198,000	18644 E. Colonial DR		06/15/2005	32833	PROFESSIONAL RE CENTER
LAND-Orange	06/15/2006	Ψ130,000	ORLANDO		22-22-32-0		INC MARK ALLEN
04612778	INCR,	\$198.000	18644 E. Colonial DR		06/15/2005	32833	PROFESSIONAL RE CENTER
LAND-Orange	09/08/2005	1-25,000	ORLANDO		22-22-32-07		INC MARK ALLEN
04612778	вом,	\$185,000	18644 E. Colonial DR		06/15/2005	32833	PROFESSIONAL RE CENTER
LAND-Orange	09/06/2005		ORLANDO		22-22-32-07		INC MARK ALLEN
04612778	PNC,	\$185,000	18644 E. Colonial DR		06/15/2005	32833	PROFESSIONAL RE CENTER
LAND-Orange	08/14/2005		ORLANDO		22-22-32-07		INC MARK ALLEN
04612778	NEW,	\$185,000	18644 E. Colonial DR		06/15/2005	32833	PROFESSIONAL RE CENTER
LAND-Orange	06/15/2005		ORLANDO		22-22-32-07		INC MARK ALLEN

Control Number	
(For use by Orange	County only)

# PETITION REQUESTING VACATION OF ORANGE COUNTY ROAD, RIGHT OF WAY OR EASEMENT

To: Board of County Commissioners

Orange County, Florida

The undersigned hereby petitions the Board of County Commissioners to vacate an existing right-of-way or easement, and to disclaim any right of Orange County and the public in that right-of-way or easement.

The undersigned does hereby certify:

#### PUBLIC INTEREST IN RIGHT OF WAY OR EASEMENT:

The title or interest of Orange County and the public in the above described right-of-way or easement is acquired and is evidenced in the following manner: (state whether public interest acquired by deed, dedication or prescription).

<u>ATTACH SKETCH AND DESCRIPTION:</u> Attached as Exhibit "A" is a sketch and legal description prepared by a registered land surveyor accurately showing and describing the above-described right-of-way or easement, and showing its location in relation to the surrounding property.

#### SEE ATTACHED EXHIBIT "A"

<u>ABUTTING PROPERTY OWNER:</u> Attached as Exhibit "B" is a list which constitutes a complete and accurate schedule of all abutting property owners (other than the petitioner) and clearly indicating their support for this vacation petition. All abutting property owners must either sign this exhibit "B" or sign a separate written consent.

<u>ACCESS TO OTHER PROPERTY:</u> The undersigned certifies that if this petition is granted and the right-of-way or easement is terminated, no other property owner will be denied access to and from his or her property.

<u>POSTING OF NOTICE</u>: The undersigned agrees to place a notice of petition to vacate on the subject property in a conspicuous and easily visible location no later than ten (10) days prior to the public hearing on the petition. This notice will be available at the Orange County Public Works Division after a Public Hearing has been scheduled.

<u>PUBLIC UTILITIES:</u> Attached as Exhibit "C" are certificates of public utility companies serving the area of the above-described property, and each utility company has certified that the vacating will not interfere with the utility services being provided.

NO FEDERAL OR STATE HIGHWAY AFFECTED: The undersigned certifies that, to the best of his or her knowledge, the above-described right-of-way or easement is not a part of any existing or proposed state or federal highway. It was not acquired or dedicated for state or federal highway purposes, and such right of way or easement is under the control and jurisdiction of the Board of County Commissioners. The undersigned agrees that if this successor shall re-convey to the County all property subject to this petition upon demand by the County, and the petitioner shall bear all costs incurred in such conveyance.

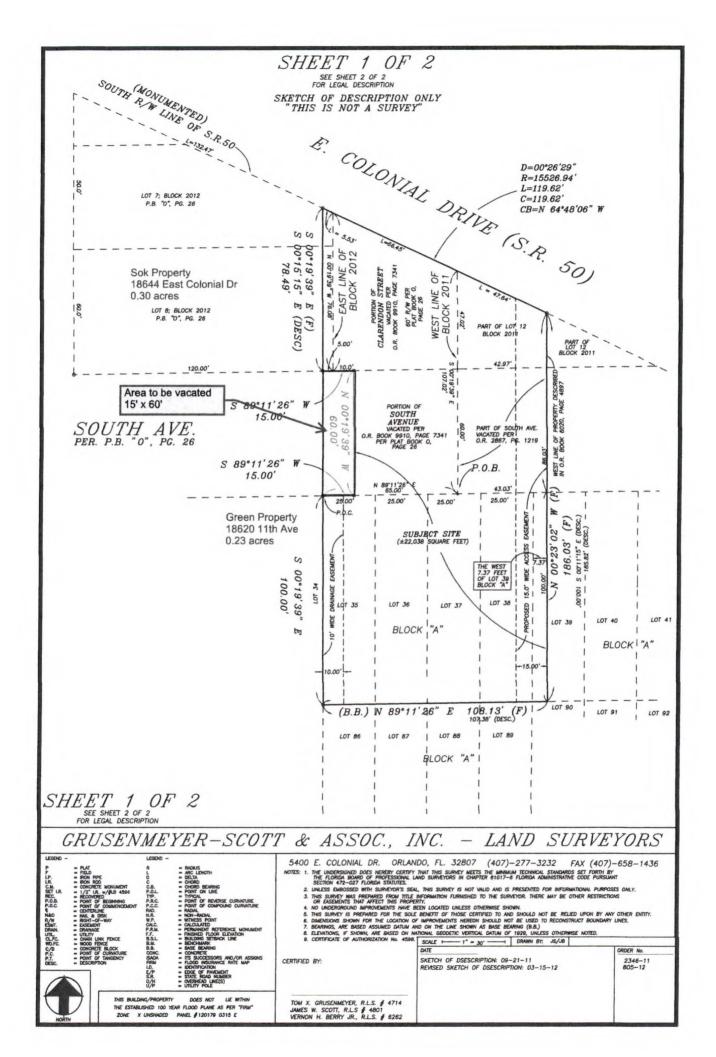
GROUNDS FOR GRANTING PETITION: The undersigned submits as grounds and reasons in support of this petition the following: (State in detail why the petition should be granted)

Respectfully submitted by:		
Petitioner's Signat (Include title if applic		Print Name
Address:		
•		
Phone Number: ()		
STATE OF FLORIDA		
COUNTY OF ORANGE		
	, 2023	fore me by means of □ physical presence or □ online 3 who is personally known or who has produced
		Signature of Notary
		Print Name

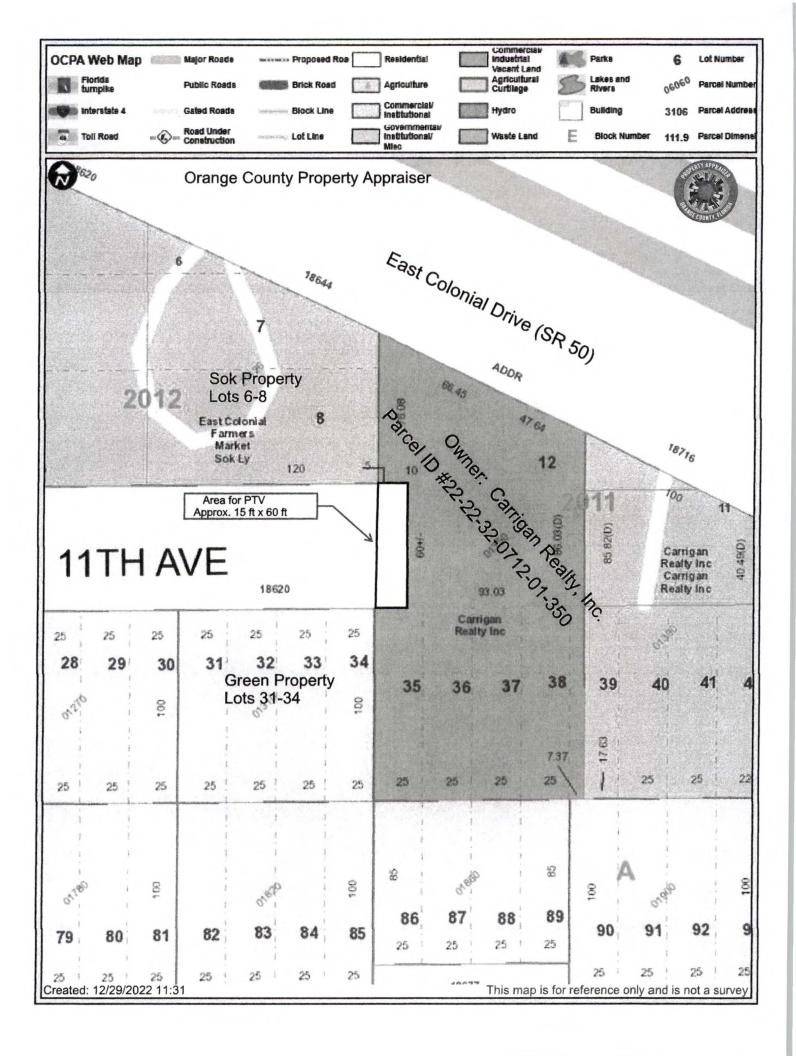
#### EXHIBIT "A" PETITION TO VACATE RIGHT OF WAY

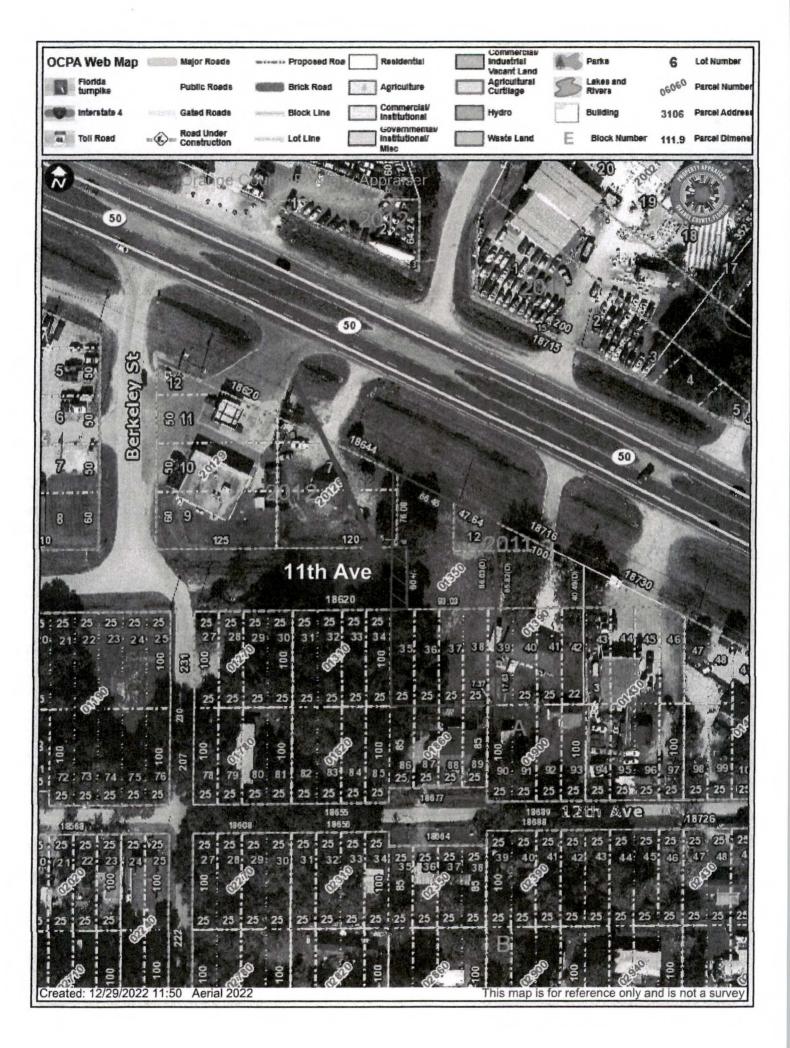
# LEGAL DESCRIPTION (EAST 15 FEET OF SOUTH AVE, AKA 11TH AVE)

The East 15.00 feet of that part of South Avenue (a 60 feet wide right of way) as shown on the Plat of BITHLO as recorded in Plat Book O, Page 26 of Public Records of Orange County, Florida, lying West of the vacated part of said South Avenue as recorded in Official Records Book 9910, Page 7341 of the Public Records of Orange County, Florida.

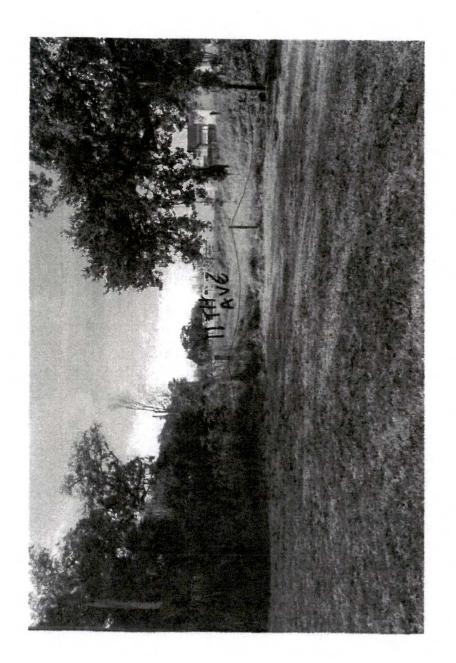


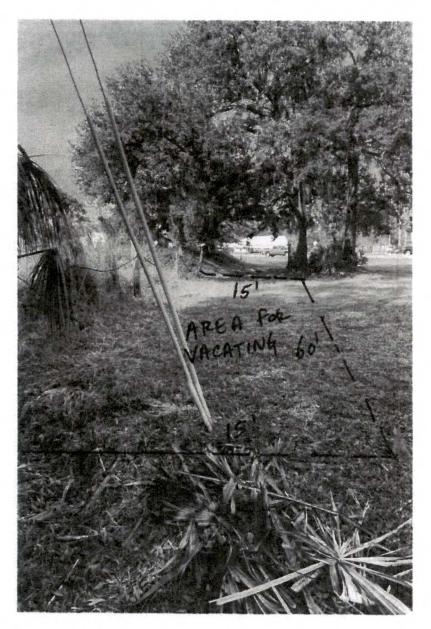






Sok RIGHT OF WAY REQUESTED FOR VACATING 11<sup>TH</sup> AVE South An Caprigan REALTY PROPERTY







Domestic Mail Only

For delivery information, visit our website at www.usps.com

## Lakeland, EL E3810

Certified Mail Fee \$4.15 Extra Services & Fees (check box, add fee all appropriate Return Receipt (hardcopy) Return Receipt (electronic) Certified Maii Restricted Delivery sa an Adult Signature Required Adult Signature Restricted Delivery \$ Postage \$1.74



Total Postage and Fees

GREEN CHRISTINA CROSS DR.

33810 See Reverse for Instructions

PS Form 3800, April 2015 PSN 7530-02-000-9047 Tracking #:

70221670000318345993 Return Receipt

\$3.35

Tracking #:

9590 9402 7663 2122 1505 40 otal \$9.24

irand Total:

\$9.24

lebit Card Remit

\$9.24

Card Name: VISA

Account #: XXXXXXXXXXXXXXX5441

Approval #: 032771 Transaction #: 322 Receipt #: 020319

Debit Card Purchase: \$9.24

AID: A0000000980840 Contactless

AL: US DEBIT

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

Preview your Mail Track your Packages Sign up for FREE @ https://informeddelivery.usps.com

#### SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece. or on the front if space permits.
- 1. Article Addressed to:

CHRISTINA GREEN 4836 DOVE CROSS DR. LAKELAND, FL 33810



9590 9402 7663 2122 1505 40

2. Article Number (Transfer from service label)

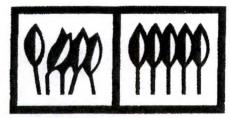
7022 1670 0003 1834 5993

PS Form 3811, July 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY A. Signature ☐ Agent ☐ Addressee Received by (Printed Name) C. Date of Delivery D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No

- 3. Service Type
- ☐ Adult Signature
  ☐ Adult Signature Restricted Delivery
- ☐ Certified Mail®
  ☐ Certified Mail Restricted Delivery
- ☐ Collect on Delivery
- ☐ Collect on Delivery Restricted Delivery ☐ Insured Mail
- Insured Mall Restricted Delivery (over \$500)
- ☐ Priority Mail Express®
- ☐ Registered Mail™
  ☐ Registered Mail Restricted
  Delivery
- ☐ Signature Confirmation™ ☐ Signature Confirmation
- Restricted Delivery

Domestic Return Receipt



# Carrigan Realty, Inc.

Realtors®



R. E. Carrigan, Jr., President REALTOR Emeritus

January 30, 2023

Christina Green 4836 Dove Cross Drive Lakeland, FL 33810

Re: Petition to Vacate Right-of-Way near Green Property at 18620 11th Ave Orlando

Dear Mrs. Christina Green,

My name is Cutter Smyth and we have a family-owned and operated real estate business, Carrigan Realty, Inc., which owns the property directly to the east of your family's property at 18620 11<sup>th</sup> Ave Orlando, FL 32833. We have been longtime neighbors with your family's property for about 20 years.

The reason for my letter today is that I am requesting that Orange County vacate the remaining easterly 15-foot tip of 11th Avenue near the North East corner of the property that Jacqueline Green owns. Part of the process is getting letters of no objection signed by the utility providers and any abutting property owners. The 15-foot portion that I am requesting to be vacated does not actually touch Mrs. Green's property but extends into and dead ends at my half-acre adjacent to my office to the east as shown on the enclosed map. The purpose of the vacating is to eliminate the unnecessary dead end tip of the unmaintained county road and to straighten up the west line of my half acre property. This will in no way affect access to your property or any services/utilities provided to your property.

I am not sure if Jacqueline Green is still alive but the property has been vacant for some years and I noticed that you have been paying the property taxes for the past three years. If Jacqueline Green is still alive could you please let me know how to get this information to her. Otherwise I was hoping you could sign the letter of no objection for her. If you are in agreement with my vacating request please sign the bottom of the enclosed Exhibit B expressing no objection and return it back to me in the provided return envelope.

Please find the enclosed maps and other documentation for your review and reference. Let me know if you have any questions or concerns about my request or need any additional information. I am available to discuss by phone, 407-923-5689, or email at <a href="mailto:carriganrealty@gmail.com">carriganrealty@gmail.com</a>. I really appreciate your help and cooperation with this request.

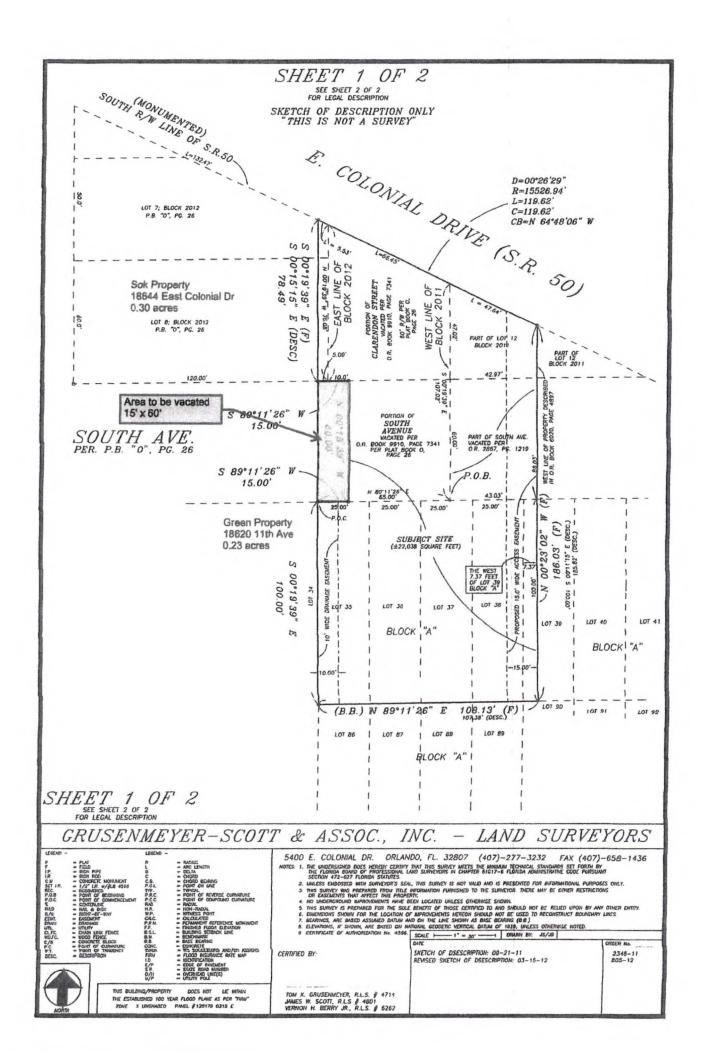
Sincerely,

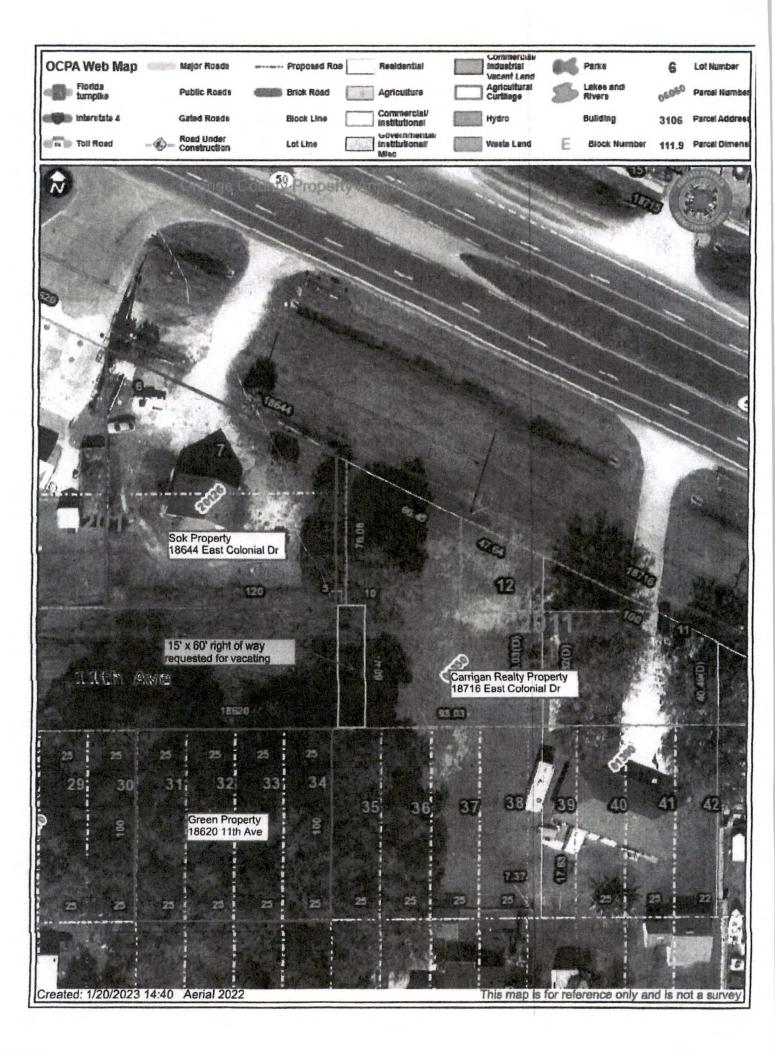
Cutter Smyth

Carrigan Realty, Inc.

Vice President

Ps. On another note, I wanted to bring to your attention the current condition of the Green property. The mobile home seems to be in bad shape and the lot is way overgrown. Please find the enclosed pictures I took today showing the front of the property from 11th Ave. If we can help in any way please let us know. Hate to see a good property get torn up and go to waste.

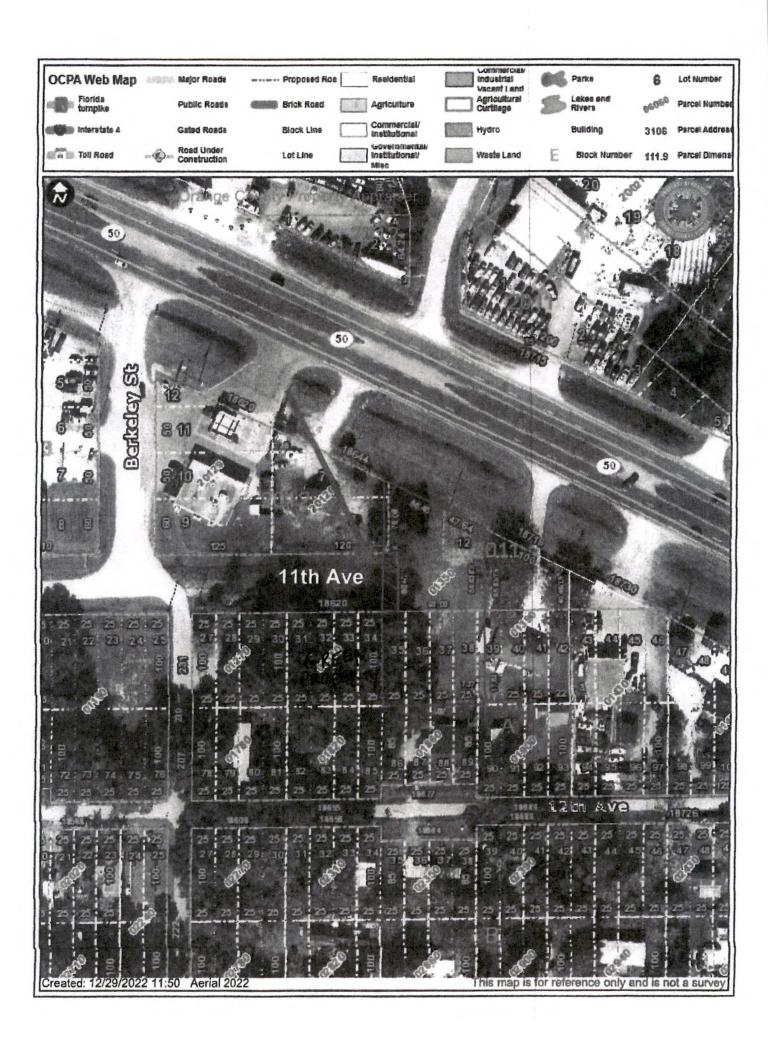


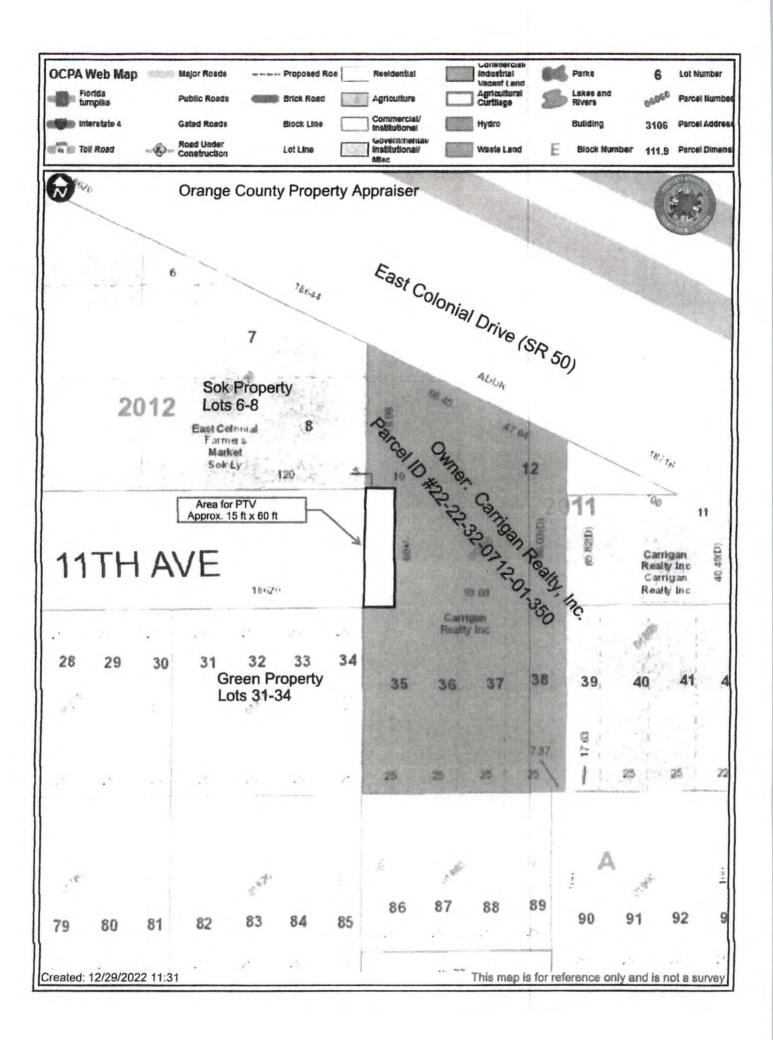


## Parcel Photos - E Colonial Dr

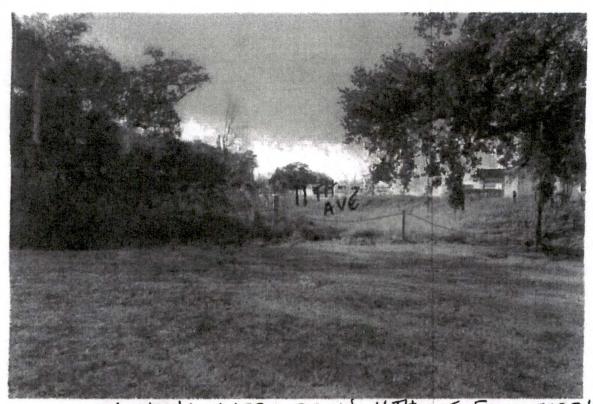


E COLONIAL DR, ORLANDO, FL 32833 01/26/2020





# PHOTOS TAKEN ON JAN. 18, 2023



LOOKING WEST DOWN 11TH AVE FROM CARRIGAN PROPER



LOOKING NORTH TOWARDS SR50

#### Click Here To Apply for Homestead and Other Exemptions Online

Print Date: 01/20/2023 System Refresh Date: 01/18/2023

Name(s):

Green Jacqueline C

Physical Street Address:

18620 11Th Ave

Property Use:

0200 - Manufactured Home

Mailing Address On File: 18620 11Th Ave

Postal City and Zip: Orlando, FL 32833

Municipality:

Un-incorporated

Orlando, FL 32833-3433 Incorrect Mailing Address?



322222071201310 02/16/2007 Upload Photos 1

View Plat

View 2022 Property Record Card

1 PROPERTY FEATURES

S VALUES, EXEMPTIONS AND TAXES

SALES

MARKET STATS

LOCATION

2023 Values will be available in August of 2023. To see the certified values, go to the Values, Exemptions and Taxes Tab.

**Property Description** 

BITHLO G/50 LOTS 31 THROUGH 34 BLK A

Total Land Area

10,158 sqft (+/-) | 0.23 acres

(+/-)

GIS Calculated

Notice

Land

Land Use Code	Zoning	Land Units	Unit Price	Land Value	Class Unit Price	Class Value
0200 - Manufactured Home	R-T-1	1 LOT(S)	Working Value	Working Value	Working Value	Working Value
					Page 1	of 1 (Total Records: 1)

Building

**View Orange County Permits** 

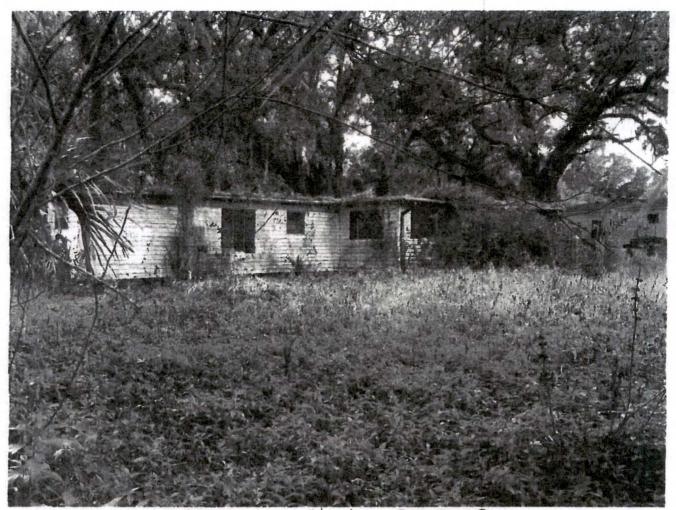
Page 1 of 1 (Total Records:1)

	Model Code:	02 - Manufactured Home	Actual Year Built:	1973	Gross Area:	1020 sqft
12	Type Code:	0202 - Manufactured Home	Beds:	3	Living Area:	1020 sqft
More	Building Value:	Working Value	Baths:	1	Exterior Wall:	Aluminum Or Vinyl Siding
Details	Estimated New Cost:	Working Value	Floors:	1	Interior Wall:	Plywood Panel

Extra Features

Description	Date Built	Units	Xfob Value
Pt1 - Patio 1	01/01/2005	1 Unit(s)	Working Value
Shed - Shed	12/31/1998	1 Unit(s)	Working Value

Page 1 of 1 (Total Records: 2)



PHOTOS TAKEN JAN. 30, 2023





PHOTO TAKEN JAN. 30, 2023

# EXHIBIT "C" UTILITY LETTERS

AT&T 1227 S. Division Ave. Orlando, FL 32805
January 17, 2023
Petition to Vacate:
Dear AT&T,
I am in the process of requesting that Orange County vacate a 15-foot portion of a right-of-way in Bithlo, Florida known as 11th Ave, AKA South Ave, as shown on the enclosed map. The site is just south of 18644 East Colonial Drive and west of my office at 18716 East Colonial Drive, Orlando, FL 32820 and lies within the subdivision found in Plat Book O Page 26.
Part of the vacation process is to provide letters showing no objection from utility companies who have jurisdiction in the neighborhood.
Please review your records, complete the form below and return this letter to me. If you have any questions, please contact Cutter Smyth at 407-923-5689 or carriganrealty@gmail.com
Sincerely,
Cutter Smyth Vice President Carrigan Realty, Inc.
The subject parcel is <u>NOT</u> within our service area.  The subject parcel is within our service area. We <b>do not</b> have any facilities within the right-of-way. We have <b>no objection</b> to the vacation.  The subject parcel is within our service area. We <b>object</b> to the vacation.
Additional comments: NO FACILITIES Within MARKED 15'x 60' Casement.
Signature:  Print Name:  Tim Ryau  Title:  ENGINEES  Date:  1/19/2023

Florida Gas Transmission Attn: Terry Coleman, Senior Right of Way Agent 7990 Steer Lake Road Orlando, FL 32835 via email: terry.coleman@energytransfer.com January 24, 2023 Petition to Vacate: portion of South Ave Bithlo, FL Dear Mr. Coleman, I am in the process of requesting that Orange County vacate a 15-foot portion of a right-of-way in Bithlo, Florida known as 11th Ave, AKA South Ave, as shown on the enclosed map. The site is just south of 18644 East Colonial Drive and west of my office at 18716 East Colonial Drive, Orlando, FL 32820 and lies within the subdivision found in Plat Book O Page 26 Part of the vacation process is to provide letters showing no objection from utility companies who have jurisdiction in the neighborhood. Please review your records, complete the form below and return this letter to me. If you have any questions, please contact Cutter Smyth at 407-923-5689 or carriganrealty@gmail.com. Sincerely, Cutter Smyth Vice President Carrigan Realty, Inc. The subject parcel is <u>NOT</u> within our service area. X The subject parcel is within our service area. We **do not** have any facilities within the right-of-way. We have **no objection** to the vacation. The subject parcel is within our service area. We **object** to the vacation. Additional comments: Our nearest pipeline is approximately 6 miles to the SW. ames W. Johnson Signature:

Johnson

1/25/2023

Right of Way Manager

**Print Name:** 

Title: Date:

Teco/Peoples Gas System, Inc. Attn: Shawn Winsor 600 W. Robinson Street Orlando, FL 32802 via email: swinsor@tecoenergy.com January 24, 2023 Petition to Vacate: portion of South Ave Bithlo, FL Dear Mr. Winsor, I am in the process of requesting that Orange County vacate a 15-foot portion of a right-of-way in Bithlo, Florida known as 11th Ave, AKA South Ave, as shown on the enclosed map. The site is just south of 18644 East Colonial Drive and west of my office at 18716 East Colonial Drive, Orlando, FL 32820 and lies within the subdivision found in Plat Book O Page 26 Part of the vacation process is to provide letters showing no objection from utility companies who have jurisdiction in the neighborhood. Please review your records, complete the form below and return this letter to me. If you have any questions, please contact Cutter Smyth at 407-923-5689 or carriganrealty@gmail.com. Sincerely, Cutter Smyth Vice President Carrigan Realty, Inc. The subject parcel is **NOT** within our service area. The subject parcel is within our service area. We do not have any facilities within the right-of-way. We have no objection to the vacation. The subject parcel is within our service area. We object to the vacation. Additional comments:

Signature:

Print Name:

Shawn Winsor

Title:

Gos Design Project Manage

1-25-2023

Orange County Public Utilities Attn: Alex Moncaleano, Asst. Project Manager 9150 Curry Ford Road Orlando, FL 32825 via email: alex.moncaleano@ocfl.net January 24, 2023 Petition to Vacate: portion of South Ave Bithlo, FL Dear Mr. Moncaleano, I am in the process of requesting that Orange County vacate a 15-foot portion of a right-of-way in Bithlo, Florida known as 11th Ave, AKA South Ave, as shown on the enclosed map. The site is just south of 18644 East Colonial Drive and west of my office at 18716 East Colonial Drive, Orlando, FL 32820 and lies within the subdivision found in Plat Book O Page 26 Part of the vacation process is to provide letters showing no objection from utility companies who have jurisdiction in the neighborhood. Please review your records, complete the form below and return this letter to me. If you have any questions, please contact Cutter Smyth at 407-923-5689 or carriganrealty@gmail.com. Sincerely, Cutter Smyth Vice President Carrigan Realty, Inc. \_\_\_ The subject parcel is <u>NOT</u> within our service area. The subject parcel is within our service area. We do not have any facilities within the right-of-way. We have no objection to the vacation. The subject parcel is within our service area. We **object** to the vacation. Additional comments:

Assistant Project Manager

2023-03-08

Signature: Print Name:

Title: Date:

Charter Communications

via email: Ronald.Tynes@charter.com

January 19, 2023 Petition to Vacate: portion of South Ave Bithlo, FL Dear Mr. Tynes, I am in the process of requesting that Orange County vacate a 15-foot portion of a right-of-way in Bithlo, Florida known as 11th Ave, AKA South Ave, as shown on the enclosed map. The site is just south of 18644 East Colonial Drive and west of my office at 18716 East Colonial Drive, Orlando, FL 32820 and lies within the subdivision found in Plat Book O Page 26 Part of the vacation process is to provide letters showing no objection from utility companies who have jurisdiction in the neighborhood. Please review your records, complete the form below and return this letter to me. If you have any questions, please contact Cutter Smyth at 407-923-5689 or carriganrealty@gmail.com. Sincerely, Cutter Smyth Vice President Carrigan Realty, Inc. The subject parcel is **NOT** within our service area. The subject parcel is within our service area. We do not have any facilities within the right-of-way. We have no objection to the vacation. The subject parcel is within our service area. We object to the vacation. 15 Easement has heen provided by Additional comments: Property owner to accompodated existing down guy Signature: **Print Name:** Title: Date:



Sep. 28, 2023

Via email: carriganrealty@gmail.com

Mr. Cutter Smyth Vice President Carrigan Realty, Inc. 18716 E Colonial Dr Orlando, Florida 32820

RE: Vacation of a portion of 11<sup>th</sup> Avenue AKA South Ave 11<sup>th</sup> Avenue East of Berkeley Street, Orlando Orange County, Florida

Dear Mr. Smyth:

Please be advised that Duke Energy has "no objection" to the vacation and abandonment of the East fifteen (15) foot portion of 11<sup>th</sup> Avenue AKA South Avenue (a 60 foot wide Right Of Way) lying North of Lot 35, Block A, BITHLO, as recorded in Plat Book G, Page 50, Public Records of Orange County, Florida being more particularly described on the accompanying Sketch of Description drawn by Grusenmeyer – Scott & Assoc., Inc., dated July 26, 2023, Order # 23-1475, attached hereto and by this reference made a part hereof.

Once the resolution has recorded in the Public Records, please provide a copy to me so the executed easement for the vacated area can be recorded.

If I can be of further assistance, please do not hesitate to contact me.

Sincerely,

#### Irma Cuadra

Irma Cuadra Senior Research Specialist

Attachment

## SKETCH AND DESCRIPTION

#### DESCRIPTION AS FOLLOWS:

The East 15.00 feet of that part of South Avenue (a 60 feet wide right of way) as shown on the plat of BITHLO as recorded in Plat Book O, Page 26 of the Public Records of Orange County, Florida, lying West of the vacated part of said South Avenue as recorded in Official Records Book 9910, Page 7341 of the Public Records of Orange County, Florida. being more particularly described as follows:

Commence at the Southwest corner of Lot 8, Block 2012, said plat of BITHLO; Thence run N.89°11'26"E., along the South line of said Lot 8, for a distance of 120.00 feet to the Point of Beginning; Thence continue N.89\*11'26"E., along said South line and Easterly extension thereof, for a distance of 15.00 feet to the West line of said Official Records Book 9910, Page 7341; Thence run S.00°19'39"E., along said West line, for a distance of 60.00 feet to the Southwest corner of said Official Records Book 9910, Page 7341: Thence run S.89°11'26"W, along the South line of South Avenue as shown on said plat of BITHLO, for a distance of 15.00 feet; Thence run N.00°19'39"W., for a distance of 60.00 feet to the Point of Beginning.

All of the above containing 900 square feet or 0.002 acre, more or less.

#### SKETCH AND DESCRIPTION FOR / CERTIFIED TO:

Sherri L. Carrigan; Orange County BCC

#### SHEET 1 OF 2

SEE SHEET 2 OF 2 FOR SKETCH OF DESCRIPTION

LEGEND -

#### & ASSOC., INC. LAND SURVEYORS GRUSENMEYER -SCOTT

NOTES:

5400 E. COLONIAL DR. ORLANDO FLORIDA 32807

LEGEND D=DELTA (CENTRAL ANGLE)
R=RADIUS
L=ARC LENGTH
C=CHORD DISTANCE
CB=CHORD BEARING

P.O.B. P.O.C. O.R.B. P.B. N&D R/W ESMT. DRAIN. UTIL. DESC. POINT OF BEGINNING POINT OF COMMENCEMENT OFFICIAL RECORDS BOOK PLAT BOOK PAGE POINT OF CURVATURE

POINT OF COMPOUND CURVE NAIL & DISK RIGHT OF WAY EASEMENT

(407)277-3232 FAX (407)658-1436 EMAIL GRUSCOTT@GRUSCOTT.COM CERTIFICATE OF AUTHORIZATION - LB 4596

THE UNDERSIGNED DOES HEREBY CERTIFY THAT THIS SKETCH MEETS THE MINIMUM TECHNICAL STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER 5J-17 FLORIDA ADMINISTRATIVE CODE.

UNLESS EMBOSSED WITH SURVEYOR'S SEAL, THIS SKETCH IS NOT VALID AND IS PRESENTED FOR INFORMATIONAL PURPOSES ONLY.

-3. THIS SKETCH WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THE SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR EASEMENTS THAT AFFECT THIS PROPERTY. THIS SWETCH IS PREPARED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY.

BEARINGS, IF SHOWN, ARE BASED ASSUMED DATUM AND ON THE LINE SHOWN AS BASE BEARING (B.B.)

NORTH

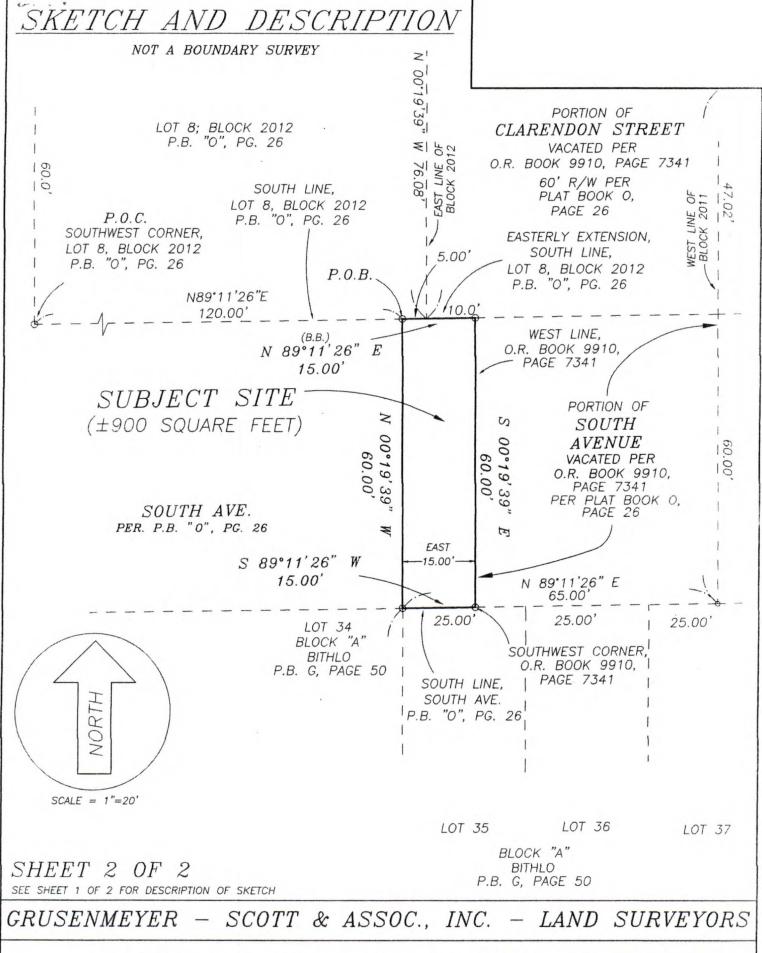
CERTIFIED BY:

UTILITY DESCRIPTION

R.L.S. # TOM X. GRUSENMEYER, R.L.S. # 4714

DATE 07-26-2023 23-1475

JAMES W. SCOTT, R.L.S 4801 SKETCH AND DESCRIPTION FOR/CERTIFIED TO: Carrigan Realty, Inc.; Orange County BCC



5400 E. COLONIAL DR. ORLANDO, FL. 32807 (407)-277-3232 FAX (407)-658-1436 CERTIFICATE OF AUTHORIZATION - LB 4596

DATE	ORDER #
07-26-2023	231475

Prepared by: Return To:

Duke Energy Florida, LLC Duke Energy Florida, LLC

Attn: Irma Cuadra 452 E Crown Point Rd

Winter Garden, Florida 34787

Parcel # 22-22-32-0712-01-350 11<sup>th</sup> Ave E of Berkeley E. Colonial Drive Orlando, FL 32833

#### **EASEMENT**

State of Florida County of Orange

THIS EASEMENT ("Easement") is made this <u>27</u><sup>TH</sup>day of <u>SEPTEMBER</u> 2023, from **SHERRI** L. **CARRIGAN**, a married woman ("Grantor", whether one or more), to **DUKE ENERGY FLORIDA**, **LLC**, a Florida limited liability company, Post Office Box 14042, St. Petersburg, FL 33733 ("Grantee").

Grantor, for and in consideration of the sum of One and 00/100 Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby grant unto Grantee a perpetual easement, to construct, reconstruct, operate, patrol, maintain, repair, replace, relocate, add to, modify, and remove electric and communication lines including, but not limited to, all necessary supporting structures, and all other appurtenant apparatus and equipment for the transmission and distribution of electrical energy, and for technological purposes related to the operation of the electric facilities and for the communication purposes of Incumbent Local Exchange Carriers (collectively, "Facilities").

The Facilities may be both overhead and underground and located in, upon, over, along, under, through, and across a portion of the Property within an easement area described as follows:

A fifteen (15) foot Utility Easement Area being more particularly described on the accompanying Sketch of Description drawn by Grusenmeyer – Scott & Assoc., Inc., dated July 26, 2023, Order # 23-1475, attached hereto and by this reference made a part hereof.

The purpose of this easement is to grant to Grantee easement rights over that portion of Right-Of-Way described in Exhibit A in connection with Orange County's vacation of that portion of Right-Of-Way and Grantor's attendant acquisition of fee title ownership thereof.

For Grantee's Internal Use: Work Order #: 48267385-10 - Vacate The rights granted herein include, but are not limited to, the following:

1. Grantee shall have the right of ingress and egress over the Easement Area, Property, and any adjoining lands now owned or hereinafter acquired by Grantor (using lanes, driveways, and adjoining public roads where practical as determined by Grantee).

Grantee shall have the right to trim, cut down, and remove from the Easement Area, at any time or times and using safe and generally accepted arboricultural practices, trees, limbs,

undergrowth, other vegetation, and obstructions.

3. Grantee shall have the right to trim, cut down, and remove from the Property, at any time or times and using safe and generally accepted arboricultural practices, dead, diseased, weak, dying, or leaning trees or limbs, which, in the opinion of Grantee, might fall upon the Easement Area or interfere with the safe and reliable operation of the Facilities.

4. Grantee shall have the right to install necessary guy wires and anchors extending beyond the

boundaries of the Easement Area.

5. Grantee shall have the right to relocate the Facilities and Easement Area on the Property to conform to any future highway or street relocation, widening, or alterations.

6. Grantor shall not place, or permit the placement of, any structures, improvements, facilities, or obstructions, within or adjacent to the Easement Area, which may interfere with the exercise of the rights granted herein to Grantee. Grantee shall have the right to remove any such structure, improvement, facility, or obstruction at the expense of Grantor.

- 7. Excluding the removal of vegetation, structures, improvements, facilities, and obstructions as provided herein, Grantee shall promptly repair or cause to be repaired any physical damage to the surface area of the Easement Area and Property resulting from the exercise of the rights granted herein to Grantee. Such repair shall be to a condition which is reasonably close to the condition prior to the damage, and shall only be to the extent such damage was caused by Grantee or its contractors or employees.
- 3. Grantee may increase or decrease the voltage and change the quantity and types of Facilities.
- 9. All other rights and privileges reasonably necessary, in Grantee's sole discretion, for the safe, reliable, and efficient installation, operation, and maintenance of the Facilities.

The terms Grantor and Grantee shall include the respective heirs, successors, and assigns of Grantor and Grantee. The failure of Grantee to exercise or continue to exercise or enforce any of the rights herein granted shall not be construed as a waiver or abandonment of the right thereafter at any time, or from time to time, to exercise any and all such rights.

TO HAVE AND TO HOLD said rights, privilege, and easement unto Grantee, its successors, licensees, and assigns, forever. The rights and easement herein granted are exclusive as to entities engaged in the provision of electric energy service. Grantor warrants and covenants that Grantor has the full right and authority to convey to Grantee this perpetual Easement, and that Grantee shall have quiet and peaceful possession, use and enjoyment of the same.

of SEPTEMBER, 2023. Witnesses: Sherri L. Carrigan (Witness #1) Printed Name: CUTTE Grantor(s) Mailing Address: Printed Name: 2636 Albion Avenue Orlando, Florida 32833 STATE OF COUNTY OF \_\_ The foregoing instrument was acknowledged before me by means of Aphysical presence or online notarization, this 27 thday of Srptember, 2023 by Sherri L. Carrigan, a married woman, who is personally known to me or has produced FL DL as identification. Notary Public: DYLAN K. BYNUM Printed/ Typed Name: \_ Commission # HH 020511 Commission Expires: Expires July 19, 2024

IN WITNESS WHEREOF, Grantor has signed this Easement under seal effective this 27 day

This instrument prepared by Manny R. Vilaret, Esquire, 10901 Danka Circle Suite C, St. Petersburg, FL 33716.

## SKETCH AND DESCRIPTION

#### DESCRIPTION AS FOLLOWS:

The East 15.00 feet of that part of South Avenue (a 60 feet wide right of way) as shown on the plat of BITHLO as recorded in Plat Book O, Page 26 of the Public Records of Orange County, Florida, lying West of the vacated part of said South Avenue as recorded in Official Records Book 9910, Page 7341 of the Public Records of Orange County, Florida. being more particularly described as follows:

Commence at the Southwest corner of Lot 8, Block 2012, said plat of BITHLO; Thence run N.89°11'26"E., along the South line of said Lot 8, for a distance of 120.00 feet to the Point of Beginning; Thence continue N.89°11'26"E., along said South line and Easterly extension thereof, for a distance of 15.00 feet to the West line of said Official Records Book 9910, Page 7341; Thence run S.00°19'39"E., along said West line, for a distance of 60.00 feet to the Southwest corner of said Official Records Book 9910, Page 7341; Thence run S.89°11'26"W, along the South line of South Avenue as shown on said plat of BITHLO, for a distance of 15.00 feet; Thence run N.00°19'39"W., for a distance of 60.00 feet to the Point of Beginning.

All of the above containing 900 square feet or 0.002 acre, more or less.

#### SKETCH AND DESCRIPTION FOR / CERTIFIED TO:

Sherri L. Carrigan; Orange County BCC

SHEET 1 OF 2

SEE SHEET 2 OF 2 FOR SKETCH OF DESCRIPTION

### GRUSENMEYER - SCOTT & ASSOC., INC. - LAND SURVEYORS

5400 E. COLONIAL DR. ORLANDO FLORIDA 32807 (407)277-3232 FAX (407)658-1436 EMAIL GRUSCOTT@GRUSCOTT.COM

LEGEND

D=DELTA (CENTRAL ANGLE)
R=RADIUS
L=ARC LENGTH
C=CHORD DISTANCE
CB=CHORD BEARING

LEGEND —
P.O.B.
P.O.C.
O.R.B.
P.B.
P.G.
P.C.C.
N&D
R.W
ESMT.
DRAIN.
UTILL
DESC.

POINT OF BEGINNING
POINT OF COMMENCEMENT
OFFICIAL RECORDS BOOK
PLAT BOOK
PLAT BOOK
POINT OF CURVATURE
POINT OF COMPOUND CURVE
NAIL & DISK
RIGHT OF WAY
EASEMENT
DRAINAGE

NOTES: CERTIFICATE OF AUTHORIZATION — LB 4596

- 1. THE UNDERSIGNED DOES HEREBY CERTIFY THAT THIS SKETCH MEETS THE MINIMUM TECHNICAL
  STANDARDS SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL LAND SURVEYORS IN CHAPTER
  53–17 FLORIDA ADMINISTRATIVE CODE.
- UNLESS EMBOSSED WITH SURVEYOR'S SEAL, THIS SKETCH IS NOT VALID AND IS PRESENTED FOR INFORMATIONAL PURPOSES ONLY.
- -3. THIS SKETCH WAS PREPARED FROM TITLE INFORMATION FURNISHED TO THE SURVEYOR. THERE MAY BE OTHER RESTRICTIONS OR EASEMENTS THAT AFFECT THIS PROPERTY.

  A THIS SKETCH IS REPREPARED FOR THE SALE RELIEFLY FOR THOSE CERTIFIED TO AND SHOULD NOT.

4. THIS SKETCH IS PREPARED FOR THE SOLE BENEFIT OF THOSE CERTIFIED TO AND SHOULD NOT BE RELIED UPON BY ANY OTHER ENTITY.
5. BEARINGS, IF SHOWN, ARE BASED ASSUMED DATUM AND ON THE LINE SHOWN AS BASE BEARING (B.B.)



CERTIFIED BY:

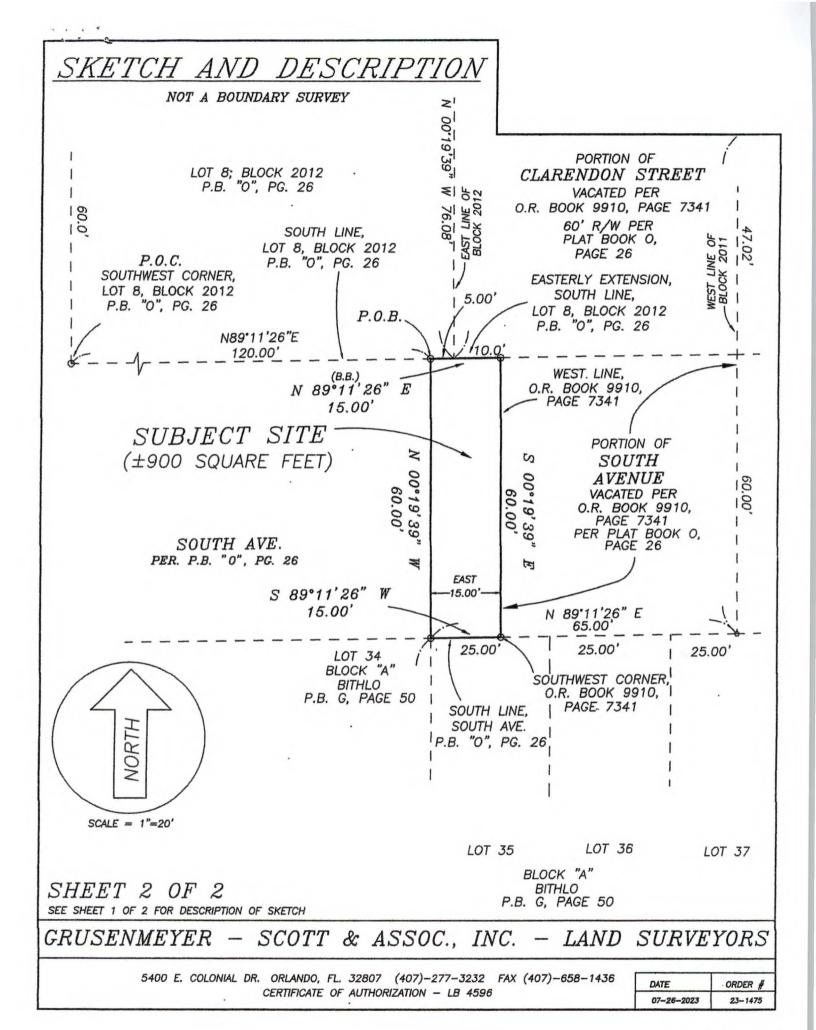
JAMES W. SCOTT, R.L.S #

4801 n.S

R.L.S. # **786** TOM X. GRUSENMEYER, R.L.S. # 4714

DATE	ORDER #
07-26-2023	23-1475

SKETCH AND DESCRIPTION FOR/CERTIFIED TO:Carrigan Realty, Inc.: Orange County BCC







## PUBLIC WORKS DEPARTMENT - DEVELOPMENT ENGINEERING DIVISION DIANA M. ALMODOVAR, P.E., *Manager*

4200 South John Young Parkway - Orlando, Florida 32839-9205 407-836-7974 - Fax 407-836-8003 e-mail: diana.almodovar@ocfl.net

January 31, 2024

Dear Cutter Smyth

The following divisions have Approved the Petition to Vacate and have provided the following comments below.

#### **Engineering ROW Review**

Please contact Mark Daynes at 407-836-8672 with any questions.

#### **EPD Review**

Please contact Amanda Freed at 407-836-1497 with any questions.

#### Real Estate Management Review

Please contact Elizabeth (Beth) Jackson at 407-836-7099 with any questions.

#### Roads & Drainage Review

Roads and Drainage does not object to this vacation subject to a Drainage Easement being dedicated over the area to Orange.County.

Roads & Drainage objects to this vacations as it would prevent the County's future drainage project between 11th Av and 12th Av.

We would consider possibly vacating the Right of Way in exchange for a Drainage Easement.

Please contact George Shupp at with any questions.

#### Transportation Planning Review

Please contact Tammi Chami at 407-836-8016 with any questions.

## Property Record - 22-22-32-0712-01-350

Orange County Property Appraiser • http://www.ocpafl.org

## Property Summary as of 01/11/2023

#### **Property Name**

E Colonial Dr

#### **Names**

Carrigan Realty Inc

#### Municipality

ORG - Un-Incorporated

#### **Property Use**

1000 - Comm Vacant Land

#### **Mailing Address**

18716 E Colonial Dr Orlando, FL 32820-3003

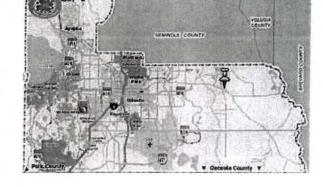
#### **Physical Address**

E Colonial Dr Orlando, FL 32833



**QR Code For Mobile Phone** 





## **Property Features**

#### **Property Description**

BITHLO G/50 LOTS 35 36 37 38 & W 7.37 FT OF LOT 39 BLK A & PT OF VAC SOUTH AVE & A PT OF LOT 12 BLK 2011 OF BITHLO O/26 DESC AS: COMM AT NW COR OF LOT 35 BLK A RUN E 65 FT TO POB TH E 43.03 FT N 86.03 FT TO SLY R/W OF SR 50 TH NWLY ALONG SAID SLY R/W 47.64 FT TH S 107.02 FT TO POB & BITHLO O/26 THE E 5 FT OF LOTS 6 7 & 8 BLK 2012 (LESS RD R/W) & THATPART OF CLARENDON ST LYING S OF EXISTING SLY R/W LINE OF STATE RD 50 W OF BLK 2011 & E OF BLK 2012 & THE E 50 FT OF THAT PART OF SOUTH AVE LYING W OF VACATED PART OF SOUTH AVE PER 9910/7341

#### **Total Land Area**

#### Land

**Land Use Code** 

**Zoning Land Units** 

Unit Price

Land Value Class Unit Price Class Value

1000 - Comm Vacant Land C-2 22427 SQUARE

FEET

\$3.81 \$85,447

\$0.00

\$85,447

#### **Services for Location**

#### **TPP Accounts At Location**

Account Market Value

Taxable Value

**Business Name(s)** 

**Business Address** 

There are no TPP Accounts associated with this parcel.

#### Schools

Corner Lake (Middle School)

Principal

Paul Browning

Office Phone

407.568.0510

Grades

2022: B | 2019: C | 2018: C

East River (High School)

Principal

Rebecca Watson

**Office Phone** 

407.956.8550

Grades

2022: B | 2019: B | 2018: C

Columbia (Elementary)

Principal

Matthew Pritts

Office Phone

407.568.2921

Grades

2022: A | 2019: A | 2018: A

#### Utilities/Services

**Electric** 

**Duke Energy** 

Water

**Orange County** 

Recycling (Wednesday)

**Orange County** 

Trash (Wednesday)

Orange County

Yard Waste (Thursday)

**Orange County** 

#### **Elected Officials**

State Representative

Fred Hawkins

State Senate

Linda Stewart

**County Commissioner** 

Emily Bonilla

School Board Representative

Angie Gallo

US Representative

Maxwell Alejandro Frost

**Orange County Property** 

Amy Mercado

Appraiser

## **Traffic Information**

Colonial Dr

25,276 Vehicles / Day

as of Marc	
	Project Name (as filed) Case or Bid No
	Case or Bid No
	ORANGE COUNTY SPECIFIC PROJECT EXPENDITURE REPORT
form sh	g expenditure form shall be completed in full and filed with all application submittals. all remain cumulative and shall be filed with the department processing your application. d by a principal's authorized agent shall include an executed Agent Authorization Form.
	This is the initial Form: This is a Subsequent Form:
Part I Please	complete all of the following:
5	and Address of Principal (legal name of entity or owner per Orange County tax rolls):
Name	and Address of Principal's Authorized Agent, if applicable:
	and Address of Principal's Authorized Agent, if applicable: <u>CARRIGAN REALT</u> (CVTTER SMYTH) 18716 E. COLONIAL DR. OPLANDO
	e name and address of all lobbyists, consultants, contractors, subcontractors, individuals of s who will assist with obtaining approval for this project. (Additional forms may be used as
1.	Name and address of individual or business entity: Are they registered Lobbyist? Yes or No
2.	Name and address of individual or business entity: Are they registered Lobbyist? Yes or No
3.	Name and address of individual or business entity:  Are they registered Lobbyist? Yes or No
4.	Name and address of individual or business entity: Are they registered Lobbyist? Yes or No
5.	Name and address of individual or business entity:
6.	Name and address of individual or business entity: Are they registered Lobbyist? Yes or No
7.	Name and address of individual or business entity: Are they registered Lobbyist? Yes or No
8.	Name and address of individual or business entity:  Are they registered Lobbyist? Yes or No

For Staff Use Only:

Initially submitted on\_\_\_\_\_

Specific Project Expenditure Report (Revised November 5, 2010)

	For Staff Use Only:	
Specific Project Expenditure Report (Revised November 5, 2010)	Initially submitted on	
For use as of March 1, 2011	Updated On	
	Project Name (as filed)	
	Case or Bid No.	

## Part II Expenditures:

For this report, an "expenditure" means money or anything of value given by the principal and/or his/her lobbyist for the purpose of lobbying, as defined in section 2-351, Orange County Code. This may include public relations expenditures including, but not limited to, petitions, fliers, purchase of media time, cost of print and distribution of publications. However, the term "expenditure" **does not** include:

- Contributions or expenditures reported pursuant to chapter 106, Florida Statutes;
- Federal election law, campaign-related personal services provided without compensation by individuals volunteering their time;
- Any other contribution or expenditure made by or to a political party;
- Any other contribution or expenditure made by an organization that is exempt from taxation under 26 U.S.C. s. 527 or s. 501(c)(4), in accordance with s.112.3215, Florida Statutes; and/or
- Professional fees paid to registered lobbyists associated with the project or item.

The following is a complete list of all lobbying expenditures and activities (including those of lobbyists, contractors, consultants, etc.) incurred by the principal or his/her authorized agent and expended in connection with the above-referenced project or issue. You need not include de minimus costs (under \$50) for producing or reproducing graphics, aerial photographs, photocopies, surveys, studies or other documents related to this project.

Date of Expenditure	Name of Party Incurring Expenditure	Description of Activity	Amount Paid
		TOTAL EXPENDED THIS REPORT	\$ 0.00

	For Staff Use Only:
Specific Project Expenditure Report (Revised November 5, 2010)	Initially submitted on
For use as of March 1, 2011	Updated On
	Project Name (as filed)
	Case or Bid No.

#### Part III ORIGINAL SIGNATURE AND NOTARIZATION REQUIRED

I hereby certify that information provided in this specific project expenditure report is true and correct based on my knowledge and belief. I acknowledge and agree to comply with the requirement of section 2-354, of the Orange County code, to amend this specific project expenditure report for any additional expenditure(s) incurred relating to this project prior to the scheduled Board of County Commissioner meeting. I further acknowledge and agree that failure to comply with these requirements to file the specific expenditure report and all associated amendments may result in the delay of approval by the Board of County Commissioners for my project or item, any associated costs for which I shall be held responsible. In accordance with s. 837.06, Florida Statutes, I understand and acknowledge that whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor, in the second degree, punishable as provided in s. 775.082 or s. 775.083, Florida Statutes

Date:	9	126	23
_			_

Signature of \( \triangle \) Principal's Authorized Agent

(check appropriate box)
PRINT NAME AND TITLE: CUTTER SMYTH, VICE PRESIDENT

CAPPLIGAN REALTY, INC.

STATE OF FLORIDA COUNTY OF Orange:

I certify that the foregoing instrument was acknowledged before me this <u>26th</u> day of <u>September</u>, 2023 by <u>Cottor Smith</u>. He/she is personally known to me or has produced <u>FL DC</u> as identification and did/did not take an oath.

Witness my hand and official seal in the county and state stated above on the 26th day of September, in the year 2023.

DYLAN K. BYNUM mission # HH 020511 Expires July 19, 2024

Signature of Notary Public Notary Public for the State of Florida My Commission Expires: July 19, 2029

Staff signature and date of receipt of form

OC CE FORM 2D FOR DEVELOPMENT-RELATED	ITEMS (November 5, 2010)
For use after March 1, 2011	112.12 (1.0.0.000 0, 2010)

For Staff Use Only:	
Initially submitted on	
Updated on	
Project Name (as filed)	
Case Number	

## RELATIONSHIP DISCLOSURE FORM FOR USE WITH DEVELOPMENT RELATED ITEMS, EXCEPT THOSE WHERE THE COUNTY IS THE PRINCIPAL OR PRIMARY APPLICANT

This relationship disclosure form must be submitted to the Orange County department or division processing your application at the time of filing. In the event any information provided on this form should change, the Owner, Contract Purchaser, or Authorized Agent(s) must file an amended form on or before the date the item is considered by the appropriate board or body.

Pa	art I
	FORMATION ON OWNER OF RECORD PER ORANGE COUNTY TAX ROLLS:
Na	me: SHERRI L. CARRIGAN
Bu	siness Address (Street/P.O. Box, City and Zip Code):
	Isiness Address (Street/P.O. Box, City and Zip Code):  18716 E. COLONIAL PR. OPLANDO, FL 32820  University Phone (407) 568 - 2-145
Bu	siness Phone (407) 568 - 2145
	csimile ( )
IN	FORMATION ON CONTRACT PURCHASER, IF APPLICABLE:
Na	me:
	siness Address (Street/P.O. Box, City and Zip Code):
Bu	siness Phone ( )
	esimile ( )
	FORMATION ON AUTHORIZED AGENT, IF APPLICABLE:
(A	gent Authorization Form also required to be attached)
Na	me: CARRIGAN REALTY, INC. (CUTTER SMY
Bu	siness Address (Street/P.O. Box, City and Zip Code):
	me: CARRIGAN REALTY, INC. CUTTER SMY siness Address (Street/P.O. Box, City and Zip Code):  18716 E. COLONIAL DR. ORLANDO, FL 32
Bu	siness Phone (407) 568 - 2145
Fac	esimile ( )

E FORM 2D	For Staff Use Only:
LI OILII all	Initially submitted on
DEVELOPMENT-RELATED ITEMS (November 5, 2010)	Updated on
se after March 1, 2011	Project Name (as filed)
	Case Number
Part II	
IS THE OWNER, CONTRACT PURCHAS RELATIVE OF THE MAYOR OR ANY M	
YES _XNO	
IS THE MAYOR OR ANY MEMBER OF TOWNER, CONTRACT PURCHASER, OR	
YES _XNO	
IS ANY PERSON WITH A DIRECT BENE OF THIS MATTER A BUSINESS ASSOCI	
MEMBER OF THE BCC? (When respondi consultants, attorneys, contractors/subcontr been retained by the Owner, Contract Purcobtaining approval of this item.)	ng to this question please consider all actors and any other persons who may hav
MEMBER OF THE BCC? (When respondi consultants, attorneys, contractors/subcontr been retained by the Owner, Contract Purc	ng to this question please consider all actors and any other persons who may hav
MEMBER OF THE BCC? (When respondi consultants, attorneys, contractors/subcontra been retained by the Owner, Contract Purc obtaining approval of this item.)	ng to this question please consider all actors and any other persons who may hav haser, or Authorized Agent to assist with
MEMBER OF THE BCC? (When responding consultants, attorneys, contractors/subcontracted by the Owner, Contract Purch obtaining approval of this item.) YESNO  If you responded "YES" to any of the above	ng to this question please consider all actors and any other persons who may hav haser, or Authorized Agent to assist with
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MEMBER OF THE BCC? (When responding consultants, attorneys, contractors/subcontracted by the Owner, Contract Purch obtaining approval of this item.) YESNO  If you responded "YES" to any of the above	ng to this question please consider all actors and any other persons who may have haser, or Authorized Agent to assist with

(Use additional sheets of paper if necessary)

OC CE FORM 2D

FOR DEVELOPMENT-RELATED ITEMS (November 5, 2010)

For use after March 1, 2011

For Staff Use Only:
Initially submitted on \_\_\_\_\_\_
Updated on \_\_\_\_\_
Project Name (as filed) \_\_\_\_\_
Case Number

## Part III ORIGINAL SIGNATURE AND NOTARIZATION REQUIRED

I hereby certify that information provided in this relationship disclosure form is true and correct based on my knowledge and belief. If any of this information changes, I further acknowledge and agree to amend this relationship disclosure form prior to any meeting at which the above-referenced project is scheduled to be heard. In accordance with s. 837.06, Florida Statutes, I understand and acknowledge that whoever knowingly makes a false statement in writing with the intent to mislead a public servant in the performance of his or her official duty shall be guilty of a misdemeanor in the second degree, punishable as provided in s. 775.082 pr s. 775.083) Florida Statutes.

Signature of \( \rightarrow \)Owner, \( \rightarrow \)Contract Purchaser or Authorized Agent

Print Name and Title of Person completing this form: CUTTER SMYTH, VICE PRESIDENT CARPIGAN REALTY, IN

STATE OF FLORIDA COUNTY OF Orange:

I certify that the foregoing instrument was acknowledged before me this 26 th day of September, 2023 by (where Smyth . He/she is personally known to me or has produced FL DL as identification and did/did not take an oath.

Witness my hand and official seal in the county and state stated above on the 26th day of September, in the year 2023.



DYLAN K. BYNUM
SCOTTIMISSION # HH 020511
Expires July 19, 2024
Beaded Thru Budget Notary Services

Signature of Notary Public Notary Public for the State of Florida My Commission Expires:

July 19, 2024

Staff signature and date of receipt of form

form oc ce 2d (relationship disclosure form - development) 3-1-11

## **AGENT AUTHORIZATION FORM**



FOR PROJECTS LOCATED IN ORANGE COUNTY, FLORIDA

I/WE, (PRINT PROPERTY OWNER NAME) SHERRI L. C	ARRIGAN	, AS THE OWNER(S) OF THE	
REAL PROPERTY DESCRIBED AS FOLLOWS, PARC	EL ID# 22-22-32-0712-01-350	(+/-0.51 ACRES) , <b>DO</b>	
HEREBY AUTHORIZE TO ACT AS MY/OUR AGENT (PRIM			
TO EXECUTE ANY PETITIONS OR OTHER DOCUMENTS	NECESSARY TO AFFECT THE	APPLICATION APPROVAL REQUESTED	
AND MORE SPECIFICALLY DESCRIBED AS FOLLOWS	PETITION TO VACATE POR	RTION OF 11TH AVE , AND TO	
APPEAR ON MY/OUR BEHALF BEFORE ANY ADMINISTRATIVE OR LEGISLATIVE BODY IN THE COUNTY CONSIDERING THIS			
APPLICATION AND TO ACT IN ALL RESPECTS AS OUR AGENT IN MATTERS PERTAINING TO THE APPLICATION.			
Date: <u>f)&amp;- 2B-2023</u> Signature of Property	Owner Print	SHERRI L. CARRIGAN Name Property Owner	
Date:Signature of Property	Owner Print	Name Property Owner	
STATE OF FLORIDA : COUNTY OF Orange :  I certify that the foregoing instrument was acknowledged before me this 1sth day of August , as identification and did/did not take an oath.  Witness my hand and official seal in the county and state stated above on the 25th day of in the year 2023 .  Signature of Notary Public Notary Public Notary Public for the State of Florida  My Commission Expires: July 19, 2024  My Commission Expires: July 19, 2024			
Legal Description(s) or Parcel Identification Number(s) are required:			
PARCEL ID #:	19 19 4 8 11 9 8 1		
#22-22-32-0712-01-350			
LEGAL DESCRIPTION:			





## Orange County Public Works Department 4200 South John Young Parkway Orlando, FL 32839

Invoice To:

Invoice No

5282924

CARRIGAN REALTY, INC.

Invoice Date :

Sep 29, 2023

**CUTTER SMYTH** 

Folder#

23 103198 000 00 PTV

18716 E. Colonial Dr. Orlando, FL 32820

PTV-23-01-001

Project Name:

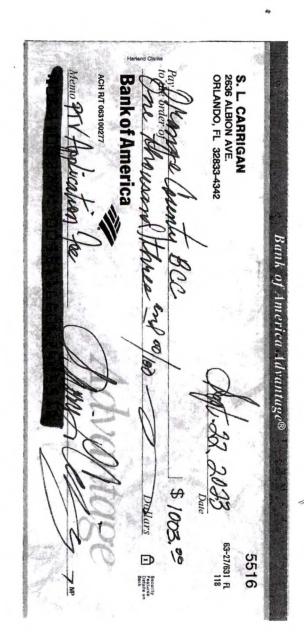
Case Number:

11th Avenue

FEE DESCRIPTION		AMOUNT
PTV Application Fee	- 1002-072-2700-4180	1,003.00
	TOTAL:	1,003.00
	PAYMENT RECEIVED :	0.00
	BALANCE:	1,003.00

wsw)

PW 1273



## O.C. PUBLIC WORKS DEPARTMENT

4200 S JOHN YOUNG PKWY ORLANDO, FL 32839 4078367708

https://www.orangecountyfl.net/

Cashier: Andrea 29-Sep-2023 11:12:06A

Invoice PW: 1273 1 PTV 2700-4180

\$1,003.00

Total

\$1,003.00

CHECK SALE

\$1,003.00

Clover ID: 1JTZ1DYETGCDY Payment Y6861WDWNYFYG

O.C. PUBLIC WORKS DEPARTMENT Privacy
Policy

https://clover.com/privacy/m /jrnxwedcqm0d1

Clover Privacy Policy https://clover.com/privacy