

**PUBLIC WORKS DEPARTMENT
PUBLIC HEARING REPORTS
MARCH 21, 2017**

2:00 P.M.

**PETITION TO VACATE – PTV-17-01-001 – SHEILA CICHRA, ON BEHALF OF
RICHARD FENDER – DISTRICT 3**

The petitioner requests that Orange County vacate a 7 ft wide portion of a 15 ft wide drainage easement containing approximately 264 square feet. The petitioner commenced construction on the remodeling and expansion of his home without the knowledge of the existing 15 ft wide drainage easement, and the northeast corner of the expansion encroaches approximately 7 ft into the drainage easement. A "Hold Harmless and Indemnification Agreement for Home Addition" has been recorded in Orange County, Florida Public Records as document number 20170016044. The purpose of this Agreement is to hold harmless, indemnify and protect the County from any damages or claims associated with any repairs or maintenance work within the County's drainage easement. The petitioner wishes to vacate in order to clear the title to the property.



Interoffice Memorandum

DATE: March 21, 2017

TO: Teresa Jacobs, Orange County Mayor and
Board of County Commissioners

FROM: Joseph C. Kunkel, P.E., Deputy Director, Public Works Department

SUBJECT: **PETITION TO VACATE PTV-17-01-001 - Sheila Cichra on behalf of
Richard Fender**

Reason For Vacation

The petitioner requests that Orange County vacate a 7 ft wide portion of a 15 ft wide drainage easement containing approximately 264 square feet. The petitioner commenced construction on the remodeling and expansion of his home without the knowledge of the existing 15 ft wide drainage easement, and the northeast corner of the expansion encroaches approximately 7 ft into the drainage easement. A "Hold Harmless and Indemnification Agreement for Home Addition" has been recorded in Orange County, Florida Public Records as document number 20170016044. The purpose of this Agreement is to hold harmless, indemnify and protect the County from any damages or claims associated with any repairs or maintenance work within the County's drainage easement. The petitioner wishes to vacate in order to clear the title to the property.

Location of Property/Legal Description

The property lies south of W Michigan Street and east of Interstate 4. Public interest was created per a "Drainage Easement" recorded in O.R. Book 1401, Page 401 of the Public Records of Orange County, Florida. The parcel address is 500 29th Street and lies in District 3.

Statement of No Objection

The Real Estate Management, Roads and Drainage and Environmental Protection Divisions have consented to the request. The Legal Department has also consented. The Relationship Disclosure and Specific Expenditure forms have been submitted.

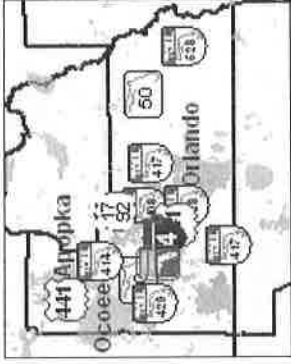
Staff Findings

County staff visited the site. There is an existing 60" diameter stormwater drain pipe within the drainage easement. There appears to be no other visible improvements within the portion of the easement 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-17-01-001 – DISTRICT 3



Legend

-  Petitioner's property
-  Portion of drainage easement to be vacated
-  15' wide drainage easement

1:450



Notes

This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.
THIS MAP IS NOT TO BE USED FOR NAVIGATION

0.0 0.01 0.0 Miles



PTV # 17-01-001

Sheila Cichra, on behalf of Richard Fender



 Subject Property  15 ft wide drainage easement  Portion of 30 ft wide right-of-way to be vacated

