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

April 24, 2017

Mr. Francisco Villar, Engineer II Development Engineering, BCC

Dear Mr. Villar:

Enclosed is the Resolution Granting Petition to Vacate # 16-11-028 with attachments for recording with Official Records.

Petition to Vacate # 16-11-028 was approved by the Board of County Commissioners at its regular meeting of April 11, 2017. After recording the resolution with attachments with Official Records, please send a copy of the recorded document to the applicant, along with the staff noted below:

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

Sincerely,

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

> mifer Jan-Klimtz Deputy Clerk

ks:jk

RESOLUTION GRANTING PETITION TO VACATE # 16-11-028

WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate that certain portion of a 30 ft. wide unopened and unimproved road right-of-way, containing approximately 0.46 acres, and a portion of a 33 ft wide unopened and unimproved right-of-way, containing approximately 0.16 acres, for a total of approximately 0.62 acres in Orange County, Florida, as described in attachment.

WHEREAS, notice of a public hearing before the Board of County Commissioners on April 11, 2017, 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 that certain portion of a 30 ft. wide unopened and unimproved road right-of-way, containing approximately 0.46 acres, and a portion of a 33 ft wide unopened and unimproved right-of-way, containing approximately 0.16 acres, for a total of approximately 0.62 acres will not operate to the detriment of Orange County or the public.

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF **ORANGE COUNTY:**

The county road, right-of-way, easement, or park described above is vacated as of this date and Orange County renounces any rights in it.

RESOLVED THIS 11TH DAY OF APRIL 2017.

BOARD OF COUNTY COMMISSIONERS

ORANGE COUNTY, FLORIDA

County Mayor

ATTEST:

Phil Diamond, County Comptroller

As Clerk of the Board of County Commissioners

Orange County, Florida

Attachments: Legal property description

Proof of publication of the Orlando Sentinel regarding the BCC notice of public hearing Proof of publication of the Orlando Business Journal regarding the BCC notice of adoption

LEGAL DESCRIPTION

SHEET 1 OF 2 DESCRIPTION SEE SHEET 2 OF 2 FOR SKETCH

LEGAL DESCRIPTION

A 30.00 FEET WIDE STRIP OF LAND LYING IN THE NORTHWEST 1/4 OF SECTION 8, TOWNSHIP 24 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SECTION 8, TOWNSHIP 24 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA; THENCE N89°53'49"E ALONG THE SOUTH LINE OF SAID NORTHWEST 1/4, A DISTANCE OF 1293.21 FEET TO A POINT ON A LINE 30.00 FEET WEST OF, WHEN MEASURED PERPENDICULARLY TO THE EAST RIGHT-OF-WAY LINE PER DEED BOOK 402, PAGE 310 AS RECORDED IN THE PUBLIC RECORDS OF SAID COUNTY, SAID EAST RIGHT-OF-WAY LINE ALSO BEING THE EAST LINE OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SAID SECTION AND THE POINT OF BEGINNING; THENCE DEPARTING SAID SOUTH LINE OF THE NORTHWEST 1/4 RUN NO0°20'18"E ALONG SAID PARALLEL LINE A DISTANCE OF 661.40 FEET TO THE SOUTH LINE OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF AFORESAID SECTION 8; THENCE N89°49'48"E ALONG SAID SOUTH LINE OF THE NORTH 1/2 OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4, A DISTANCE OF 30.00 FEET TO AFORESAID EAST RIGHT-OF-WAY LINE PER DEED BOOK 402, PAGE 310, ALSO BEING THE AFORESAID EAST LINE OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4; THENCE S00'20'18"W ALONG SAID EAST RIGHT-OF-WAY LINE PER DEED BOOK 402, PAGE 310, AND SAID EAST LINE OF THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4, A DISTANCE OF 661.43 FEET TO THE AFORESAID SOUTH LINE OF THE NORTHWEST 1/4; THENCE S89*53'49"W ALONG SAID SOUTH LINE OF THE NORTHWEST 1/4, A DISTANCE OF 30.00 FEET TO THE POINT OF BEGINNING.

CONTAINING THEREIN 19,842.40 SQUARE FEET (0.46 ACRES), MORE OR LESS.





SURVEYOR'S NOTES:

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THIS IS NOT A SURVEY.

THE DELINEATION OF THE LANDS SHOWN HEREON ARE AS PER THE CLIENT'S REQUEST.
THIS LEGAL DESCRIPTION IS NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED.

SURVEYOR AND MAPPER. THIS LEGAL DESCRIPTION AND SKETCH HAS BEEN PREPARED WITHOUT THE BENEFIT OF TITLE

BEARINGS SHOWN HEREON ARE ASSUMED AND BASED ON THE SOUTH LINE OF THE NORTHWEST /4 OF SECTION 8-24-27

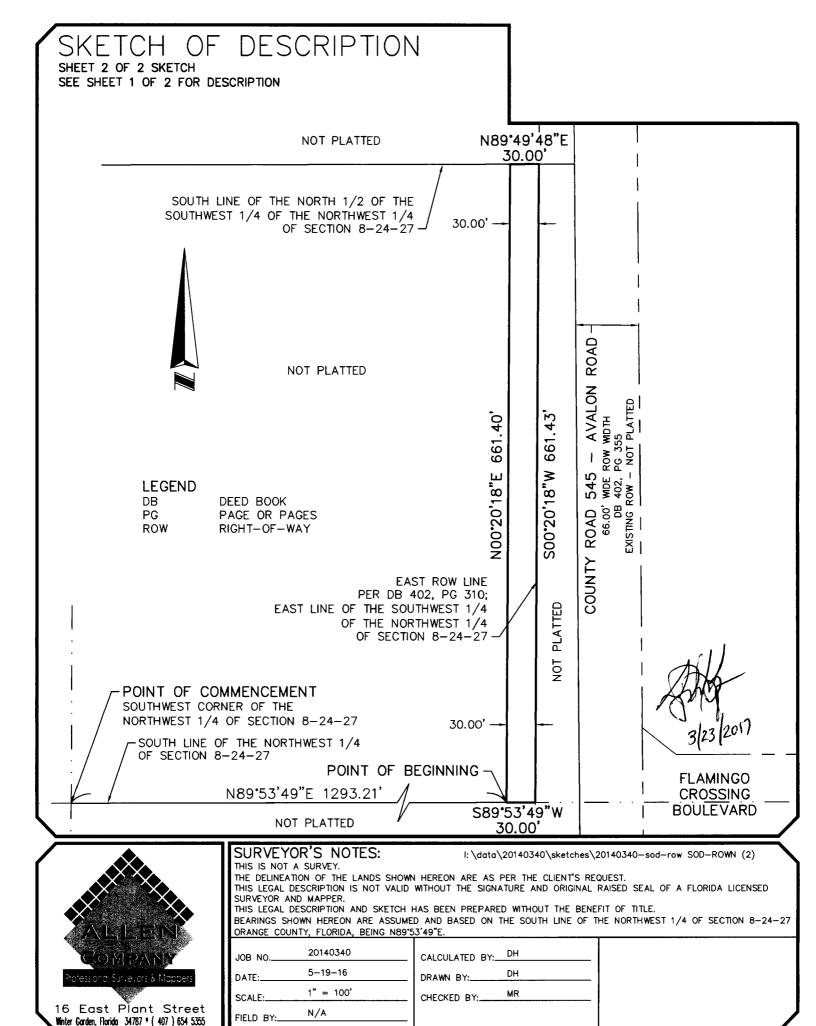
 JOB NO.
 20140340

 DATE:
 5-19-16

 SCALE:
 N/A

 CHECKED BY:
 MR

JAMES LA RICKMAN P.S.M. # 5633



LEGAL DESCRIPTION

SHEET 1 OF 2 DESCRIPTION SEE SHEET 2 OF 2 FOR SKETCH

A 33.00 FEET WIDE STRIP OF LAND LYING IN THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 24 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA AND ALSO THE NORTHWEST 1/4 OF SAID SECTION 8, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 24 SOUTH, RANGE 27 EAST, ORANGE COUNTY, FLORIDA ALSO BEING THE SOUTHWEST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 8; THENCE N89°53'49"E ALONG THE NORTH LINE OF SAID SOUTHWEST 1/4 ALSO BEING THE SOUTH LINE OF SAID NORTHWEST 1/4, A DISTANCE OF 1323.21 FEET TO A POINT ON THE WEST RIGHT-OF-WAY LINE PER DEED BOOK 443, PAGE 310 AS RECORDED IN THE PUBLIC RECORDS OF SAID COUNTY, AND THE WEST RIGHT-OF-WAY LINE PER DEED BOOK 400, PAGE 317 AS RECORDED IN SAID PUBLIC RECORDS. ALSO BEING THE EAST LINE OF SAID SOUTHWEST 1/4 OF SAID NORTHWEST 1/4, AND ALSO BEING THE WEST LINE OF THE SOUTHEAST 1/4 OF SAID NORTHWEST 1/4, AND THE POINT OF BEGINNING; THENCE DEPARTING SAID NORTH AND SOUTH LINES RUN NO0°20'18"E ALONG SAID WEST RIGHT-OF-WAY LINE, A DISTANCE OF 30.09 FEET TO THE NORTH RIGHT-OF-WAY LINE PER DEED BOOK 443, PAGE 310; THENCE N89'54'02"E, ALONG SAID NORTH RIGHT-OF-WAY LINE, PARALLEL AND 30.00 FEET NORTH OF, WHEN MEASURED PERPENDICULAR TO, THE AFORESAID SOUTH LINE OF THE NORTHWEST 1/4, A DISTANCE OF 33.00 FEET: THENCE SO0°20'18"W ALONG SAID EAST RIGHT-OF-WAY LINE. PARALLEL AND 33.00 FEET EAST OF, WHEN MEASURED PERPENDICULAR TO, SAID WEST LINE OF THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4, A DISTANCE OF 30.40 FEET TO THE EAST RIGHT-OF-WAY LINE PER DEED BOOK 400, PAGE 317: THENCE S00°32'30"W ALONG SAID EAST RIGHT-OF-WAY LINE, PARALLEL AND 33.00 FEET EAST OF, WHEN MEASURED PERPENDICULAR TO, THE WEST LINE OF THE NORTHEAST 1/4 OF THE SOUTHWEST 1/4 OF AFORESAID SECTION 8, A DISTANCE OF 194.45 FEET; THENCE DEPARTING SAID EAST RIGHT-OF-WAY LINE, RUN N47°21'04"W A DISTANCE OF 44.48 FEET TO AFORESAID WEST RIGHT-OF-WAY LINE PER DEED BOOK 400, PAGE 317, AND SAID EAST LINE OF THE NORTHWEST 1/4 OF THE SOUTHWEST 1/4 OF SAID SECTION 8; THENCE NOO'32'30"E ALONG SAID WEST RIGHT-OF-WAY LINE AND SAID EAST LINE, A DISTANCE OF 164.57 FEET TO THE POINT OF BEGINNING.

CONTAINING THEREIN 6,921.90 SQUARE FEET (0.16 ACRES), MORE OR LESS.



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THIS LEGAL DESCRIPTION AND SKETCH HAS BEEN PREPARED WITHOUT THE BENEFIT OF TIPLE.

BEARINGS SHOWN HEREON ARE ASSUMED AND BASED ON THE SOUTH LINE OF THE NORTHWEST 1/4 OF SECTION 8-24-27

ORANGE COUNTY, FLORIDA, BEING N89'53'49"E.

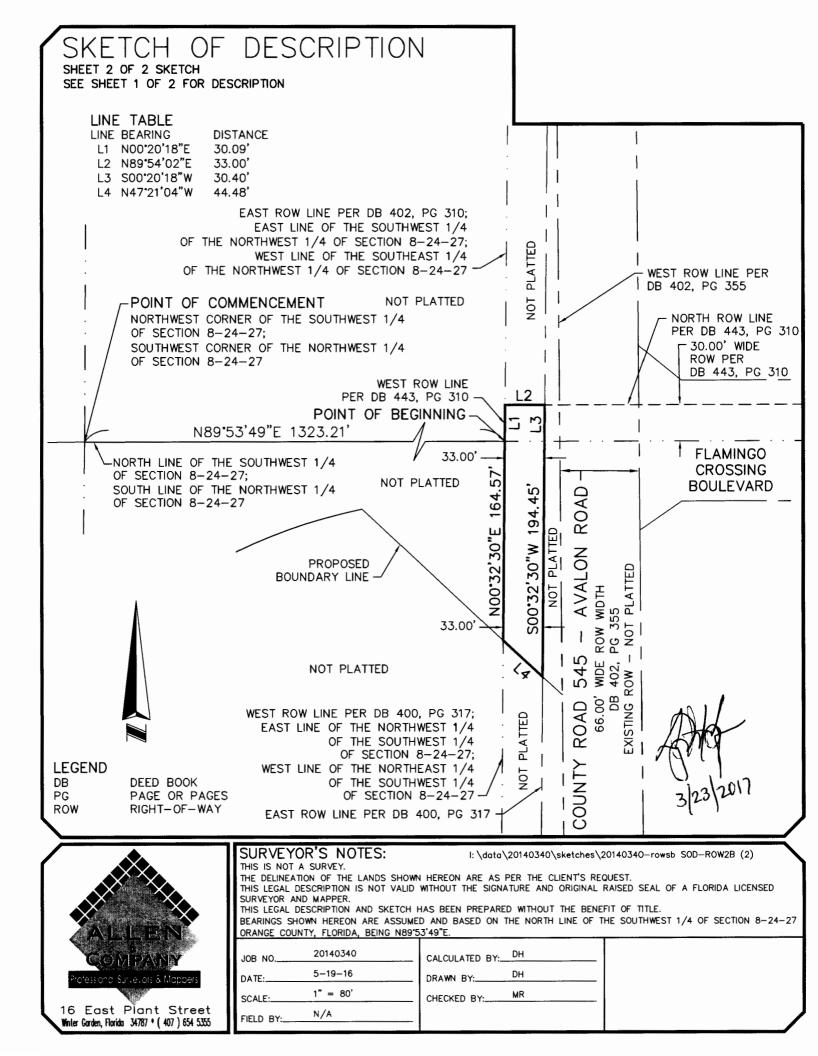
 JOB NO.
 20140340
 CALCULATED BY:
 DH

 DATE:
 5-19-16
 DRAWN BY:
 DH

 SCALE:
 N/A
 CHECKED BY:
 MR

FOR THE EICENSED BUSINESS # 6723 BY:

JAMES L. RICKMAN P.S.M. # 5633





Published Daily ORANGE County, Florida

STATE OF FLORIDA

COUNTY OF ORANGE

Before the undersigned authority personally appeared Brandon DeLoach / Maria Torres, who on oath says that he or she is an Advertising Representative of the ORLANDO SENTINEL, a DAILY newspaper published at the ORLANDO SENTINEL in ORANGE County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter of **Petition to Vacate No. 16-11-028**, was published in said newspaper in the issues of Mar 19, 2017.

Affiant further says that the said ORLANDO SENTINEL is a newspaper published in said ORANGE County, Florida, and that the said newspaper has heretofore been continuously published in said ORANGE County, Florida, each day and has been entered as periodicals matter at the post office in ORANGE County, Florida, in said ORANGE County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Signature of Affiant

Brandon DeLvach
Printed Name of Affiant

Sworn to and subscribed before me on this 6 day of April, 2017, by above Affiant, who is personally known to me (X) or who has produced identification ().

Signature of Notary Public



CHERYL ALLI

MY COMMISSION # FF940044 EXPIRES November 30 2019

FloridaNotaryService.com

Name of Notary, Typed, Printed, or Stamped

ORANGE COUNTY NOTICE OF PUBLIC HEARING PETITION TO VACATE # 16-11-028

The Orange County Board of County Commissioners will conduct a public hearing on April 11, 2017, at 2 p.m., or as soon thereafter as possible, in the County Commission Chambers, Fisor, County Administration Center, 201 South Rosalind Avenue, Orlando, Florida. You are invited to attend and be heard regarding a request by:

Applicant: Christopher Wrenn, on behalf of D.R. Horton, Inc.
Consideration: Resolution granting Petition to Vacate # 16-11-028, vacating a portion of a 30 ft wide unopened and unimproved road right-of-way, containing approximately 0.46 acres, and a portion of a 33 ft wide unopened and unimproved right-of-way, containing approximately 0.16 acres, for a total of approximately 0.62 acres.

Location: District 1, One parcel address is 10000 Avalon Road. The other parcel is unaddressed; S08/T24/R27; Orange County, Florida (legal property description on file)

You may obtain a copy of the legal property description by calling the Comptroller Clerk of the Boord 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 Resalution No. 91-M-62, has considered this petition and finds it acceptable for consideration at a public hearing.

PARA MÁS INFORMACIÓN, REFERENTE A ESTA VISTA PUBLICA, FAVOR DE COMUNICARSE CON LA DIVISIÓN DE INGENIERIA Y 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 407-836-5431 no later than two business days prior to the hearing for assistance. Si asted requiere ayuda especial balo 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 Cammissioners Orange County, Florida

ORG4839000

3/19/2017



Orlando Business Journal

Published Weekly Orlando, Orange County, Florida

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

Before the undersigned authority personally appeared Elaine Koshel, who states that she is Classified Manager of Orlando Business Journal, a weekly newspaper published at Orlando in Orange, Seminole, Osceola, Lake, Volusia and Brevard Counties, Florida; that the attached copy of advertisement, being a Notice of Adoption in the matter of Petition to Vacate # 16-11-028, was published in said newspaper in the issue of April 21, 2017.

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 21st day of April, 2017 by Elaine Koshel who is personally known to me.

Elaine Koshel, Classified Manager

Tara Gomez, Notary

TARA GOMEZ

MY COMMISSION # GG 080412

EXPIRES: March 7, 2021

Bonded Thru Budget Notary Services

NOTICE OF ADOPTION

PETITION TO VACATE # 16-11-028 WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate that certain portion of a 30 ft. wide unopened and unimproved road right-of-way. containing approximately 0.46 acres, and a portion of a 33 ft wide unopened and unimproved right-ofway, containing approximately 0.16 acres, for a total of approximately 0.62 acres in Orange County, Florida (the legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissioners).

WHEREAS, notice of a public hearing before the Board of County Commissioners on April 11, 2017, 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 that certain portion of a 30 ft. wide unopened and unimproved road right-of-way, containing approximately 0.46 acres, and a portion of a 33 ft wide unopened and unimproved right-of-way, containing approximately 0.16 acres, for a total of approximately 0.62 acres will not operate to the detriment of Orange County or the public.

THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ORANGE COUNTY: The county road, right-of-way, easement, or park described above is vacated as of this date and Orange County renounces any rights in it.

RESOLVED THIS 11TH DAY OF APRIL 2017.

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

Orange County, Florida April 21, 2017

Commissioners