

**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

September 28, 2018

Ms. Julie Alber, Assistant Project Manager  
Development Engineering, BCC

Dear Ms. Alber:

Enclosed is the Resolution Granting Petition to Vacate #17-07-032 with attachments for recording with Official Records.

Petition to Vacate #17-07-032 was approved by the Board of County Commissioners at its regular meeting of September 18, 2018. 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  
Paul Sladek, Real Estate Management Division, BCC  
Kyle Quackenbush, Manager, Official Records Department

Sincerely,

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

By: Craig Stopysa  
for Deputy Clerk

ks:cas

SEP 18 2018

**RESOLUTION GRANTING PETITION TO VACATE #17-07-032**

**WHEREAS**, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate those certain **two portions of a 30 foot wide unopened, unimproved and unnamed right-of-way containing approximately 0.530 acres, and a 20 foot wide utility easement containing approximately 0.294 acres** in Orange County, Florida, as described in attachment.

**WHEREAS**, notice of a public hearing before the Board of County Commissioners on **September 18, 2018**, was published in the *Orlando Sentinel*, a newspaper of general circulation in Orange County, Florida, one time at least two weeks prior to the date for the hearing; and

**WHEREAS**, the Board finds that the vacating of the **two portions of a 30 foot wide unopened, unimproved and unnamed right-of-way containing approximately 0.530 acres, and a 20 foot wide utility easement containing approximately 0.294 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 18TH DAY OF SEPTEMBER 2018.**

BOARD OF COUNTY COMMISSIONERS  
ORANGE COUNTY, FLORIDA

By:

*[Signature]*  
County Mayor

ATTEST:

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

By:

*[Signature]*  
Deputy Clerk



cas

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

# SKETCH OF DESCRIPTION

## DESCRIPTION PARCEL A

That part of Lots 97 and 98, Block E, PROSPER COLONY SUBDIVISION of Section 34, Township 23 South, Range 29 East, according to the plat thereof as recorded in Plat Book D, Page 108, Public Records of Orange County, Florida being more particularly described as follows.

BEGIN at the Southwest corner of said Lot 97, said point also being the Southwest corner of that certain Right of Way Agreement recorded in Official Records Book 98, Page 440, Public Records of Orange County, Florida, thence North 89 degrees 36 minutes 30 seconds East 323.91 feet along the South boundary of said Lots 97 and 98 and the South boundary of said Agreement to the Southwest corner of the East 162.30 feet of the West 175.00 feet of said Lot 98; thence North 00 degrees 07 minutes 31 seconds West 30.00 feet along the West boundary of the East 162.30 feet of the West 175.00 feet of said Lot 98 to a point on the North boundary of said Agreement; thence South 89 degrees 36 minutes 30 seconds West along said North boundary 323.93 feet to a point on the West boundary of said Lot 97 and the West boundary of said Agreement; thence South 00 degrees 10 minutes 19 seconds East 30.00 feet along the West boundary of said Lot 97 and the West boundary of said Agreement to the Point of Beginning.

CONTAINING: 0.223 acres, more or less.

## DESCRIPTION PARCEL B

That part of Lots 98 and 99, Block E, PROSPER COLONY SUBDIVISION of Section 34, Township 23 South, Range 29 East, according to the plat thereof as recorded in Plat Book D, Page 108, Public Records of Orange County, Florida being more particularly described as follows.

COMMENCE at the Southwest corner of said Lot 97, said point also being the Southwest corner of that certain Right of Way Agreement recorded in Official Records Book 98, Page 440, Public Records of Orange County, Florida, thence North 89 degrees 36 minutes 30 seconds East 486.21 feet along the South boundary of said Lots 97 and 98 and the South boundary of said Agreement to the Point of Beginning; thence continue North 89 degrees 36 minutes 30 seconds East along the South boundary of said Lots 98 and 99 and the South boundary of said Agreement 283.22 feet to the Southeast corner of the East 94.90 feet of the West 126.90 feet said Lot 99; thence North 00 degrees 04 minutes 43 seconds West 30.00 feet along the East boundary of the East 94.90 feet of the West 126.90 feet said Lot 99 to a point on the North boundary of said Agreement; thence South 89 degrees 36 minutes 30 seconds West along said North boundary 283.25 feet to a point on the West boundary of said Lot 98; thence South 00 degrees 07 minutes 31 seconds East 30.00 feet along the West boundary of said Lot 98 to the Point of Beginning.


CONTAINING: 0.195 acres, more or less.

## NOTES

1. THIS IS NOT A SURVEY.
2. This plat represents a Sketch of the Description prepared by JONES, WOOD and GENTRY, INC. per client's instruction and does not indicate ownership.
3. Bearings shown hereon are based on the South boundary of Lots 97-99 having an assumed bearing N89°36'30"E.

## LEGEND

O.R.B. = OFFICIAL RECORDS BOOK  
P.B. = PLAT BOOK  
P.G. = PAGE  
P.O.B. = POINT OF BEGINNING  
P.O.C. = POINT OF COMMENCEMENT  
R/W = RIGHT OF WAY

  
8/10/2018

IT IS CERTIFIED THAT THE SKETCH REPRESENTED HEREON WAS MADE UNDER MY RESPONSIBLE CHARGE AND MEETS THE STANDARDS OF PRACTICE SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN RULE 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472 FLORIDA STATUTES. UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING, SKETCH, PLAT OR MAP/REPORT IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.

FOR: SYSCO

DATE: 09-29-17

DRAWN BY: AA

NOT VALID WITHOUT SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER

  
DANIEL E. GENTRY JR., Florida Registration Number 5047

JONES, WOOD & GENTRY, INC.

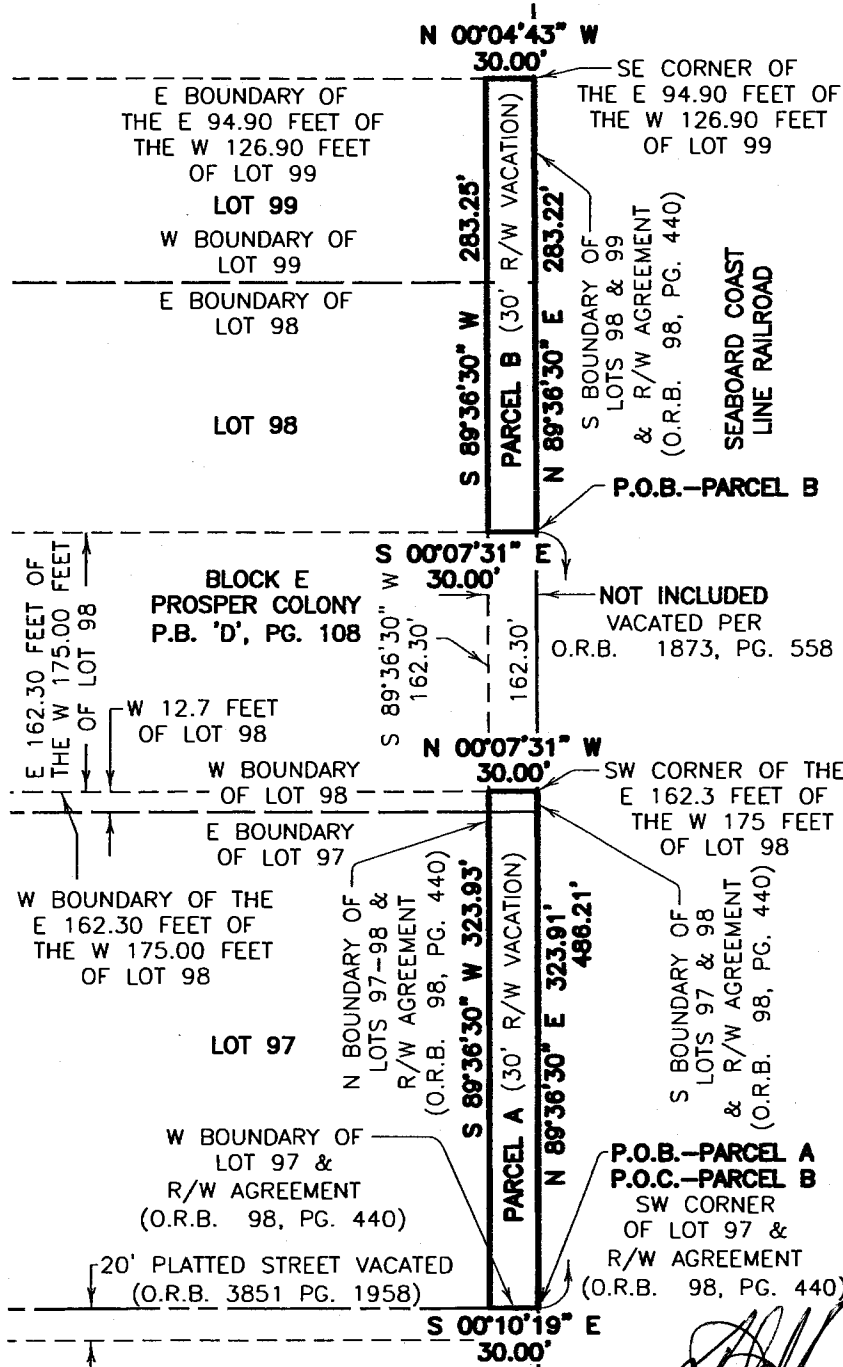
PROFESSIONAL SURVEYORS AND MAPPERS - LB1

2600 EAST ROBINSON STREET  
ORLANDO, FLORIDA, 32803  
407-898-7780

JOB NO. 29016-3 Sheet 1 of 2 Sheets  
29016-3-SKETCH OF DESC.DWG

# SKETCH OF DESCRIPTION

SEE SHEET 1 FOR DESCRIPTION



SCALE: 1" = 120'

## NOTES

1. THIS IS NOT A SURVEY.
2. This plat represents a Sketch of the Description prepared by JONES, WOOD and GENTRY, INC. per client's instruction and does not indicate ownership.
3. Bearings shown hereon are based on the South boundary of Lots 97-99 having an assumed bearing N89°36'30"E.

## LEGEND

O.R.B. = OFFICIAL RECORDS BOOK  
P.B. = PLAT BOOK  
PG. = PAGE  
P.O.B. = POINT OF BEGINNING  
P.O.C. = POINT OF COMMENCEMENT  
R/W = RIGHT OF WAY

FOR: SYSCO

DATE: 09-29-17

DRAWN BY: AA

JOB NO. 29016-3 Sheet 2 of 2 Sheets  
29016-3 SKETCH OF DESC.DWG

JONES, WOOD & GENTRY, INC.

PROFESSIONAL SURVEYORS AND MAPPERS - LB1

2600 EAST ROBINSON STREET  
ORLANDO, FLORIDA, 32803  
407-898-7780

# SKETCH OF DESCRIPTION

## DESCRIPTION

That part of Block A, ORLANDO CENTRAL PARK NUMBER FORTY-NINE, according to the plat thereof as recorded in Plat Book 12, Page 64, Public Records of Orange County, Florida being more particularly described as follows:

BEGIN at the Southeast corner of said Block A; thence South 89 degrees 37 minutes 39 seconds West 20.00 feet along the South boundary of said Block A; thence North 00 degrees 10 minutes 19 seconds West 639.69 to a point on the North boundary of said Block A; thence North 89 degrees 48 minutes 28 seconds East 20.00 feet along the the North boundary of said Block A to the Northeast corner of said Block A; thence South 00 degrees 10 minutes 19 seconds East 639.63 feet along the East boundary of said Block A to the Point of Beginning.

CONTAINING: 0.294 acres, more or less.



7/26/2018

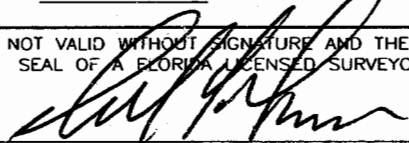
IT IS CERTIFIED THAT THE SKETCH REPRESENTED HEREON WAS MADE UNDER MY RESPONSIBLE CHARGE AND MEETS THE STANDARDS OF PRACTICE SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN RULE 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO CHAPTER 472 FLORIDA STATUTES. UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER THIS DRAWING, SKETCH, PLAT OR MAP/REPORT IS FOR INFORMATIONAL PURPOSES ONLY AND IS NOT VALID.

FOR: SYSCO

DATE: 09-26-17

DRAWN BY: AA

NOT VALID WITHOUT SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER



DANIEL E. GENTRY JR., Florida Registration Number 5047

**JONES, WOOD & GENTRY, INC.**

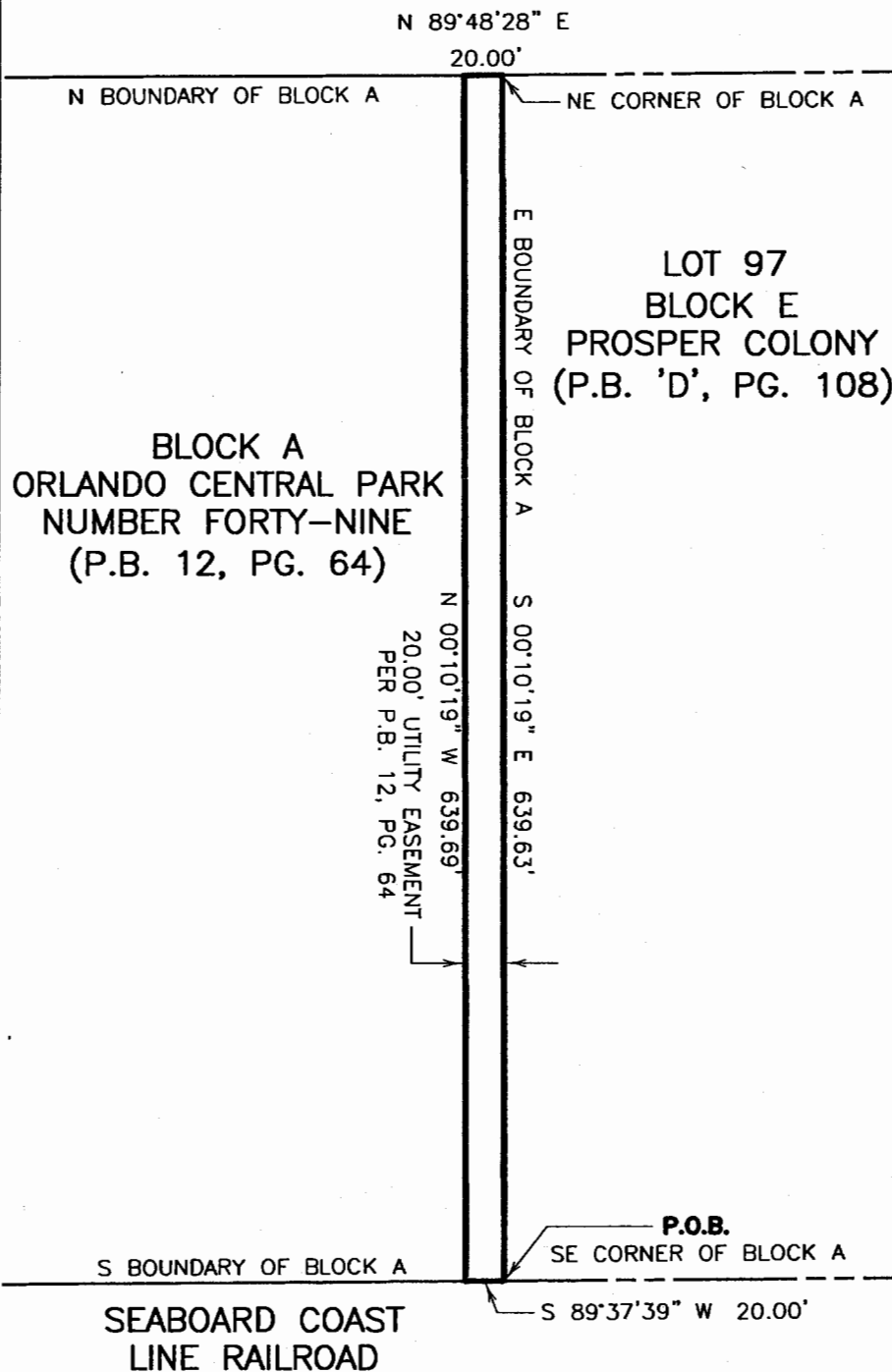
PROFESSIONAL SURVEYORS AND MAPPERS - LB1

2600 EAST ROBINSON STREET  
ORLANDO, FLORIDA, 32803  
407-898-7780

JOB NO. 29016-4 Sheet 1 of 2 Sheets  
29016-4-SKETCH OF DESC.DWG

# SKETCH OF DESCRIPTION

SEE SHEET 1 FOR DESCRIPTION



SCALE: 1" = 100'

## NOTES

1. THIS IS NOT A SURVEY.
2. This Plot represents a Sketch of the Description prepared by JONES, WOOD and GENTRY, INC. per client's instruction and does not indicate ownership.
3. Bearings shown hereon are based on the South boundary of Block A having on assumed bearing S89°37'39"W.

## LEGEND

- O.R.B. = OFFICIAL RECORDS BOOK  
P.B. = PLAT BOOK  
PG. = PAGE  
P.O.B. = POINT OF BEGINNING

*[Signature]*  
7/26/2018

FOR: SYSCO

DATE: 09-26-17

DRAWN BY: AA

JOB NO. 29016-4 Sheet 2 of 2 Sheets  
29016-4 SKETCH OF DESC.DWG

JONES, WOOD & GENTRY, INC.  
PROFESSIONAL SURVEYORS AND MAPPERS - LB1  
2600 EAST ROBINSON STREET  
ORLANDO, FLORIDA, 32803  
407-898-7780

# Orlando Sentinel

MEDIA GROUP

Published Daily  
ORANGE County, Florida

STATE OF FLORIDA

COUNTY OF ORANGE

Before the undersigned authority personally appeared  
Karen Pistone / Cheryl Alli, 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 **11150-Public Hearing Notice, Certify: Petition to Vacate # 17-07-032** was published in said newspaper in the issues of Aug 26, 2018.

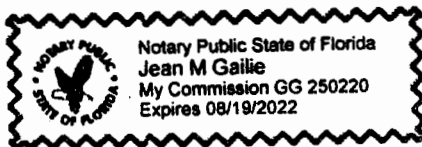
Affiant further says that the said ORLANDO SENTINEL is a newspaper published in said ORANGE County, Florida, and that the said newspaper has heretofore been continuously published in said ORANGE County, Florida, each day and has been entered as periodicals matter at the post office in ORANGE County, 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.

Karen Pistone  
Signature of Affiant

KAREN PISTONE  
Printed Name of Affiant

Sworn to and subscribed before me on this 28 day of August, 2018,  
by above Affiant, who is personally known to me ( X ) or who has produced identification ( ).

Jean M Gailie  
Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped

## ORANGE COUNTY NOTICE OF PUBLIC HEARING PETITION TO VACATE # 17-07-032

The Orange County Board of County Commissioners will conduct a public hearing on September 18, 2018, at 2 p.m., or as soon thereafter as possible, in the County Commission Chambers, First Floor, County Administration Center, 201 South Rosalind Avenue, Orlando, Florida. You are invited to attend and be heard regarding a request by:

Applicant: Scott Gentry, on behalf of Reds Market Inc.  
Consideration: Resolution granting Petition to Vacate # 17-07-032, vacating two portions of a 30 foot wide unimproved and unnamed right-of-way containing approximately 0.330 acres, and a 20 foot wide utility easement containing approximately 0.294 acres.  
Location: District 6; one parcel is located at 5801 Exchange Drive, the other parcels are unaddressed, S33 & 34/23/29; 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 Board of County Commissioners, 407-436-7300; or pick one up at 201 South Rosalind Avenue, Fourth Floor, Orlando, Florida.

This petition to vacate is complete and has been reviewed and investigated by appropriate County staff. The County Mayor, acting on behalf of the Board of County Commissioners pursuant to Resolution No. 91-M-62, has considered this petition and finds it acceptable for

consideration at a public hearing.

IF YOU HAVE ANY QUESTIONS REGARDING THIS NOTICE, CONTACT THE ORANGE COUNTY DEVELOPMENT ENGINEERING DIVISION, JULIE ALBER, 407-436-7925, Email: Julie.Alber@ocfl.net

PARA MÁS INFORMACIÓN REFERENTE A ESTA VISTA PÚBLICA CON RESPECTO A UNA AUDIENCIA PÚBLICA SOBRE PROPIEDAD EN SU ÁREA VECINDAD, FAVOR COMUNICARSE CON LA DIVISIÓN DE INGENIERÍA Y DE DESARROLLOS, AL NÚMERO, 407-436-7925.

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 407-436-9431 no later than two business days prior to the hearing for assistance. Si usted requiere ayuda especial para ir a la Audiencia con Inconvenientes de Salud, por favor llame al 407-436-9431.

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

ORG-0833568

08/28/2018

## Orlando Business Journal

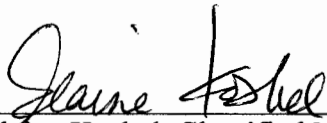
Published Weekly  
Orlando, Orange County, Florida

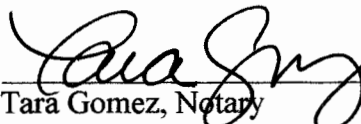
STATE OF FLORIDA  
COUNTIES OF ORANGE, SEMINOLE, OSCEOLA, LAKE,  
VOLUSIA & BREVARD

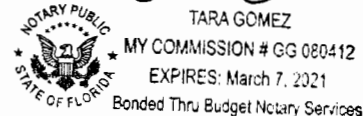
Before the undersigned authority personally appeared Elaine Koshel, who states that she is Classified Manager of Orlando Business Journal, a weekly newspaper published at Orlando in Orange, Seminole, Osceola, Lake, Volusia and Brevard Counties, Florida; that the attached copy of advertisement, being a Notice of Adoption in the matter of Petition to Vacate #17-07-032, was published in said newspaper in the issue of September 28, 2018.

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 28th day of September, 2018 by Elaine Koshel who is personally known to me.

  
Elaine Koshel, Classified Manager

  
Tara Gomez, Notary



## NOTICE OF ADOPTION

## PETITION TO VACATE #17-07-032

WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate those certain two portions of a 30 foot wide unopened, unimproved and unnamed right-of-way containing approximately 0.530 acres, and a 20 foot wide utility easement containing approximately 0.294 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 September 18, 2018, was published in the Orlando Sentinel, a newspaper of general circulation in Orange County, Florida, one time at least two weeks prior to the date for the hearing; and

WHEREAS, the Board finds that the vacating of those certain two portions of a 30 foot wide unopened, unimproved and unnamed right-of-way containing approximately 0.530 acres, and a 20 foot wide utility easement containing approximately 0.294 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 18TH DAY OF SEPTEMBER 2018.

Phil Diamond, County Comptroller  
As Clerk of the Board of County Commissioners  
Orange County, Florida  
September 28, 2018