



Interoffice Memorandum

DATE: February 26, 2019

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

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

SUBJECT: **PETITION TO VACATE PTV-15-12-026 - Kerina Village, Inc, Daryl M. Carter Trust, and the School Board of Orange County Florida.**

Reason For Vacation

The petitioners request that Orange County vacate a portion of a 60 foot and a 30 foot wide opened, non maintained, partially improved right-of-way known as Fenton Street, containing approximately 3.17 acres. The petitioners also request that Orange County vacate a 130 foot wide unopened and unimproved right-of-way known as Fenton Street (Segment B), containing approximately 9.12 acres, a portion of a 60 foot wide unopened and unimproved right-of-way known as Smith Bennett Road connector, containing approximately 0.55 acres, and a 60 foot wide unopened and unimproved right-of-way known as Granby Street, containing approximately 1.66 acres. The total area petitioned to be vacated is 14.50 acres. The petitioners wish to vacate in order to add the land to their properties for future development.

Location of Property/Legal Description

The property lies north of Palm Parkway and east of S Apopka Vineland Road. Public interest was created by Warranty Deed recorded in Official Records Book 5433, Page 819 and Right-of-Way Agreement recorded in Official Records Book 715, Page 549 of the public records of Orange County, Florida. The parcel ID numbers are 15-24-28-5844-00-050, 14-24-28-1242-78-001, 14-24-28-1242-66-001, and 14-24-28-1242-60-000. One parcel address is 11011 S Apopka Vineland Road and the others are unaddressed. All parcels lie in District 1.

Statement of No Objection

The Real Estate Management, Engineering, Transportation Planning, Roads and Drainage and Environmental Protection Divisions have consented to the request. All utility providers have also consented; however, various utility companies have requested utility easements over portions of the rights-of-way requested to be vacated. The petitioners have executed the utility easements and, if the vacation is approved, the easements will be subsequently recorded. Orange County requires additional drainage easements over all ponds associated with the "Daryl Carter Connector Road" project which will be provided to the County at a later time, if this PTV is approved. The Relationship Disclosure and Specific Expenditure forms have been submitted.

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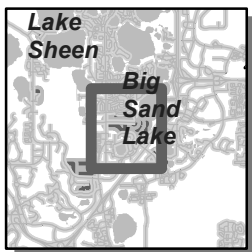
Staff Findings

County staff visited the site on February 11, 2019. There are partial pavement improvements and overhead power lines along Fenton Street. There appears to be no visible improvements over the remaining rights-of-way requested for vacation.

Staff Recommendations

Approval of this request will have no adverse effect on Orange County; however, staff recommends that the resolution adopting this PTV not be recorded until executed drainage easements, acceptable to the County, for all ponds associated with the "Daryl Carter Connector Road" project have been delivered to the County, and all conditions precedent to placing such drainage easements on a BCC agenda for acceptance by the County have been satisfied. Staff has no objection to this request.

ACTION REQUESTED: APPROVAL OF PTV 15-12-026 AND APPROVAL OF CONSENT AGENDA ITEMS C.17, C.18, C.19, C.20, C.21 AND C.22 – DISTRICT 1



PTV # 15-12-026
Kerina Village, Inc, Daryl M. Carter Trust and
the School Board of Orange County Florida

