## 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

February 1, 2019

Ms. Julie Alber, Senior Engineering Technician Development Engineering, BCC

Dear Ms. Alber:

Enclosed is the Resolution Granting Petition to Vacate # 18-08-022 with attachments for recording with Official Records.

Petition to Vacate # 18-08-022 was approved by the Board of County Commissioners at its regular meeting of January 15, 2019. 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, Assistant Manager, Official Records Department

Sincerely,

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

Deputy Clerk

ks:ll

### **RESOLUTION GRANTING PETITION TO VACATE # 18-08-022**

WHEREAS, pursuant to procedures adopted by the Board of County Commissioners, a petition was filed with the Board to vacate that certain 15 foot wide drainage easement, containing approximately 1,855 square feet, and a 14 foot wide utility easement containing approximately 1.620 square feet in Orange County, Florida, as described in attachment.

WHEREAS, notice of a public hearing before the Board of County Commissioners on January 15, 2019, 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 15 foot wide drainage easement, containing approximately 1,855 square feet, and a 14 foot wide utility easement containing approximately 1,620 square feet 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 15TH DAY OF JANUARY 2019.** 

BOARD OF COUNTY COMMISSIONERS

ORANGE COUNTY, FLORIDA

ATTEST:

Phil Diamond, County Comptroller

As Clerk of the Board of County Commissioners

Orange County, Florida

M Deputy Clerk

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 LEGAL DESCRIPTION FOR drainage easement VACATION

### LEGAL DESCRIPTION:

I

The 15.00 foot wide Drainage Easement shown on the the Easterly 7.50 feet of Lot 14 and the Westerly 7.50 feet of Lot 15, Lake Waunatta Woods, Unit 1, as graphically shown and noted on the plat thereof as recorded in Plat Book 5, Page 57 of the Public Records of Orange County, Florida. Said Drainage Easement being more particularly described as follows:

Commence at the Southeast corner of Lot 15 of Lake Waunatta Woods, Unit 1 as recorded in Plat Book 5, Page 57, Public Records of Orange County, Florida; Thence run N74°26'24"W, along the northerly right of way of Lake Waunatta Drive, a distance of 52.61 feet to the point of curvature of a curve, concave to the northeast, having a radius of 29.48 feet and a chord which bears N47°00'32"W for a chord distance of 27.16 feet; Thence, continuing along the northerly right of way of Lake Waunatta Drive, run northwesterly along the arc of said curve an arc distance of 28.23 feet through a central angle of 54°51'44" to a point of roughest and a contral angle of 54'51'44" to a point of reverse curvature of a curve, concave sauthwesterly, having a radius of 44.00 feet and a chord which bears N28'25'27"W for a chord distance of 13.53 feet; Thence, continuing along the northerly right of way of Lake Waunatta Drive, run northerly along the arc of said curve an arc distance of 13.59 feet through a central angle of 17'41'33" to a point on a curve, concave southwesterly, having a radius of 44.00 feet and a chord which bears N43'12'21"W for a chord distance of 9.10 feet, said point on a curve also being the Point of Beginning; Thence, continuing along the northerly right of way of Lake Waunatta Drive, run northerly along the arc of said curve an arc distance of 9.12 feet through a central angle of 11°52′16″ to the southwest corner of said Lot 15, said southwest corner of Lot 15 also being a point on a curve, concave southwesterly, having a radius of 44.00 feet and a chord which bears N54°27′48″W for a chord distance of 8.16 feet; Thence, continuing along the northerly right of way of Lake Waunatta Drive, run northerly along the arc of said curve an arc distance of 8.17 feet through a central angle of 10°38'38" to the intersection of the northerly right of way of Lake Waunatta Drive with the west line of the east 7.50 feet of the aforesaid Lot 14; Thence, departing the northerly right of way line of Lake Waunatta Drive, run N1217'54"E, along said west line of the east 7.50 feet of said Lot 14, a distance of 119.93 feet to the shoreline of Lake Waunatta; Thence, departing the west line of the east 7.50 feet of said Lot 14, run easterly along the shoreline of said Lake Waunatta to a point on the east line of the west 7.50 feet of said Lot 15 which is S85'42'21"E a distance of 15.15 feet from the intersection of the west line of the east 7.50 feet of Lot 14 with the shoreline of Lake Waunatta; Thence, departing the shoreline of Lake Waunatta, run S12"17'54"W, along said east line of the west 7.50 feet of said Lot 15, a distance of Lake Waunatta, run S12"17'54"W, along said east line of the west 7.50 feet of said Lot 15, a distance of Lake 130.41 feet to the Point of Beginning. Containing therein 1855.4 square feet, more or less.

SEE PAGES 2 AND 3 FOR SURVEYORS NOTES AND GRAPHIC DEPICTION OF DESCRIPTION.

## PAGE 1 OF 3

We draw the line around your piece of the sunsh

YING.

2919 MONTFICHET LANE WINTER PARK, FL. 32792-4317 Tel. 407-657-2568 Email don@accumopsurveying.com

Certificate of Authorization No.: LB 7541 Website: www.occumopsurveying.com

Scale:	1"= 20"
Job Number:	OC5-57
File Name:	WAUNATA2
Field Book:	N/A
Field by:	N/A
Calc. by:	DH
Drawn by:	DH
App. by:	REVISED 11-14-18

PAGE 1 OF 3 THIS IS TO CERTIFY THAT WE HAVE PREPARED A LEGAL DESCRIPTION AND SKETCH OF DESCRIPTION, FOR THE PURPOSE HEREON DESCRIBED AND THAT THIS SKETCH

OF LEGAL DESCRIPTION HEETS THE STANDARDS OF PRACTICE FOR SURVEYS SET FORTH IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE.

NOTE: NOT YALID VITHOUT ORIGINAL SIGNATURE AND RAISED EMBOSSED SEAL

# SKETCH OF LEGAL DESCRIPTION FOR DRAINAGE EASEMENT VACATION

ij

# **SURVEYOR'S NOTES:**

BEARINGS AS SHOWN HEREON ARE BASED ON THE SOUTH LINE OF LOTS 15 THROUGH 18, HAVING AN ASSUMED BEARING OF \$74"26"24"E.

THE PLAT OF LAKE WAUNATTA WOODS, UNIT 1, CONTAINS A SCRIVENERS ERROR FOR THE LISTED BEARING OR DIRECTION FOR THE NORTH-SOUTH LOT LINE BETWEEN LOT 14 AND LOT 15. THIS SURVEYOR USED THE LOCATION OF THE EXISTING RESIDENCES SHOWN HEREON TO CALCULATE A BEARING THAT WOULD DIVIDE THE TWO LOTS AND ALLOW FOR THE 15.0 FOOT WIDE DRAINAGE EASEMENT SHOWN ON THE PLAT BETWEEN THE TWO RESIDENCES WITHOUT EITHER OF THE RESIDENCES ENCROACHING INTO THAT DRAINAGE EASEMENT.

THIS SKETCH OF LEGAL DESCRIPTION WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT. THIS SURVEYOR HAS NOT CONDUCTED ANY TITLE RESEARCH OR ABSTRACTING.

THERE MAY BE EASEMENTS AND/OR RESTRICTIONS OF RECORD AND/OR PRIVATE AGREEMENTS NOT FURNISHED TO THIS SURVEYOR OR SHOWN HEREON THAT MAY AFFECT PROPERTY RIGHTS AND/OR LAND USE RIGHTS OF THE LANDS SHOWN HEREON.

THERE MAY BE ENVIRONMENTAL ISSUES AND/OR OTHER MATTERS REGULATED BY VARIOUS DEPARTMENTS OF FEDERAL, STATE AND/OR MUNICIPAL GOVERNMENTS AFFECTING THE SUBJECT PROPERTY THAT ARE NOT SHOWN HEREON.

THIS SKETCH OF LEGAL DESCRIPTION CONTAINS THREE PAGES, NO ONE PAGE IS COMPLETE WITHOUT THE OTHER TWO PAGES.

SKETCH OF LEGAL DESCRIPTION ONLY, THIS IS NOT A SURVEY.

DATE OF SKETCH OF LEGAL DESCRIPTION: AUGUST 7, 2017. REVISED NOVEMBER 14, 2018

### MAP LEGEND:

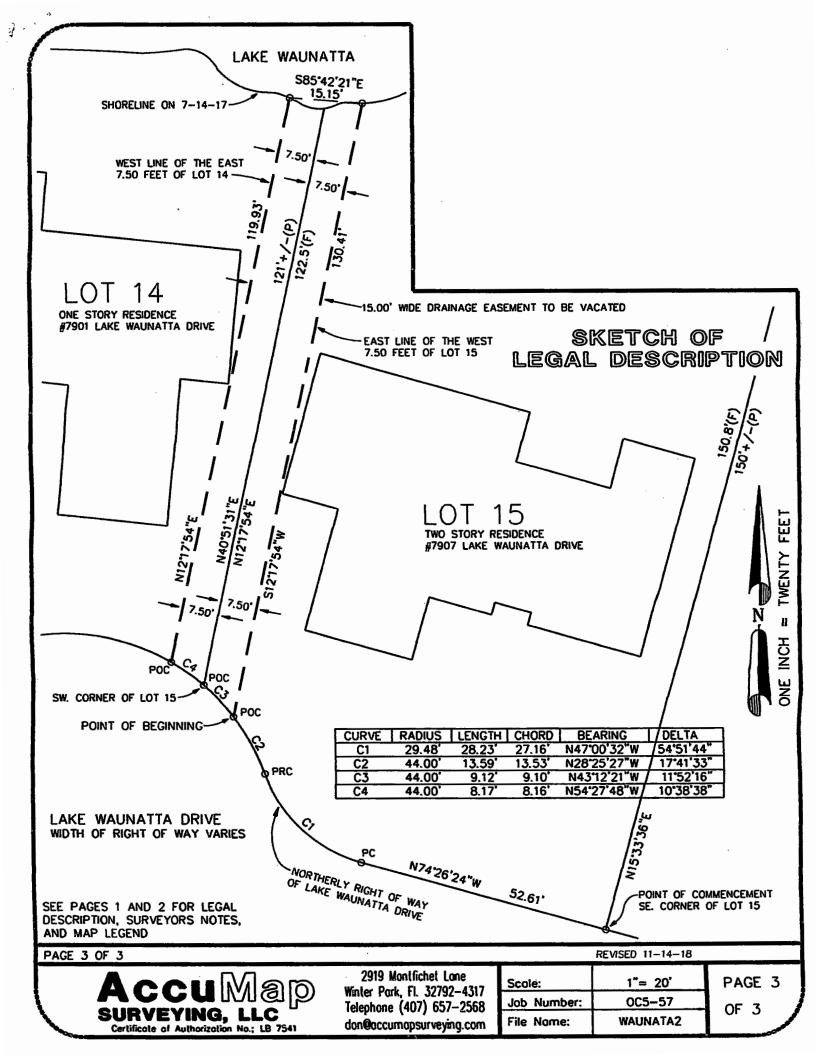
- (P) INDICATES A PLAT DISTANCE AND \OR DIRECTION.
- (M) INDICATES A MEASURED DISTANCE AND \OR DIRECTION.
- LB INDICATES LAND SURVEYING BUSINESS.
- PC INDICATES POINT OF CURVATURE.
- POC INDICATES POINT ON A CURVE.
- PRC INDICATES POINT OF REVERSE CURVATURE.

PAGE 2 OF 3



2919 Montfichet Lane
Winter Park, Fl. 32792-4317
Telephone (407) 657-2568
don@accumapsurveying.com

Scale:	1"= 20"
Job Number:	OC5-57
File Nome:	WAUNATA2



sketch LEGAL DESCRIPTION FOR UTILITY EASEMENT VACATION

### LEGAL DESCRIPTION:

A portion of the 14.00 foot wide Utility Easement shown on the Easterly 7.00 feet of Lot 14 and the Westerly 7.00 feet of Lot 15, Lake Waunatta Woods, Unit 1, as graphically shown and noted on the plat thereof as recorded in Plat Book 5, Page 57 of the Public Records of Orange County, Florida. Said portion of said Utility Easement being more particularly described as follows:

Commence at the Southeast corner of Lot 15 of Lake Waunatta Woods, Unit 1 as recorded in Plat Book 5, Page 57, Public Records of Orange County, Florida; Thence run N74°26'24"W, along the northerly right of way of Lake Waunatta Drive, a distance of 52.61 feet to the point of curvature of a curve, concave to the northeast, having a radius of 29.48 feet and a chord which bears N47°00'32"W for a chord distance of 27.16 feet; Thence, continuing along the northerly right of way of Lake Waunatta Drive, run northwesterly along the arc of said curve an arc distance of 28.23 feet through a central angle of 54°51'44" to a point of reverse curvature of a curve, concave southwesterly, having a radius of 44.00 feet and a chord which bears N28'50'57"W for a chord distance of 14.18 feet; Thence, continuing along the northerly right of way of Lake Waunatta Drive, run northerly along the arc of said curve an arc distance of 14.24 feet through a central angle of 18'32'33" to a point on a curve; Thence, departing said northerly right of way of Lake Waunatta Drive, run N12"17"54"E 8.69 feet to the Point of Beginning, said Point of Beginning also being a point on a curve, concave southwesterly, having a radius of 51.00 feet and a chord which bears N53°02'26"W for a chord distance of 15.41 feet; Thence run northwesterly along the arc of said curve an arc distance of 15.46 feet through a central angle of 17"22'24" to a point on the west line of the east 7.00 feet of the aforesaid Lot 14; Thence run N12"17'54"E, along said west line of the east 7.00 feet of said Lot 14, a distance of 112.84 feet to the shoreline of Lake Waunatta; Thence, departing the west line of the east 7.00 feet of said Lot 14, run easterly along the shoreline of said Lake Waunatta to a point on the east line of the west 7.00 feet of said Lot 15 which is S85'42'21"E a distance of 14.14 feet from the intersection of the west line of the east 7.00 feet of Lot 14 with the shoreline of Lake Waunatta; Thence, departing the shoreline of Lake Waunatta, run S12\*17'54"W, along said east line of the west 7.00 feet of said Lot 15, a distance of 121.23 feet to the Point of Beginning. Containing therein 1620.8 square feet, more or less.

SEE PAGES 2 AND 3 FOR SURVEYORS NOTES AND GRAPHIC DEPICTION OF DESCRIPTION.

PAGE 1 OF 3

PAGE 1 OF 3

# We drow the line around your piece of the sunshine

2919 MONTFICHET LANE WINTER PARK, FL. 32792-4317

Tel. 407-657-2568 Email don@accumapsurveying.com Certificate of Authorization No.: LB 7541 Website: www.occumopsurveying.com

Scale:	1"= 20"
Job Number:	OC5-57
File Name:	WAUNATA3
Field Baok:	N/A
Field by:	N/A
Calc. by:	DH
Drawn by:	DH
App. by:	REVISED 11-14-18

THIS IS TO CERTIFY THAT WE HAVE PREPARED A LEGAL DESCRIPTION AND SKETCH OF DESCRIPTION, FOR THE PURPOSE HEREON DESCRIBED AND THAT THIS SKETCH OF LEGAL DESCRIPTION MEETS THE STANDARDS OF PRACTICE FOR SURVEYS SET FORTH IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE.

Donald A. Horne.

NOTE: NOT VALID VITHOUT DRIGINAL SIGNATURE AND RAISED EMBOSSED SEAL

# SKETCH OF LEGAL DESCRIPTION FOR UTILITY EASEMENT VACATION

# SURVEYOR'S NOTES:

BEARINGS AS SHOWN HEREON ARE BASED ON THE SOUTH LINE OF LOTS 15 THROUGH 18, HAVING AN ASSUMED BEARING OF \$74"26"24"E.

THE PLAT OF LAKE WAUNATTA WOODS, UNIT 1, CONTAINS A SCRIVENERS ERROR FOR THE LISTED BEARING OR DIRECTION FOR THE NORTH-SOUTH LOT LINE BETWEEN LOT 14 AND LOT 15. THIS SURVEYOR USED THE LOCATION OF THE EXISTING RESIDENCES SHOWN HEREON TO CALCULATE A BEARING THAT WOULD DIVIDE THE TWO LOTS AND ALLOW FOR THE 15.0 FOOT WIDE DRAINAGE EASEMENT SHOWN ON THE PLAT BETWEEN THE TWO RESIDENCES WITHOUT EITHER OF THE RESIDENCES ENCROACHING INTO THAT DRAINAGE EASEMENT.

THIS SKETCH OF LEGAL DESCRIPTION WAS PREPARED WITHOUT THE BENEFIT OF A TITLE COMMITMENT. THIS SURVEYOR HAS NOT CONDUCTED ANY TITLE RESEARCH OR ABSTRACTING.

THERE MAY BE EASEMENTS AND/OR RESTRICTIONS OF RECORD AND/OR PRIVATE AGREEMENTS NOT FURNISHED TO THIS SURVEYOR OR SHOWN HEREON THAT MAY AFFECT PROPERTY RIGHTS AND/OR LAND USE RIGHTS OF THE LANDS SHOWN HEREON.

THERE MAY BE ENVIRONMENTAL ISSUES AND/OR OTHER MATTERS REGULATED BY VARIOUS DEPARTMENTS OF FEDERAL, STATE AND/OR MUNICIPAL GOVERNMENTS AFFECTING THE SUBJECT PROPERTY THAT ARE NOT SHOWN HEREON.

THIS SKETCH OF LEGAL DESCRIPTION CONTAINS THREE PAGES, NO ONE PAGE IS COMPLETE WITHOUT THE OTHER TWO PAGES.

SKETCH OF LEGAL DESCRIPTION ONLY, THIS IS NOT A SURVEY.

DATE OF SKETCH OF LEGAL DESCRIPTION: OCTOBER 29, 2018. REVISED NOVEMBER 14, 2018.

### MAP LEGEND:

- (P) INDICATES A PLAT DISTANCE AND\OR DIRECTION.
- (M) INDICATES A MEASURED DISTANCE AND \OR DIRECTION.
- LB INDICATES LAND SURVEYING BUSINESS.
- PC INDICATES POINT OF CURVATURE.
- POC INDICATES POINT ON A CURVE.
- PRC INDICATES POINT OF REVERSE CURVATURE.

PAGE 2 OF 3

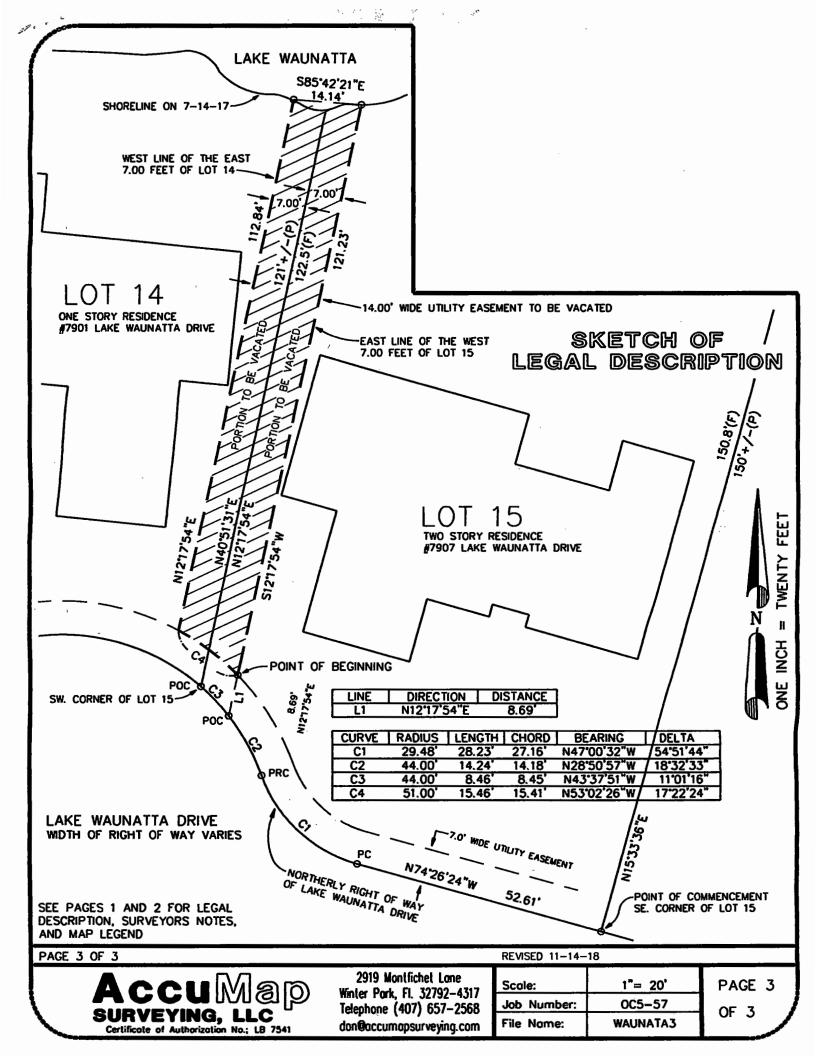


2919 Montfichet Lane
Winter Pork, Fl. 32792-4317
Telephone (407) 657-2568
don@accumapsurveying.com

Scale:	1"= 20"
Job Number:	OC5-57
File Name:	WAUNATA3

PAGE 2

OF 3





### Published Daily ORANGE County, Florida

State Of Florida County Of Orange

Before the undersigned authority personally appeared

Wendy Sarcinella/Karen Pistone, 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 # 18-08-022 was published in said newspaper in the issues of Dec 23, 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.

Wendy Sarcinella/Karen Pistone

Signature of Affiant

Name of Affiant

Sworn to and subscribed before me on this 26 day of December, 2018, by above Affiant, who is personally known to me ( X ) or who has produced identification ( ).

Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped

# ORANGE COUNTY MOTICE OF PUBLIC HEARING

The Orange County Board of County Commissioners will conduct a public hearing on January 15, 2019, of 2 p.m. or as soon thereafter as possible, in the County Commission Chambers, First Floor, County Administration Center 201 South Rosolind Avenue, Orlando Florida, You are invited to attend and be heard regarding a request by

Applicant: Jeffrey Pohlig, on behalf of the Pohlig Family Trust
Consideration: Resolution granting Petition to Vacate # 18-08-022, vacating a 15 foot wide drainage essement containing approximately 1,855 square feet, and a 14 foot wide utility easement containing approximately 1,620 square feet.

Location: District 5; The parcel addresses are 7901 and 7907 Lake Maunatta Drive; S02/T22/R30; Orange County, Florida (legal property lescription on file)

You may obtain a copy of the legal property description by calling the Comptroller Clerk of the Board 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 agreement.

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, 407-434-7928, Email: Julie.alber@ocfi.net

PARA MÁS INFORMACIÓN ACERCA DE ESTA VISTA PUBLICA, FAVOR DE COMUNICARSE CON LA DIVISIÓN DE INGENIERIA DE DESARROLLOS (DEVELOPMENT ENGINEERING DIVISION), AL NUMERO, 407-836-7721.

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, pieces and 1993-563 n later than two business of 483-563 n later than two properties of 1990, per quiere ayuda especial bajo la ley de Americanos con incapacidades de 1990, per favor lama et 487-436-4311.

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

ORGAGEBOX"

1250

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 # 18-08-022, was published in said newspaper in the issue of February 1, 2019.

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 1st day of February, 2019 by Elaine Koshel who is personally known to me.

Elaine Koshel, Classified Manager

Tara Gomez, Notary

COMMISSION # GG 080412 EXPIRES: March 7, 2021

Bonded Thru Budget Notary Services

NOTICE OF ADOPTION

PETITION TO VACATE # 18-08-022 WHEREAS, pursuant to procedures

adopted by the Board of County Commissioners, a petition was filed with the Board to vacate that certain 15 foot wide drainage easement, containing approximately 1,855 square feet, and a 14 foot wide utility easement containing approximately 1,620 square feet in Orange County, Florida (the legal property description is on file in the office of the Comptroller Clerk of the Board of County Commissi

WHEREAS, notice of a public hearing before the Board of County Commissioners on January 15, 2019, 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 15 foot wide drainage easement, containing approximately 1,855 square feet, and a 14 foot wide utility eas taining approximately 1,620 square feet will not operate to the detriment of Orange County or the public.

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

RESOLVED THIS 15TH DAY OF JANUARY 2019.

Phil Diamond, County Comptroller As Clerk of the Board of County Commissioners Orange County, Florida February 1, 2019