



City of Bradenton, Florida

City Council Agenda Memorandum

Agenda Item: RV.16.4809 Fortson Homes Alley Vacation

Agenda Date: Feb 8, 2017

Originated by: Christopher M. Gratz, AICP

Agenda Placement: Public Hearings

Authorized by: Catherine Hartley, AICP, CNU-a

Explanation

RV.16.4809, WARD 5, NEIGHBORHOOD 7.03
Request by Rick Schappacher, P.E., of Schappacher Engineering, Inc. for Fortson Homes, Inc., owners, for approval of the vacation 0.033 acres (1,441 square feet) of right-of-way of the western portion of an un-built alley located adjacent to 1130 8th Avenue East (Parcel ID 3228500009), between 8th Avenue East and 8th Avenue Drive East zoned T4-R and T4-O.

Financial Impact

Requested action to be taken by Council

Approval

Staff Recommendation

Approval

Attachments

Resolution, PCD Staff Report

Return to: City of Bradenton
Name: Tim McCann
Address: Caller Service 25015
Bradenton, FL 34206

Recording Information:

This Instrument Prepared By:
Christopher M. Gratz, AICP
101 Old Main Street
Bradenton, Florida 34205

CITY OF BRADENTON

RESOLUTION NO. 17-

A RESOLUTION PURSUANT TO SECTION 2.2.7, CITY LAND USE REGULATIONS and "VACATION OF PUBLIC RIGHTS-OF-WAY OR PUBLIC EASEMENTS" LEGALLY DESCRIBED AS FOLLOWS, AND AS SHOWN IN EXHIBIT "A":

THE WESTERLY PORTION OF THAT CERTAIN 15 FOOT ALLEY ADJACENT TO LOT 5 AND LOT 10, BLOCK C, OF JOHN H. GRAHAM'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 187, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHEAST CORNER OF SAID LOT 5, BLOCK C; THENCE ALONG THE EASTERLY EXTENSION OF THE NORTH LINE OF SAID LOT 5, BLOCK C, SOUTH 88°55'46" EAST, 7.50 FEET; THENCE SOUTH 00°54'59" EAST, 192.10 FEET; THENCE ALONG THE EASTERLY EXTENSION OF THE SOUTH LINE OF SAID LOT 10, BLOCK C, NORTH 88°55'46" EAST, 7.50 FEET TO THE SOUTHEAST CORNER OF SAID LOT 10, BLOCK C; THENCE ALONG THE WEST LINE OF SAID LOT 5 AND LOT 10, BLOCK C, NORTH 00°54'59" WEST, 192.10 FEET TO THE POINT OF BEGINNING,

SAID LANDS SITUATE AND BEING IN THE COUNTY OF MANATEE, FLORIDA AND CONTAINING 1,441 SQUARE FEET, 0.033 ACRES MORE OR LESS

WHEREAS, the applicant, Rick Schappacher, P.E., of Schappacher Engineering, Inc. has made a request pursuant to Section 2.2.7, City Land Use Regulations and applicable law, to vacate a certain public easement.

WHEREAS, all interested persons having been heard by the Council and it appearing to said Council that the easement vacation is in the public interest, is not detrimental to the public health, safety, and welfare, and will not affect the ownership or right of convenient access of persons owning other parts of the subdivision or deprive the right of access of persons to or from their lands; and all members of the Council having been fully advised in the premises;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, that upon the said request and of its own motion, the following described easement vacation lying within the City of Bradenton, Florida, and which are more particularly described as follows:

THE WESTERLY PORTION OF THAT CERTAIN 15 FOOT ALLEY ADJACENT TO LOT 5 AND LOT 10, BLOCK C, OF JOHN H. GRAHAM'S SUBDIVISION, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 187, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS, AND AS SHOWN IN EXHIBIT "A":

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SAID LANDS SITUATE AND BEING IN THE COUNTY OF MANATEE, FLORIDA AND CONTAINING 1,441 SQUARE FEET, 0.033 ACRES MORE OR LESS

is hereby approved, and that said easement is abandoned and vacated; and further that every right of said City of Bradenton and of the public in general is hereby renounced and disclaimed in and to that portion of the easement as hereinabove described; and the City Clerk is instructed to cause a certified copy of this Resolution to be recorded in the Public Records of Manatee County, Florida.

PASSED AND DULY ADOPTED, this 8th day of February 2017.

Wayne H. Poston, Mayor

Carl Callahan, City Administrator

APPROVED AS TO FORM:

William R. Lisch, City Attorney

LEGAL DESCRIPTION: (AS PREPARED BY THE CERTIFYING SURVEYOR AND MAPPER)

EXHIBIT 'A'

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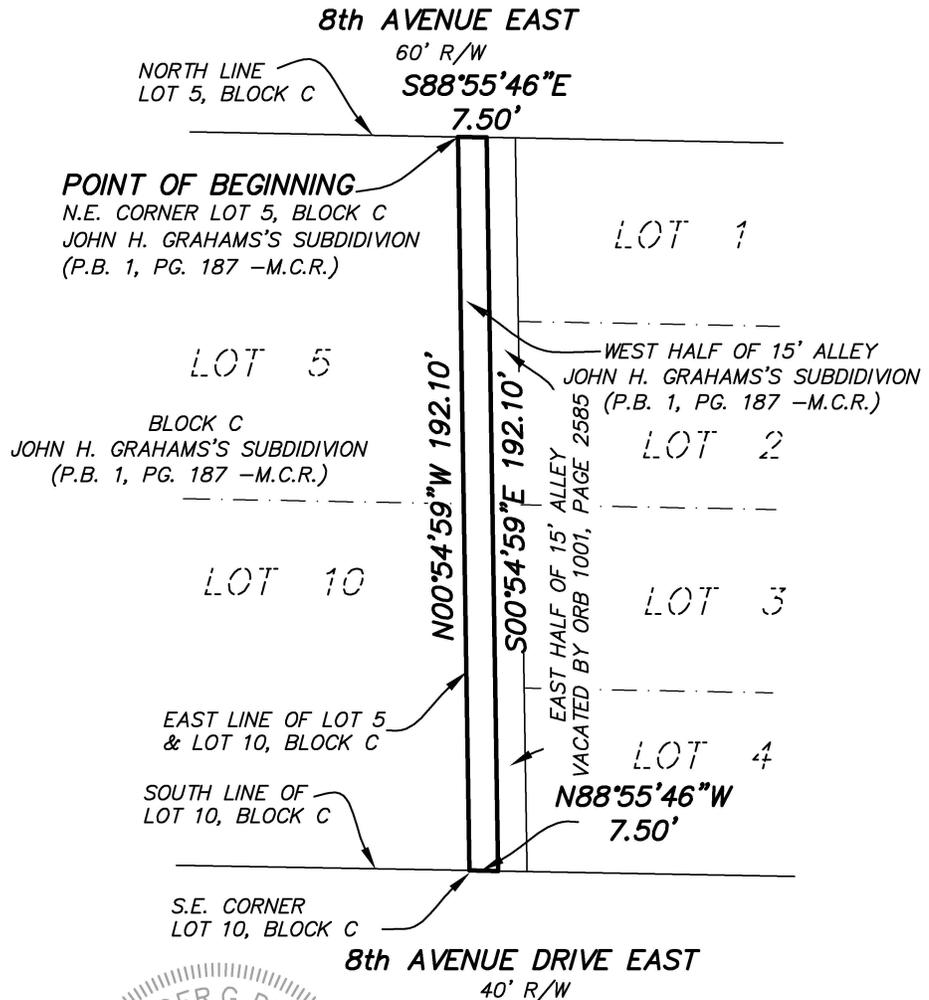
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SAID LANDS SITUATE AND BEING IN THE COUNTY OF MANATEE, FLORIDA AND CONTAINING 1,441 SQUARE FEET, 0.033 ACRES MORE OR LESS.



NORTH

SCALE: 1" = 50'



SURVEYOR'S NOTES:

1. BEARINGS SHOWN HEREON ARE ASSUMED
2. THIS IS A SKETCH ONLY AND DOES NOT REPRESENT A FIELD SURVEY.

ABBREVIATIONS

- P.B. = PLAT BOOK
- LB = LICENSED BUSINESS
- PG. = PAGE
- M.C.R. = MANATEE COUNTY RECORDS
- R/W = RIGHT OF WAY
- COV. = COVERED
- ORB = OFFICIAL RECORD BOOK

Date of Certification: DECEMBER 6, 2016

ALEXANDER G. DUCHART
PROFESSIONAL SURVEYOR & MAPPER
FLORIDA REGISTRATION NO. 5998



CLIENT	FORSTON	"UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER, THE BOUNDARY SURVEY IS FOR INFORMATION ONLY AND IS NOT VALID".
JOB NO.	11-16-16	
ACAD FILE	FORT-ALLEY	
FIELD DATE		
DRAWN BY:	SD	
REVISIONS		

LB-8115

A. DUCHART LAND SURVEYING

2403 VERMONT AVENUE EAST
BRADENTON, FL 34208
aduchart@gmail.com
1-800-402-8768

- Boundary
- Construction
- Platting
- ALTA
- Topographic



PCD STAFF REPORT

Department of Planning & Community Development

PROJECT: RV.16.4809 Fortson Homes
 City Council
FROM: Christopher M. Gratz, AICP, Development Services and Zoning Manager
DATE: 1/18/2017, revised for 2/8/2017
APPLICANT: Rick Schappacher, P.E., of Schappacher Engineering, Inc. for Fortson Homes, Inc., owners
WARD: 5 – Harold Byrd, Jr.

PROJECT SYNOPSIS:

<i>Applicant's Request:</i>	<i>Right-of-Way Vacation</i>
<i>Location:</i>	<i>1130 8th Avenue East (Zoned T4-R & T4-O)</i>
<i>Staff Recommendation:</i>	<i>Approval</i>
<i>Planning Commission Recommendation:</i>	<i>TBD, January 18, 2017</i>
<i>City Council Action:</i>	<i>TBD, February 8, 2017</i>

REQUEST: Vacation of 0.033 acres (1,441 square feet) of right-of-way of the western portion of an un-built alley; the eastern portion was previously vacated.

LOCATION OF SUBJECT PROPERTY: Adjacent to 1130 8th Avenue East (Parcel ID 3228500009), between 8th Avenue East and 8th Avenue Drive East. Generally located north of 9th Avenue East; south of 8th Avenue East; east of 11th Street East; and west of 12th Street East. A legal description is on the attached sketch and description. The subject property is located in the Bradenton CRA and Neighborhood 7.03.

ACREAGE: 0.033 acres (1,441 square feet)

FLOOD ZONE: X

CHARACTERISTICS OF THE SUBJECT PROPERTY: The vacant property is 7.5' by 192.10'.

HISTORY/PREVIOUS ACTION RELEVANT TO APPLICANT'S REQUEST: The eastern 7.5' of this alley was vacated by City Council on March 11, 1981.

SURROUNDING PROPERTIES:

Future Land Use	Zoning	Use
North: Residential Medium	T4-R	Vacant, Church
South: UCC	T4-O	Vacant, Building Materials Store
East: Residential Medium	T4-O & T4-R	Multi-family dwellings
West: Residential Medium	T4-O & T4-R	Vacant, Building Materials Store

SUBJECT PROPERTY EXISTING LAND USE / FUTURE LAND USE/ ZONING/:

Vacant / Residential Medium (10 DU/AC) / T4-R, General Urban Restricted & T4-O, General Urban Open

PCD STAFF EVALUATION:

2.2.7.3 Review of application. The PCD director shall report to the planning commission and director of public works all known non-city uses of such easement, right-of-way or property. The planning commission shall evaluate any request for vacation of right-of-way or other dedicated property to determine whether vacation would be detrimental to the public health, safety, welfare or convenience. Information presented at the public hearing regarding use of the property for access to other properties or other public purpose shall be considered by the planning commission in making its recommendation. In cases where the right-of-way is used only for utilities, the planning commission may recommend the vacation provided that an easement is provided for such utilities. The recommendation shall be given to city council in writing. City council shall review a request for public easement vacation to determine whether the requested vacation would be detrimental to public health, safety, welfare or convenience.

- The property does not provide access to the adjacent properties to the east, and the other half of the right-of-way was previous vacated.
- There are no utilities in the right-of-way now, none are planned, and all providers stated no objection to the request.
- Vacating this property will aid in the development of the adjacent vacant property to the west and south with a detached single family home subdivision. Staff has discussed preliminary plans with the developer who wishes to construct nine (9) detached single family homes.
- Public Works has reviewed request and finds that the right-of-way is not needed by the City.

Staff recommends approval of the request since vacating the right-of-way will not be detrimental to the public health, safety, welfare or convenience as required by §2.2.7.3 of the Land Use Regulations.

ATTACHMENTS:

Maps
Application
Resolution 81-16
Public Works Letter of No Objection

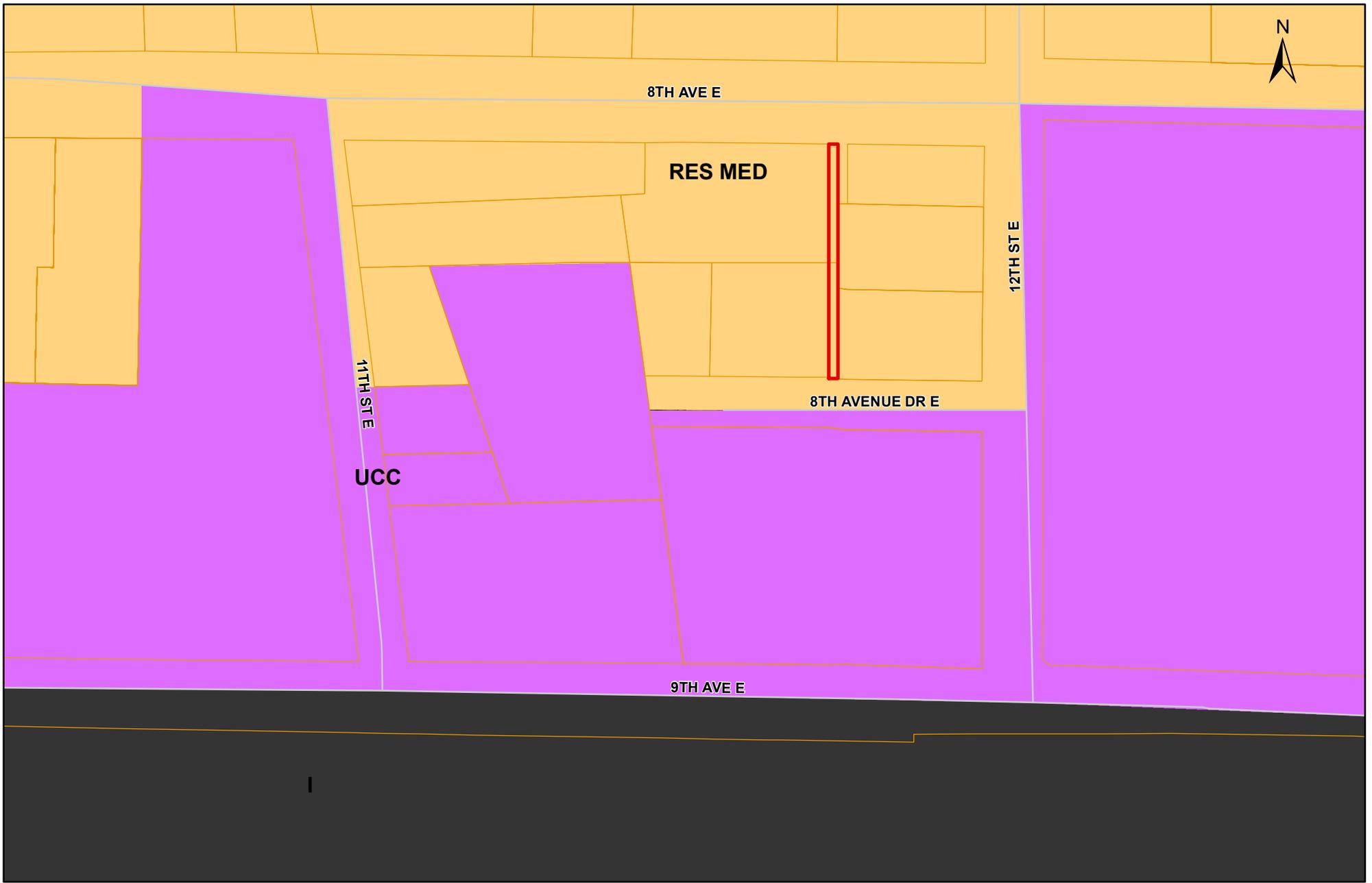
STAFF RECOMMENDATION:

APPROVAL of RV.16.4809 Fortson Homes.

PLANNING COMMISSION RECOMMENDATION (January 18, 2017):

APPROVAL of RV.16.4809 Fortson Homes, motion carried 5-0.

CITY COUNCIL ACTION (February 8, 2017):

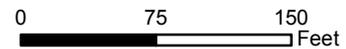


Application #: RV.16.4809
 Owner: Fortson Homes Inc.
 Agent: Rick Schappacher, Schappacher Engineering
 Address: 1130 8th Avenue East
 PIN: 3228500009



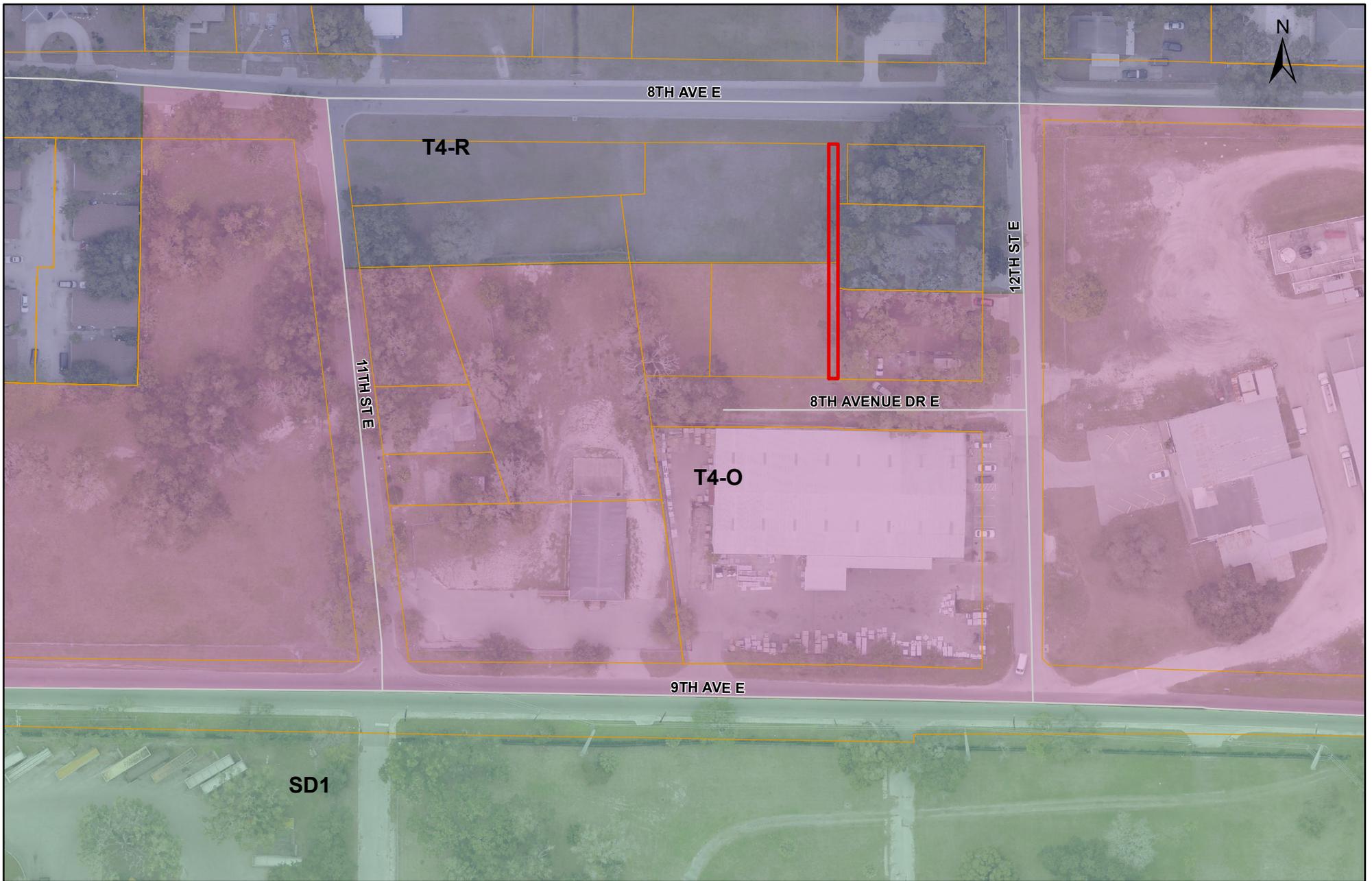
Prepared by Department of
Planning and Community Development

**RIGHT-OF-WAY VACATION
FUTURE LAND USE MAP**



- Legend**
- ROW
 - City Limits
 - Parcels

Printed: 2/1/2017 11:18:36 AM
 Path: G:\GIS\MXDs\IPH_Maps\RV 16 4809 Fortson Homes ROW Vacation 1130 8th Ave E 2.mxd
 GIS Data: Manatee County GIS, City of Bradenton

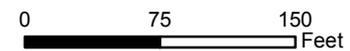


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Prepared by Department of
Planning and Community Development

RIGHT-OF-WAY VACATION ZONING MAP



- Legend**
- ROW
 - City Limits
 - Parcels

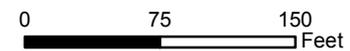


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Prepared by Department of
Planning and Community Development

RIGHT-OF-WAY VACATION LOCATION MAP



- Legend**
- ROW
 - City Limits
 - Parcels

BB

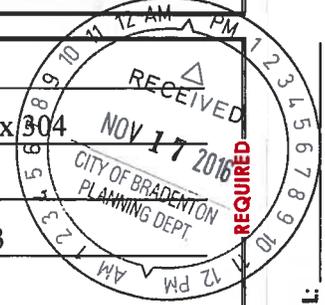


Request to Vacate

Department of Planning & Community Development
101 Old Main Street, Bradenton, FL 34205
Ph: (941) 932-9400
www.cityofbradenton.com

CONTACT INFORMATION

Name of Property Owner: Fortson Homes, Inc.
Owner Address: 1916 72nd Dr E, Sarasota 34243 Telephone: 941 921-0065 x304
Name of Agent: Richard Schappacher
Agent Address: P.O. Box 21256, Bradenton, 34204 Telephone: 941 251-7613
Owner/Agent Email: rick@schappachereng.com



PROPERTY INFORMATION

Property Address: 1130 8th Avenue East
Parcel ID: 3228500009 Acreage: 0.3394
Zoning District: T4-R Future Land Use: Residential Medium Density
*click to view [Zoning map](#) *click to view [FLU map](#)
Ward #: 5 Neighborhood #: 7.03
*click to view [Ward map](#) *click to view [Neighborhoods map](#)

Indicate Type of Vacation Requested: Right-of-Way Easement

MATERIALS FOR REVIEW

Before submitting an application to the City of Bradenton, please check with the Planning & Community Development Department to verify all essential information for review is present. Incomplete applications will delay the review process.

- ▶ **Right-of-Way Vacation**
 - Right-of-Way Vacation Application Fee: \$1,230
 - Letter of Request
 - Documentation of Approval from Public and Private Utilities (see page 2 for Public and Private Utilities contact list)
 - Legal Description of Right-of-Way to be Vacated
 - Property Survey (signed & sealed within the last 3 years)
 - One (1) electronic copy in pdf format of Application and all required support materials
- ▶ **Easement Vacation**
 - Easement Vacation Review Fee: \$300.
 - Notarized Agent Authorization Form, if applicable
 - Letter of Request
 - Documentation of Approval from Public and Private Utilities (see page 2 for Public and Private Utilities contact list)
 - Legal Description of Easement to be Vacated
 - Property Survey (signed & sealed within the last 3 years)
 - One (1) electronic copy in pdf format of Application and all required support materials

The owner of this property and/or the undersigned agree to conform to all applicable laws of the City of Bradenton and to all applicable Federal, State, and County laws.
James Moore 11/14/16
Signature of Owner/Applicant Date

CITY STAFF ONLY

Application Fees:
Fee Required: **\$1,230** (Right-of-Way Vacation)
\$300 (Easement Vacation)
FEE COLLECTED: \$ 1230
RECEIPT #: 007008-0009
Application Sufficiency:
Sufficient:
Incomplete:
APPLICATION #: 164809

REQUIRED

REQUIRED

REQUIRED

REQUIRED

REQUIRED

CITY STAFF ONLY

CITY COUNCIL:

PLANNING COMMISSION:

DRC:

REVIEW DATES -- TO BE COMPLETED BY CITY STAFF



bradenton
The Friendly City

Agent Authorization Form

Department of Planning & Community Development
101 Old Main Street, Bradenton, FL 34205
Ph: (941) 932-9400
www.cityofbradenton.com

PLANNING & ZONING AGENT AUTHORIZATION FORM

Property Address: 1130 8th Avenue East

I, James Moore, the registered property owner(s) of the above noted property, do hereby authorize

Richard Schappacher Schappacher Engineering, LLC
Print Name of Agent Company Name

to act on my behalf and take all actions necessary for the processing, issuance and acceptance of this permit or certification and any and all standards and conditions applicable

James Moore 7205 22nd Street East, Sarasota, FL 34243
Signature of Owner(s) Owner(s) Address (if different than property above)

Richard Schappacher P.O. Box 21256 Bradenton, 34204 - 941 251-7613
Signature of Agent Agent Address and Phone

STATE OF FLORIDA, MANATEE COUNTY

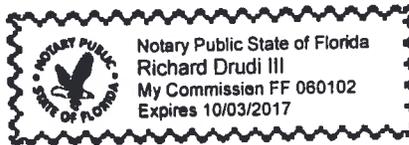
The Foregoing instrument was acknowledged before me this 14 day of November, 2016

produced DRIVERS LICENSE respectively, as

as identification and who did (did not) take an oath:

[Signature]
Signature

_____, Notary Public
Print Name



State of Florida
My Commission Expires: _____



AGENT AUTHORIZATION

REQUIRED

NOTARY

REQUIRED



John H. Graham 15 Foot Alley Vacation

Purpose and Justification

December 7, 2016

Our client, Fortson Homes, is proposing to vacate the western half of a 15 foot alley in John H. Grahams Subdivision. The easterly half has already been vacated by ORB 1001, Page 2585. The client is proposing to build 9 homes in accordance to the City of Bradenton's Form Based Code standards.

The Alleyway runs from 8th Avenue East to the unimproved ROW of 8th Avenue Drive East. The houses east of the alley gain access from 12th St E and there are no utilities in the alley as confirmed by the no objection letters received from the utility companies.

Prepared By:

A handwritten signature in blue ink that reads "Rick Schappacher". The signature is fluid and cursive, written in a professional style.

Rick Schappacher, P.E.

**bright
house**
NETWORKS



10/11/16

Schappacher Engineering
3604 53rd Ave East
Bradenton, FL 34203

Re: Vacate request for Right-of-Way of an alley off of 8th Ave East

Dear, Chris Kolb, E.I.

Pursuant to your e-mail on 10/11/16 Bright House Networks, LLC has no existing facilities located within the proposed easement vacation.

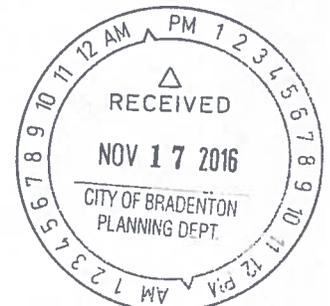
Bright House Networks, LLC has no objection to the vacate of the easement running at the rear of the addresses 802, 804, 806, 808, and 810 12th st East and to the north of 8th ave dr East.

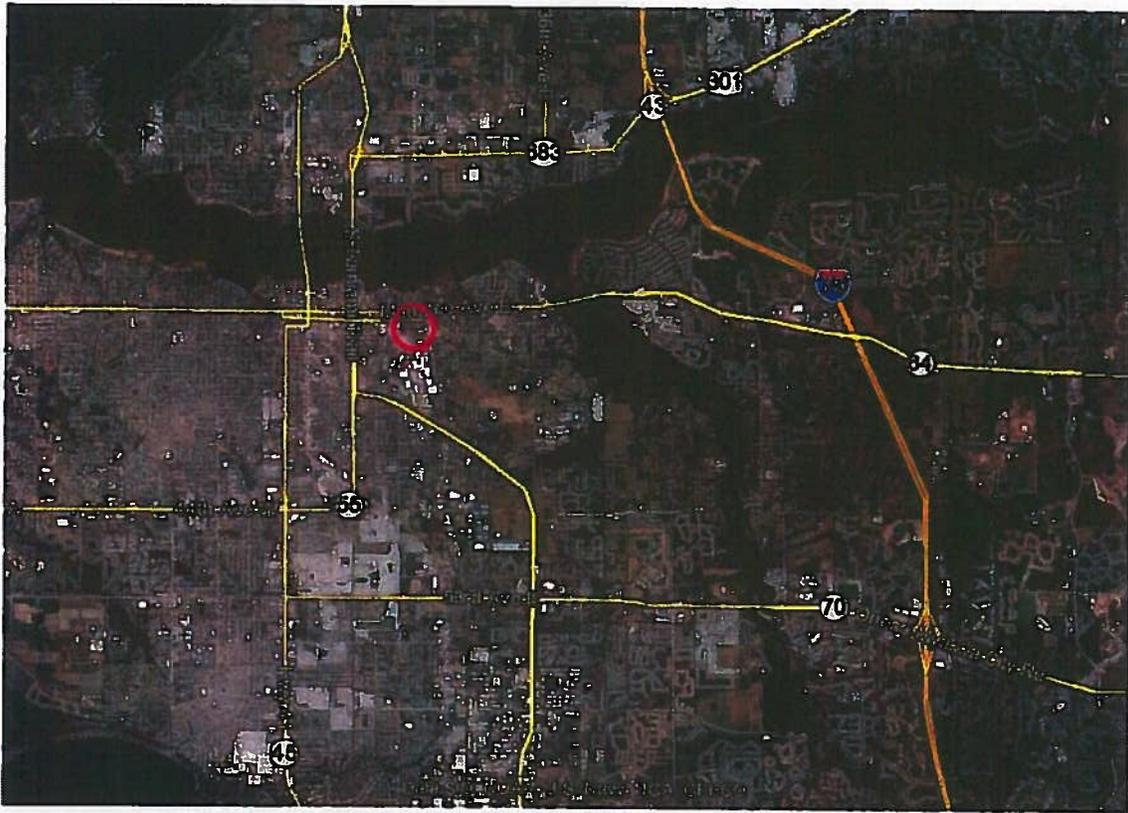
If you should have any questions, please do not hesitate to call. You can reach me @ 941-345-1328.

Sincerely,

Jim Hallman
Field Engineer

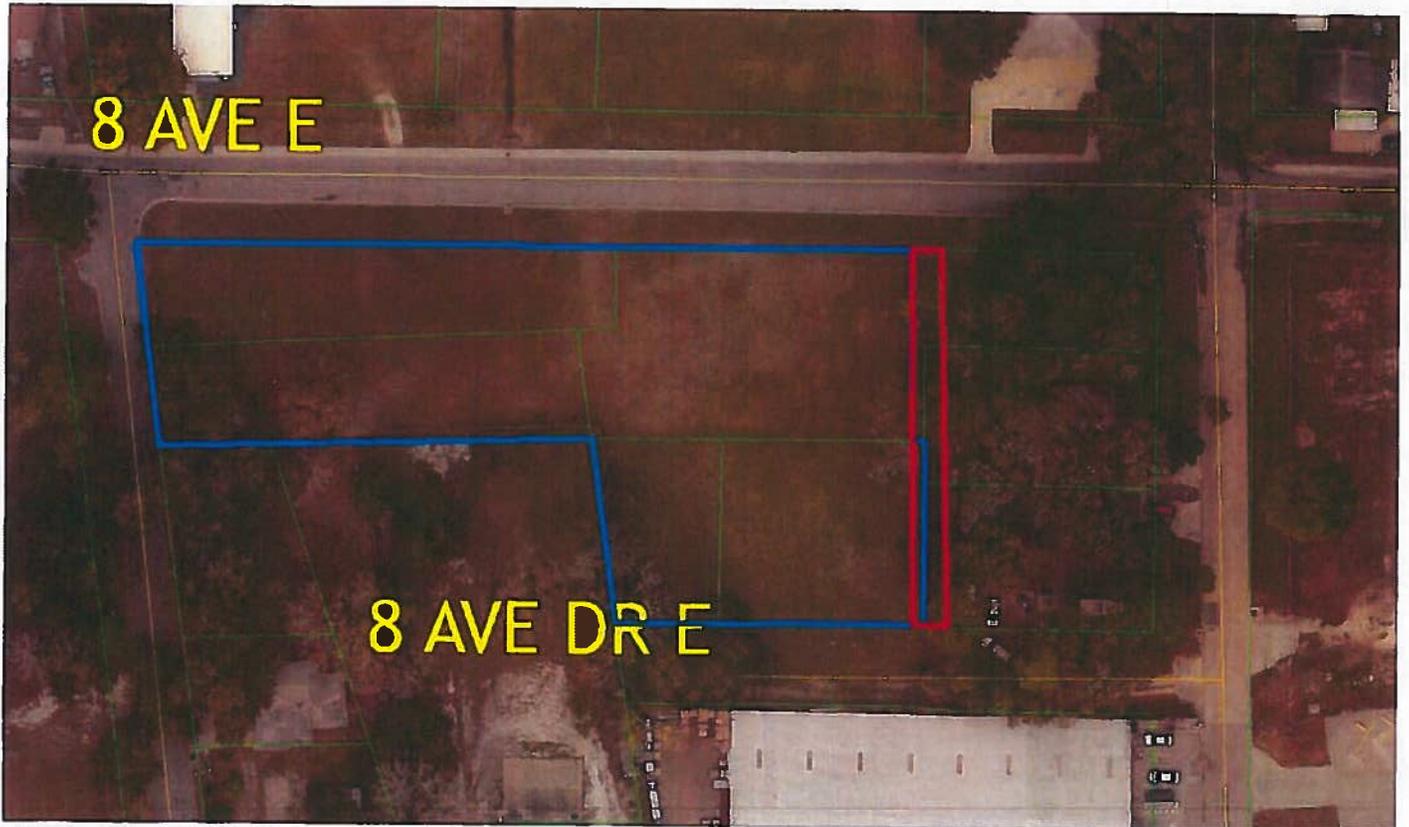
Manatee Region
5413 SR-64 East
Bradenton, Florida 34203
Telephone 941-748-3818 Ext 24051
Fax # 941-345-1323





8th Avenue East ROW Vacation
3604 53rd Ave. East - Bradenton, Florida 34203; Phone: (941) 251-7613





Chris Kolb

From: Hoffman, Steve (sarasota) <Steve_Hoffman@comcast.com>
Sent: Friday, October 14, 2016 2:20 PM
To: Chris Kolb
Subject: RE: ROW Vacation 8th Ave East

Chris.
Comcast Cable of West Florida has No objection to the Vacate of the Utility Easement in the Right –of– Way in the above mentioned Alley off of 8th Avenue in Manatee County.
Thank-you for contacting Comcast in this matter.

Steve Hoffman

From: Chris Kolb [mailto:chris@schappachereng.com]
Sent: Friday, October 14, 2016 11:24 AM
To: Hoffman, Steve (sarasota)
Subject: ROW Vacation 8th Ave East

Steve,

We are looking to get consent to Vacate a Right-Of-Way of an alley off of 8th Avenue East just north of Tropicana. I've attached an exhibit showing it's location and vicinity. If you have any questions or concerns please contact us

Thanks,

Chris Kolb, E.I.
Schappacher Engineering
3604 53rd Ave. East
Bradenton, Florida 34203
Phone: 941 251-7613
Website: www.schappachereng.com



Chris Kolb

From: Coker, Greg <Greg.Coker@fpl.com>
Sent: Thursday, November 10, 2016 4:29 PM
To: Chris Kolb
Cc: Kolar, Christopher; Rick Schappacher
Subject: RE: 8th Ave East ROW Vacation FPL WR# 7378113

Chris,

If the referenced alley way is that shown below (i.e. 15 ft. wide & 192.10 ft. long), FPL has no objection to the proposed vacation. We have no existing facilities within its limits.

Thank you for contacting FPL!

Greg Coker

FLORIDA POWER & LIGHT - Distribution
West Area Relocations Coordinator
1253 12th Avenue East
Palmetto, FL 34221
941-723-4430 (w)
941-704-9087 (c)

<http://www.gratitudecampaign.org/>



Date: 10/10/16



Mike Little
Region rights of way
& Municipal Affairs Mgr.
Frontier Communications
120 E. Lime Street
Lakeland FL., 33801
Cell 813 892-9648

Chris Kolb, E.I.
Schappacher Engineering
3604 53rd Ave. East
Bradenton, Florida 34203
Phone: 941 251-7613

RE:ROW Vacate request for 8th Ave. East, Bradenton, FL

Dear Chris,

- Frontier Florida LLC will require easements as indicated on the attached plat.
- Frontier Florida LLC does object to the above referenced easement or right of way vacation. This is necessary, as we have facilities in the existing easement or rights of way, which needs to be maintained
- Frontier Florida LLC has no objection to the attached request.
- Frontier Florida LLC has no objection to the above referenced vacate providing we may maintain an easement(s) presently occupied by our facilities or providing we are reimbursed for the relocation of our facilities to a new location.

Please be advised that Frontier may have facilities in the area. Please contact Sunshine 811 two full business days prior to commencement of construction at 811 for utility locations. Please call me if you have any questions or need any additional information at (813) 892-9648.

Sincerely,

A handwritten signature in blue ink that reads "Mike Little".

Network Engineering

A Part of Frontier Communications



Teco/Peoples Gas

8261 Vico Ct. • Sarasota, FL 34240 • 941-342-4026 • Fax. 342-4011

October 10, 2016

Schappacher Engineering
Attn: Chris Kolb, E.I.
3604 53rd Avenue East
Bradenton, Florida 34203

**Re: No Objection to Vacation of Easement
Alley Way off of 8th Ave East
Bradenton, Florida**

Dear Mr. Kolb:

We have reviewed the plan forwarded to us regarding the vacation as referenced above.

TECO/Peoples Gas has **No Objection** to the proposed vacation.

Should you have any questions or concerns, please contact me at 941-342-4006.

Sincerely,

TECO/PEOPLES GAS



Dan Shanahan
Sarasota Operations Engineering



LEGAL DESCRIPTION:

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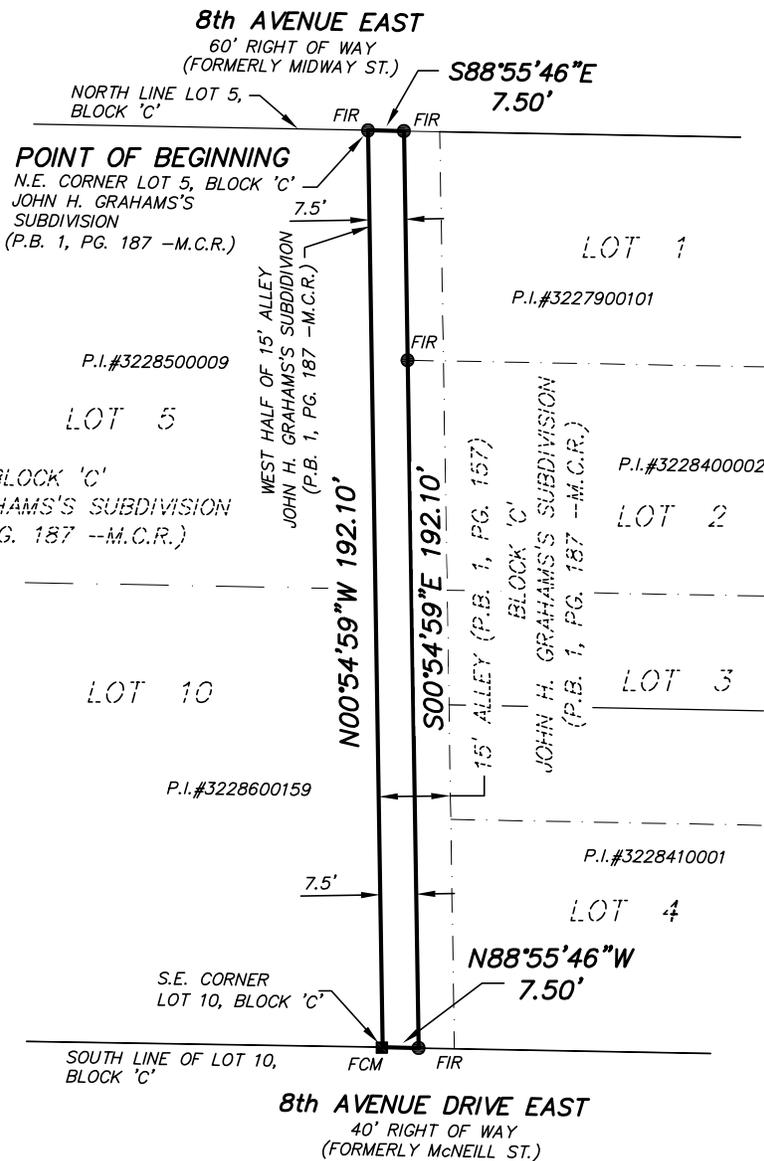
BOUNDARY SURVEY

ABBREVIATIONS:

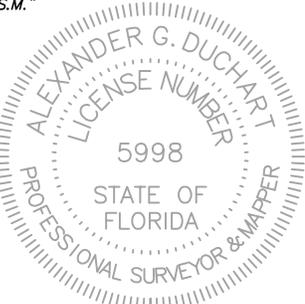
- FIR = FOUND 5/8" IRON ROD "NO.I.D."
- LB = LICENSED BUSINESS
- FCM = FOUND 4" CONCRETE MONUMENT "NO.I.D."
- I.D. = IDENTIFICATION
- P.I.# = PROPERTY IDENTIFICATION NUMBER
- PG. = PAGE
- P.B. = PLAT BOOK
- M.C.R. = MANATEE COUNTY RECORDS

SURVEYOR'S NOTES:

1. BUILDING SETBACKS SHOWN HEREON WERE TAKEN AT THE FOUNDATION OF BUILDING.
2. VISIBLE EASEMENTS OR ENCROACHMENTS ARE SHOWN OR NOTED HEREON.
3. THE SYMBOLS REFLECTED IN THE LEGEND AND ON THIS SURVEY MAY HAVE BEEN ENLARGED FOR CLARITY. THE SYMBOLS HAVE BEEN PLOTTED AT THE CENTER OF THE FIELD LOCATION AND MAY NOT REPRESENT THE ACTUAL SHAPE OR SIZE OF THE FEATURE.
4. UNDERGROUND IMPROVEMENTS, UTILITIES OR ENCROACHMENTS NOT LOCATED.
5. THE BEARINGS SHOWN HEREON ARE ASSUMED REFERRED TO THE EAST LINE OF LOT 5 AND LOT 10, BLOCK 'C', SHOWN ON THIS SURVEY HAVING A BEARING OF N00°54'59"W.



"THE SEAL APPEARING ON THIS DOCUMENT WAS AUTHORIZED BY ALEXANDER DUCHART P.S.M."



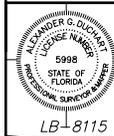
NOVEMBER 13, 2016

[Signature]
 ALEXANDER G. DUCHART
 PROFESSIONAL SURVEYOR & MAPPER
 FLORIDA REGISTRATION NO. 5998

**CERTIFIED TO:
 FORTSTON HOMES**

CLIENT R-S	
JOB NO.	11-6-16
ACAD FILE	FORTSTON-ALLEY
FIELD DATE	11-10-16
CHECKED BY:	SD
DRAWN BY:	SD
FLD. BOOK:	AGD04-PG04
REVISIONS	DATE

"UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER, THE BOUNDARY SURVEY IS FOR INFORMATION ONLY AND IS NOT VALID"



A.DUCHART LAND SURVEYING, INC.

2403 VERMONT AVENUE EAST
 BRADENTON, FL 34208
 aduchart@gmail.com
 1-800-402-8768

- Boundary
- Construction
- Platting
- ALTA
- Topographic

SCALE: 1" = 30'

RESOLUTION NO. 81-16

A RESOLUTION VACATING THE FOLLOWING DESCRIBED ALLEYWAY: THE EAST 1/2 OF THAT ALLEY LYING BETWEEN LOTS 5 AND 10 AND LOTS 2, 3 AND 4, BLOCK "C", OF GRAHAM SUBDIVISION, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 1, PAGE 187, OF THE PUBLIC RECORDS OF MANATEE COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, ALONZA L. and JILL H. PULLEN

did file with the City Council of the City of Bradenton, Florida, on or about the 23rd day of January, 1981, a Petition to Vacate Alleyway; and

WHEREAS, a Notice of Publication to Vacate Alleyway was published in the Bradenton Herald, a newspaper of general circulation in said City, setting forth the general nature of the public hearing on February 18, 1981, at 3:30 P.M., and in connection with the said vacating and abandoning of the alleyway herein referred to and said public hearing having been held at the advertised time and place; and

WHEREAS, all interested persons having been heard by the Council aforesaid in open session at such public hearing, and it appearing to said Council that the renouncing and disclaiming of any right of the said City and of the public in and to this particular alleyway, as is more particularly described below, will not affect the ownership or right of convenient access of persons to or from their lands; and all members of the Council having been fully advised in the premises,

NOW, THEREFORE, BE IT RESOLVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF BRADENTON, FLORIDA, upon the said application and of its own motion, that the alleyway lying in the said City of Bradenton, which is more particularly described as being:

The East 1/2 of that alley lying between Lots 5 and 10 and Lots 2, 3 and 4, Block "C", of GRAHAM SUBDIVISION, as per Plat thereof recorded in Plat Book 1, Page 187, of the Public Records of Manatee County, Florida,

be and the same is hereby closed, abandoned and vacated, and every right of the said City of Badenton and of the public in general is hereby renounced and disclaimed in and to the alleyway hereinabove described.

Notice hereof shall be published and recorded as required by law.

PASSED AND DULY ADOPTED this 11th day of March

1981.

ATTEST:

City Clerk

Mayor

APPROVED AS FORM:

MANATEE CO FLA.
CLERK
MAR 11 5 02 PM '81

FILED AND RECORDED

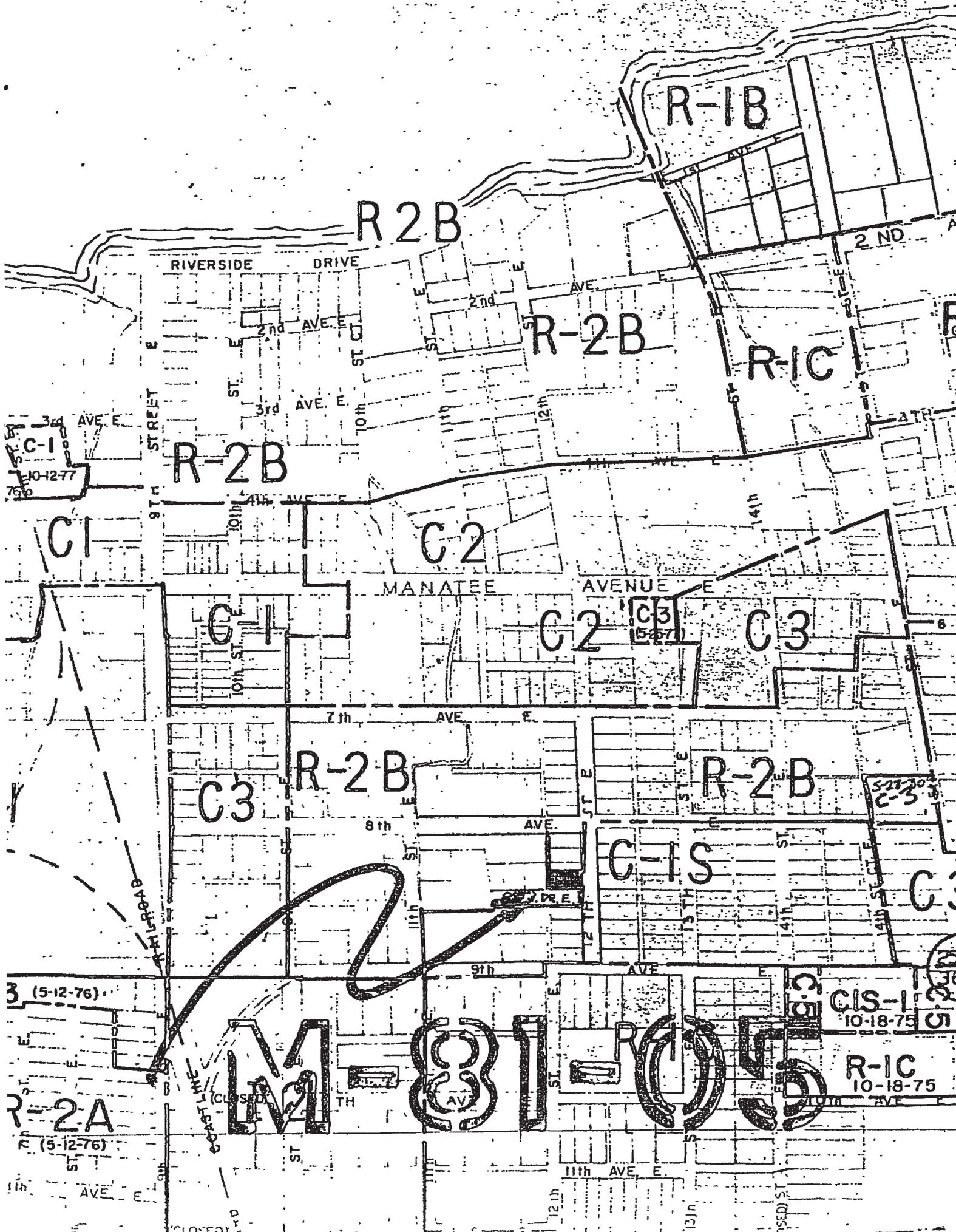
792010



3/11/E

TEE RIVER RESOLUTION

81-16





January 11, 2017

Catherine Hartley
City of Bradenton
Department of Planning and Community Development
101 Old Main Street
Bradenton, FL 34205

Re: Right-of-Way Vacation Application for Forston Homes 8th Ave Dr E

Dear Catherine:

Public Works does not have any objection to the Right-of-Way vacation adjacent to parcels:

- 3228500009
- 3228600159
- 3227900101
- 3228400002
- 3228410001

The Right-of-Way is defined as 15 feet wide. Some artifact City utilities may be located in this area. Please call Public Works if any utilities are encountered.

Please let me know if you have any further questions. You can contact me at kim.clayback@cityofbradenton.com or (941) 708-6300 x224.

Sincerely,

A handwritten signature in black ink that reads "Kim B Clayback". The signature is written in a cursive, slightly slanted style.

Kim B Clayback, PE
City of Bradenton Public Works and Utilities
Infrastructure Engineer