

Lee County Board Of County Commissioners
 Agenda Item Summary

Blue Sheet No. 20050966

1. ACTION REQUESTED/PURPOSE: Conduct a Public Hearing to adopt a Resolution on Petition to Vacate a 12-foot Drainage and Public Utility Easement centered on the common lot lines between lots 14 & 15 located at 2001 Robert Ave., Alva (Case No. VAC2005-00024).

2. WHAT ACTION ACCOMPLISHES: To construct a single-family home on the combined lots. The vacation of this easement will not alter existing drainage and utility conditions and the easement is not necessary to accommodate any future drainage and utility requirements.

3. MANAGEMENT RECOMMENDATION: Approve

4. Departmental Category: COMMISSION DISTRICT #: 5		9:30 PH 3		5. Meeting Date: 08-16-2005	
6. Agenda:		7. Requirement/Purpose: (specify)		8. Request Initiated:	
<input type="checkbox"/> Consent	<input checked="" type="checkbox"/> Statute	F.S. Ch. 177		Commissioner	
<input type="checkbox"/> Administrative	<input type="checkbox"/> Ordinance			Department	
<input type="checkbox"/> Appeals	<input checked="" type="checkbox"/> Admin. Code	13-1		Community Development	
<input checked="" type="checkbox"/> Public	<input type="checkbox"/> Other			Division	
<input type="checkbox"/> Walk-On				Development Services	
				By: <i>[Signature]</i> 7/27/05	
				Peter J. Eckenrode, Director	

9. Background:

The completed petition to vacate, VAC2005-00024 was submitted by Alrick and Pauline A. Whittle.

LOCATION: The site is located at 2001 Robert Ave., Alva, Florida 33920 and its strap number is 02-44-27-16-00064.0140. Petition No. VAC2005-00024 proposes to vacate a twelve-foot (12') wide Drainage and Public Utility Easement on Lots 14 and 15, Block 64, Unit 16, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 20, Page 19 of the Public Records of Lee County, Florida, **Less and Except** the easterly 6 feet and the westerly 6 feet thereof.

Documentation pertaining to this Petition to Vacate is available for viewing at the Office of Lee Cares.

There are no objections to this Petition to Vacate.

Attached to this Blue sheet is the Petition to Vacate, Notice of Public Hearing and Exhibits.

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services			County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.
<i>[Signature]</i>				<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>	<i>[Signature]</i>
					7/20/05	7/20/05	7/20/05	7/21/05

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
 COUNTY ADMIN
 7-20-05
 2:30
 COUNTY ADMIN
 FORWARDED TO: 11
 7/21/05

REC'D. 7/20/05
 by CO. ATTY.
 2:15 PM
 CO. ATTY.
 FORWARDED TO:
 7/21/05



PETITION TO VACATE

TRANSMITTAL FOR PUBLIC NOTICE REQUIREMENTS

DATE: July 5, 2005

To: Patricia Geren
Public Resources

FROM: Ron Wilson
Development Services

BLUESHEET NUMBER: 20050966

CASE NUMBER: VAC2005-00024

Applicable Public Noticing Requirement:

PTV under AC13-1
1st Notice - 15 days prior to Public Hearing
2nd Notice - 7 days prior to Public Hearing

PTV under AC13-8
One Notice - 15 days prior to Public Hearing

Upon scheduling of Public Hearing date, please provide e-mail notice to Ron Wilson, Development Services (rwilson@leegov.com) and Joan Henry, Assistant County Attorney (jhenry@leegov.com).

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2005-00024

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 16th day of August 2005 @ 9:30AM in the County Commissioners' Meeting Room, Old Lee County Courthouse, 2120 Main Street, Fort Myers, Florida, the Board of County Commissioners of Lee County, Florida, will consider and take action on a Petition vacating the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A".

Interested parties may appear in person or through a representative and be heard with respect to the Petition to Vacate.

Anyone wishing to appeal the decision made by the Board with respect to any matter considered at this meeting will need a record of the proceeding for such appeal, and may need a verbatim record, to include all testimony and evidence upon which the appeal is to be based.

A copy of the Petition to Vacate is on file in the Office of the Clerk of the Circuit Court of Lee County, Florida, Minutes Office, 2115 Second Street, Fort Myers, Florida.



LEE COUNTY
SOUTHWEST FLORIDA

CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement and drainage easement centered on Lots 14 & 15, Block 64, Unit 16, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 20, page 19, of the Official Records of Lee County, Florida.

Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.



Christopher B. Still
P.S.M. 5941
June 24, 2004

Exhibit "A"
Petition to Vacate
VAC2005-00024
[Page One of One]

THIS INSTRUMENT PREPARED BY:

Department of Community Development
Development Services Division
1500 Monroe Street
Fort Myers Florida 33901

RESOLUTION NO. _____ FOR PETITION TO VACATE

Case Number: VAC2005-00024

WHEREAS, Petitioners **Alrick Whittle and Pauline A. Whittle** in accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, filed a Petition to Vacate the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A"; and

WHEREAS, the Board of County Commissioners of Lee County, Florida held a Public Hearing on this Petition to Vacate on the _____ ; and

WHEREAS, a legally sufficient Affidavit of Publication regarding the Notice of Public Hearing on this Petition to Vacate was entered into the minutes of the County Commission Meeting; and

WHEREAS, the Petitioner(s) has fee simple title ownership to the underlying land sought to be vacated; and

WHEREAS, the Petitioner(s) has provided proof that all applicable state and county taxes have been paid; and

WHEREAS, Petitioner(s) did provide notice to all affected property owners concerning the intent of the Petition to Vacate in accordance with LCAC 13-1; and

WHEREAS, the letters of review and recommendation provided by the various governmental and utility entities indicate that granting the Petition to Vacate will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

NOW therefore be it resolved by the Board of County Commissioners as follows:

1. Petition to Vacate No. VAC2005-00024 is hereby granted.
2. The public's interest in the easement, plat or portion of a plat legally described in Exhibit "A" and graphically depicted in the sketch attached as Exhibit "B" is hereby vacated.
3. This Resolution will become effective upon recording of a fully executed copy in the public records of Lee County, Florida.

This Resolution passed by voice and entered into the minutes of the Board of County Commissioners of Lee County, Florida, this _____.

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

Deputy Clerk Signature

Chairman Signature

Please Print Name

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement and drainage easement centered on Lots 14 & 15, Block 64, Unit 16, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 20, page 19, of the Official Records of Lee County, Florida.

Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.



Christopher B. Still
P.S.M. 5941
June 24, 2004

Exhibit "A"
Petition to Vacate
VAC2005-00024
[Page One of One]



BLOCK 64
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VACANT

BLOCK 64
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VACANT

BLOCK 64
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BLOCK 64
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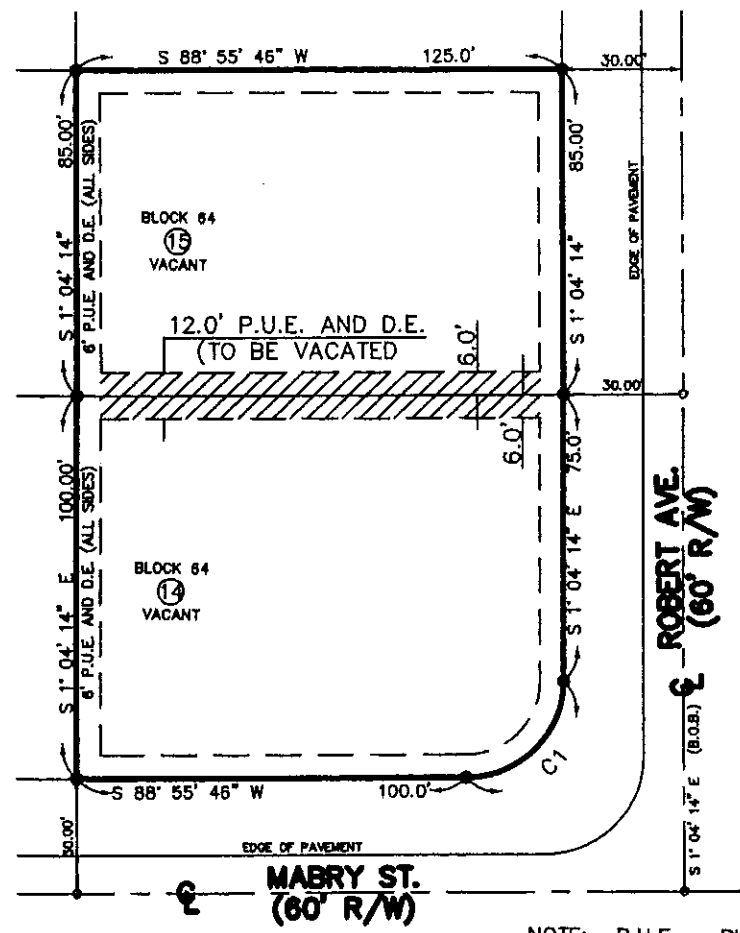


Exhibit "B"
Petition to Vacate
VAC2005-00024
[Page One of One]

NOTE: P.U.E. - PUBLIC UTILITY EASEMENT
D.E. - DRAINAGE EASEMENT

NUMBER	DELTA ANGLE	CHORD DIRECTION	RADIUS	ARC LENGTH	CHORD LENGTH
C1	90°00'00"	S 43°55'46" W	25.00	39.27	35.36

2001 ROBERT AVE.
LOT 14 AND 15, BLOCK 64, UNIT 16
SECTION 2, TOWNSHIP 44 SOUTH, RANGE 27 EAST
LEHIGH ACRES, LEE COUNTY, FLORIDA
RECORDED IN PLAT BOOK 20, PAGE 19, AND
PLATTED JULY 17, 1979, OF THE
OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

Christopher B. Still
CHRISTOPHER B. STILL
P.S.M. 5941
MARCH 3, 2005

NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (L85449)
Professional Surveyors and Mappers
1130-E Lee Boulevard, Lehigh Acres, Florida 33936
(239) 368-7400 (239) 368-7885 (Fax)

DATE:	3-3-05
JOB NUMBER:	0235-187
DRAWN BY:	C.B.S.
SCALE:	1" = 50'
SHEET:	1 of 2



PETITION TO VACATE (AC 13-1)

Case Number: VAC 2005-00024

Petitioner(s), Whittle, Aleck + Paulina
requests the Board of County Commissioners of Lee County, Florida, to grant this Petition to Vacate and states as follows:

1. Petitioner(s) mailing address, 241 North 69th Ave, Hollywood FL 33024
2. In accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, Petitioner desires to vacate the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A".
3. A sketch showing the area the Petitioner desires to vacate is attached as Exhibit "B".
4. Proof Petitioner paid all applicable state and county taxes is attached as Exhibit "C".
5. Petitioner is fee simple title holder to the underlying land sought to be vacated.
6. Petitioner did provide notice to all affected property owners concerning the intent of this Petition in accordance with the LCAC 13-1.
7. In accordance with letters of review and recommendation provided by various governmental and utility entities, it is apparent if the Board grants the Petitioner's request, it will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

Wherefore, Petitioner respectfully requests the Board of County Commissioners adopt a Resolution granting the Petition to Vacate.

Respectfully Submitted by:

Aleck Whittle
Petitioner Signature

Paulina Whittle
Petitioner Signature

Aleck Whittle
Printed Name

Paulina Whittle
Printed Name

NOTE: This is a legal document and is therefore not available in Word Perfect format.

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement and drainage easement centered on Lots 14 & 15, Block 64, Unit 16, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 20, page 19, of the Official Records of Lee County, Florida.

Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.



Christopher B. Still
P.S.M. 5941
June 24, 2004

Exhibit "A"
Petition to Vacate
VAC2005-00024
[Page One of One]



BLOCK 64
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VACANT

BLOCK 64
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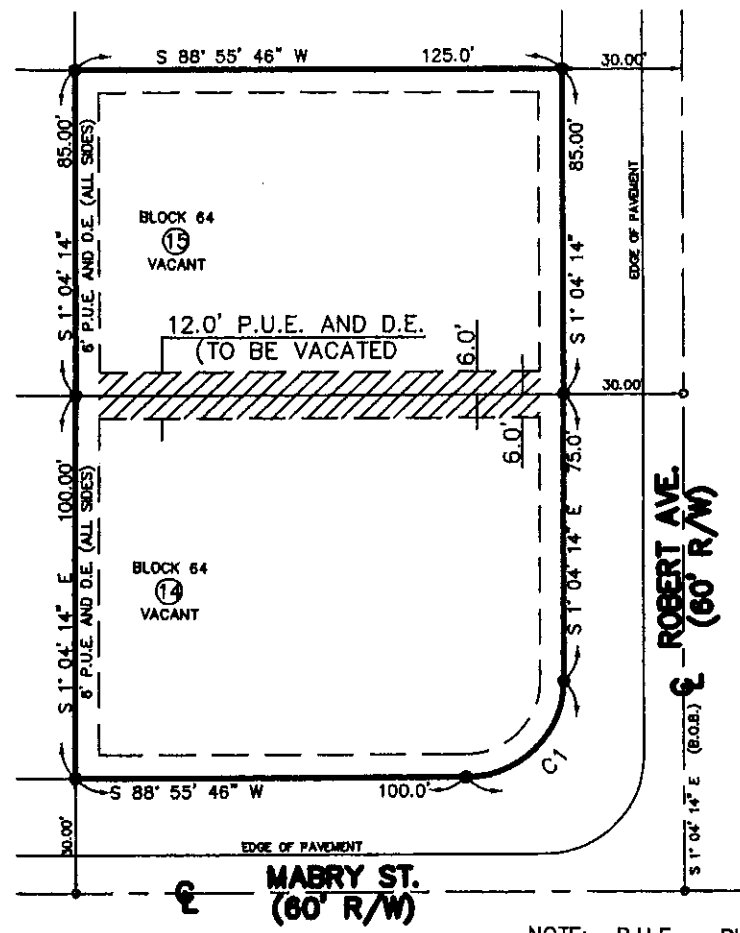


Exhibit "B"
Petition to Vacate
VAC2005-00024
[Page One of One]

NOTE: P.U.E. - PUBLIC UTILITY EASEMENT
D.E. - DRAINAGE EASEMENT

NUMBER	DELTA ANGLE	CHORD DIRECTION	RADIUS	ARC LENGTH	CHORD LENGTH
C1	90°00'00"	S 43°55'46" W	25.00	39.27	35.36

2001 ROBERT AVE.
LOT 14 AND 15, BLOCK 64, UNIT 16
SECTION 2, TOWNSHIP 44 SOUTH, RANGE 27 EAST
LEHIGH ACRES, LEE COUNTY, FLORIDA
RECORDED IN PLAT BOOK 20, PAGE 19, AND
PLATTED JULY 17, 1979, OF THE
OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

Christopher B. Still
CHRISTOPHER B. STILL
P.S.M. 5941
MARCH 3, 2005

NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
Professional Surveyors and Mappers
1130-E Lee Boulevard, Lehigh Acres, Florida 33936
(239) 368-7400 (239) 368-7885 (Fax)

DATE:	3-3-05
JOB NUMBER:	0235-187
DRAWN BY:	C.B.S.
SCALE:	1" = 50'
SHEET:	1 of 2

Exhibit "C"
Petition to Vacate
VAC2005-00024
 [Page One of One]

Lee County Tax Collector - Print Results



Real Property Information		New Search
Account	Tax Year	Status
02-44-27-16-00064.0140	2004	PAID
Original Account	Book/Page	
02-44-27-16-00064.0140	4223/3204	
Owner		
WHITTLE ALRICK + PAULINE A		
Physical Address	Mailing Address	
2001 ROBERT AVE ALVA FL 33920	241 NORTH 69TH AVE HOLLYWOOD FL 33024 USA	
Legal Description		
LEHIGH ACRES UNIT 16 BLK.64 PB 20 PG 19 LOT 14		
Outstanding Balance as of 6/29/2005		\$0.00

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement and drainage easement centered on Lots 14 & 15, Block 64, Unit 16, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 20, page 19, of the Official Records of Lee County, Florida.

Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.



Christopher B. Still
P.S.M. 5941
June 24, 2004

Exhibit "A"
Petition to Vacate
VAC2005-00024
[Page One of One]



BLOCK 64
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 VACANT

BLOCK 64
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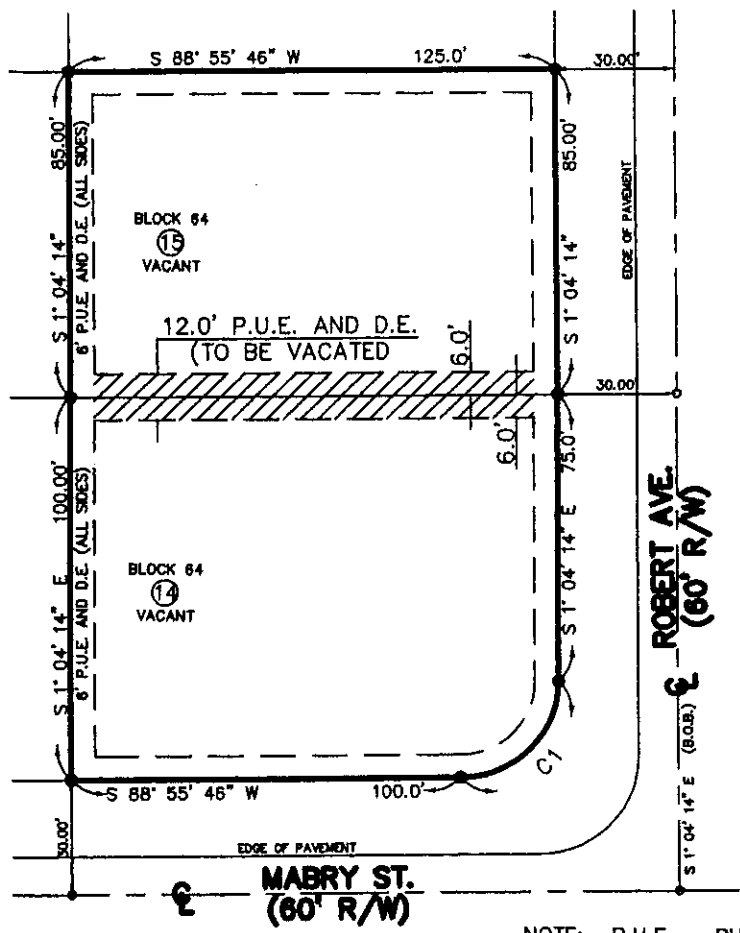


Exhibit "B"
 Petition to Vacate
 VAC2005-00024
 [Page One of One]

NOTE: P.U.E. - PUBLIC UTILITY EASEMENT
 D.E. - DRAINAGE EASEMENT

NUMBER	DELTA ANGLE	CHORD DIRECTION	RADIUS	ARC LENGTH	CHORD LENGTH
C1	90°00'00"	S 43°55'46" W	25.00	39.27	35.36

2001 ROBERT AVE.
 LOT 14 AND 15, BLOCK 64, UNIT 16
 SECTION 2, TOWNSHIP 44 SOUTH, RANGE 27 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 20, PAGE 19, AND
 PLATTED JULY 17, 1979, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

Christopher B. Still
 CHRISTOPHER B. STILL
 P.S.M. 5941
 MARCH 3, 2005

NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
 Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (239) 368-7400 (239) 368-7685 (Fax)

DATE:	3-3-05
JOB NUMBER:	0235-187
DRAWN BY:	C.B.S.
SCALE:	1" = 50'
SHEET:	1 of 2

Exhibit "C"
Petition to Vacate
VAC2005-00024
 [Page One of One]

Lee County Tax Collector - Print Results



Real Property Information		New Search
Account	Tax Year	Status
02-44-27-16-00064.0140	2004	PAID
Original Account	Book/Page	
02-44-27-16-00064.0140	4223/3204	
Owner		
WHITTLE ALRICK + PAULINE A		
Physical Address	Mailing Address	
2001 ROBERT AVE ALVA FL 33920	241 NORTH 69TH AVE HOLLYWOOD FL 33024 USA	
Legal Description		
LEHIGH ACRES UNIT 16 BLK.64 PB 20 PG 19 LOT 14		
Outstanding Balance as of 6/29/2005		\$0.00

Prepared by
Property Appraiser Parcel I.D. (Folio) Number(s):
02-44-27-16-08064.0140

Executive Title
Sandra L. Jones
1140 Lee Blvd # 111, Lehigh Acres #33936 Alrick - A.W.

WARRANTY DEED

This Warranty Deed Made the 20th day of December, 2004, by Alrick Whittle and Pauline A. Whittle, Husband and Wife, hereinafter called the grantor, whose post office address is:
241 N 69th Ave, Hollywood, FL 33024

A.W. to Alrick Whittle and Pauline A. Whittle, Husband and Wife, whose post office address is:
241 N 69th Ave, Hollywood, FL 33024 (hereinafter called the grantee,

WITNESSETH: That said grantor, for and in consideration of the sum of \$10.00 Dollars and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in Lee County, Florida, viz:

Lot 14 and 15, Block 64, Unit 16, Lehigh Acres, Section 2, Township 44 South, Range 27 East, according to the plat thereof, as recorded in Plat Book 20, Page 19, Public Records of Lee County, Florida.

The property is not the homestead of the Grantor(s).
TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.
To Have and to Hold, the same in fee simple forever.
And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to _____, reservations, restrictions and easements of record, if any.
(The terms "grantor" and "grantee" herein shall be construed to include all genders and singular or plural as the context indicates.)
In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written.

SIGNED IN THE PRESENCE OF THE FOLLOWING WITNESSES
(TWO SEPARATE DISINTERESTED WITNESSES REQUIRED)

1st Witness Signature: [Signature]
Printed Name: Patricia Chavez
2nd Witness Signature: [Signature]
Printed Name: MARIA R BRIDG
Alrick Whittle
Pauline A. Whittle

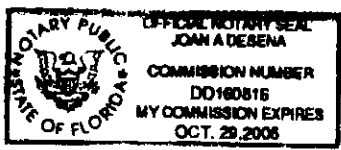
STATE OF Florida
COUNTY OF BYGONA

The foregoing instrument was acknowledged before me this 20 day of December, 2004, by Alrick Whittle and Pauline A. Whittle, who is/are personally known to me or who has/have produced driver license(s) as identification, and who did / did not take an oath.

My Commission Expires: 10/29/06

[Signature]
Notary Signature
Print Name: JOAN A. De Sena
Serial Number

SEAL



RECORDER'S MEMO
Legibility of Writing, Typing or
Printing Unsatisfactory in this
Document When Received.

INSTR # 6584400
OR BK 04541 Pg 4906; (100)
RECORDED 01/03/2005 09:26:14 AM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY, FLORIDA
RECORDING FEE 10.00
DEED DOC 0.70
DEPUTY CLERK C Keller

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: _____

Bob Janes
District One

June 29, 2005

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Alrick and Pauline A. Whittle
241 N. 69th Ave.
Hollywood, FL 33024

Tammy Hall
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing Examiner

Re: **VAC2005-00024 - Petition to Vacate** a 12-foot Public Utility and Drainage Easement centered on the common lot lines between Lots 14 & 15, Block 64, Unit 16, S 2, T 44S, R 27E, Lehigh Acres, Lee County, Florida, according to the map or plat thereof on file and recorded in Plat Book 20, Page 19 of the Public Records of Lee County, FL

Dear Mr. & Mrs. Whittle:

You have indicated that in order to construct a single-family residence on the combined lots, you desire to eliminate the Public Utility and Drainage Easements located between your two (2) lots. The site is located at 2001 Robert Ave., Alva. Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

Should you have any questions, please call me at the above telephone number.

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT
Development Services Division



Peter J. Eckenrode
Director

PJE/RXW

U:\200506\VAC20050.00214\DCDLETTER.DOC

April 15, 2005

Alrick & Paulina Whittle
241 North 69th Ave.
Hollywood, FL 33024
941-981-9347

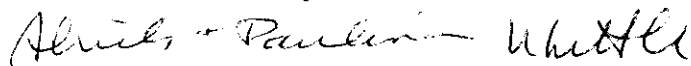
Lee County Department of Community Development
1500 Monroe Street, 3rd Floor
Fort Myers, FL 33901

ATTN: Peter J. Eckenrode, Director Development Services.

RE: EASEMENT VACATION 2001 ROBERT AVE., LEHIGH ACRES, FL

We are requesting to vacate the easements dividing Lots 14 and 15 in order to construct a Single Family Residence. STRAP # is 02442716000640140.

Thank you for your help in this matter.



Alrick & Paulina Whittle

Cc: file



RUSS REED
CUSTOMER PROJECT MANAGER
2425 THOMPSON ST
FT MYERS, FL, 33917
PHONE 239-332-9167
FAX 239-332-9128

Brenco Construction
Attn Sandra Bell
13410 McGregor Blvd
Ft Myers FL 33919

RE; Whittle Easement vacation request:

Florida Power & Light Co. has no objection to vacating the easement common to Lots 14 & 15 Block 64 Unit 16 less the north/east and south/west 6' thereof. These lots have the following strap numbers:

02-44-27-16-00064.0140

Please note that future plans call for a power pole and anchor on the lot line of Lot 14 & 15 on Robert Ave.

If I may be of further assistance, please do not hesitate to contact me at 239-332-9167.

Yours truly,

Russ Reed
Customer Project Manager



April 26, 2005

Ms. Sandy Bell
Brenco Construction
13410 McGregor Boulevard
Fort Myers, Florida 33919

Re: Vacation of Public Utility Easement:
A 12 foot wide public utility and drainage easement centered on the lot line
common to lots 14 & 15, Block 84, Unit 16, Section 2,
Township 44S, Range 27E.
Strap #02-44-27-16-00064.0140

Dear Ms. Bell:

Sprint-Florida Incorporated has reviewed the document for the above referenced information. Based on the review, we have no objection to the vacation of a portion of a public utility easement at the Lehigh Acres location.

If you should require additional information, please contact me at 863-452-3207.

Sincerely,

Wayneth Jackson
Wayneth Jackson
Engineer

Duplicate
LETTER
WRONG Block Number



Customer Service Operations

Post Office Box 1530

LaBelle, Florida 33975-4613

May 3, 2005

Sandra Bell
Brenco Construction, Inc.
13410 McGregor Blvd
Fort Myers, Florida 33919

Re: Vacation of Public Utility Easement:

A 12 foot wide strip of land lying 6 feet each side of the common line between lots 14 and 15,
Block 64, Unit 16, Section 02, Township 44 South, Range 27 East, in Lehigh Acres,
as recorded in Plat Book 20 Page 19 of the Lee County Public Records.

Dear : Ms. Bell,

Sprint-Florida Incorporated has reviewed the document for the above referenced information. Based on the review, we have no objection to the vacation of a portion of a public utility easement at the Lehigh Acres location.

If you should require additional information, please contact me at 863 452-3232.

Sincerely,

A handwritten signature in cursive script that reads "Sabrina Thompson".

Sabrina Thompson
Engineer



26930 Old US 41
Bonita Springs, FL 34135
Phone: 239-732-3805
FAX: 239-498-4483

May 4, 2005

Brenco Construction
C/O Sandra Bell
13410 McGregor Bl
Ft Myers, FL 33919

Re: Lots 14 & 15 Robert Av Lehigh Acres, FL
Vacate Right-of-Way and/or Utility Easement

Dear Sandra Bell,

This letter will serve to inform you that Comcast has no objection to your proposed vacation of Right-of-way and/or Utility easement of the above referenced location.

Should you require additional information or assistance, please feel free to contact me here at 732-3805.

Cordially,

A handwritten signature in black ink, appearing to read "Mark Cook".

Mark Cook
Design Coordinator

A handwritten checkmark in black ink.

2001 Permits



May 23, 2005

Ms. Sandra Bell
Brenco Construction, Inc.
13410 McGregor Blvd.
Fort Myers, FL 33919

RE: Vacation of Easement request from Alrick and Pauline Whittle for a 12 foot wide public utility and drainage easement centered between Lots 14 and 15, Block 64, Unit 16, Section 2 Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, recorded in Plat Book 20, page 19, of the Official Public Records of Lee County, Florida. Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.

LEA ANN THOMAS, CHAIR
Polk County

RICHARD W. WESCH
Citrus County

ROBERT NANNI
Osceola County

Dear Ms. Bell:

The FGUA has determined that it does not presently hold any property rights over the property identified above other than the easement included in the plat reservation. It has also been determined that the FGUA has no current utilities in the utility easement, nor has any foreseeable need for utility placement in the easement to be vacated. Therefore, the request for vacation of easement as depicted in the sketch attached to your request and identified below is hereby approved.

RECEIVED
JUN 29 2005
PERMIT COUNTER

VAC 2005 - 00024

The vacation of easement was requested from Alrick and Pauline Whittle for a 12 foot wide public utility and drainage easement centered between Lots 14 and 15, Block 64, Unit 16, Section 2 Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, recorded in Plat Book 20, page 19, of the Official Public Records of Lee County, Florida. Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.

Should you have any further questions in this matter, please do not hesitate to contact me at 407-629-6900.

Sincerely,

Florida Governmental Utility Authority

Charles L. Sweat
Director of Operations

CLS/jdk

FGUA OPERATIONS OFFICE

Government Services Group, Inc.
Protegrity Plaza, Suite 203
280 Wekiva Springs Road
Longwood FL 32779

877/552-3482 Toll Free
407/629-6900 Tel
407/629-6963 Fax

VAC 2005 - 00024

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (239) 479-8150

Bob Janes
District One April 22, 2005

Douglas R. St. Cerny
District Two Sandra Bell
Ray Judah
District Three Brenco Construction, Inc.
13410 McGregor Blvd
Tammy Hall
District Four Fort Myers, Fl 33919

John E. Albion
District Five **SUBJECT: VACATION OF UTILITY AND/OR DRAINAGE EASEMENT**
Donald D. Stilwell
County Manager **STRAP #: 02-44-27-16-00064.0140**
2001 ROBERT AVE

David M. Owen
County Attorney Dear Ms. Bell,

Diana M. Parker
County Hearing Examiner Lee County Utilities has no objection to the proposed vacation of the existing platted easement(s) as described in your recent letter and associated attachment. However, the area in question is not located within Lee County Utilities' service area; therefore, we have no potable water or wastewater lines within the area to be vacated.

You may wish to contact Florida Governmental Utility Authority at 368-1615, concerning your request, as the subject parcel(s) are located within their service area boundaries.

If you should have any questions, or require further assistance, please do not hesitate to contact our office at (239) 479-8150.

Sincerely,

LEE COUNTY UTILITIES

David Reycraft
GIS Analyst
Utilities Engineering Division
Lee County Utilities

Original Mailed: 04/22/2005

CC: Correspondence File

H:\Vacates\2005\Bell04222005.doc



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number (239) 479-8124

Bob Janes
District One

Friday, May 06, 2005

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Ms. Sandra Bell
Brenco Construction, Inc.
13410 McGregor Blvd.
Fort Myers, FL 33919

Andrew W. Coy
District Four

John E. Albion
District Five

Re: Petition to Vacate a twelve-foot (12') wide public utility and drainage easements centered on the common lot line of Lot 14 and 15, Block 64, Unit 16, Lehigh Acres Subdivision as recorded in Plat Book 20 at Page 19 of the Public Records of Lee County, Florida.

Donald D. Stilwell
County Manager

Robert W. Gray
Deputy County Attorney

Diana M. Parker
County Hearing Examiner

Dear Ms. Bell:

Based on the review of the documents submitted with your request, Lee County Division of Natural Resources has no objection to the vacation of a the subject public utility and drainage easement.

Should you have any questions, please call me at the above telephone number.

Regards,

LEE COUNTY PUBLIC WORKS DEPARTMENT

Allen L. Davies, Jr.
Natural Resources Division

S:\NATRES\SURFACE\DOCUMENT\vac489.doc

Joel Roberts

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8580

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Tammy Hall
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing Examiner

May 6, 2005

RECEIVED
JUN 29 2005

PERMIT COUNTER

Ms. Sandra Bell
Brenco Construction, inc.
13410 McGregor Blvd.
Fort Myers, FL 33919

**RE: Petition to Vacate the 12 foot wide Public Utility and
Drainage Easement on the Lot Line common to
Lots 14 and 15, Block 64, Unit 16, recorded in
Plat Book 20, page 19, Lehigh Acres,
Section 2, Township 44 South, Range 27 East**

Dear Ms. Bell:

Lee County Department of Transportation has reviewed your request to vacate the above described easement. DOT has no facilities within the easement and does not maintain it.

Therefore, DOT offers no objection to this petition to vacate as proposed.

Very truly yours,

DEPARTMENT OF TRANSPORTATION

Margaret Lawson

Margaret Lawson
Right-of-way Supervisor

MAL/JMK/mlb

cc: Ruth Keith, Development Services
Allen Davies, Natural Resources
DOT PTV File

VAC 2005 - 00024



Florida Department of Transportation

JEB BUSH
GOVERNOR

JOSÉ ABREU
SECRETARY

May 3, 2005

Ms. Sandra Bell
Brenco Construction, Inc.
13410 McGregor Blvd.
Ft. Myers, FL 33919

RE: vacation of utility easement centered on lots 14 & 15, block. 64, unit 16,
subdivision of LeHigh Acres, Lee County Florida, P.B. 20, Page 19.

Dear Ms. Bell:

In response to your letter we received on April 20, 2005 our staff conducted a review of your request to vacate the subject area as marked and generally described as: that portion of proposed right of way or road vacation at the above referenced location.

Based on this review, we offer "No Objection" to this vacation request.

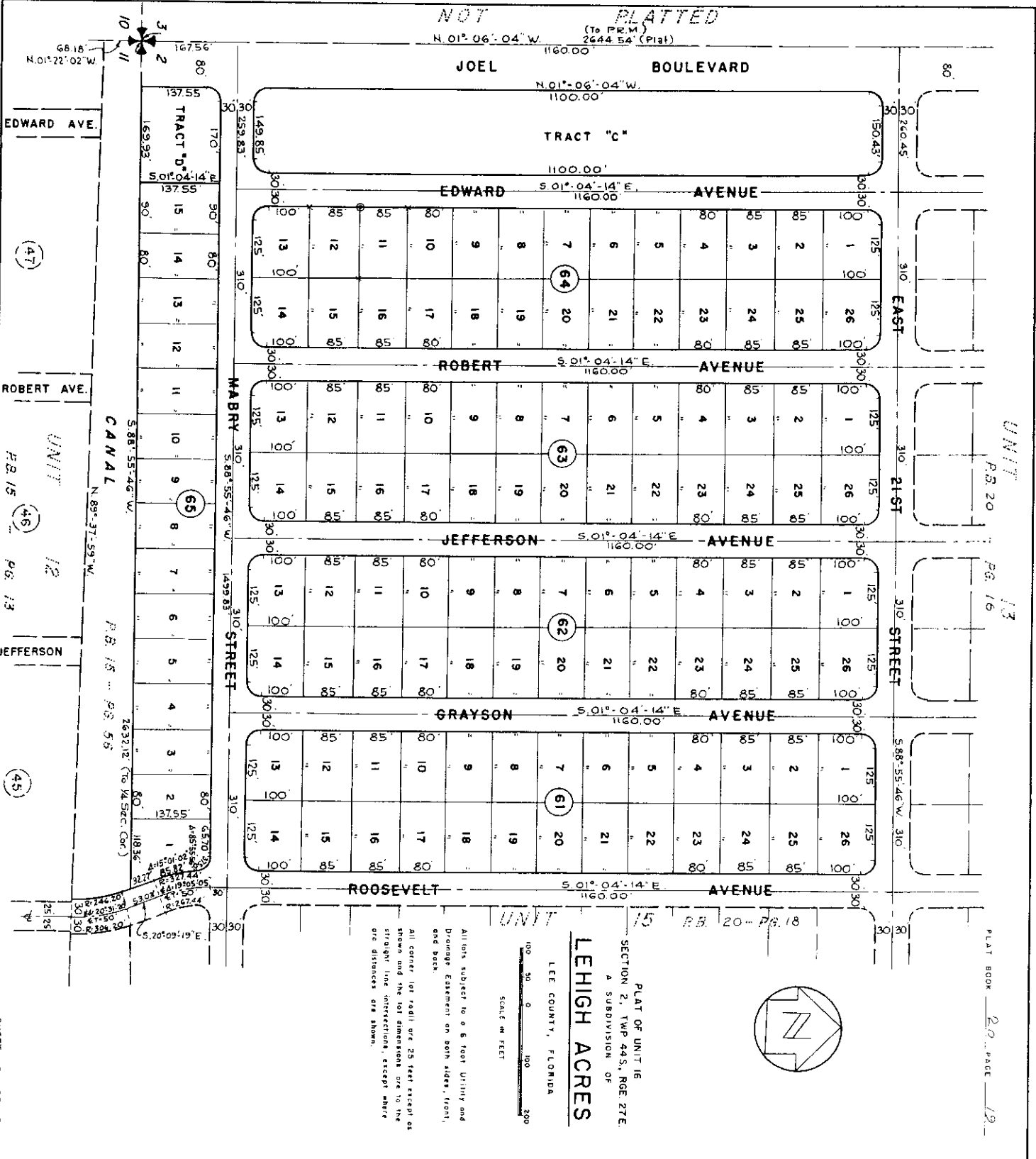
Sincerely,

A handwritten signature in black ink that reads "Tom Kasten".

Tom Kasten
Right of Way Agent
Property Management

cc: Scott Gilbertson, P.E. – Lee County
Peter J. Eckenrode – Lee County
Michael G. Rippe – FDOT
Thomas T. Garcia – FDOT
File, Daily File

NOT PLATTED
(To P.R.M.)
N. 01° 06' 04" W. 2644.54' (Plat)



JOEL BOULEVARD

TRACT "C"

EDWARD AVENUE

ROBERT AVENUE

JEFFERSON AVENUE

GRAYSON AVENUE

ROOSEVELT AVENUE

EDWARD AVE.

ROBERT AVE.

JEFFERSON

CANAL

P.B. 15 ... P.B. 5'S

EAST

21-ST

STREET

310'

UNIT P.B. 20

P.B. 16

PLAT BOOK 20... PAGE 12

PLAT OF UNIT 15
SECTION 2, TWP 44S., RGE 27E.
A SUBDIVISION OF
LEHIGH ACRES
LEE COUNTY, FLORIDA



All lots subject to a 6 foot Utility and
Drainage Easement on both sides, front,
and back.
All corners for road; are 25 feet except as
shown and the lot dimensions are to the
straight line intersection, except where
the distances are shown.



SHEET 5 OF 5

00064 0090

00064 0180

00063 0090

00064 0100

00064 0170

00063 0100

00064 0110

00064 0160

00063 0110

00064 0120



00063 0120

00064 0130

00064 0140

00063 0130



- AREA TO BE VACATED