

**1. ACTION REQUESTED/PURPOSE:** Conduct a Public Hearing to adopt a Resolution on Petition to Vacate a 12-foot wide Public Utility and Drainage Easement located at 2102 Roosevelt Ave., Alva (Case No. VAC2005-00031).

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

**3. MANAGEMENT RECOMMENDATION:** Approve

**4. Departmental Category:** COMMISSION DISTRICT #: 5 **9:30 P/H 3**  
**5. Meeting Date:** **09-20-2005**

<b>6. Agenda:</b> <input type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input checked="" type="checkbox"/> Public <input type="checkbox"/> Walk-On	<b>7. Requirement/Purpose: (specify)</b>		<b>8. Request Initiated:</b> Commissioner Department: Community Development Division: Development Services By: <i>[Signature]</i> 8/17/05 Peter J. Eckenrode, Director
	<input checked="" type="checkbox"/> Statute	F.S. Ch. 177	
	<input type="checkbox"/> Ordinance		
	<input checked="" type="checkbox"/> Admin. Code	13-1	
	<input type="checkbox"/> Other		

**9. Background:**

The completed petition to vacate, VAC2005-00031 was submitted by Permitting Solutions and Michele Amburgey as the agent of behalf of David A. Aversa.

**LOCATION:** The site is located at **2102 Roosevelt Ave., Alva, Florida 33920** and its strap number is **02-44-27-14-00053.0110**. Petition No. VAC2005-00031 proposes to vacate a twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 11 and 12, both in Block 14, Unit 2, Section 22, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 20, Page 17 of the Public Records of Lee County, Florida; **LESS and EXCEPT** the easterly six feet and westerly six 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
<i>[Signature]</i>				<i>[Signature]</i>	Analyst	Risk	Grants	Mgr.	<i>[Signature]</i>
					<i>[Signature]</i> 8/25/05	<i>[Signature]</i> 8/25/05	<i>[Signature]</i> 8/25/05	<i>[Signature]</i> 8/25/05	<i>[Signature]</i> 8/25/05

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY  
 COUNTY ADMIN. *[Signature]*  
 8-25-05  
 9:40 am  
 COUNTY ADMIN  
 FORWARDED TO: *[Signature]*  
 8/25/05  
 4:30 PM

CO. ATTY.  
 FORWARDED TO:



PETITION TO VACATE  
TRANSMITTAL FOR PUBLIC NOTICE  
REQUIREMENTS

DATE: August 15, 2005

To: Patricia Geren  
Public Resources

FROM: Ron Wilson  
Development Services

BLUESHEET NUMBER: 20051152

CASE NUMBER: VAC2005-00031

Applicable Public Noticing Requirement:

PTV under AC13-1

1<sup>st</sup> Notice - 15 days prior to Public Hearing  
2<sup>nd</sup> 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](mailto:rwilson@leegov.com)) and Joan Henry, Assistant County Attorney ([jhenry@leegov.com](mailto:jhenry@leegov.com)).

# NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2005-00031

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 20th day of September 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.

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 11 & 12, Block 12, Unit 14, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 20, page 17, 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  
January 18, 2005

**Exhibit "A"**  
**Petition to Vacate**  
**VAC2005-00031**  
[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: VAC2005-00031

WHEREAS, Petitioner **David A. Aversa** 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. VAC2005-00031 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

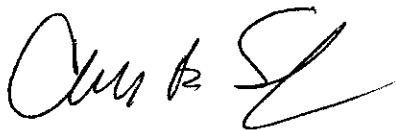
\_\_\_\_\_  
County Attorney Signature

\_\_\_\_\_  
Please Print Name

**Legal Description  
(Vacation of Easements)**

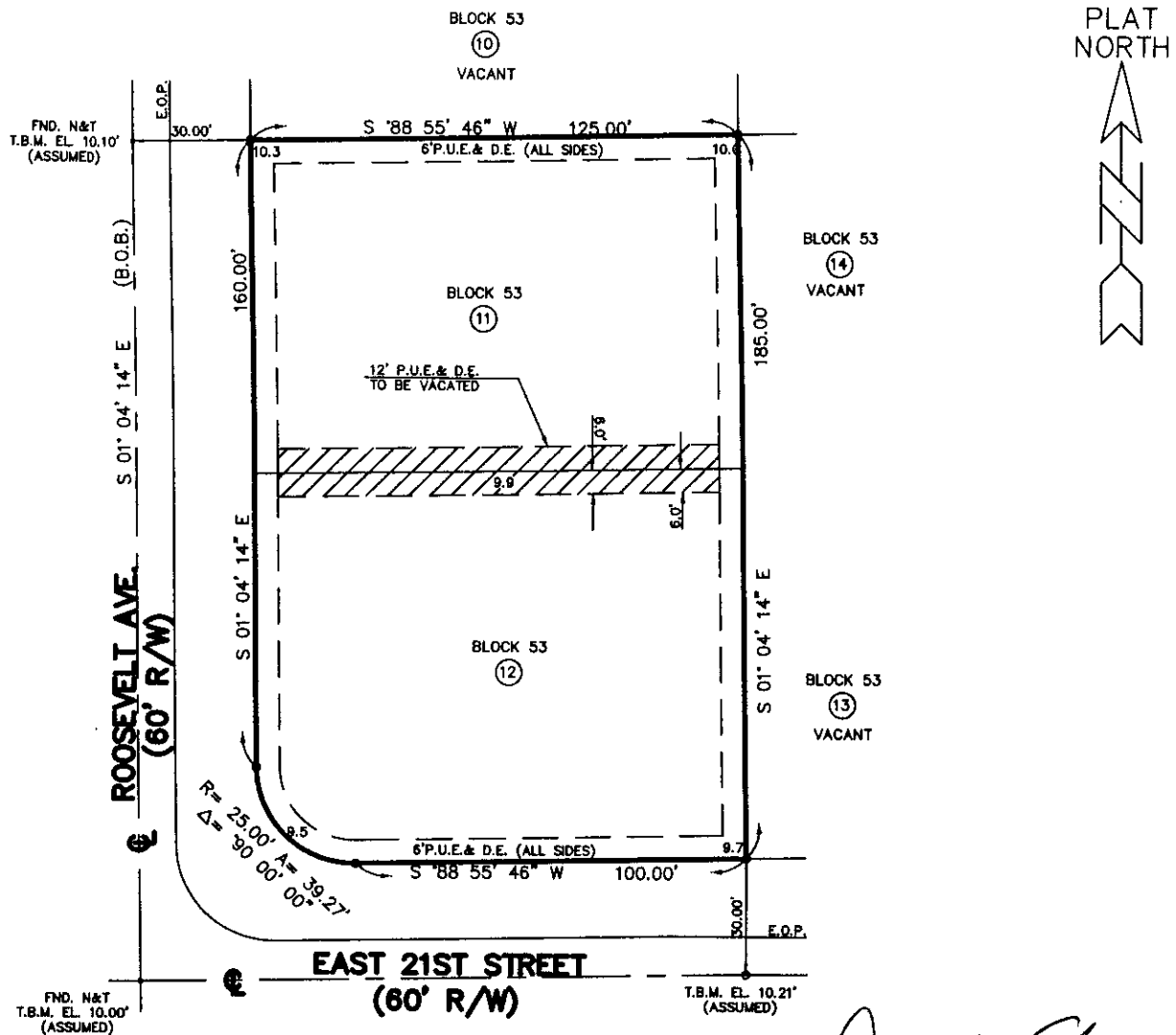
A 12.0 foot wide public utility easement and drainage easement centered on Lots 11 & 12, Block 12, Unit 14, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 20, page 17, of the Official Records of Lee County, Florida.

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



Christopher B. Still  
P.S.M. 5941  
January 18, 2005

**Exhibit "A"**  
**Petition to Vacate**  
**VAC2005-00031**  
[Page One of One]



BOUDNARY SURVEY  
 2102/2100 ROOSEVELT AVENUE  
 LOTS 11 & 12, BLOCK 12, UNIT 14  
 SECTION 2, TOWNSHIP 44 SOUTH, RANGE 27 EAST  
 A SUBDIVISION OF LEHIGH ACRES, LEE COUNTY, FLORIDA  
 RECORDED IN PLAT BOOK 20, PAGE 17 OF THE  
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

*Christopher B. Still*  
 CHRISTOPHER B. STILL  
 P.S.M. 5941  
 JANUARY 18, 2005

**Exhibit "B"**  
**Petition to Vacate**  
**VAC2005-00031**  
 [Page One of One]

**NOT A SURVEY - SKETCH ONLY**

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

DATE:	12-16-04
JOB NUMBER:	8611-703A
DRAWN BY:	R.A.S.
SCALE:	1" = 50'
SHEET:	1 of 2





**PETITION TO VACATE (AC 13-1)**

Case Number: VAC2005-00031

Petitioner(s), David A. Aversa  
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, 23395 Old Meadowbrook Cir., Bonita Springs, FL 34134.
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

*David A. Aversa*  
Petitioner Signature

\_\_\_\_\_  
Petitioner Signature

David A. Aversa  
Printed Name

\_\_\_\_\_  
Printed Name

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

LETTER OF AUTHORIZATION

TO LEE COUNTY COMMUNITY DEVELOPMENT

The undersigned do hereby swear or affirm that they are the fee simple title holders and owners of record of property commonly known as 2100 & 2102 Roosevelt Ave, Lehigh Acres, FL and legally described in exhibit A attached hereto.

The property described herein is the subject of an application for zoning or development. We hereby designate Permitting Solutions/Michele AMBurgey as the legal representative of the property and as such, this individual is authorized to legally bind all owners of the property in the course of seeking the necessary approvals to develop. This authority includes but is not limited to the hiring and authorizing of agents to assist in the preparation of applications, plans, surveys, and studies necessary to obtain zoning and development approval on the site. This representative will remain the only entity to authorize development activity on the property until such time as a new or amended authorization is delivered to Lee County.

[Signature]
Owner\*(signature)

DAVID A. AVERSA
Printed Name

Owner\*(signature)

Printed Name

Owner\*(signature)

Printed Name

Owner\*(signature)

Printed Name

Owner\*(signature)

Printed Name

Owner\*(signature)

Printed Name

STATE OF FLORIDA
COUNTY OF LEE

Sworn to (or affirmed) and subscribed before me this 1 day of June, 2005 by David A. Aversa, who is personally known to me or who has produced Florida DL as identification and who did (did not) take an oath

(SEAL)



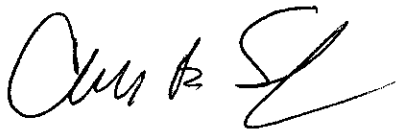
[Signature]
Notary Public

Margaret Kurczewski
(Name typed, printed or stamped)

**Legal Description  
(Vacation of Easements)**

A 12.0 foot wide public utility easement and drainage easement centered on Lots 11 & 12, Block 12, Unit 14, Section 2, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 20, page 17, of the Official Records of Lee County, Florida.

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

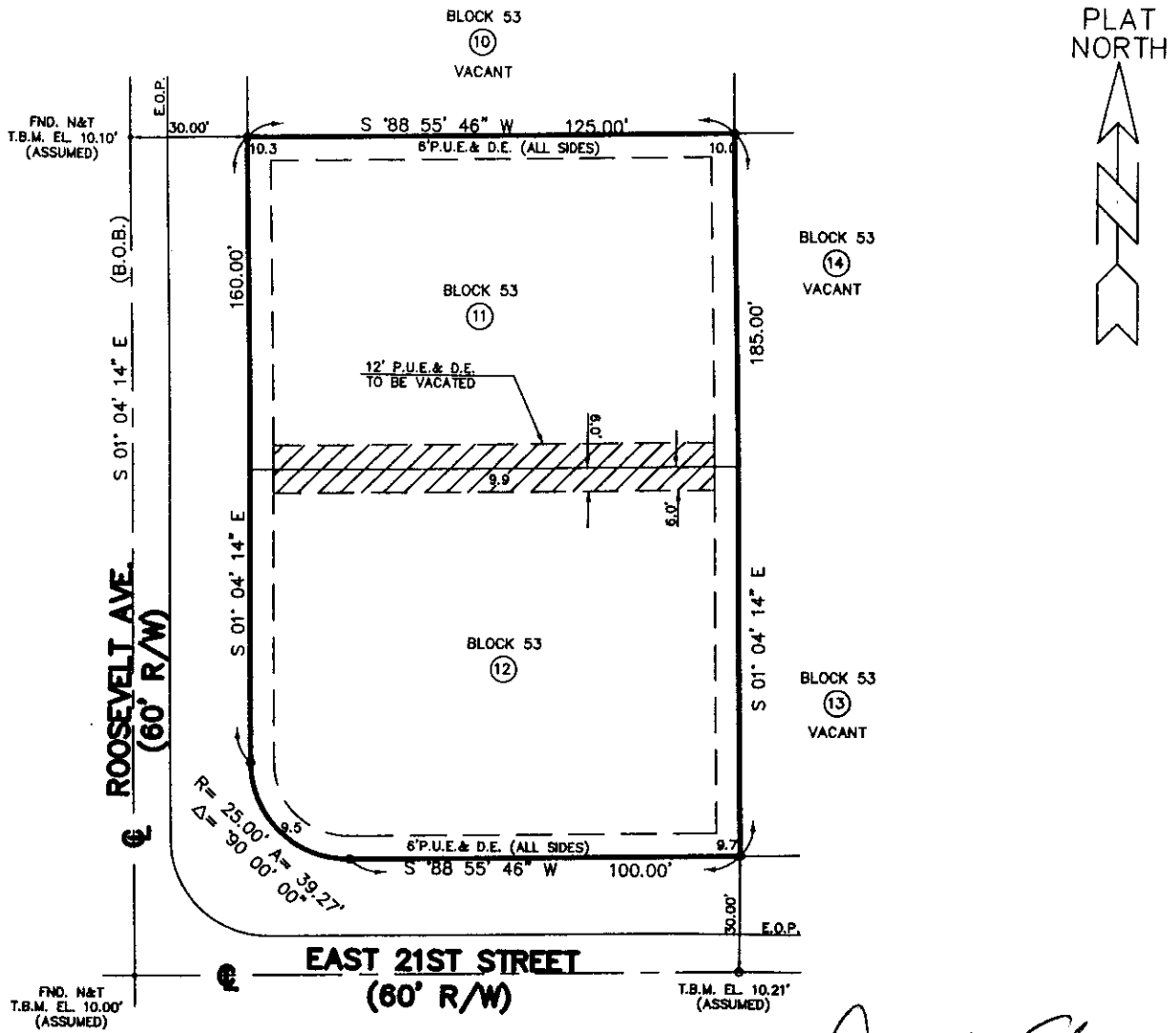


Christopher B. Still

P.S.M. 5941

January 18, 2005

**Exhibit "A"**  
**Petition to Vacate**  
**VAC2005-00031**  
[Page One of One]



BOUDNARY SURVEY  
 2102/2100 ROOSEVELT AVENUE  
 LOTS 11 & 12, BLOCK 12, UNIT 14  
 SECTION 2, TOWNSHIP 44 SOUTH, RANGE 27 EAST  
 A SUBDIVISION OF LEHIGH ACRES, LEE COUNTY, FLORIDA  
 RECORDED IN PLAT BOOK 20, PAGE 17 OF THE  
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

*Christopher B. Still*  
 CHRISTOPHER B. STILL  
 P.S.M. 5941  
 JANUARY 18, 2005


**Exhibit "B"**  
**Petition to Vacate**  
**VAC2005-00031**  
 [Page One of One]

**NOT A SURVEY - SKETCH ONLY**

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

DATE:	12-16-04
JOB NUMBER:	8611-703A
DRAWN BY:	R.A.S.
SCALE:	1" = 50'
SHEET:	1 of 2

**Exhibit "C"**  
**Petition to Vacate**  
**VAC2005-00031**  
 [Page One of One]

Real Property Information		
<b>Account</b>	<b>Tax Year</b>	<b>Status</b>
02-44-27-14-00053.0110	2004	PAID
<b>Original Account</b>	<b>Book/Page</b>	
02-44-27-14-00053.0110	4285/748	
<b>Owner</b>		
AVERSA DAVID A		
<b>Physical Address</b>	<b>Mailing Address</b>	
2102 ROOSEVELT AVE ALVA FL 33920	23395 OLD MEADOWBROOK CIR BONITA SPRINGS FL 34134 USA	
<b>Legal Description</b>		
LEHIGH ACRES UNIT 14 BLK 53 PB 20 PG 17 LOT 11		
<b>Outstanding Balance as of 7/19/2005</b>		\$0.00

Prepared by:  
Melissa Alford  
Tri-County Title Insurance Agency, Inc.  
13468 Palm Beach Blvd. - Suite A  
Fort Myers, Florida 33905



INSTR # 6257864  
OR BK 04285 Pg 0748; (1pg)  
RECORDED 05/07/2004 09:55:21 AM  
CHARLIE GREEN, CLERK OF COURT  
LEE COUNTY, FLORIDA  
RECORDING FEE 6.00  
DEED DOC 215.60  
DEPUTY CLERK J Miller

File Number: EFM862

6-  
915.60

### General Warranty Deed

Made this April 23, 2004 A.D. By **HERMAN VAN GUCHT, PRESIDENT FOR, USA REAL ESTATE SOLUTIONS, LLC, a Florida Limited Liability Company**, 318 TAMIAMI TRAIL UNIT 15, PUNTA GORDA, FLORIDA 33950, hereinafter called the grantor, to **DAVID A. AVERSA, a single person**, whose post office address is: 23395 OLDE MEADOWBROOK CIRCLE, BONITA SPRINGS, FLORIDA 34134, hereinafter called the grantee:

(Whenever used herein the term "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

**Witnesseth**, that the grantor, for and in consideration of the sum of Ten Dollars, (\$10.00) 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 11 & 12, BLOCK 53, UNIT 14, LEHIGH ACRES SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 20, AT PAGE 17, AMONG THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.**

SUBJECT TO EASEMENTS, RESTRICTIONS, RESERVATIONS AND LIMITATIONS OF RECORD, IF ANY, AND TAXES FOR THE CURRENT AND SUBSEQUENT YEARS.

Said property is not the homestead of the Grantor(s) under the laws and constitution of the State of Florida in that neither Grantor(s) or any members of the household of Grantor(s) reside thereon.

Parcel ID Number: 02-44-27-14-00053.0110 & .0120

**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 December 31, [user type prior year].

**In Witness Whereof**, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in our presence:

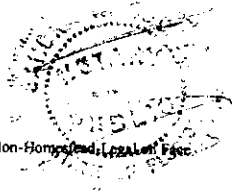
*Janice Scott*  
Witness Printed Name Janice Scott

*[Signature]* (Seal)  
Herman VanGucht, President for, USA REAL ESTATE SOLUTIONS, LLC, a Florida Limited Liability Company  
Address: 318 TAMIAMI TRAIL UNIT 15, PUNTA GORDA, FLORIDA 33950

*Sandra W. Cooper*  
Witness Printed Name Sandra W. Cooper  
State of Florida  
County of Charlotte

*Darryl Watson* (Seal)  
Attorney In Fact For  
USA Real Estate Solutions, LLC  
Address: 318 Tamiami Tr Unit 15  
Punta Gorda, FL 33950

The foregoing instrument was acknowledged before me this 23<sup>rd</sup> day of April, 2004, by Herman VanGucht, President for, USA REAL ESTATE SOLUTIONS, LLC, a Florida Limited Liability Company, who is/are personally known to me or who has produced \_\_\_\_\_ as identification.



*Sandra W. Cooper*  
Notary Public  
Print Name: *Sandra W. Cooper*  
My Commission Expires 12-11-2005 **2005-0003A**  
Sandra W. Cooper  
My Commission DD170922  
Expires December 11 2005

DEED Individual Warranty Deed With Non-Homestead Exemption  
Closers' Choice



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number. \_\_\_\_\_

Bob Janes  
*District One*

239-479-8585

Douglas R. St. Cerny  
*District Two*

August 15, 2004

Ray Judah  
*District Three*

Tammy Hall  
*District Four*

Michele Amburgey  
Permitting Solutions  
P.O. Box 157,  
Alva, FL 33920

John E. Albion  
*District Five*

Donald D. Stilwell  
*County Manager*

Diana M. Parker  
*County Hearing Examiner*

Re: **VAC2005-00031 - Petition to Vacate** a 12-foot wide Public Utility and Drainage Easement centered on lots 11 and 12, Block 12, Unit 14, Lehigh Acres, S 2, T 44S, R 27E, as recorded in Plat Book 20, Page 17, in the public records of Lee County, FL; **LESS and EXCEPT** the easterly six feet and westerly six feet thereof.

Dear Ms. Amburgey:

You have indicated that in order to build a single-family residence on the combined lots, you desire to eliminate the Public Utility and Drainage Easement located between your two (2) lots. The site is located at 2102 Roosevelt 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:\200508\20050706.135\1498810\DCDLETTER.DOC

February 10, 2005

Department of Community Development

Re: Request for vacating of easement

Attn: Mr. Peter J. Eckenrode, Director Development Services

We are requesting the vacating of easement of two lots for the future building site of a single-family residence. The strap #'s, are: 02-44-27-14-00053.0110

When the Mr. Aversa purchased the property the was combined to one strap number.

Petitioner: David Aversa

Contact person: Michele Amburgey

P.O. Box 157  
Alva, Fl. 33920  
239-872-4626

Thank you,





Lee County Electric Cooperative, Inc.  
Post Office Box 3455  
North Fort Myers, FL 33918-3455  
(239) 995-2121 • FAX (239) 995-7904  
www.lcec.net • www.lline.com

February 4, 2005

Michele Amburgey  
On behalf of David Aversa  
P. O Box 157  
Alva, FL 33920

Re: Strap No. 02-44-27-14-00053.0110  
2102 & 2100 Roosevelt Avenue, Lehigh Acres

Dear Ms. Amburgey:

LCEC does not object to vacation of the utility easement lying between lots 11 and 12, Block 12, Unit 14, Lehigh Acres, Section 2, Township 44 South, Range 27 East, Lee County, Florida; however, you need to contact FPL as this is in their service area.

Please call me at 656-2422 if I can be of any further assistance.

Sincerely,

Sandra McIver  
Real Property Representative



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

---

Michele Amburgey  
On behalf of David Aversa  
PO Box 157  
Alva, FL 33920

Re: Vacating of Easement

Florida Power & Light Co. has no objection to vacating the easement common to Lots 11 & 12 Block 53 Unit 14 less the east and west 6' thereof. These lots have the following strap number:

02-44-27-14-00053.0110

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

Sincerely,

Russ Reed  
Customer Project Manager

Yours truly,

Russ Reed  
Customer Project Manager



February 14, 2005

Ms. Michele Amburgey  
P.O. Box 157  
Alva, Florida 33920

Re: Vacation of Public Utility Easement:  
A 12 foot wide public utility and drainage easement centered on the lot line  
common to lots 11 & 12 , Block 12, Unit 14, Section 02,  
Township 44S, Range 27E.  
Strap No. – 02-44-27-14-00053.0110

Dear Ms. Amburgey:

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/drainage easement at the Lehigh Acres location.

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

Sincerely,

A handwritten signature in cursive script that reads "Wayneth Jackson".

Wayneth Jackson  
Engineer



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

February 7, 2005

Michele Amburgey  
PO BOX 157  
Alva, FL 33920

Re: 2102 & 2100 Roosevelt  
Vacate Right-of-Way and/or Utility Easement

Dear Michele Amburgey,

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



March 3, 2005

Michele Amburgey  
P.O. Box 157  
Alva, Florida 33920

RE: Vacation of easement  
2102 & 2100 Roosevelt  
Lehigh Acres, Fla.

To Whom It May Concern:

A request for the above listed vacation of easement has been reviewed. At this time, Time Warner Cable has **NO CONFLICT** with this proposed vacation of easement.

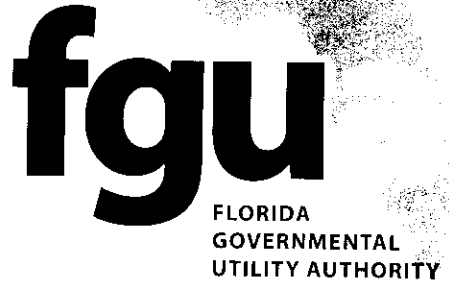
If you have any further questions or concern, please do not hesitate to contact me at (239) 772-2218, Ext. 79247.

Sincerely,

TIME WARNER CABLE

Adnaldo Rodriguez  
Technical Field Inspector

AR/sgs



March 23, 2005

Michele Amburgey  
P.O. 157  
Alva, FL 33920

RE: Vacation of Easement for Lots 11 and 12, Block 12, Unit 14, Section 2, Township 44 South, Range 27 East, 2100 and 2102 Roosevelt Ave, Lehigh Acres, FL, as recorded in plat book 20, page 17 of the official 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. Amburgey:

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.

The vacation of easement was requested for the 12 foot wide drainage and public utility easement between Lots 11 & 12, Block 12, Unit 14, Section 2, Township 44 South, Range 27 East, 2100 and 2102 Roosevelt Ave, Lehigh Acres, FL., as recorded in plat book 20, page 17 of the official 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/vjb

**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

# AmeriGas

*America's Propane Company*

February 10, 2005

Michele Amburgey  
Re: Utility Easements

In reference to your letter dated January 15, 2005 AmeriGas has no interest on right of way on the following locations:

Strap # 02-44-27-14-00053.0110

Please feel free to contact me at 239-948-4902, should you have any questions.

Mike Yonker



SSM



**LEE COUNTY**  
SOUTHWEST FLORIDA

**BOARD OF COUNTY COMMISSIONERS**

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

Bob Janes  
*District One*

February 03, 2005

Douglas R. St. Cerny  
*District Two*

Michele Amburgey

Ray Judah  
*District Three*

P.O. Box 157

Andrew W. Coy  
*District Four*

Alva, FL 33920

John E. Albion  
*District Five*

**SUBJECT: VACATION OF UTILITY AND/OR DRAINAGE EASEMENT**  
**STRAP #: 02-44-27-14-00053.0110**  
**2102 & 2100 ROOSEVELT AVE**

Donald D. Stilwell  
*County Manager*

James G. Yaeger  
*County Attorney*

Dear Ms. Amburgey,

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 parcels 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: 02/03/2005

CC: Correspondence File

H:\Vacates\2005\Amburgey02032005.doc



Bob Janes  
District One

Friday, February 04, 2005

Douglas R. St. Cerny  
District Two

Ray Judah  
District Three

Mrs. Michele Amburgey  
P.O. Box 157  
Alva, FL 33920

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 11 and 12, Block 53, Unit 14, Lehigh Acres Subdivision as recorded in Plat Book 20 at Page 17 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 Mrs. Amburgey:

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

Cc: Ruth Keith, Development Services

S:\NATRES\SURFACE\DOCUMENT\vac477.doc



**LEE COUNTY**  
SOUTHWEST FLORIDA

**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*

June 29, 2005

Ms. Michele Amburgey  
P. O. Box 157  
Alva, FL 33920

**RE: Petition to vacate the 12 foot wide drainage and Utility easement on the lot line common to Lots 11 and 12, Block 53, Unit 14, Plat Book 20, Page 17, Lehigh Acres, Section 2, Township 44 South, Range 27 East**

Dear Ms. Amburgey:

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

David M. Loveland  
Manager, Transportation Planning

DML/JMK/mlb

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

UNIT 8

P.B. 15

P.G. 5

MC ARTHUR AVE.

JACKSON AVE.

NE Corner of the SW Unsubdivided Tract as shown on P.B. 15, Page 5



PLAT OF UNIT 14 SECTION 2, TWP 44S, R6E 27 E. 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 corner lot radii are 25 feet except as shown and the lot dimensions are to the straight line intersections, except where arc distances are shown

UNIT 13  
P.B. 20 - P.G. 16

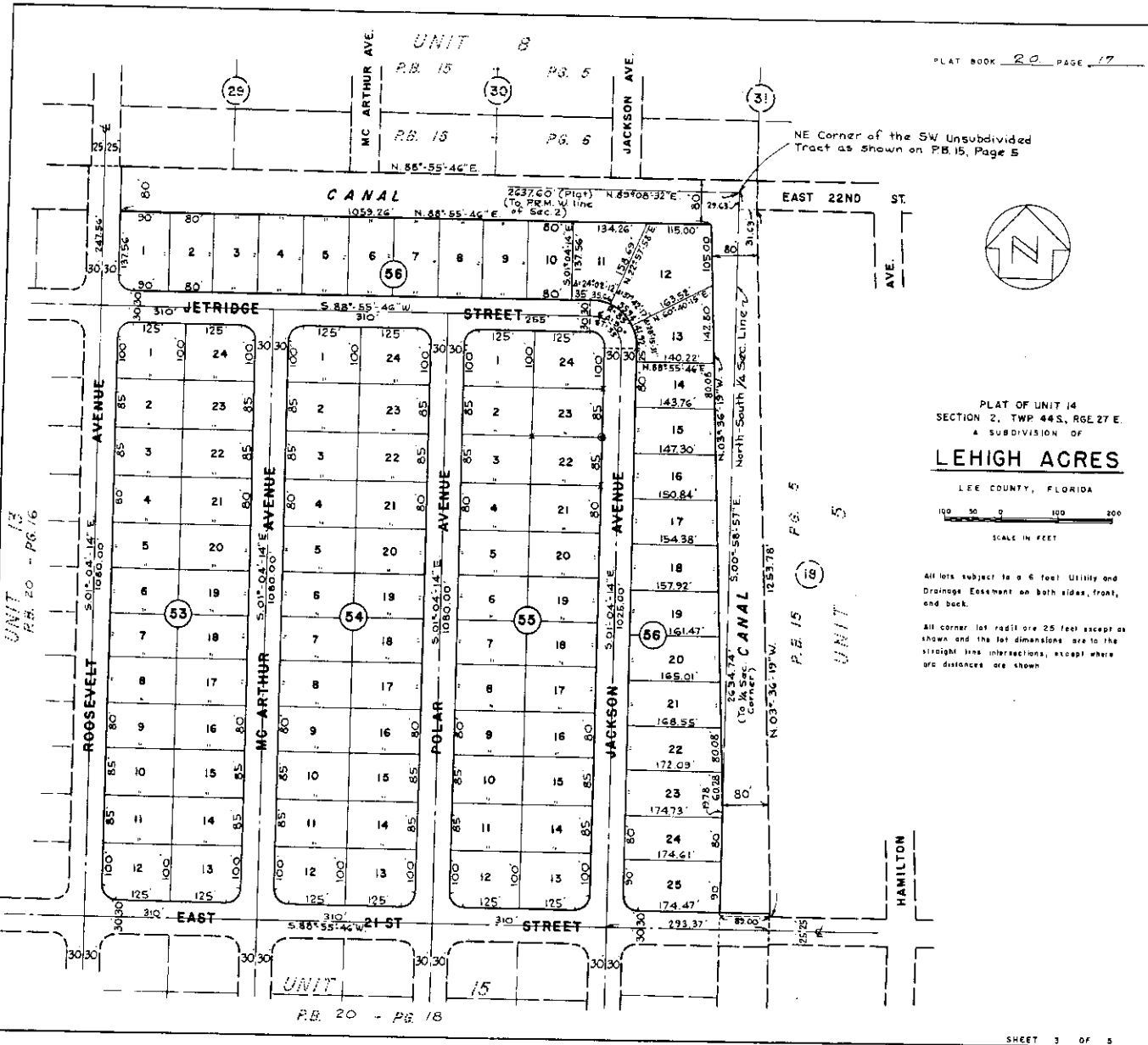
P.G. 5

P.G. 5

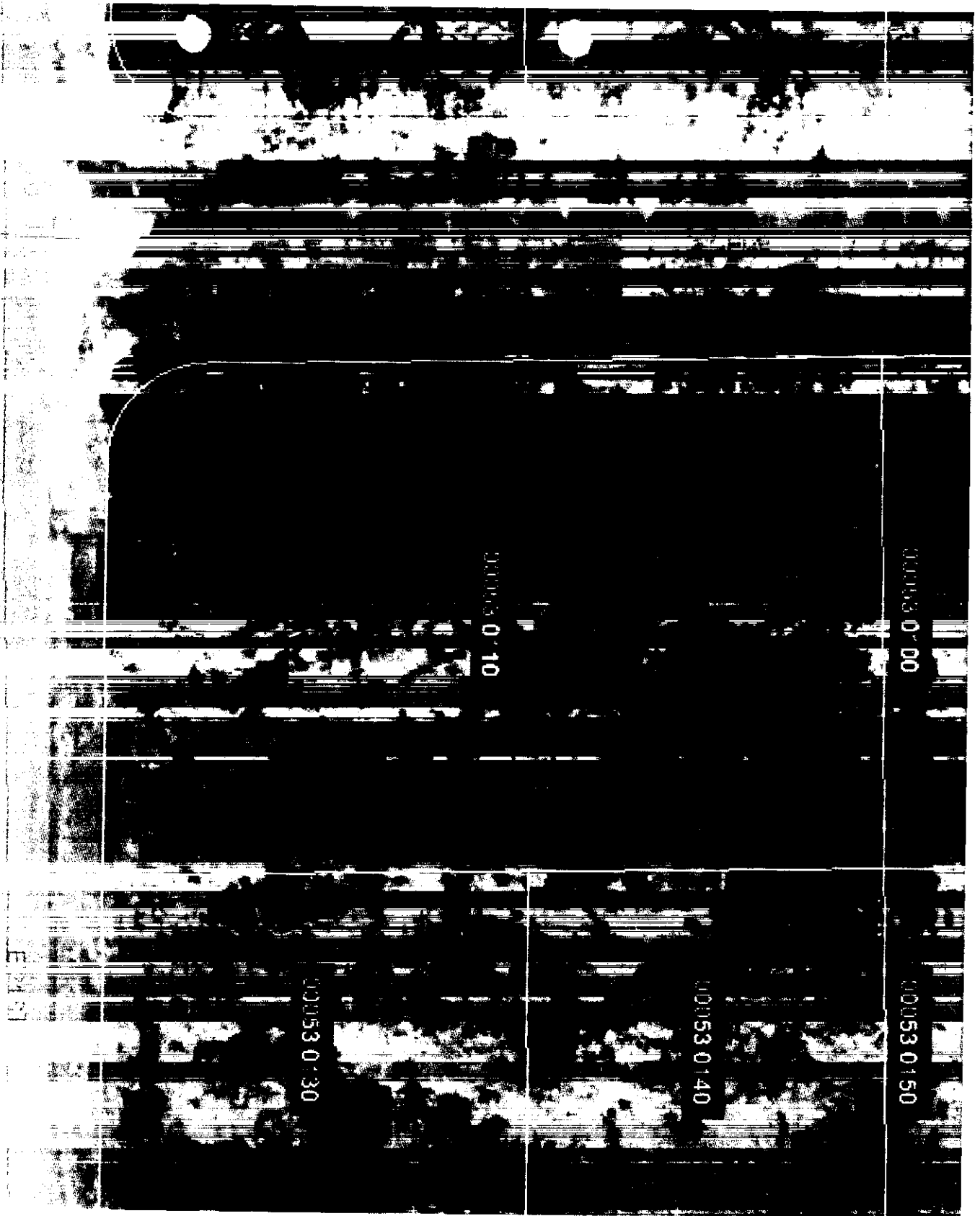
(16)

P.B. 15

UNIT 5



UNIT 15  
P.B. 20 - P.G. 18



- AREA TO BE VACATED

