

**LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY BLUE SHEET NO:20020842**

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a Petition VAC2002-00025 to vacate a 12' Public Utility Easement located between the common lot line of lots 8 & 9, and 12 & 13, Block 94, Lehigh Estates, as recorded in Plat Book 15, Page 91 of the Public Records of Lee County Florida, Section 35, Township 44, Range 26, less and except the north and south 6' thereof, and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 10th day of September ~~2001~~ 2002

WHY ACTION IS NECESSARY: Vacates the easement to build a Single Family Residence. The vacation of the public utility easement will not alter or otherwise impact existing utilities or drainage, and is not necessary to accommodate future utility requirements.

WHAT THE ACTION ACCOMPLISHES: Sets the time and date of the Public Hearing.

2. DEPARTMENTAL CATEGORY:

COMMISSION DISTRICT # 5

C4B

3. MEETING DATE:

08-13-2002

4. AGENDA

CONSENT
 ADMINISTRATIVE
 APPEALS
 PUBLIC

TIME REQUIRED:

5. REQUIREMENT/PURPOSE:

(Specify)
 STATUTE
 ORDINANCE
 ADMIN. CODE 13-1
 OTHER

6. REQUESTOR OF INFORMATION:

A. COMMISSIONER _____
B. DEPARTMENT Community Development
C. DIVISION Development Services

BY: *[Signature]* 7/19/02
Peter J. Eckenrode, Director

7. BACKGROUND:

The complete Petition to Vacate was submitted by Mr. James Clay.

LOCATION: The PUE is located between the common lot line of lots 8 & 9, and 12 & 13, Block 94, Lehigh Estates, as recorded in Plat Book 15, Page 91 of the Public Records of Lee County Florida, Section 35, Township 44, Range 26. The property is located at 3203-3205 Eleventh Street SW.

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. Staff recommends the scheduling of the Public Hearing.

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

8. MANAGEMENT RECOMMENDATIONS:

9. RECOMMENDED APPROVAL

A Department Director	B Purchasing or Contract	C Human Rel.	D Other	E County Attorney	F County Administration				G County Manager
					OA	OM	Risk	GC	
<i>[Signature]</i>	N/A	N/A		<i>[Signature]</i>	<i>RK for TD 7/25</i>	<i>7/25/02</i>	<i>JP 7/29</i>	<i>[Signature]</i>	<i>[Signature]</i>

10. COMMISSION ACTION:

APPROVED
 DENIED
 DEFERRED
 OTHER

RECEIVED BY
COUNTY ADMIN. *TD*
7-25-02
2:30
COUNTY ADMIN.
FORWARDED TO: *BH*
7/29 12:00

RECEIVED
by CO. ATTY.
7/19/02
2:50 PM
CO. ATTY.
FORWARDED TO:
Admin
7/23/02 11:27 AM

RECEIVED
MAY 23 2002

PETITION TO VACATE

Case Number: Vac 2002-00025 ZONING COUNTER

Petitioner(s), James S Clay and Diana L. Clay
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, 3165 Laurence St. Holart Am.
46342
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: James S Clay
Petitioner Signature

JAMES S. CLAY
Printed Name

By: Diana L. Clay
Petitioner Signature

Diana L. CLAY
Printed Name

RECEIVED

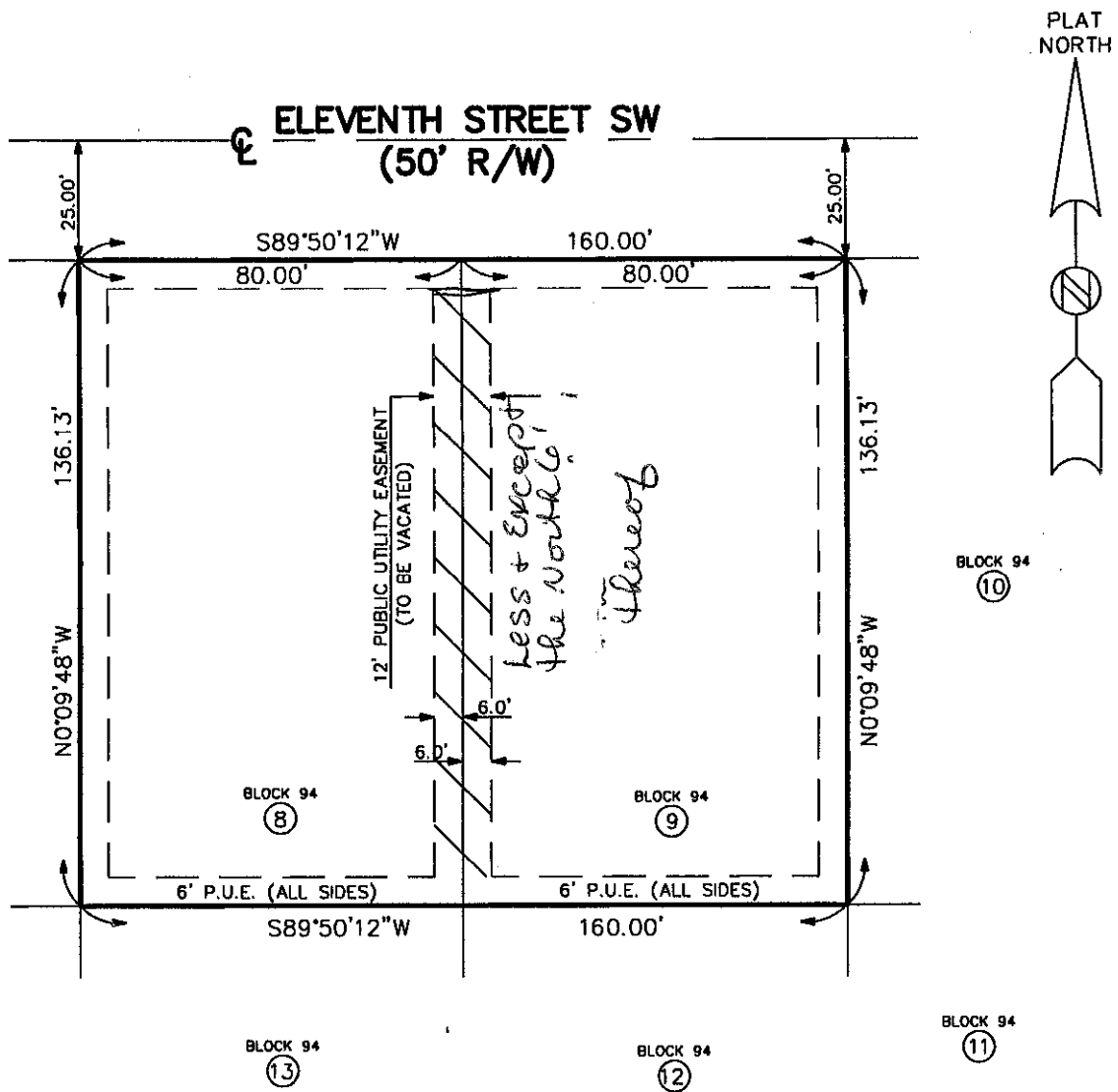
Legal Description

A 12 foot wide Public Utility Easement, centered on the common of Lot line of Lots 8 & 9, and 12& 13, Block 94, Unit 11, Section 35, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, Page 91, of the Official Records of Lee County, Florida.

]

Less and except the northerly 6 feet and the southerly 6 feet thereof.

Exhibit A



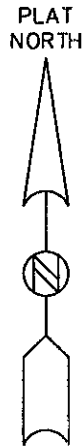
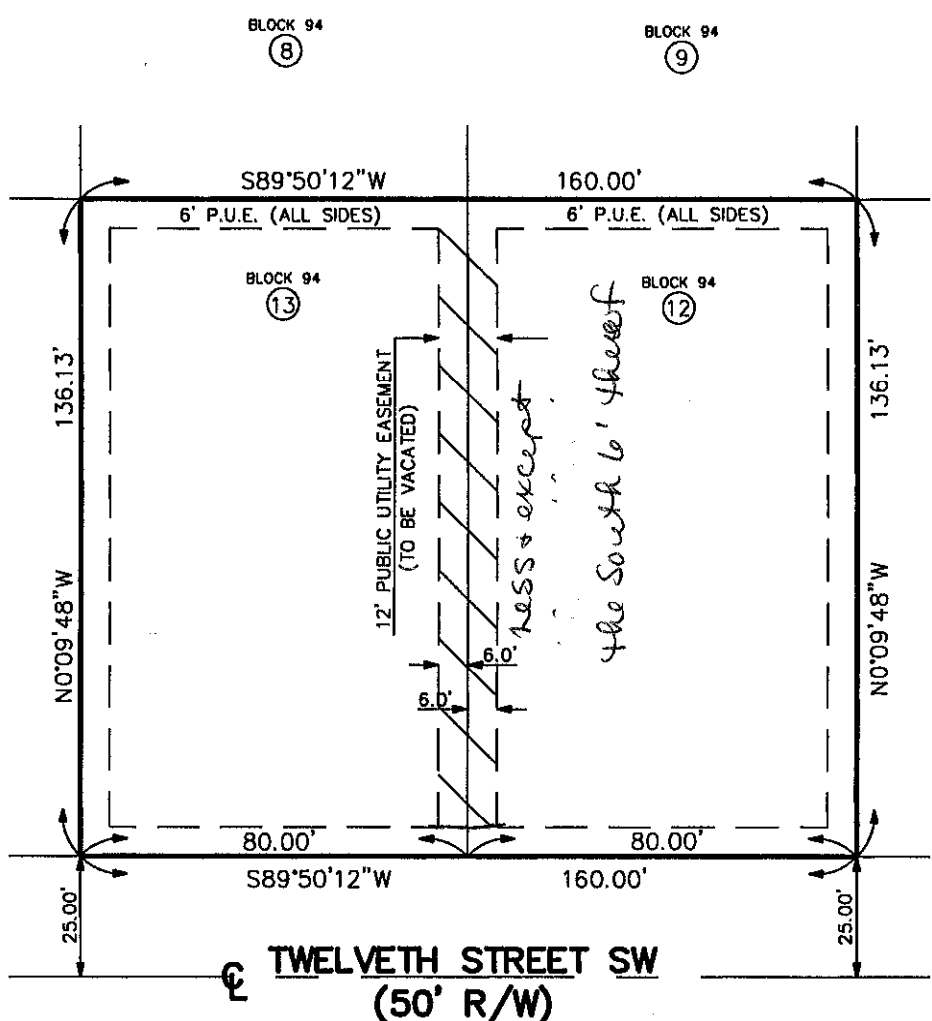
35-44-26-11-00094 0080 & 0090
 3203-3205 ELEVENTH STREET SW
 LOTS 8 & 9, BLOCK 94, UNIT 11
 SECTION 35, TOWNSHIP 44 SOUTH, RANGE 26 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 15, PAGE 91, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

NOT A SURVEY – SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (941) 368-7400 (941) 368-7685 (Fax)

DATE:	5-23-02
JOB NUMBER:	
DRAWN BY:	C.B.S.
SCALE:	1" = 40'
SHEET:	1 of 2

EXHIBIT B-1



35-44.26-11-00094. 0130 & .0120
 3202-3204 TWELVETH STREET SW
 LOTS 12 & 13, BLOCK 94, UNIT 11
 SECTION 35, TOWNSHIP 44 SOUTH, RANGE 26 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 15, PAGE 91, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (941) 368-7400 (941) 368-7685 (Fax)

DATE:	5-23-02
JOB NUMBER:	
DRAWN BY:	C.B.S.
SCALE:	1" = 40'
SHEET:	1 of 2

EXHIBIT B-2

COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001
DUPLICATE

Discounts have been calculated, pay only one amt:	If Paid By Nov 30, 2001 0.00	If Paid By Dec 31, 2001 0.00	If Paid By Jan 31, 2002 0.00	If Paid By Feb 28, 2002 0.00	If Paid By Mar 31, 2002 0.00	Call for amt due after Mar 31, 2002
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020100 20019 354426110009400903 00000000000 00000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0090
 3203 11TH ST SW

SMITH HENRY A + JOAN B
 8825 PARK LN
 SAINT JOHN IN 46373

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00460722

PLEASE RETURN THIS PORTION WITH PAYMENT

COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001

SMITH HENRY A + JOAN B
 8825 PARK LN
 SAINT JOHN IN 46373

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 060

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	1200.00	5.19	LEE CO GEN REV	(941) 335-2221	
.0010124	1200.00	1.21	LEE CO CAP IMP	(941) 335-2221	
.0026080	1200.00	3.13	LOCAL SCHOOL	(941) 337-8215	
.0058700	1200.00	7.04	STATE SCHOOL	(941) 337-8215	
.0012114	1200.00	1.45	LEE CO UNINCORP	(941) 335-2221	
.0000358	1200.00	0.04	LEE CO HYACINTH	(941) 694-2174	
.0009630	1200.00	1.16	LEE CO LIBRARY	(941) 335-2221	
.0003595	1200.00	0.43	LEE CO MOSQUITO	(941) 694-2174	
.0030000	1200.00	3.60	LEHGH ACRS FIRE	(941) 334-1600	
.0003082	1200.00	0.37	LEHGH ACS LIGHT	(941) 335-2186	
.0001000	1200.00	0.12	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	1200.00	0.05	W C INLD WATRWAY	(813) 485-9402	
.0000733	1200.00	0.09	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	1200.00	0.72	SF WATR MGT DST *	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL	1200
SOH ASSESSED VAL	1200
TAXABLE VAL	1200

REAL PROPERTY

LEGAL DESCRIPTION

LEHIGH ACRES UNIT 11 BLK. 94
 PB 15 PG 91 LOT 9
 BOOK: 383 PAGE: 617

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0090
 3203 11TH ST SW

PAID

45.90 132091-5-1 12/28/2001

NON-AD VALOREM ASSESSMENTS					* See reverse side before calling
RATE	BASIS	AMOUNT	LEVYING AUTHORITY	TELEPHONE *	
90.89000	PER ACRE	22.72	E CO WATR CONTL	(941) 368-0044	
		47.32	COMBINED TOTAL		

The Tax Certificate Sale began on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001
DUPLICATE

Discounts have been calculated, pay only one amt:	If Paid By Nov 30, 2001 0.00	If Paid By Dec 31, 2001 0.00	If Paid By Jan 31, 2002 0.00	If Paid By Feb 28, 2002 0.00	If Paid By Mar 31, 2002 0.00	Call for amt due after Mar 31, 2002
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020100 20019 354426110009400805 00000000000 00000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0080
 3205 11TH ST SW

CLAY JAMES S + DIANA L
 3165 LAWRENCE ST
 HOBART IN 46343

E & I #: 20010802
 REQUESTED: 02/06/2002
 PROCESSED: 02/06/2002
 BY MXS1

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.

See insert for details. PIN Number: 01-00460721

PLEASE RETURN THIS PORTION WITH PAYMENT

COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001

CLAY JAMES S + DIANA L
 3165 LAWRENCE ST
 HOBART IN 46343

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 060

AD VALOREM TAXES		* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *
.0043277	1200.00	5.19	LEE CO GEN REV	(941) 335-2221
.0010124	1200.00	1.21	LEE CO CAP IMP	(941) 335-2221
.0026080	1200.00	3.13	LOCAL SCHOOL	(941) 337-8215
.0058700	1200.00	7.04	STATE SCHOOL	(941) 337-8215
.0012114	1200.00	1.45	LEE CO UNINCORP	(941) 335-2221
.0000358	1200.00	0.04	LEE CO HYACINTH	(941) 694-2174
.0009630	1200.00	1.16	LEE CO LIBRARY	(941) 335-2221
.0003595	1200.00	0.43	LEE CO MOSQUITO	(941) 694-2174
.0030000	1200.00	3.60	LEHGH ACRS FIRE	(941) 334-1600
.0003082	1200.00	0.37	LEHGH ACS LIGHT	(941) 335-2186
.0001000	1200.00	0.12	SFL WTR MGT/EVR	(561) 687-6461
.0000400	1200.00	0.05	W C INLD WATRWW	(813) 485-9402
.0000733	1200.00	0.09	LEE CO ALL/HAZS	(941) 335-2186
.0005970	1200.00	0.72	SF WATR MGT DST	(561) 687-6461

VALUES & EXEMPTIONS

MARKET ASSESSED VAL	1200
SOH ASSESSED VAL	1200
TAXABLE VAL	1200

REAL PROPERTY

LEGAL DESCRIPTION

LEHIGH ACRES UNIT 11 BLK. 94
 PB 15 PG 91 LOT 8
 BOOK: 383 PAGE: 616

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0080
 3205 11TH ST SW

PAID

45.90 132091-5-2 12/28/2001

NON-AD VALOREM ASSESSMENTS		* See reverse side before calling		
RATE	BASIS	AMOUNT	LEVYING AUTHORITY	TELEPHONE *
90.89000	PER ACRE	22.72	E CO WATR CONTL	(941) 368-0044
		47.32	COMBINED TOTAL	

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DUPLICATE

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020100 20019 354426110009401301 0000000000 0000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0130
 3204 12TH ST SW

CLAY JAMES S + DIANA L
 3165 LAWRENCE ST
 HOBART IN 46343

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.
 See insert for details. PIN Number: 01-00460726

PLEASE RETURN THIS PORTION WITH PAYMENT

COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001

CLAY JAMES S + DIANA L
 3165 LAWRENCE ST
 HOBART IN 46343

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 060

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	1200.00	5.19	LEE CO GEN REV	(941) 335-2221	
.0010124	1200.00	1.21	LEE CO CAP IMP	(941) 335-2221	
.0026080	1200.00	3.13	LOCAL SCHOOL	(941) 337-8215	
.0058700	1200.00	7.04	STATE SCHOOL	(941) 337-8215	
.0012114	1200.00	1.45	LEE CO UNINCORP	(941) 335-2221	
.0000358	1200.00	0.04	LEE CO HYACINTH	(941) 694-2174	
.0009630	1200.00	1.16	LEE CO LIBRARY	(941) 335-2221	
.0003595	1200.00	0.43	LEE CO MOSQUITO	(941) 694-2174	
.0030000	1200.00	3.60	LEHGH ACRS FIRE	(941) 334-1600	
.0003082	1200.00	0.37	LEHGH ACS LIGHT	(941) 335-2186	
.0001000	1200.00	0.12	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	1200.00	0.05	W C INLD WATR WY	(813) 485-9402	
.0000733	1200.00	0.09	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	1200.00	0.72	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL 1200
 SOH ASSESSED VAL 1200
 TAXABLE VAL 1200

REAL PROPERTY

LEGAL DESCRIPTION

LEHIGH ACRES UNIT 11 BLK 94
 PB 15 PG 91 LOT 13
 BOOK: 3461 PAGE: 2009

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0130
 3204 12TH ST SW

PAID

45.90 12051-17-1 12/10/2001

NON-AD VALOREM ASSESSMENTS			* See reverse side before calling		
RATE	BASIS	AMOUNT	LEVYING AUTHORITY	TELEPHONE *	
90.89000	PER ACRE	22.72	E CO WATR CONTL	(941) 368-0044	
		47.32	COMBINED TOTAL		

The Tax Certificate Sale began on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.



COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001
DUPLICATE

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020100 20019 354426110009401203 0000000000 0000000000 00000000

MAKE CHECK PAYABLE TO:
 *** Paid ***

LEE COUNTY TAX COLLECTOR
 P O BOX 1609
 FT MYERS, FLORIDA 33902-1609

REAL PROPERTY

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0120
 3202 12TH ST SW

CLAY JAMES S + DIANA L
 3165 LAWRENCE ST
 HOBART IN 46343

To pay by phone or confirm receipt of your payment call the automated tax system (941) 332-8731.

See insert for details. PIN Number: 01-00460725

PLEASE RETURN THIS PORTION WITH PAYMENT

COUNTY OF LEE: NOTICE OF AD VALOREM TAXES AND NON AD VALOREM ASSESSMENTS DUE FOR YEAR 2001

CLAY JAMES S + DIANA L
 3165 LAWRENCE ST
 HOBART IN 46343

DOR CODE: 00
 MORTGAGE CODE: 000
 DISTRICT CODE: 060

AD VALOREM TAXES			* See reverse side before calling		
MILL RATE	MULTIPLIER	TAXES LEVIED	TAXING AUTHORITY	TELEPHONE *	
.0043277	1200.00	5.19	LEE CO GEN REV	(941) 335-2221	
.0010124	1200.00	1.21	LEE CO CAP IMP	(941) 335-2221	
.0026080	1200.00	3.13	LOCAL SCHOOL	(941) 337-8215	
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.0000358	1200.00	0.04	LEE CO HYACINTH	(941) 694-2174	
.0009630	1200.00	1.16	LEE CO LIBRARY	(941) 335-2221	
.0003595	1200.00	0.43	LEE CO MOSQUITO	(941) 694-2174	
.0030000	1200.00	3.60	LEHGH ACRS FIRE	(941) 334-1600	
.0003082	1200.00	0.37	LEHGH ACS LIGHT	(941) 335-2186	
.0001000	1200.00	0.12	SFL WTR MGT/EVR	(561) 687-6461	
.0000400	1200.00	0.05	W C INLD WATRWWY	(813) 485-9402	
.0000733	1200.00	0.09	LEE CO ALL/HAZS	(941) 335-2186	
.0005970	1200.00	0.72	SF WATR MGT DST	(561) 687-6461	

VALUES & EXEMPTIONS

MARKET ASSESSED VAL	1200
SOH ASSESSED VAL	1200
TAXABLE VAL	1200

REAL PROPERTY

LEGAL DESCRIPTION

LEHIGH ACRES UNIT 11 BLK.94
 PB 15 PG 91 LOT 12
 BOOK: 3427 PAGE: 4553

ACCOUNT & SITE ADDRESS

35-44-26-11-00094.0120
 3202 12TH ST SW

PAID

45.90 12051-18-1 12/10/2001

NON-AD VALOREM ASSESSMENTS					* See reverse side before calling
RATE	BASIS	AMOUNT	LEVYING AUTHORITY	TELEPHONE *	
90.89000	PER ACRE	22.72	E CO WATR CONTL	(941) 368-0044	
		47.32	COMBINED TOTAL		

The Tax Certificate Sale began on May 16, 2002. Certificates will be sold on all unpaid real estate taxes, resulting in additional charges. Contact the Tax Collector's Office at (941) 339-6000 if you have any questions.

RETAIN THIS PORTION FOR YOUR RECORDS

See reverse side for additional information.





April 8, 2002

Mr. James S. Clay
3165 Lawrence St.
Hobart, IN 46342

Re: Strap No. 35-44-26-11-00094.0080
Strap No. 35-44-26-11-00094.0090
Strap No. 35-44-26-11-00094.0130
Strap No. 35-44-26-11-00094.0130

18

Dear Mr. Clay:

LCEC does not object to vacation of the utility easements, less those areas described in the following:

- ❖ A 12-foot-wide utility and/or drainage easement centered on the lot line common to Lots 8 and 9, Block 94, Unit 11, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 91, LESS and EXCEPT the north 6 feet thereof.
- ❖ A 12-foot-wide utility and/or drainage easement centered on the lot line common to Lots 12 and 13, Block 94, Unit 11, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 91, LESS and EXCEPT the south 6 feet thereof.
- ❖ A 12-foot-wide utility and/or drainage easement centered on the lot line common to Lots 8 and 13, Block 94, Unit 11, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 91, LESS and EXCEPT the west 6 feet thereof.
- ❖ A 12-foot-wide utility and/or drainage easement centered on the lot line common to Lots 9 and 12, Block 94, Unit 11, a subdivision of Lehigh Acres as recorded in Plat Book 15, page 91, LESS and EXCEPT the east 6 feet thereof.

Please call me at 1-800-282-1643, extension 422 if you have any questions.

Sincerely,

Karen Hardin
Real Property Representative



Box 370
Fort Myers, Florida 33902-0370

April 24, 2002

Mr. James S. Clay
3165 Lawrence Street
Hobart, Indiana 46342

RE: Vacation of Easement – Lots 8 & 9 and 12 & 13, Block 94, Unit 11,
Section 35, Township 44 South, Range 26 East.
A 12 foot wide public utility and drainage easement centered
On the lot line between the above listed lots.

Dear Mr. Clay:

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 941-336-2023.

Sincerely,

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

Wayneth Jackson
Engineer

Attachment

WATER & SEWER

WELL & SEPTIC, WATER AND SEWER LETTERS NOT APPLICABLE.



301 Tower Road
Naples, FL 34113
Telephone: 941-732-3819
FAX: 941-992-1289

May 22, 2002

Mr. James S. Clay
3165 Lawrence St.
Hobart, Ind. 46342

Re: Request for a Letter of Review and Recommendation on a Proposed
Easement Vacation of the Following Location: Strap # 35-44-26-11-00094.0080
and # 35-44-26-11-00098.00090

Vacating a utility and Drainage easement on a portion of property within
Block 94, Unit 11, Lehigh Acres Subdivision, as recorded in Plat Book 15, page 91 of the
public records of Lee County, Florida.

A 12 foot wide public utility and ~~drainage~~ easement centered on the lot line
common to lots 8 and 9, Less and Except the north/eastern and south/western 6 feet
thereof.

Dear James,

Comcast has no objection with the vacation of the above referenced utility and
drainage easement.

Sincerely,

A handwritten signature in cursive script that reads "Scott Miller".

Scott Miller
Design Coordinator



301 Tower Road
Naples, FL 34113
Telephone: 941-732-3819
FAX: 941-992-1289

May 22, 2002

Mr. James S. Clay
3165 Lawrence St.
Hobart, Ind. 46342

Re: Request for a Letter of Review and Recommendation on a Proposed
Easement Vacation of the Following Location: Strap # 35-44-26-11-00094.0120
and # 35-44-26-11-00098.0130

Vacating a utility and Drainage easement on a portion of property within
Block 94, Unit 11, Lehigh Acres Subdivision, as recorded in Plat Book 15, page 91 of the
public records of Lee County, Florida.

A 12 foot wide public utility and ~~drainage easement~~ centered on the lot line
common to lots 12 and 13, Less and Except the north/eastern and south/western 6 feet
thereof.

Dear James,

Comcast has no objection with the vacation of the above referenced utility and
drainage easement.

Sincerely,

A handwritten signature in cursive script that reads "Scott Miller".

Scott Miller
Design Coordinator

AmeriGas

America's Propane Company

May 20, 2002

Mr. James S. Clay
3165 Lawrence Street
Hobart, IN 46342

RE: VACATE OF EASEMENT

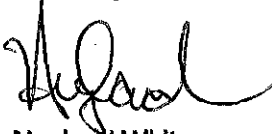
Dear Mr. Clay:

In reference to your letter dated March 28, 2002, AmeriGas has no interest on right of way on the following parcels:

STRAP NO: 35-44-26-11-00094.0080
STRAP NO: 35-44-26-11-00094.0090
STRAP NO: 35-44-26-11-00094.0120
STRAP NO: 35-44-26-11-00094.0130

Please feel free to contact me at 941-334-2849, should you have further questions.

Sincerely,



Neyland White
Service Manager



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number 479-8585

Bob Janes
District One

July 17, 2002

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Mr. James Clay
3165 Lawrence St.
Hobart, IN 46342

Andrew W. Coy
District Four

John E. Albion
District Five

Re: Petition to vacate a 12' Public Utility Easement located on the common lot line of lots 8 & 9, Section 35, township 44, Range 26 of Lehigh Acres, less and except the north and south 6 feet thereof.

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing Examiner

Dear Mr. Clay:

You indicated that as a result of combining adjacent lots into one residential building site, these platted easements prohibit the construction of your proposed site plan. Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT
Development Services Division

Peter J. Eckenrode,
Director

PJE/sam

U:\200207\VAC20020.002\5\reviewandrec.wpd



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

(941) 479-8124

Writer's Direct Dial Number: _____

Wednesday, April 24, 2002

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing Examiner

Mr. James Clay
3165 Lawrence St.
Hobart, IN 46342

Re: Petition to Vacate a six (6) foot wide public utility easement common to Lots 8 & 9, and Lots 12 & 13, Unit 11, Block 94, Lehigh Acres Subdivision as recorded in Plat Book 15 at Page 91, Public Records of Lee County, Florida.

Dear Mr. Clay:

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

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

Regards,

LEE COUNTY PUBLIC WORKS DEPARTMENT

Allen L. Davies, Jr., P.S.M.
Engineer II
Natural Resources Division

-cc: Don Blackburn, Development Services
Joan Henry, County Attorney's Office
Margaret Lawson, LCDOT
Roland Ottolini, P.E., NRD

S:\NATRES\SURFACE\DOCUMENT\vac250.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

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stillwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing Examiner

April 5, 2002

Mr. James S. Clay
3165 Lawrence St.
Hobart, IN 46342

**RE: Petition to Vacate
The 12 foot wide Utility Easement on the Lot Line
Common to Lots 8 and 9, Block 94, Unit 11, Lehigh Acres**

Dear Mr. Clay:

Lee County Department of Transportation has reviewed your request to vacate the above described easement recorded in Plat Book 15, page 91. 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
Right-of-way Supervisor

MAL/mlb

Cc: Don Blackburn, Devel. Services
Roland Ottolini, Natural Resources
Petition to Vacate File

S:\DOCUMENT\Petition To Vacate\2002\Clay-Lots 8&9 lehigh.doc



Florida Department of Transportation

JEB BUSH
GOVERNOR

THOMAS F. BARRY, JR.
SECRETARY

April 9, 2002

James S. Clay
3165 Lawrence Street
Hobart, IN 46342

RE: Vacation of A Utility and/or Drainage Easement

Dear Mr. Clay:

Our staff has conducted a review of your request to vacate a 12-foot wide Utility and/or Drainage Easement centered on the lot lines common to Lots 8 and 9 Block 94 Unit 11 a subdivision of Lehigh Acres, as recorded in Plat Book 15 Page 91, Public Records of Lee County, Florida. This same area was further referenced in your letter and highlighted map of March 28, 2002.

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

Sincerely,

James W. Dunsford,
District R/W Administrator,
Property Management

JWD/jwd

cc: Scott Gilbertson, P.E. - Lee County
Walter McCarthy, P.E. - Lee County
Joe Philips - FDOT
Tom Garcia - FDOT



Florida Department of Transportation

JEB BUSH
GOVERNOR

THOMAS F. BARRY, JR.
SECRETARY

April 9, 2002

James S. Clay
3165 Lawrence Street
Hobart, IN 46342

RE: Vacation of A Utility and/or Drainage Easement

Dear Mr. Clay:

Our staff has conducted a review of your request to vacate a 12-foot wide Utility and/or Drainage Easement centered on the lot lines common to Lots 12 and 13 Block 94 Unit 11 a subdivision of Lehigh Acres, as recorded in Plat Book 15 Page 91, Public Records of Lee County, Florida. This same area was further referenced in your letter and highlighted map of March 28, 2002.

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

Sincerely,

A handwritten signature in cursive script that reads "James W. Dunsford".

James W. Dunsford
District R/W Administrator,
Property Management

JWD/jwd

cc: Scott Gilbertson, P.E. - Lee County
Walter McCarthy, P.E. - Lee County
Joe Philips - FDOT
Tom Garcia - FDOT

**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE Case Number: _____**

WHEREAS, a Petition to Vacate was filed with the Board of County Commissioners;
and

WHEREAS, the Petitioner seeks to abandon, discontinue, close or vacate a portion
of a plat, easement, parcel or right-of-way legally described in the attached Exhibit "A".

WHEREAS, under Florida Statute and the Lee County Administrative Code, the
Board must hold a Public Hearing in order to grant a vacation affecting a public easement,
public right-of-way or platted lands.

BE IT THEREFORE RESOLVED by the Board of County Commissioners of Lee
County, Florida, as follows:

1. A Public Hearing on Petition to Vacate No. VAC2002-00025 is set for the
_____ in the Lee County Commission Chambers.

2. A Notice of Public Hearing on this Petition to Vacate will be published in
accordance with the Lee County Administrative Code.

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

A 12 foot wide Public Utility Easement, centered on the common of Lot line of Lots 8 & 9, and 12& 13, Block 94, Unit 11, Section 35, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, Page 91, of the Official Records of Lee County, Florida.

]

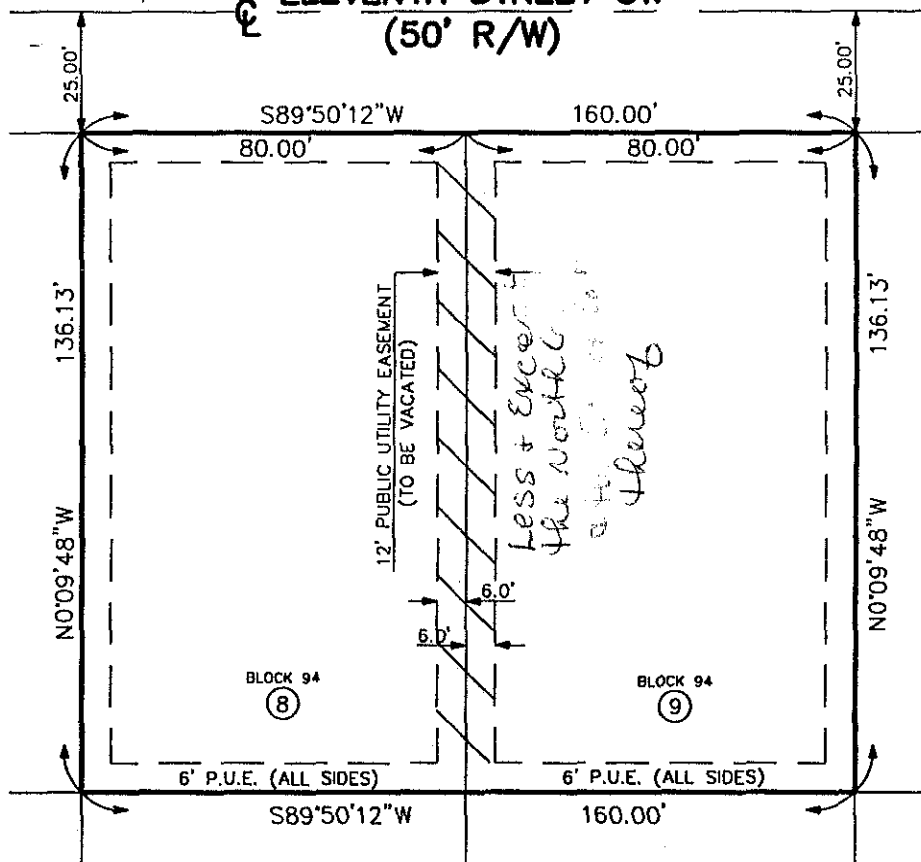
Less and except the northerly 6 feet and the southerly 6 feet thereof.

Exhibit A

PLAT NORTH



**ELEVENTH STREET SW
(50' R/W)**



BLOCK 94
⑦

BLOCK 94
⑩

BLOCK 94
⑧

BLOCK 94
⑨

BLOCK 94
⑭

BLOCK 94
⑬

BLOCK 94
⑫

BLOCK 94
⑪

35-44-26-11-00094. 0080 & 0090
 3203-3205 ELEVENTH STREET SW
 LOTS 8 & 9, BLOCK 94, UNIT 11
 SECTION 35, TOWNSHIP 44 SOUTH, RANGE 26 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 15, PAGE 91, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

NOT A SURVEY – SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (941) 368-7400 (941) 368-7885 (Fax)

DATE:
5-23-02

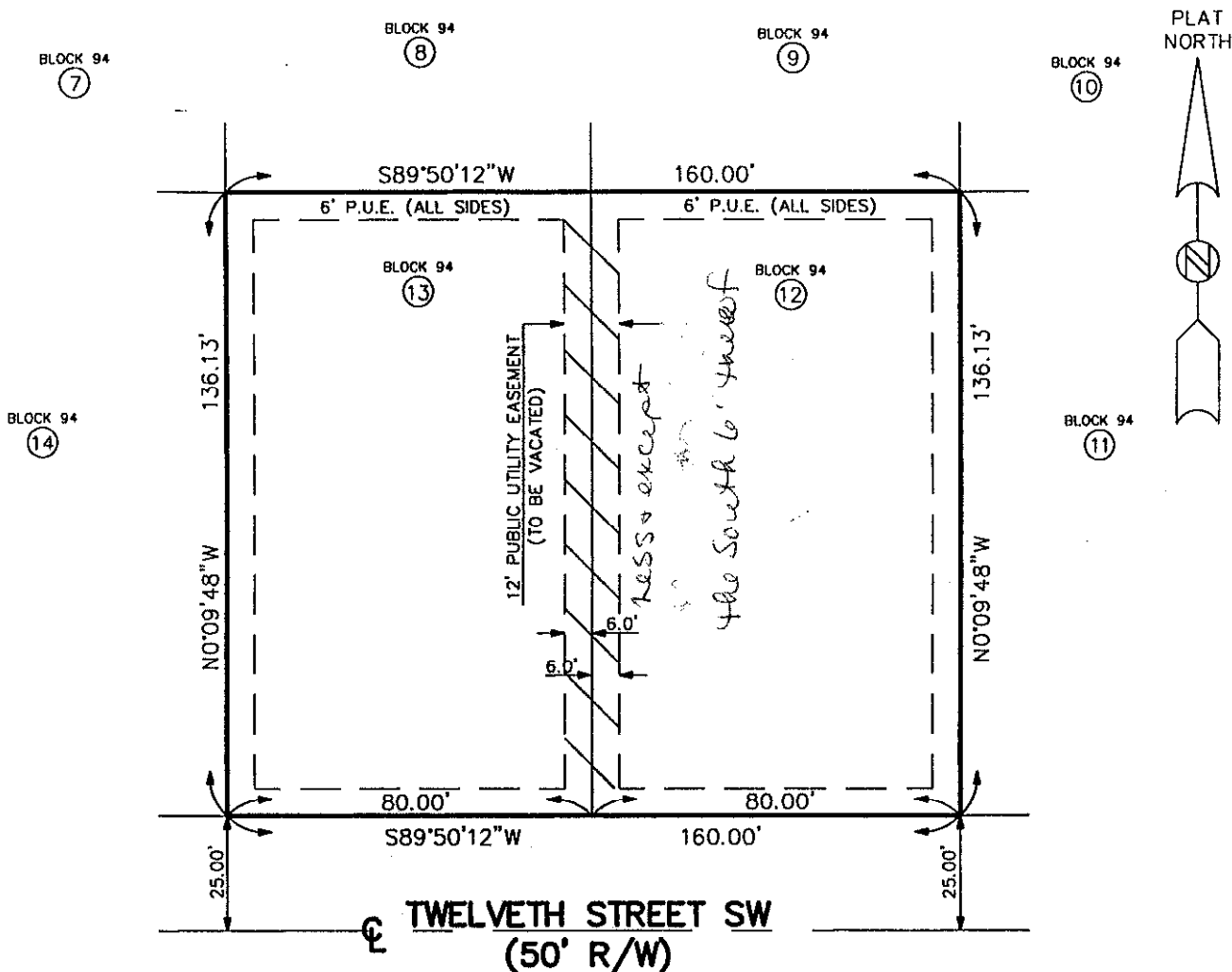
JOB NUMBER:

DRAWN BY:
C.B.S.

SCALE:
1" = 40'

SHEET:
1 of 2

EXHIBIT B



35-44.26-11-00094. 0130 & 0120
 3202-3204 TWELVETH STREET SW
 LOTS 12 & 13, BLOCK 94, UNIT 11
 SECTION 35, TOWNSHIP 44 SOUTH, RANGE 26 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 15, PAGE 91, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

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 Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (941) 368-7400 (941) 368-7885 (Fax)

DATE:	5-23-02
JOB NUMBER:	
DRAWN BY:	C.B.S.
SCALE:	1" = 40'
SHEET:	1 of 2

EXHIBIT B-2

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2002-00025

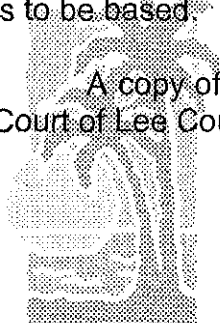
TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 10th day of September 2002 @5:00 PM 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

CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

Legal Description

A 12 foot wide Public Utility Easement, centered on the common of Lot line of Lots 8 & 9, and 12 & 13, Block 94, Unit 11, Section 35, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, Page 91, of the Official Records of Lee County, Florida.

]

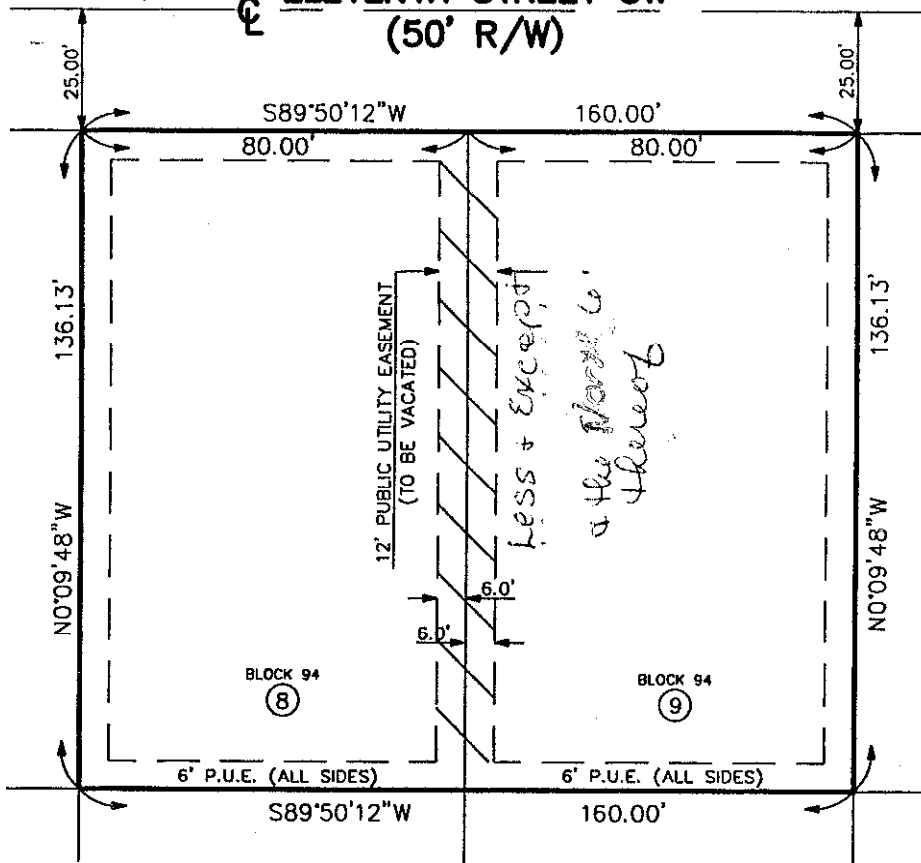
Less and except the northerly 6 feet and the southerly 6 feet thereof.

Exhibit A

PLAT NORTH



**ELEVENTH STREET SW
(50' R/W)**



35-44-26-11-00094. 0080 & 0090

3203-3205 ELEVENTH STREET SW
LOTS 8 & 9, BLOCK 94, UNIT 11
SECTION 35, TOWNSHIP 44 SOUTH, RANGE 26 EAST
LEHIGH ACRES, LEE COUNTY, FLORIDA
RECORDED IN PLAT BOOK 15, PAGE 91, OF THE
OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
Professional Surveyors and Mappers
1130-E Lee Boulevard, Lehigh Acres, Florida 33936
(941) 368-7400 (941) 368-7885 (Fax)

DATE:
5-23-02

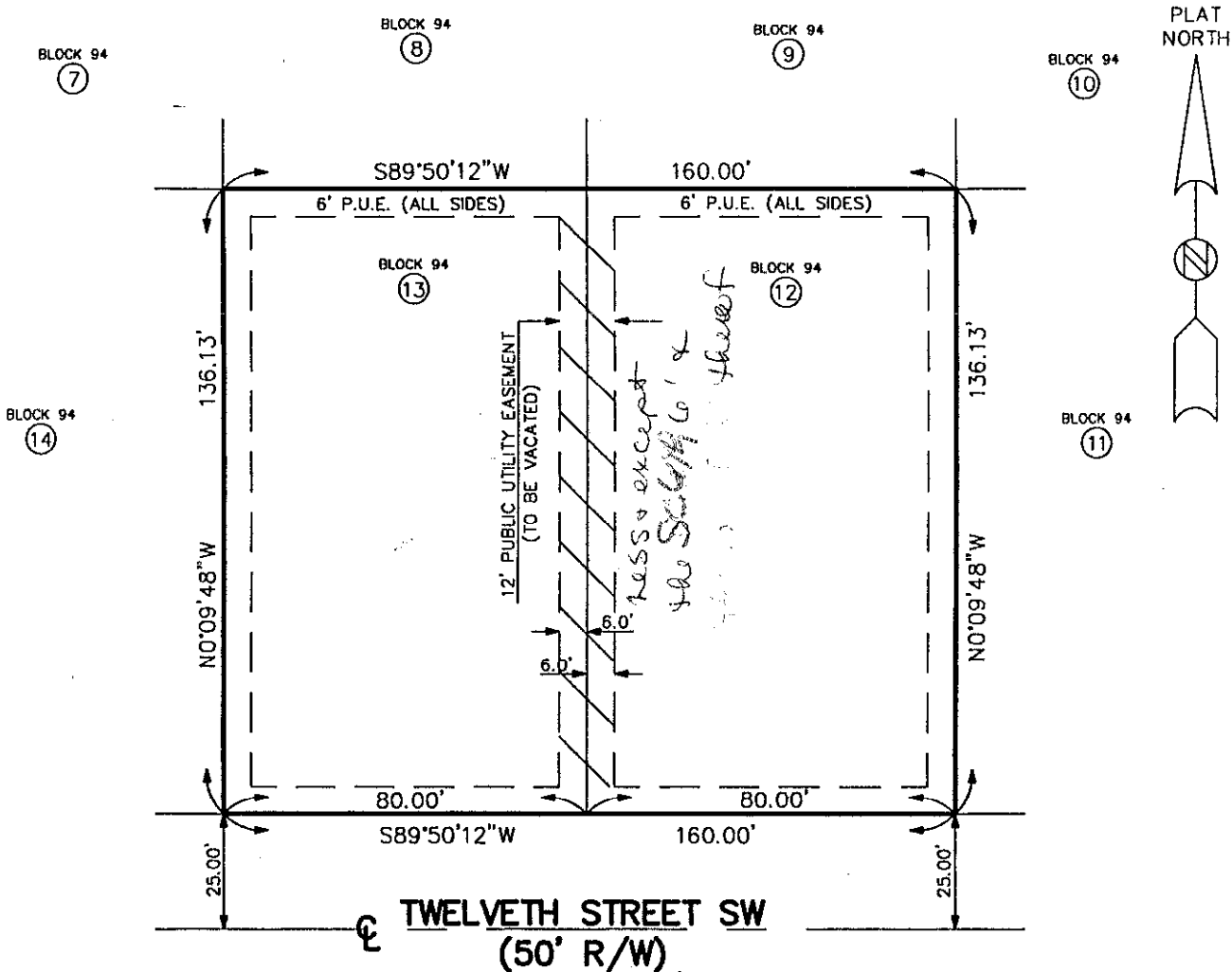
JOB NUMBER:

DRAWN BY:
C.B.S.

SCALE:
1" = 40'

SHEET:
1 of 2

EXHIBIT B



35-44.26-11-00094. 0130 & .0120
 3202-3204 TWELVETH STREET SW
 LOTS 12 & 13, BLOCK 94, UNIT 11
 SECTION 35, TOWNSHIP 44 SOUTH, RANGE 26 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 15, PAGE 91, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
 Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (941) 388-7400 (941) 388-7685 (Fax)

DATE:	5-23-02
JOB NUMBER:	
DRAWN BY:	C.B.S.
SCALE:	1" = 40'
SHEET:	1 of 2

EXHIBIT B-2

LEE COUNTY PROPERTY APPRAISER

Property Data for Parcel 35-44-26-11-00094.0130

[[Next Lower Parcel Number](#) | [Next Higher Parcel Number](#) | [Display Tax Bills on this Parcel](#)]

OWNERSHIP, LEGAL, SALES AND DISTRICT DATA ARE FROM THE CURRENT DATABASE.
 LAND, BUILDING, VALUE AND EXEMPTION DATA ARE FROM THE 2001 ROLL.

Owner of Record		Legal Description		Image of Structure	
CLAY JAMES S + DIANA L 3165 LAWRENCE ST HOBART IN 46343		LEHIGH ACRES UNIT 11 BLK 94 PB 15 PG 91 LOT 13		(Not Presently Available)	
Site Address		3204 12TH ST SW Lehigh Acres, FL 33971			
Taxing District			DOR Code		
060 - LEHIGH ACRES FIRE/LIGHT			00 - VACANT RESIDENTIAL		
Property Values		Exemptions		Dimensions	
Just	1,200	Homestead	0	Measurement Units	UT
Assessed	1,200	Agricultural	0	Number of Units	1.00
Assessed SOH	1,200	Widow	0	Frontage	80
Taxable	1,200	Widower	0	Depth	136
Building	0	Disability	0	Bedrooms	
Land	1,200	Wholly	0	Bathrooms	
Building Extra Features	0	Energy	0	Total Sq. Ft.	
Land Extra Features	0	SOH Difference	0	Year Built	
Sales Transactions					
Sale Price	Date	OR Book / Page	Transaction Details		Vacant / Improved
			Type	Description	
2,000	7/21/2001	3461/2009	06	Qualified (Fair Market Value / Arms Length / One STRAP #)	V
100	2/1/1996	2678/372	01	Disqualified (Doc Stamp .70 / SP less th \$100 / Other DisQ)	V
0	1/1/1900	283/42			

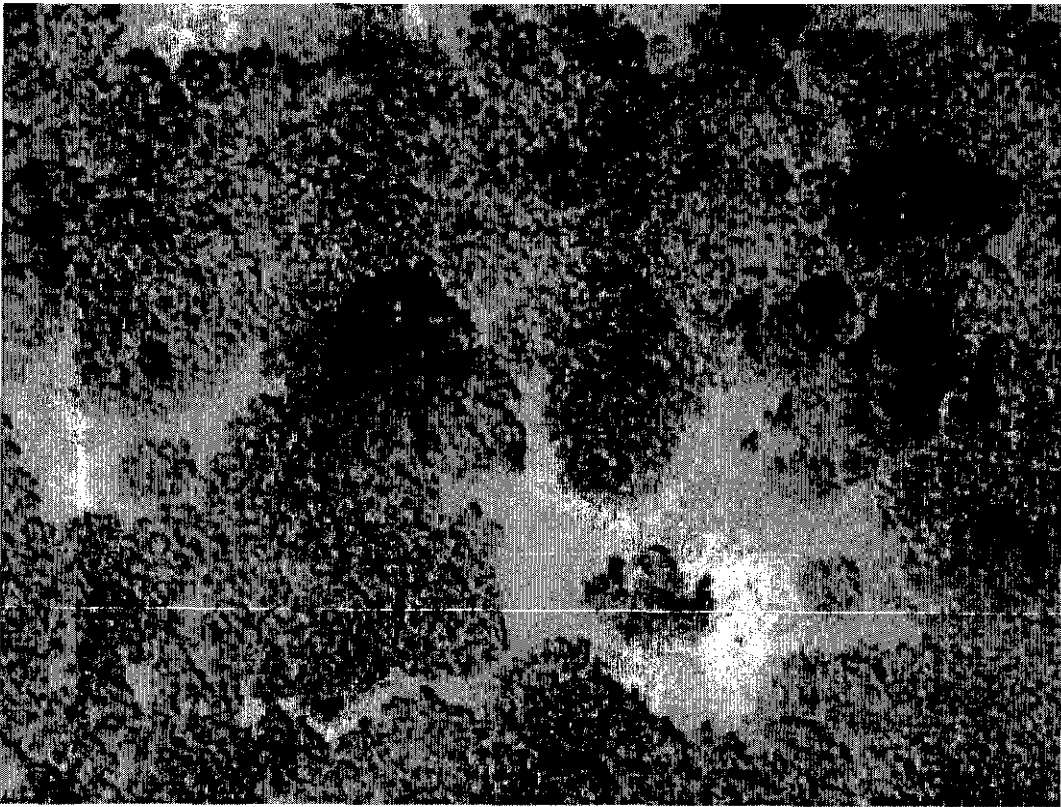
Solid Waste (Garbage) Roll Data					
Solid Waste District	Roll Type	Category	Unit/Area	Tax Amount	
003 - Service Area 3 - East Lee County Area	-		0	0.00	

Land Tracts/Land Use		
Description	Use Code	Units
Vacant Residential	0	1.00 Units

Storm Surge Category	Flood Insurance (FIRM)				
	Rate Code	Community	Panel	Version	Date
	B	125124	0375	B	

LEFT CLICK & HOLD WHILE MOVING THE MOUSE WILL PAN THE AERIAL IN ALL DIRECTIONS
 LEFT CLICK & HOLD + RIGHT CLICK & HOLD WHILE MOVING THE MOUSE FORWARD AND BACKWARD WILL ZOOM THE AERIAL OUT AND IN.

AERIALS TAKEN ON OR ABOUT FEBRUARY 1998



Map Composite Control

[View Parcel Info](#)

- [[View 2001 TRIM Notice](#)]
- [[View 2000 TRIM Notice](#)]
- [[Show Building Details](#)]
- [[Hide Aerial View](#)]