

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a Petition VAC2003-00005 to Vacate the East 10-foot portion of a 20-foot wide Drainage and/or Public Utility Easement on Lot 14, The Timber Subdivision, as recorded in Plat Book 41, Pages 51-53, of the Public Records of Lee County, Florida and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 22nd day of April, 2003.

WHY ACTION IS NECESSARY: It would eliminate the encroachment of a pool and pool cage that was built in 1998. The vacation of this easement will also provide clear title for future re-sale of the property. **The vacation of this 10-foot portion of the Drainage and/or Public Utility Easement will not alter existing or future drainage and/or utility requirements.**

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

2. **DEPARTMENTAL CATEGORY:** 04
COMMISSION DISTRICT #: 2

C4A

3. **MEETING DATE:**

03-18-2003

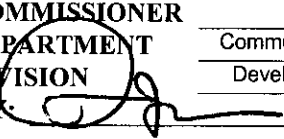
4. **AGENDA:**

- CONSENT
- ADMINISTRATIVE
- APPEALS
- PUBLIC
- WALK ON
- TIME REQUIRED:

5. **REQUIREMENT/PURPOSE:**
(Specify)

- STATUTE F.S. Ch. 177
- ORDINANCE
- ADMIN. CODE 13-1
- OTHER

6. **REQUESTOR OF INFORMATION:**

- A. COMMISSIONER
 - B. DEPARTMENT Community Development
 - C. DIVISION Development Services
- BY: 

Peter J. Eckenrode, Director

7. **BACKGROUND:**

The complete Petition to Vacate was submitted by Michael D. and Bethany D. Randolph.

LOCATION: Petition # VAC2003-00005, for the subject parcel to vacate is the East 10-foot portion of a 20-foot wide Drainage and/or Public Utility Easement, LESS an EXCEPT the North 6-feet and the South 6-feet thereof, on the rear lot line of Lot 14, Block B, The Timber Subdivision, as recorded in Plat Book 41, Pages 51-53, located in Section 08, Township 45 South, Range 25 East, of the Public Records of Lee County, Florida. The site is located at 11670 Timberline Circle, Ft Myers, Florida.

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, Resolution to set the Public Hearing and Notice of Public Hearing with exhibits.

8. **MANAGEMENT RECOMMENDATIONS:**

9. **RECOMMENDED APPROVAL:**

A Department Director	B Purchasing or Contracts	C Human Resources	D Other	E County Attorney	F Budget Services <i>Apr 3/17/03</i>			G County Manager
					OA <i>3/4/03</i>	OM <i>3/5/03</i>	Risk <i>3/5/03</i>	GC <i>3/14/03</i>
<i>M. M. (Signature)</i>	N/A	N/A	N/A	<i>John D. (Signature) 3-4-03</i>				<i>(Signature)</i>

10. **COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: *2/28/03*
Time: *2:05 pm*
Forwarded To:
*CO. ADM.
3/4/03 11AM*

RECEIVED BY
COUNTY ADMIN. *D*
3-4-03
11:10
COUNTY ADMIN.
FORWARDED TO: *BH*
3/5 5:00

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2003-00005


TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 22nd day of April 2003 @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**
SOUTH FLORIDA

CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE** Case Number: VAC2003-00005

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. VAC2003-00005 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

PETITION TO VACATE

Case Number: VAC 2003 - 00005

Petitioner(s), Michael D. Randolph (AND) BETHANY D. RANDOLPH 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, 11670 Timberline Circle, Fort Myers FL 33912
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: [Signature]
 Petitioner Signature
Michael D. Randolph
 Printed Name

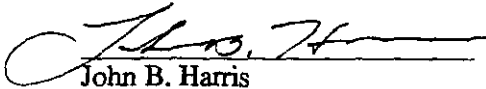
By: [Signature]
 Petitioner Signature
BETHANY D. RANDOLPH
 Printed Name

DESCRIPTION:

The East 10.00 feet of part of a 20.00 foot wide Drainage and Public Utility Easement lying over and across Lot 14, Block B, The Timbers Subdivision, described as follows:

Commencing at the Northwest corner of the aforesaid Lot 14; thence run N.84°29'01"E. along the Northerly line of said Lot 14 for 10.03 feet; thence run S.01°16'48"E. for 6.02 feet to the point of beginning; thence run N.84°29'01"E. for 10.03 feet to a point on the East line of the aforesaid 20.00 foot wide easement; thence run S.01°16'48"E. along the East line of said easement for 79.47 feet; thence run S.88°43'12"W. for 10.00 feet; thence run N.01°16'48"W. for 78.72 feet to the point of beginning

Said tract contains 790.95 square feet, more or less.



John B. Harris
P.S.M. #4631
February 24, 2003

HARRIS - JORGENSEN, INC.
 2706 S.E. SANTA BARBARA PLACE
 CAPE CORAL, FLORIDA 33914
 PHONE (941) 772-9759
 FAX (941) 772-1315

DESCRIPTION:

The East 10.00 feet of part of a 20.00 foot wide Drainage and Public Utility Easement lying over and across Lot 14, Block B, The Timbers Subdivision, described as follows:
 Commencing at the Northwest corner of the aforesaid Lot 14; thence run N 84°29'01"E, along the Northernly line of said Lot 14 for 10.03 feet; thence run S 01°16'48"E, for 6.02 feet to the point of beginning; thence run N 84°29'01"E, for 10.03 feet to a point on the East line of the aforesaid 20.00 foot wide easement; thence run S 01°16'48"E, along the East line of said easement for 79.47 feet; thence run S 88°43'12"W, for 10.00 feet; thence run N 01°16'48"W, for 78.72 feet to the point of beginning

Said tract contains 790.95 square feet, more or less.

SKETCH OF
EASEMENT RELEASE
LOT 14, BLOCK "B"
THE TIMBERS SUBDIVISION
 SECTION B, TOWNSHIP 45 SOUTH, RANGE 25 EAST
 (PLAT BOOK 41, PAGES 51-53)
 LEE COUNTY, FLORIDA

LEGEND:

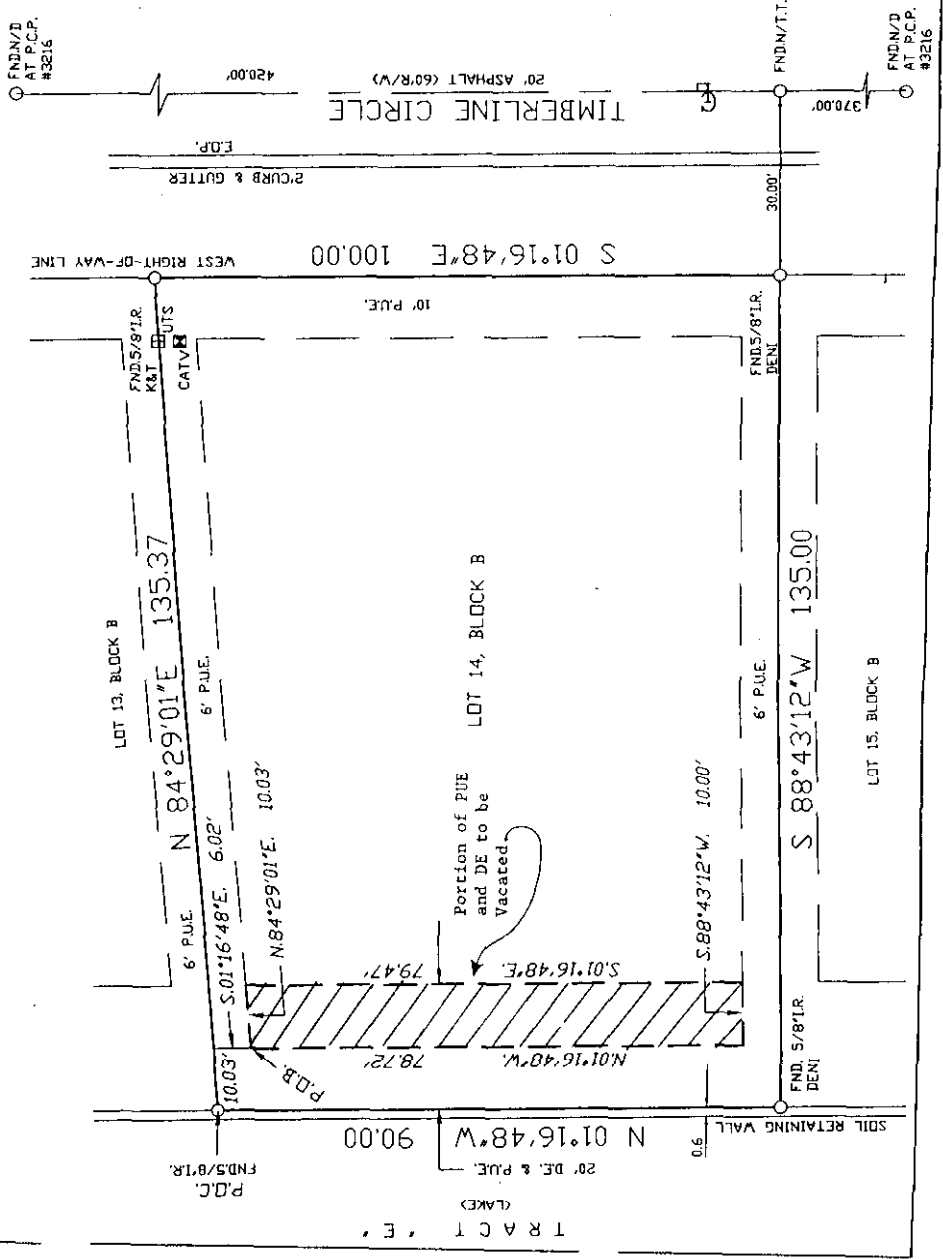
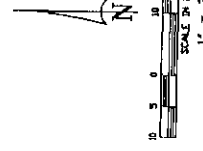
- N: NORTH
- S: SOUTH
- : SET IRON PIN (CAP #4631)
- : FOUND IRON PIN (FNDR)
- : CONCRETE MONUMENT (CM)
- ▭: PERMANENT MONUMENT (PM)
- ▭: PERMANENT CONTROL POINT (PCP)
- : AS PER DEED
- : AS PER SURVEY
- : AS MEASURED
- P.U.E.: PUBLIC UTILITY EASEMENT
- L.M.E.: LAKE MAINTENANCE EASEMENT
- D.E.: DRAINAGE EASEMENT
- C.B.S.: CONCRETE BLOCK STRUCTURE
- R.E.V.: RECLAIMED WATER BOX
- G.A.V.: GUY WIRE
- N/D: NAIL & DISK
- N/T/T: NAIL & TIN TAB
- D/H: DRILL HOLE
- P.O.B.: POINT OF BEGINNING
- P.O.C.: POINT OF COMMENCEMENT
- P.C.: POINT OF CURVATURE
- D.R.: OFFICIAL RECORDS BOOK
- D.R.: DELTA OF CURVE
- R: RADIUS OF CURVE
- A: ARC OF CURVE
- C: CHORD LENGTH
- C.B: CHORD BEARING
- C# : CURVE NUMBER
- A/C: AIR CONDITIONER
- D/H: DOWNHEAD POWERLINES
- P.P.: PAPER PILE
- V.M: WATER METER
- U.T.S: UTILITY
- E.B: ELECTRIC BOX
- CATV: TV-CABLE BOX
- E.D.P.: EDGE OF PAVEMENT
- C/G: CURB/GUTTER
- P.V: CENTERLINE
- R/V: RIGHT-OF-WAY
- B.M: BENCHMARK
- ±: TYPICAL ELEVATION

SURVEY NOTES:

1. BASIS OF BEARINGS SHOWN HEREON TAKEN FROM THE WEST RIGHT-OF-WAY LINE OF TIMBERS CIRCLE, ASSUMED TO BEAR S 01°16'48"E.
2. FIELD NOTES IN THE TIMBERS.
3. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD.
4. THIS CERTIFICATION IS ONLY FOR LANDS DESCRIBED HEREON. IT IS NOT A CERTIFICATION OF TITLE, ZONING OR FREEDOM OF ENCUMBRANCES.
5. THIS SURVEY DOES NOT CONSTITUTE A TITLE OR EASEMENT SEARCH AND WAS BASED ON DESCRIPTION FURNISHED BY CLIENT AND/OR FOUND MONUMENTATION IN THE FIELD.
6. UNDERGROUND STRUCTURES AND UTILITIES, IF ANY, ARE NOT INCLUDED. THIS MAP/PLAT IS NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
7. ALL BEARINGS AND DISTANCES ARE PLAT AND MEASURED, UNLESS OTHERWISE SHOWN.
8. ELEVATIONS ARE NATIONAL GEODETIC VERTICAL DATUM OF 1929 (N.G.V.D.). FLOOD ZONE "B" ELEVATION N/A. N.G.V.D.
9. COMMUNITY # 125124 PANEL # 0290
- SUFFIX--- B REVISION DATE: 9/19/84

THIS SURVEY IS CERTIFIED TO

VAC2003-00005
 EXHIBIT "B"



PROJECT # 97-686	DATE: FEBRUARY 24, 2003
JOB # T-814	DATE: FEBRUARY 24, 2003
SURVEY DATE: 10/23/97	
FINAL SURVEY: 4/21/98	
RELEASE SKETCH: 9/6/02	
REVISE RELEASE: 2/24/03	
JOHN B. HARRIS, P.S.M.	
FLORIDA LAND SURVEYOR #4631	
FLORIDA CERTIFICATE OF AUTHORIZATION LB #6921	

VAC2003-00005 EXHIBIT "C"

Pay Online:



Real Property Information

Account	Tax Year	Status
08-45-25-01-0000B.0140	2002	PAID
Original Account	Book/Page	
08-45-25-01-0000B.0140	3668/2514	
Physical Address	Mailing Address	
RANDOLPH MICHAEL D + RANDOLPH BETHANY D 11670 TIMBERLINE CIR FORT MYERS FL 33912	RANDOLPH MICHAEL D + RANDOLPH BETHANY D 11670 TIMBERLINE CIR FT MYERS FL 33912 USA	
Legal Description		
TIMBERS S/D BLK B PB 41 PG 53 LOT 14		
Total Amount Due as of 3/4/2003		\$0.00

District	012
Market Assessed Value	\$200,380.00
Agricultural Exemption	\$0.00
Assessed SOH Value	\$195,740.00
Homestead Exemption	\$25,000.00
Other Exemption	\$0.00
Wholly Exemption	\$0.00
Taxable Value	\$170,740.00
Senior Exemption	\$0.00
Historical Exemption	\$0.00
Economic Exemption	\$0.00
Tax Amount	\$3,544.66

Ad Valorem Taxes

Taxing Authority	Millage Rate	Taxes Levied
PUBLIC SCHOOL - BY LOCAL BOARD	2.5990	\$443.75
PUBLIC SCHOOL - BY STATE LAW	5.9730	\$1,019.83
LEE COUNTY CAPITAL IMP	1.0124	\$172.86
LEE CO UNINCORPORATED - MSTU	1.2114	\$206.83
LEE COUNTY GENERAL REVENUE	4.3277	\$738.91
LEE COUNTY HYACINTH CONTROL	0.0327	\$6.40
LEE COUNTY LIBRARY FUND	0.9630	\$164.42
LEE COUNTY MOSQUITO CONTROL	0.3294	\$64.48
SFL WATER MGMT-EVERGLADE CONST	0.1000	\$17.07
SOUTH TRAIL FIRE DISTRICT	2.0000	\$391.48
WEST COAST INLAND WATERWAY	0.0400	\$6.83
LEE COUNTY ALL HAZARDS - UNINC	0.0733	\$12.52
SFL WATER MGMT-DISTRICT LEVY	0.5970	\$101.93

Non Ad Valorem Taxes

Taxing Authority	Rate	Amount
SOLID WASTE ASSESSMENT	1.0000	\$197.35

Nov 2002	Dec 2002	Jan 2003	Feb 2003	Mar 2003
\$3,402.87	\$3,438.32	\$3,473.77	\$3,509.21	\$3,544.66

343.00
10.00
352.50

THIS INSTRUMENT PREPARED BY:
RETURN TO:
STEVEN CARTA, ESQUIRE
SIMPSON, HENDERSON, SAVAGE & CARTA
Post Office Box 1906
Fort Myers, FL 33902
(813) 332-3366

4191655

OR2837 Pg4030

GRANTEE: MICHAEL D. RANDOLPH
SS# 266-08-4782
BETHANY D. RANDOLPH
SS#

Documentary Tax Pd. \$ 343.00
Imposable Tax Pd.
CHARLIE GREEN, CLERK, LEE COUNTY
Deputy Clerk

WARRANTY DEED

Made this 24 day of June, 1997,

BETWEEN, JEFF PALMER and DANIELLE M. PALMER, husband and wife, whose address is 1713 Coral Way, North Fort Myers, FL 33916, party of the first part, and MICHAEL D. RANDOLPH and BETHANY D. RANDOLPH, whose address is 113 Pinebrook Drive, Fort Myers of the County of Lee and State of Florida, 33907, party of the second part,

WITNESS, that the said party of the first part, for and in consideration of the sum of Ten and No/100----- (\$10.00) Dollars, to it in hand paid, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, remised, released, conveyed and confirmed, and by these presents doth grant, bargain, sell, alien, remise, release, convey and confirm unto the said party of the second part, and her heirs and assigns forever, all that certain parcel of land lying and being in the County of Lee and State of Florida, more particularly described as follows:

Lot 14, Block B, THE TIMBERS SUBDIVISION, as recorded in the Office of the Clerk of the Circuit Court, for Lee County, Florida, in Plat Book 41, Pages 51 through 53, inclusive, Public Records of Lee County, Florida.

SUBJECT to Declaration of Covenants and Deed Restrictions of THE TIMBERS, a single family housing development recorded in O.R. Book 2022, Pages 443 through 457, inclusive, Public Records of Lee County, Florida.

This is not homestead property, nor is it contiguous to the homestead of the Grantors.

STRAP #08-45-25-01-0000B.0140.

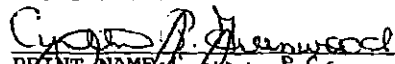
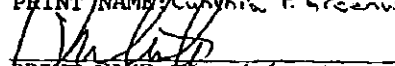
Together with all the tenements, hereditaments and appurtenances, with every privilege, right, title, interest and estate, reversion, remainder and easement thereto belonging or in anywise appertaining:

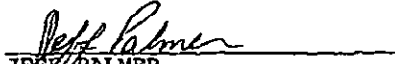
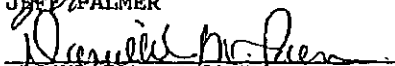
To Have and to Hold the same in fee simple forever.

And the said party of the first part doth covenant with the said party of the second part that it is lawfully seized of the said premises; that they are free of all incumbrances, and that it has good right and lawful authority to sell the same; and the said party of the first part does hereby fully warrant the title to said land, and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be signed the day and year above written.

Signed, Sealed and Delivered in Our Presence:


PRINT NAME: Cynthia P. Greenwood

PRINT NAME: STEVEN CARTA


JEFF PALMER

DANIELLE M. PALMER

RECORD VERIFIED - CHARLIE GREEN, CLERK
BY: MARY JO ROBINSON, D.C.

STATE OF FLORIDA)
) S
COUNTY OF LEE)

I HEREBY CERTIFY that on this 24 day of June, 1997, before me personally appeared JEFF PALMER and DANIELLE M. PALMER, husband and wife, to me personally known to be the person described in or who has produced P456-430-63-125-0 / P456-173-62-704 as identification and who executed the foregoing conveyance to MICHAEL D. RANDOLPH and BETHANY D. RANDOLPH and severally acknowledged the execution thereof to be their free act and deed, for the uses and purposes therein mentioned.

WITNESS, our signature at J Myers in the County of Lee and State of Florida, the day and year last aforesaid.

Cynthia P. Greenwood
Notary Public
Print Name:

My Commission Expires:



DR2837 PG40311

CHARLE GREEN LEE CTY, FL
97 JUN 24 PM 3:37

CHARLIE GREEN, CLERK OF COURT, LEE COUNTY

DEPUTY CLERK L Wheat

THIS QUIT-CLAIM DEED. Executed this 3rd day of January 1998 by THE TIMBERS PROPERTY OWNERS ASSOCIATION, Fort Myers, Florida, hereinafter called the Grantor, and Michael & Beth Randolph, care of US Home Corporation a Delaware Corporation, whose post office address is 10491 Six Mile Cypress Parkway, Suite 101, Fort Myers, Florida 33912 hereinafter called the Grantee.

WITNESSETH, that the said Grantor, for and in consideration of the sum of Ten and no/100ths (\$10.00) Dollars in hand paid by the said Grantee, the receipt whereof is hereby acknowledged, does hereby remise, release and quit-claim unto the said Grantee forever, all the right, title, interest, claim and demand which the said Grantor has in and to the following described land, situate, lying and being in the County of Lee, State of Florida, to-wit:

All of its right, title, and interest in and to that certain lake maintenance easement located on the westerly ten (10') feet of Lot 14, Block B of THE TIMBERS provided by Plat recorded in Plat Book 41, pages 51 and 53 of the Public Records of Lee County, Florida

Subject to any other easements, and restrictions and reservations, of record.

THIS INSTRUMENT IS PREPARED WITHOUT EXAMINATION OR OPINION OF TITLE.

PARCEL IDENTIFICATION #: portion of tax strap #08-45-25-01-0000B.0140

TO HAVE AND TO HOLD the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the said Grantor, either in law or equity, to the only proper use, benefit and behalf of the said Grantee forever.

IN WITNESS WHEREOF, Grantor hereunto sets its hand and seal the day and year first above written.

Witnesses:

THE TIMBERS PROPERTY OWNERS

Debbie Isaac
Debbie Isaac
Print or type name

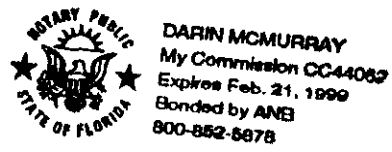
Dale Isaac
Dale Isaac
Association President
Name and Title

Barbara B. McMurray
Barbara B. McMURRAY
Print or type name

STATE OF FLORIDA
COUNTY OF LEE

The foregoing instrument was acknowledged before me this 2nd day of February 1998 by Dale Isaac as Association President of THE TIMBERS, who is personally known to me or X has produced (type of identification) as identification and who (did (did not) take an oath.

Notary Public
Darin McMurray
CC44062
Name and serial no.




My commission expires: Feb. 21, 1999

Prepared By:
Darin McMurray
10491 Six Mile Cypress
Fort Myers, FL 33912

Property Data for Parcel 08-45-25-01-0000B.0140

[Next Lower Parcel Number | Next Higher Parcel Number | Display Building Permits on this Parcel
 | 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	
RANDOLPH MICHAEL D + RANDOLPH BETHANY D 11670 TIMBERLINE CIR FT MYERS FL 33912		TIMBERS S/D BLK B PB 41 PG 53 LOT 14		 Photo Date: 12/14/2000	
Site Address		11670 TIMBERLINE CIR Fort Myers, FL 33912			
Taxing District			DOR Code		
012 - SOUTH TRAIL FIRE DISTRICT/SOUTH COUNTY			01 - SINGLE FAMILY RESIDENTIAL		
Property Values		Exemptions		Dimensions	
Just	192,660	Homestead	25,000	Measurement Units	LT
Assessed	192,660	Agricultural	0	Number of Units	1.00
Assessed SOH	192,660	Widow	0	Frontage	0
Taxable	167,660	Widower	0	Depth	0
Building	155,660	Disability	0	Bedrooms	3
Land	37,000	Wholly	0	Bathrooms	2
Building Extra Features	13,660	Energy	0	Total Sq. Ft.	4,472
Land Extra Features	0	SOH Difference	0	Year Built	1998
Sales Transactions					
Sale Price	Date	OR Book / Page	Transaction Details		Vacant / Improved
			Type	Description	
100	3/3/1998	3668/2514	01	Disqualified (Doc Stamp .70 / SP less th \$100 / Other DisQ)	I
49,000	6/24/1997	2837/4030	06	Qualified (Fair Market Value / Arms Length / One STRAP #)	V
36,500	4/1/1991	2216/210	06	Qualified (Fair Market Value / Arms Length / One STRAP #)	V
72,500	12/1/1986	1888/4006	02	Qualified (Multiple STRAP # / 06-09I)	V

Parcel Renumbering History				
Prior STRAP	Renumber Reason			Renumber Date
08-45-25-00-00003.008A	Combined (With another parcel-Delete Occurs)			Unspecified

Solid Waste (Garbage) Roll Data				
Solid Waste District	Roll Type	Category	Unit/Area	Tax Amount
002 - Service Area 2 - South Fort Myers Area	R - Residential Category		1	190.4

Land Tracts/Land Use		
Description	Use Code	Units
Single Family Residential, Lake	130	1.00 Lot

Storm Surge Category	Flood Insurance (FIRM)				
	Rate Code	Community	Panel	Version	Date
Category 3	B	125124	0350	B	091984

[\[View 2001 TRIM Notice \]](#)
[\[View 2000 TRIM Notice \]](#)
[\[Show Building Details \]](#)
[\[Show Aerial View \]](#)
[\[Next Lower Parcel Number | Next Higher Parcel Number \]](#)

[\[New Query | Parcel Queries Page | Lee PA Home \]](#)



August 19, 2002

To Whom It May Concern:

Subject: Release a Portion of 20 foot D.E. and P.U.E
Lot 14, Block B, The Timbers Subdivision
Plat Book 41, pages 51-53 as recorded in the
Public Records of Lee County, Florida

Florida Power & Light Company has no objections to the release or vacation of the east ten (10) feet of the twenty (20) foot D.E. and P.U.E. (drainage easement and public utility easement), said easement being the west twenty (20) feet of subject lot.

If you have any questions, please do not hesitate to call me at (941) 316-6233.

A handwritten signature in black ink that reads "C. W. Mathys". The signature is written in a cursive, flowing style.

C. W. Mathys, P.E.
Area Real Estate Manager



Box 370
Fort Myers, Florida 33902-0370

August 21, 2002

Mr. & Mrs. Mike Randolph
c/o U.S. Homes
4900 Winkler Extension
Florida 33912
Attn: Brian Sweeny

RE: Vacation of Easement -- Lot 14,
Block B, Section 8, Township 44 South,
Range 25 East. Recorded in Plat Book 41, Pages 51-53
Of the Public Records of Lee County, Florida.

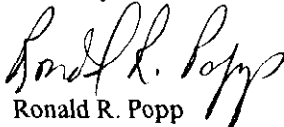
A 20-foot wide D. E. and public utility easement located
along the rear property line.

Dear Mr. & Mrs. Randolph:

Sprint-Florida Incorporated has reviewed the document for the above referenced information.
Based on the review, we have no objection to the vacation of the D. E. and public utility easement at the
Timbers Subdivision location.

If you should require additional information, please contact me at 239-336-2123.

Sincerely,


Ronald R. Popp
CSO E. & C. Engineer



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number:
(941)479-8181

Bob Jones
District One

Douglas B. St. Clair
District Two **August 20, 2002**

Ray Judah
District Three

Andrew W. Coy
District Four

John F. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing Examiner

Brian Sweeney
U.S. Home
4900 Winkler Road
Fort Myers, Fl. 33912

SUBJECT: PROPOSED D.E and P.U.E EASTEMENT VACATION
08-45-25-01-0000B.0140, 11670 Timberline Circle

Dear Mr Sweeney:

Lee County Utilities has reviewed the 20' drainage easement and utility easement in the rear of your property as described in your letter of August 20, 2002. Lee County Utilities has no facilities located within the easement, therefore, there is no objection to the vacation of this easement.

Should you have any questions, or require further assistance, please do not hesitate to contact our office at 479-8532 or 479-8181 ext. 8532.

Sincerely,

LEE COUNTY UTILITIES

Mary McCormic
Engineering Tech II
UTILITIES ENGINEERING

\\L:\FNW15\DATA\SHARED\ENVS\RV\UTILS\Engr\MMM\LETTERS\VACATION\11670 TIMBERLINE CIRCLE-NO-OBJECTION.doc



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

August 20, 2002

Brian
U.S. Homes, Inc.
Fort Myers, FL

Re: Request for a Letter of Review and Recommendation on a Proposed
Utility Easement Vacation of the Following Location:
The Timbers, 11670 Timberline Cir. Lot 14, Block B. Rear Utility Easement

Dear Brian,

Comcast has no existing Utilities in the above referenced location and has no objection with the vacation of the above referenced Utility Easement.

Sincerely,

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

Scott Miller
Design Coordinator

AmeriGas

America's Propane Company

August 23, 2002

Mr. Brian Sweeney
US Home
4900 Winkler Ext.
Fort Myers, Florida 33912

RE: VACATE OF EASEMENT

Dear Mr. Sweeney:

In reference to your letter dated August 20, 2002, AmeriGas has no interest on right of way on the following parcel(s):

STRAP NO: 08-45-25-01-0000B.0140

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

Sincerely,



Neyland White
Service Manager



BOARD OF COUNTY COMMISSIONERS

(239) 479-8348

Writer's Direct Dial Number:

Bob Janes
District One

Douglas R. St. Comy
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

Uiana M. Parker
County Hearing Examiner

February 24, 2003

Michael D. and Bethany D. Randolph
11670 Timberline Circle
Ft. Myers, Florida 33912

Re: Recommendation for proposed vacation, for width reduction of a Drainage and/or Public Utility Easement located at the rear of 11670 Timberline Circle, Ft. Myers, Florida. (STRAP # 08-45-25-010000B.0140)
VAC2003-00005

Dear Mr. Randolph:

This office has received your request to vacate the East 10-foot portion of a 20-foot wide Drainage and/or Public Utility Easement, LESS and EXCEPT the North Six-feet and the South Six-feet thereof, on the rear lot line of Lot 14, Block B, The Timbers Subdivision, Section 08, Township 45 South, Range 25 East, as recorded in Plat Book 41, Pages 51-53, of the Public Records of Lee County, Florida.

You indicate that by reducing the width of the 20 foot Drainage and/or Public Utility Easement by 10 feet, it would eliminate the encroachment of a pool and pool cage that was built in 1998, Case number POL1998-02386. The vacation of this easement will also provide clear title for future re-sale of the property. 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/rIm

U:\200302\VAC20030.000\5D&PUE.WPD

Bob Jones
District One

November 5, 2002

Douglas H. St. Comy
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

Mr. Brian Sweeney
U. S. Homes
4900 Winkler Avenue Extension
Fort Myers, FL 33912

John E. Albion
District Five

Donald D. Stilwell
County Manager

**RE: Petition to Vacate
11670 Timberline Circle
The Timbers Subdivision
Plat Book 41, page 51-53
(08-45-25-01-0000B 0140)**

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing
Examiner

Dear Mr. Sweeney:

Lee County Department of Transportation has reviewed the above referenced request to vacate and offer no objection to the vacation. DOT reviewed the referenced Petition to Vacate and noted that the purpose of the vacation is to facilitate clearing a cloud on the title due to the encroachment of a pool and pool cage on a 20 foot drainage and public utility easement. DOT does not maintain any infrastructures within The Timbers Subdivision and vacating this easement will not negatively affect any appurtenant drainage facilities.

I trust this review responds to the request, and if you have any additional questions please do not hesitate to contact me.

Yours very truly,

DEPARTMENT OF TRANSPORTATION


Margaret Lawson
Right-of-way Supervisor

MAL/mlb

Cc: Don Blackburn, Development Services
Allen Davies, Natural resources
Terry Kelley, Utilities
DOT PTV 2002/10 (Timbers Subdivision)

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BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number:

Thursday, October 31, 2002

Bob James
District One

Douglas B. St. Conny
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. Brian Sweeney
U.S.Home
4900 Winkler Ave
Fort Myers, FL 33912

Re: Petition to Vacate a portion of a twenty (20) foot wide public utility and drainage easement on Lot 14, Block B, Timbers Subdivision as recorded in Plat Book 41 at Page 53, Public Records of Lee County, Florida.

Dear Mr. Sweeney:

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

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