

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20030410

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a petition VAC2003-00013 to vacate a twelve-foot Public Utility Easement centered on the common lot line between lots 19 and 20, Block 45, Unit 4, Lehigh Acres and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 13th day of May, 2003.

WHY ACTION IS NECESSARY: To construct a Swimming Pool adjacent to existing single family home. **The vacation of the public utility easement will not alter existing utilities and the easement is not necessary to accommodate any future utility requirement.**

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

2. DEPARTMENTAL CATEGORY:

COMMISSION DISTRICT # 5

C4D

3. MEETING DATE:

04-22-2003

4. AGENDA

CONSENT
 ADMINISTRATIVE
 APPEALS
 PUBLIC

TIME REQUIRED:

5. REQUIREMENT/PURPOSE:

(Specify)
 STATUTE
 ORDINANCE
 ADMIN. CODE 13-1/13-8
 OTHER

6. REQUESTOR OF INFORMATION:

A. COMMISSIONER _____
B. DEPARTMENT Community Development
C. Development Services
BY Peter J. Eckenrode 4/7/03
Peter J. Eckenrode, Director

7. BACKGROUND:

The complete Petition to Vacate was submitted by Mark and Lori Ames, property owners.

LOCATION: The Public Utility Easement is between Lots 19 & 20, Block 45, Unit 4, Lehigh Acres, as recorded in Plat Book 15, page 77. The site is located at 3916 and 3918 3rd St W, Lehigh Acres, Florida, Section 27, Township 44 South, Range 26 East.

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 Contracts	C Human Rel.	D Other	E County Attorney	F County Administration				G County Manager
<u>4-07-03</u>	N/A	N/A		<u>4-8-03</u>	OA <u>4/9/03</u>	OM <u>4/8/03</u>	Risk <u>4/10/03</u>	GC <u>4/10/03</u>	

10. COMMISSION ACTION:

APPROVED
 DENIED
 DEFERRED
 OTHER

RECEIVED BY
COUNTY ADMIN. TD
4/8/03
4:30pm
COM. BH
4/10 5:10

ATTY.
4/10/03
4:16 PM
FORWARDED TO:
CO. AD. BH
4/10/03 5:10

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2003-00013

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 13th day of May, 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.

CHARLIE GREEN, CLERK

Deputy Clerk Signature

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

EXHIBIT "A"

A legal description of the area proposed for vacation:

A Twelve-foot wide Public Utility Easement centered on the common lot line between Lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida, less and except the north six feet and the south six feet thereof.

**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE Case Number: _____ VAC2003-00013**

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. VAC2003-00013 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

EXHIBIT "A"

A legal description of the area proposed for vacation:

A Twelve-foot wide Public Utility Easement centered on the common lot line between Lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida, less and except the north six feet and the south six feet thereof.

PETITION TO VACATE

Case Number: VAC 2003-00013

Petitioner(s), MARK + LOREI AMES
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, 3916 3rd st W Lehigh Acres, FL
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: 
Petitioner Signature

LOREI AMES
Printed Name

By: 
Petitioner Signature

MARK AMES
Printed Name

EXHIBIT "A"

A legal description of the area proposed for vacation:

A Twelve-foot wide Public Utility Easement centered on the common lot line between Lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida, less and except the north six feet and the south six feet thereof.

EXHIBIT "B"
Petition to Vacate - VAC2003-00013
[Page One of One]

Portion of the Plat of South ½ Section 27, Township 44 South, Range 26 East
A Subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15,
Page 77 in the Public Records of Lee County, Florida.

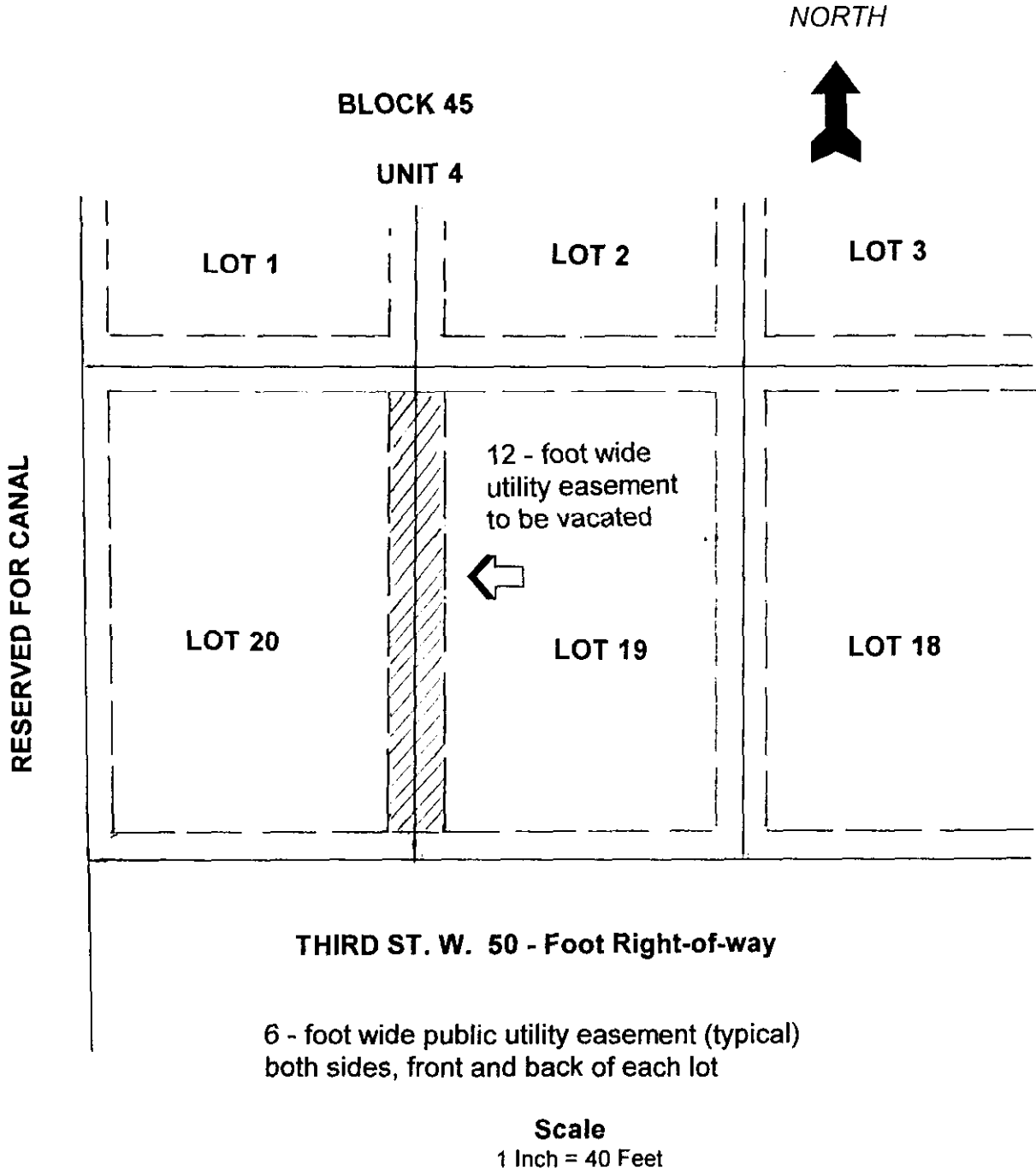


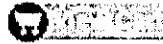
EXHIBIT "C"

Petition to Vacate VAC2003-00013

Page 1 of 1

Lee County Tax Collector - Print Results

Pay Online:



Real Property Information

Account	Tax Year	Status
27-44-26-04-00045.0200	2002	PAID
Original Account	Book/Page	
27-44-26-04-00045.0200	3777 /577	
Physical Address	Mailing Address	
AMES MARK + LORI 3918 3RD ST W LEHIGH ACRES FL 33971	AMES MARK + LORI 3916 3RD ST W LEHIGH ACRES FL 33971	
Legal Description		
LEHIGH ACRES UNIT 4 BLK.45 PB 15 PG 77 LOT 20		
Total Amount Due as of 4/8/2003		\$0.00

Real Property Information

Account	Tax Year	Status
27-44-26-04-00045.0190	2002	PAID
Original Account	Book/Page	
27-44-26-04-00045.0190	3777 /577	
Physical Address	Mailing Address	
AMES MARK K + LORI M 3916 3RD ST W LEHIGH ACRES FL 33971	AMES MARK K + LORI M 3916 3RD ST W LEHIGH ACRES FL 33971	
Legal Description		
LEHIGH ACRES UNIT 4 BLK.45 PB 15 PG 77 LOT 19		
Total Amount Due as of 4/8/2003		\$0.00

Prepared By: Vanessa A. Yankowski
Executive Title Insurance Services, Inc.
1140 Lee Blvd., #111 Lehigh Acres, FL 33936
incidental to the issuance of a title insurance policy.
File #: 6-00-362-vy
Parcel ID #: 27-44-26-04-00045.0190
Grantee(s) SS #: /

INSTR # 4888298
OR BK 03262 PG 0325
RECORDED 06/01/00 02:17 PM
CHARLIE GREEN CLERK OF COURT
LEE COUNTY
RECORDING FEE 6.00
DOC TAX PD (F.S. 201.02) 574.00
DEPUTY CLERK J Miller

6K
574-DS

WARRANTY DEED
(INDIVIDUAL)

This WARRANTY DEED, dated
by
Evan Tyler Potter, a single man

whose post office address is
1134 S.W. 23rd St., Cape Coral, FL 33991
hereinafter called the GRANTOR, to
Mark K. Ames and Lori M. Ames, husband and wife

whose post office address is
3916 3rd St. W., Lehigh Acres, FL 33936

hereinafter called the GRANTEE.
(Wherever used herein the terms "Grantor" and "Grantee" include all 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 \$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 19, Block 45, Unit 4, Section 27, Township 44 South, Range 26 East, Lehigh Acres, according to the map or plat thereof on file in the Office of the Clerk of the Circuit Court, recorded in Plat Book 15, Page 77, in the Public Records of Lee County, Florida.

SUBJECT TO covenants, conditions, restrictions, reservations, limitations, easements and agreements of record, if any; taxes and assessments for the year and subsequent years; and to all applicable zoning ordinances and/or restrictions and prohibitions imposed by governmental authorities, if any,

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 except as above noted, 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.

IN WITNESS WHEREOF, GRANTOR has signed and sealed these presents the date set forth above.

SIGNED IN THE PRESENCE OF THE FOLLOWING WITNESSES:

Signature: *Vanessa A. Yankowski*
Print Name: Witness #1, Vanessa A. Yankowski
Signature: *Debra L. Reynolds*
Print Name: Witness #2, DEBRA L. REYNOLDS

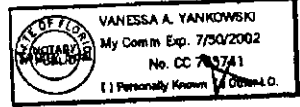
Evan Tyler Potter
Evan Tyler Potter

(TWO SEPARATE WITNESSES REQUIRED)

State of FL
County of Lee

I am a notary public of the state of FL and my commission expires: 5-30-2002
THE FOREGOING INSTRUMENT was acknowledged before me on by:
Evan Tyler Potter, a single man

who is personally known to me or who has produced as identification and who ^{did not} take an oath.



Signature: *Vanessa A. Yankowski*
Print Name: Vanessa A. Yankowski
Notary Public



This Instrument Prepared by and return to:

Name: *Ava Funderburk
Tradewinds Title, Inc.*
Address: *904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
53179*
Parcel I.D. #: *27-44-26-04-00045.0200*
Rec. 10.50 DS 21.00 Total: 31.50

INSTR # 5627289
DR BK 03777 PB 0577
RECORDED 11/18/2002 10:52:46 AM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY
RECORDING FEE 10.50
DEED DOC 21.00
DEPUTY CLERK L Wheat

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED Made the 5th day of November, A.D. 2002, by **JAMES LEAHY**, hereinafter called the grantor, to **MARK AMES** and **LORI AMES**, husband and wife, whose post office address is **3916 3rd St. W, Lehigh Acres, FL 33971**, hereinafter called the grantees:

(Wherever used herein the terms "grantor" and "grantees" include all the parties to this instrument, singular and plural, the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth: That the grantor, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, alien, remise, release, convey and confirm unto the grantees all that certain land situate in **Lee County, State of Florida**, viz:

Lot 20, Block 45, Unit 4, Section 27, Township 44 South, Range 26 East, Lehigh Acres, according to the map or plat thereof on file in the office of the Clerk of the Circuit Court, recorded in Plat Book 15, Page 77, Public Records, Lee County, Florida.

SUBJECT TO TAXES FOR THE YEAR 2003 AND SUBSEQUENT YEARS, RESTRICTIONS, RESERVATIONS, COVENANTS AND EASEMENTS OF RECORD, IF ANY.

Subject Property is not now nor has it ever been the homestead property of the grantor. Subject property is vacant land.

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 grantees that he is lawfully seized of said land in fee simple; that he has good right and lawful authority to sell and convey said land, and 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, 2002.

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

Signed, sealed and delivered in the presence of:

Must be witnessed by two separate people not related to seller or buyer

[Signature]
1st Witness Signature

Diane Schwimmer
Printed Name

[Signature]
2nd Witness Signature

Stephen Schwimmer
Printed Name

[Signature] L.S.
James Leahy

Address:
205 N Walnut St., Massapequa, NY 11758

State of New York
County of Nassau

The foregoing instrument was acknowledged before me this 5th day of November, 2002, by James Leahy, who is known to me or who has produced drivers license as identification and who did (did not) take an oath.

[Signature]
Signature of Acknowledger
My commission expires 1-31-03

Notary Seal:

JOSEPH J. LAMBERTA
NOTARY PUBLIC, State of New York
No. 01LA4788123
Qualified in Nassau County
Commission Expires Jan. 31, 2003

JOSEPH J. LAMBERTA
NOTARY PUBLIC, State of New York
No. 01LA4788123
Qualified in Nassau County
Commission Expires Jan. 31, 2003



January 24, 2003

Mark & Lori Ames
3916 3rd St. West
Lehigh Acres, FL 33371

Re: A Twelve foot Public Utility Easement centered on the common lot line between Lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as Recorded in PB15 at Page 77 of the Public Records of Lee County, Florida, less and except the north six feet and south six feet thereof.

Dear Mr. & Mrs. Ames:

Please accept this letter as notification that I have reviewed your request for the vacation of public utility easement on the above referenced project. At this time, Time Warner Cable currently has no facilities within the scope of this project with no future build anticipated.

If you have any further questions, please call me at (239) 772-2218, Ext. 120,

Sincerely,

TIME WARNER CABLE

A handwritten signature in cursive script that reads "B Streeter".

Benjamin R. Streeter
Technical Field Inspector

BRS/sgs

2931 Michigan Avenue
Fort Myers, Florida 33916
Phone 941-334-8828
Fax 941-334-8575



January 24, 2003

Mark & Lori Ames
3916 3rd St West
Lehigh Acres, FL 33371

Re: Request for a Letter of Review and Recommendation on a Proposed Easement Vacation of the Following Location: A twelve-foot Public Utility Easement centered on the common lot line between lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida, less and except the north six feet and south six feet thereof.

Dear Mark & Lori Ames,

This letter will serve to inform you that Comcast has no facilities in the above mentioned area and should not interfere with your petition to vacate.

If you should require further information, please feel free to contact me here at (941) 432-1865.

Sincerely,

A handwritten signature in cursive script that reads "Lucia Vera".

Lucia Vera
Design Coordinator



Post Office Box 3455
North Fort Myers, FL 33918-3455
(941) 995-2121 • FAX (941) 995-7904
www.lcec.net • www.lfmc.com

January 21, 2003

Mark and Lori Ames
3916 3rd St. West
Lehigh Acres, FL 33371

Re: Strap No. 27-44-26-04-00045.0190

Dear Mr. and Mrs. Ames:

LCEC does not object to vacation of the easements described as follows:

A 12-foot-wide public utility and/or drainage easement centered on the common lot line between Lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at page 77 of the Public Records of Lee County, Florida, LESS and EXCEPT the north 6 feet and the south 6 feet thereof.

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

Sincerely,

Karen Hardin
Real Property Representative



From: Steve Harmatuck Phone 407/889-6817
P.O. Box 165000 Fax 407/889-1274
Altamonte Springs, FL
32716-5000

March 5, 2003

Mr. Mark Ames
3916 3rd Street West
Lehigh Acres, Florida 33371


RE: Request for letter of Review and Recommendation on a proposed Public Utility Easement vacation at the following location: a 12 foot Public Utility Easement centered on the common lot line between Lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida, less and except the north six feet and south six feet thereof.

Dear Mr. Ames:

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 utility easement at the Lehigh Acres location.

If you should require additional information, please contact me at 407-889-1313

Sincerely,


James Lormann
Senior Real Estate Negotiator



January 22, 2003

Mark & Lori Ames
3916 3rd St. West
Lehigh Acres, FL 33371

Re: A Twelve-foot Public Utility Easement centered on the common lot line between Lots 19 & 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 77 of the Public Records of Lee County, less and except the north six feet and south six feet thereof.

Dear Mr. & Mrs. Ames:

Please be advised that Florida Water Services Corporation has reviewed the above-referenced request for a vacation of easement. We have no objection to the vacation of easement as described above.

Please call me at (407) 598-4187, if you need any additional information or other assistance.

Sincerely,

A handwritten signature in cursive script that reads "Rachel L. Cowing".

Rachel L. Cowing
Legal Secretary

AN ALLETE COMPANY

P.O. Box 609520 / Orlando, Florida 32860-9520 / Phone 407/598-4100

Water For Florida's Future



BOARD OF COUNTY COMMISSIONERS

(941) 479-8181

Writer's Direct Dial Number:

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

January 15, 2003

Mark and Lori Ames
3916 3rd Street West
Lehigh Acres, Fl. 33371

SUBJECT: PETITION TO VACATE A TWELVE-FOOT PUBLIC UTILITY EASEMENT CENTERED ON THE COMMON LOT LINE BETWEEN LOT 19 AND LOT 20, BLOCK 45, UNIT 4, A SUBDIVISION OF LEHIGH ACRES, AS RECORDED IN PLAT BOOK 15 AT PAGE 77 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, LESS AND EXCEPT THE NORTH SIX FEET AND THE SOUTH SIX FEET THEREOF.

Dear Mr. and Mrs. Ames:

Lee County Utilities has reviewed the Public utility easement, Right-of-Way or Roadway easement described in your letter of December 14, 2002. Lee County Utilities has no facilities located within the easement, therefore, there is no objection to the vacation of this easement. However, you may also want to contact Florida Water Service as your property is located within their Utility service area. Their phone number is (239) 278-5050.

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

John E. Manning
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

April 4, 2003

Mark and Lori Ames
3916 3rd St. West
Lehigh Acres, Florida 33371

Re: VAC2003-00013 - Petition to vacate a twelve-foot Public Utility Easement centered on the common lot line between lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 at Page 77 of the Public Records of Lee County, Florida, less and except the north six feet and south six feet thereof.

Dear Mr. & Mrs. Ames:

You have indicated that in order to build a swimming pool adjacent to your existing single family home you desire to eliminate the Public Utility Easement between your two lots.

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/mmr



LEE COUNTY
SOUTHWEST FLORIDA

(941) 479-8124

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number:

Tuesday, February 18, 2003

Bob Jones
District One

Douglas H. St. George
District Two

Ray Judah
District Three

Andrew W. Goy
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yaeger
County Attorney

Diana M. Parker
County Hearing Examiner

Mark & Lori Ames
3916 3rd Street
Lehigh Acres, FL 33371

Re: Petition to Vacate a public utility and drainage easement common to Lots 19 and 20, Block 45, Unit 4, a subdivision of Lehigh Acres, as recorded in Plat Book 15 Page 77, in Lee County, Florida.

Dear Mr. & Mrs. Ames:

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 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

S:\NATRES\SURFACE\DOCUMENT\vac310.doc



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number:

479-8580

Bob Jones
District One

Douglas R. St. Gery
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

James G. Yacger
County Attorney

Diana M. Parker
*County Flexing
Examiner*

January 21, 2003

Mark and Lori Ames
3916 3rd Street West
Lehigh Acres, FL 33971

**RE: Petition to Vacate the 12 foot wide Public Utility Easement
On the lot line common to Lots 19 and 20, Block 45, Unit 4
Lehigh Acres, Section 27, Township 44, Range 26**

Dear Mr. And Mrs. Ames:

Lee County Department of Transportation has reviewed your request to vacate the above described easement recorded in Plat Book 15, page 77. DOT has no facilities within the easement and does not maintain it.

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

Yours very truly,

DEPARTMENT OF TRANSPORTATION

Margaret Lawson
Right-of-way Supervisor

MAL/JMK/mlb

Cc: Don Blackburn, Development Services
Allen Davies, Natural Resources
Terry Kelley, Lee County Utilities
DOT PTV File 2003 Lehigh Acres 3rd St. West (Ames)

S:\DOCUMENT\Petition To Vacate\2003\Lots 19&20 Lehigh - Ames.doc



Mark and Lori Ames

To Whom it may Concern:

The reason we are trying to vacate the utility easement between lots 19 and 20, Block45, Unit 4 in Lehigh Acres, Florida is to put in a pool on that side of the house which would extend into lot 20. Thank you for your time in the matter.

Sincerely,

Mark and Lori Ames

3916 3rd st w
Lehigh Acres, Florida 33971
Phone: (239) 303-7228