

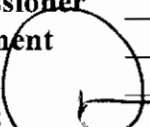
Lee County Board Of County Commissioners
Agenda Item Summary

Blue Sheet No. 20060705

1. ACTION REQUESTED/PURPOSE: Conduct a Public Hearing to adopt a Resolution on Petition to Vacate a 12-foot wide Public Utility Easement located at 1206 Leroy Ave., Lehigh Acres (Case No. VAC2006-00019).

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

3. MANAGEMENT RECOMMENDATION: Approve

4. Departmental Category: COMMISSION DISTRICT #: 5		9:30 PH 2	5. Meeting Date: 06-27-2006	
6. Agenda:		7. Requirement/Purpose: (specify)		8. Request Initiated:
<input type="checkbox"/> Consent	<input checked="" type="checkbox"/> Statute	F.S. Ch. 177		Commissioner
<input type="checkbox"/> Administrative	<input type="checkbox"/> Ordinance			Department Community Development
<input type="checkbox"/> Appeals	<input checked="" type="checkbox"/> Admin. Code	13-1		Division Development Services
<input checked="" type="checkbox"/> Public	<input type="checkbox"/> Other			By:  5/25/06
<input type="checkbox"/> Walk-On				Peter J. Eckenrode, Director

9. Background:

The completed petition to vacate, VAC2006-00019 was submitted by Zach and Bridget Privette.

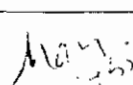
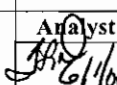
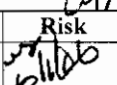
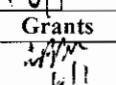
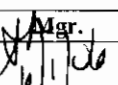
LOCATION: The site is located at **1206 Leroy Ave., Lehigh Acres, Florida 33972** and its strap number is **13-44-27-01-00003.0100**. Petition No. VAC2006-00019 proposes to vacate a twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 10 and 11, both in Block 3, Unit 1, Section 13, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 15 of the Public Records of Lee County, Florida; **LESS and EXCEPT** the easterly six feet and westerly six feet thereof.

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

There are no objections to this Petition to Vacate.

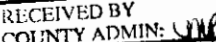
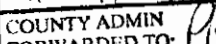
Attached to this Blue sheet is the Petition to Vacate, Notice of Public Hearing and Exhibits.

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
				John J. Mesinger 5-31-06	 6/1/06	 6/1/06	 6/1/06	 6/1/06	HS 6/1/06

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
 COUNTY ADMIN: 
 5/31/06 3:30
 11 4,15 Thelma Jife
 COUNTY ADMIN
 FORWARDED TO: 
 6-1-06
 4:30 PM

Rec. by CoAtty
 Date: 5/25/06
 Time: 4:20 PM
 Forwarded To:
 Co. Admin.
 5/31/06 PH.



PETITION TO VACATE
TRANSMITTAL FOR PUBLIC NOTICE
REQUIREMENTS

DATE: May 24, 2006

To: Kim Kirton
Public Resources

FROM: Ron Wilson
Development Services

BLUESHEET NUMBER: 20060705

CASE NUMBER: VAC2006-00019

Applicable Public Noticing Requirement:

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

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

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

EXHIBIT "A"
Petition to Vacate
VAC2006-00019

Legal Description of the Public Utility Easement to be Vacated:

The twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 10 and 11, both in Block 3, Unit 1, Plat of Section 13, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 15 of the Public Records of Lee County, Florida;

LESS and EXCEPT the easterly six feet and westerly six feet thereof.

THIS INSTRUMENT PREPARED BY:

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

RESOLUTION NO. _____ FOR PETITION TO VACATE

Case Number: VAC2006-00019

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

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

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

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

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

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

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

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

1. Petition to Vacate No. VAC2006-00019 is hereby granted.
2. The public's interest in the easement, plat or portion of a plat legally described in Exhibit "A" and graphically depicted in the sketch attached as Exhibit "B" is hereby vacated.
3. This Resolution will become effective upon recording of a fully executed copy in the public records of Lee County, Florida.

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

ATTEST:
CHARLIE GREEN, CLERK

BOARD OF COUNTY COMMISSIONERS
OF LEE COUNTY, FLORIDA

Deputy Clerk Signature

Chairwoman Signature

Please Print Name

Please Print Name

APPROVED AS TO FORM

County Attorney Signature

Please Print Name

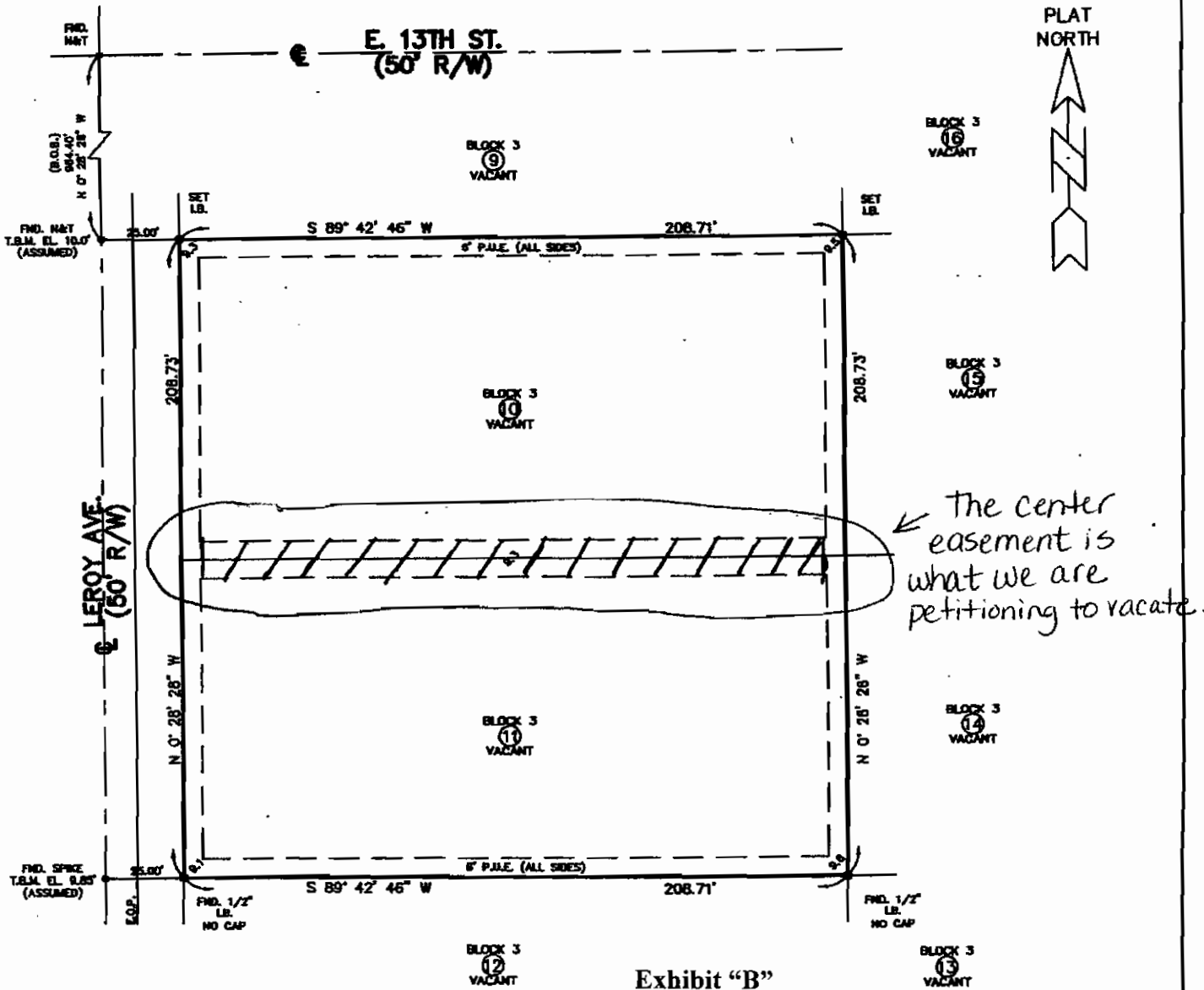
EXHIBIT "A"
Petition to Vacate
VAC2006-00019

Legal Description of the Public Utility Easement to be Vacated:

The twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 10 and 11, both in Block 3, Unit 1, Plat of Section 13, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 15 of the Public Records of Lee County, Florida;

LESS and EXCEPT the easterly six feet and westerly six feet thereof.

EXHIBIT B



The center easement is what we are petitioning to vacate.

address of property

BOUNDARY SURVEY
1206 LEROY AVENUE
 LOT 10 & 11, BLOCK 3, UNIT 1
 SECTION 13, TOWNSHIP 44 SOUTH, RANGE 27 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 254, PAGE 85, AND
 PLATTED FEBRUARY, 15, 1956, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

Exhibit "B"
Petition to Vacate
VAC2006-00019
 [Page One of One]

CERTIFIED TO:
 FIFTH THIRD MORTGAGE CO.
 EXECUTIVE TITLE SERVICES, INC.
 STEWART TITLE GUARANTY CO.
 ZACH PRIVETTE
 BRIDGET PRIVETTE

SCALE
 1 INCH = 50 FEET

COMMUNITY-PANEL NUMBER: 125124 0250 B		DATE OF MAP: 9-19-84	FLOOD ZONE: B	BASE FLOOD ELEVATION: N/A
LEGEND: A - AIR CONDITIONER A/C - AIR CONDITIONER (C) - CALCULATED C.B. - CABLE BOX C.B.S. - CONCRETE BLOCK STRUCTURE CH - CHOP C.M. - CONCRETE MONUMENT CONC. - CONCRETE C.P. - CONCRETE PAD COR. - CORNER (D) - DEED E.O.B. - BASIS OF BEARINGS D.E. - DRAINAGE EASEMENT H.I. - HOLE EL. - ELEVATION ENC. - ENCROACHMENT E.O.P. - EDGE OF PAVEMENT F.B. - FLOOR I.B. - IRON BAR M - MEASURED M & T - MEAS. AND TRIM N.T.S. - NOT TO SCALE O.R. - OFFICIAL RECORD OF - PLAT P.B. - PLAT BOOK P.C. - POINT OF CURVATURE P.C.C. - POINT OF COMPOUND CURVATURE P.E. - POOL ENCLOSURE P.F. - PACE P.O.B. - POINT OF BEGINNING P.O.C. - POINT OF COMMENCEMENT P.P. - POWER POLE P.R.C. - POINT OF REVERSE CURVATURE P.S. - CONCRETE PAD (M) - MEASURED P.R.M. - PERMANENT REFERENCE MONUMENT P.T. - POINT OF VACANCY P.U.E. - PUBLIC UTILITY EASEMENT R - RADII (R) - RADIAL R/W - RIGHT-OF-WAY SET L.B. - SET 1/2" L.B. 120448 S.P. - SCREENED PORCH S.T. - SEPTIC TANK T.B. - TELEPHONE BOX (T) - TANGIBLE (P) - PLOTTED T.B.M. - TEMPORARY BENCHMARK U.P. - UTILITY FEDERAL WM - WATER METER Δ - DELTA S - CENTER LINE X - BLOOD FENCE // - WIRE FENCE - - - - - SCREENED PORCH S.T. - SEPTIC TANK T.B. - TELEPHONE BOX (T) - TANGIBLE (P) - PLOTTED				

NOTES:
 This map of survey is only for the facts herein described and is not an



PETITION TO VACATE (AC 13-1)

Case Number: VAC2006-00019

Petitioner(s), Zach and Bridget Privette
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, 2812 Nancy Dr, Lehigh Acres, FL 33971
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

Bridget Privette
Petitioner Signature

Zach Privette
Printed Name

Bridget Privette
Printed Name

RECEIVED

MAY - 9 2006

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

VAC2006-00019 Page 5 of 7

EXHIBIT "A"
Petition to Vacate
VAC2006-00019

Legal Description of the Public Utility Easement to be Vacated:

The twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 10 and 11, both in Block 3, Unit 1, Plat of Section 13, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 15 of the Public Records of Lee County, Florida;

LESS and EXCEPT the easterly six feet and westerly six feet thereof.

EXHIBIT B

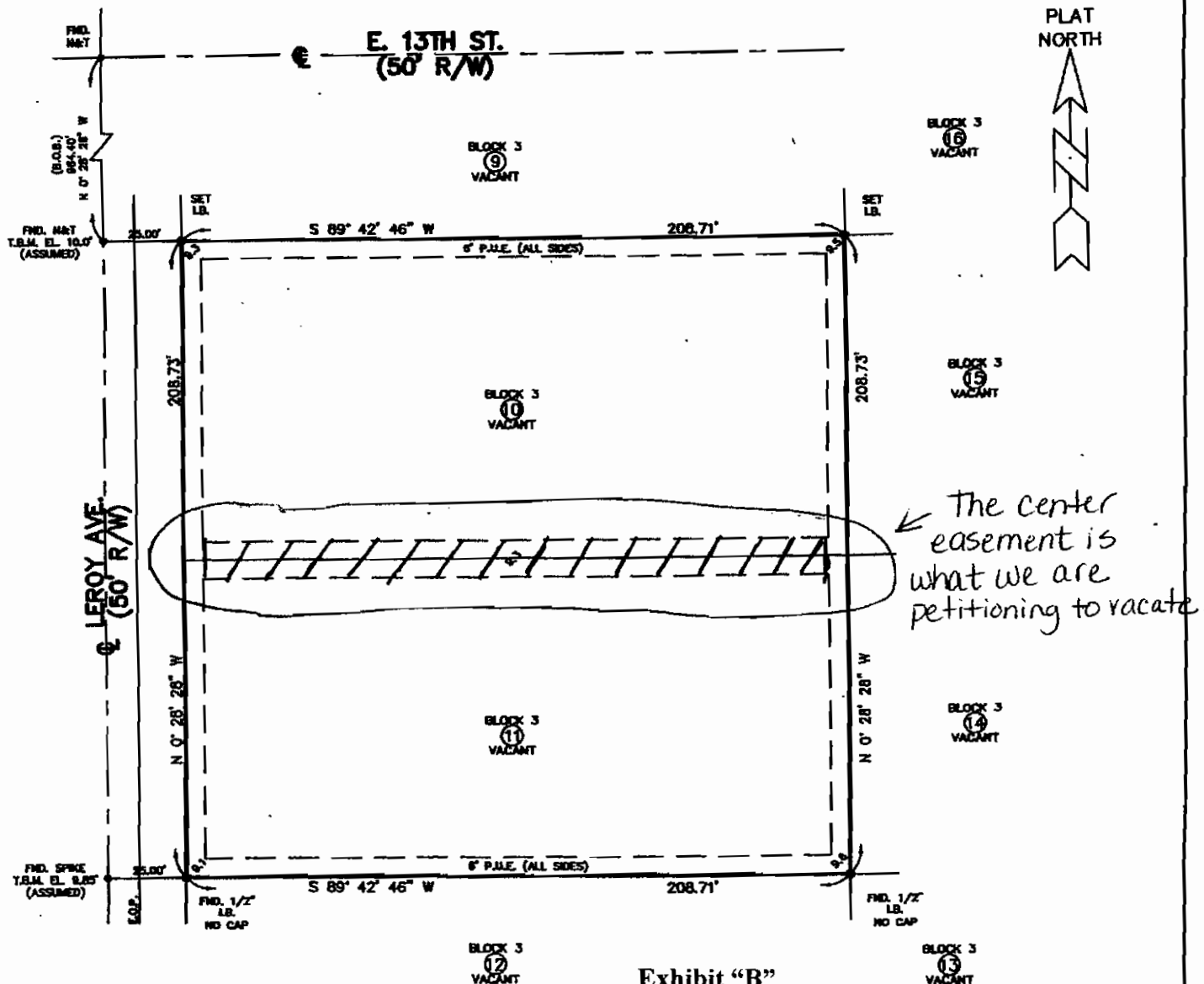


Exhibit "B"
Petition to Vacate
VAC2006-00019
 [Page One of One]

BOUNDARY SURVEY
 1206 LEROY AVENUE
 LOT 10 & 11, BLOCK 3, UNIT 1
 SECTION 13, TOWNSHIP 44 SOUTH, RANGE 27 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 254, PAGE 85, AND
 PLATTED FEBRUARY, 15, 1956, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

address of property

CERTIFIED TO:
 FIFTH THIRD MORTGAGE CO.
 EXECUTIVE TITLE SERVICES, INC.
 STEWART TITLE GUARANTY CO.
 ZACH PRIVETTE
 BRIDGET PRIVETTE

COMMUNITY-PANEL NUMBER: 125124 0250 B DATE OF MAP: 9-19-84 FLOOD ZONE: B BASE FLOOD ELEVATION: N/A

LEGEND: A - ARC A/C - AIR CONDITIONER (C) - CALCULATED C.B. - CABLE BOX C.B.S. - CONCRETE BLOCK STRUCTURE CH - CHORD C.M. - CONCRETE MOUNTING CONCT. - CONCRETE C.P. - CONCRETE PAD COR. - CORNER (D) - DEED S.O.B. - BASIS OF BEARINGS	D.E. - DRAINAGE EASEMENT DH - DRILL HOLE EL. - ELEVATION ENC. - ENCROACHMENT E.A.P. - EDGE OF PAYMENT F.M.D. - FURNISH I.B. - IRON BAR (M) - MEASURED N & T - NAIL AND TAG N.T.S. - NOT TO SCALE O.R. - OFFICIAL RECORD	(P) - PLAT P.B. - PLAT BOOK P.C. - POINT OF CURVATURE P.C.C. - POINT OF COMPASS CURVATURE P.E. - POOL ENCLOSURE P.L. - PAGE P.O.B. - POINT OF BEGINNING P.O.C. - POINT OF COMMENCEMENT P.P. - POWER POLE P.R.C. - POINT OF REVERSE CURVATURE P.S. - CONCRETE PAD (M) - MEASURED	P.R.M. - PERMANENT REFERENCE MONUMENT P.T. - POINT OF TANGENCY P.U.E. - PUBLIC UTILITY EASEMENT S - SIGN (S) - SIGN R/W - RIGHT-OF-WAY SET LB. - SET 1/2" LB. LB0448 S.F. - SCREENED PORCH S.T. - SEPTIC TANK T.B. - TELEPHONE BOX (T) - TELEPHONE (P) - PRORATED	T.B.M. - TEMPORARY BENCHMARK U.P. - UTILITY PNEUMATIC WM - WATER METER (W) - WELLS (C) - CENTER LINE (S) - SINK FENCE (F) - FIRE FENCE (P) - POWER POLE (F) - FIRE HYDRANT (P) - POWER LINES (T) - TEMPORARY BENCHMARK
---	---	--	--	--

NOTES:
 This map of survey is only for the lands herein described and is not on

Exhibit "C"
Petition to Vacate
VAC2006-00019
[Page One of One]

Real Property Information		
Account	Tax Year	Status
13-44-27-01-00003.0100	2005	PAID
Original Account	Book/Page	
13-44-27-01-00003.0100	4689/1484	
Owner		
PRIVETTE ZACH + BRIDGET		
Physical Address	Mailing Address	
1206 LEROY AVE Lehigh Acres FL 33972	3304 17TH ST W LEHIGH ACRES FL 33971 USA	
Legal Description		
LEHIGH ACRES UNIT 1 BLK 3 DB 254 PG 85 LOTS 10 + 11		
Outstanding Balance as of 5/23/2006		\$0.00



Return to: Lisa Kirkwood
Name: Executive Title Insurance Services, Inc.
Address: 1140 Lee Boulevard Suite 111
Lehigh Acres, Florida 33936

INSTR # 6767015
DR BK 04689 Pg 1484; (1pg)
RECORDED 05/02/2005 07:43:34 AM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY, FLORIDA
RECORDING FEE 10.00
DEED DOC 560.00
DEPUTY CLERK P Johnston

This Instrument Prepared by:
Lisa Kirkwood
Executive Title Insurance Services, Inc.
1140 Lee Boulevard Suite 111
Lehigh Acres, Florida 33936

as a necessary incident to the fulfillment of conditions
contained in a title insurance commitment issued by it.

Property Appraisers Parcel I.D. (Folio) Number(s):
13-44-27-01-00003.0100

File No: 7050995

WARRANTY DEED

This Warranty Deed Made the 15th day of April, 2005,

by
Kyung Hee Kim and Jeung Yeol Kim, Husband and Wife,
hereinafter called the grantor,
whose post office address is: 6410 SW 13th St, Plantation, FL 33317

to
Zach Privette and Bridget Privette, Husband and Wife,
whose post office address is: 681 Chestnut St E, Lehigh Acres, FL 33936,
hereinafter called the grantee,

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

Lot 10 and 11, Block 3, Unit 1, Lehigh Acres, Section 13, Township 44 South, Range 27 East, according to the plat thereof, as recorded in Deed Book 254, Page 85, Public Records of Lee County, Florida.

The property is **not** the homestead of the Grantor(s).
TOGETHER with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.
To Have and to Hold, the same in fee simple forever.
And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances, except taxes accruing subsequent to **January 1, 2005**, reservations, restrictions and easements of record, if any.
(The terms "grantor" and "grantee" herein shall be construed to include all genders and singular or plural as the context indicates.)
In Witness Whereof, Grantor has hereunto set grantor's hand and seal the day and year first above written.

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

1st Witness Signature: [Signature]
Printed Name: Shannon Brooks
Kyung Hee Kim
2nd Witness Signature: [Signature]
Printed Name: Shannon Brooks
Jeung Yeol Kim

STATE OF FL
COUNTY OF Broward

The foregoing instrument was acknowledged before me this 12th day of April, 2005, by Kyung Hee Kim and Jeung Yeol Kim, Husband and Wife, who is/are personally known to me or who has/have produced driver license(s) as identification, and who did / did not take an oath.

My Commission Expires: April 7, 2006

[Signature]
Notary Signature
Print Name:
Serial Number

SEAL

Carol Wahler
My Commission DD100984
Expires April 7, 2006

RECEIVED
MAY - 9 2006

VAC2006-00019



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: _____

Bob Janes
District One

239-479-8585

Douglas R. St. Cerny
District Two

Ray Judah
District Three

May 24, 2006

Tammy Hall
District Four

John E. Albion
District Five

Zach and Bridget Privette
2812 Nancy Dr.
Lehigh Acres, FL 33971

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing
Examiner

Re: **VAC2006-00019 - Petition to Vacate** a 12-foot wide Public Utility Easement centered on the combined lots of 10 and 11, Block 3, Unit 1, Lehigh Acres, S 13, T 44S, R 27E, as recorded in Plat Book 15, Page 15, in the public records of Lee County, FL

Dear Mr. and Mrs. Privette:

You have indicated that in order to build a single-family residence on the combined lots, you desire to eliminate the Public Utility Easement located between your two (2) lots. The site is located at 1206 Leroy Ave., Lehigh Acres. Based on a review of the information provided and our subsequent research, this office has no objection to the proposed vacation.

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

Sincerely,

DEPARTMENT OF COMMUNITY DEVELOPMENT
Development Services Division

Peter J. Eckenrode
Director

PJE/RXW

May 1, 2006

Mr. Peter J. Eckenrode
Director of Development Services
Department of Community Development
1500 Monroe Street
Fort Myers, FL 33902

RE: Vacation of Easement


Dear Mr. Eckenrode,

We would like to vacate the easement on our 1 acre parcel for the future building of our single-family residence in the center of the parcel.

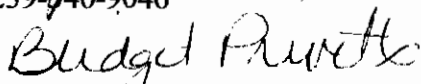
The parcel is located at: **1206 Leroy Avenue, Lehigh Acres, FL 33972.**
Strap number 13-44-27-01-00003.0100.

Thank you in advance for your consideration.

Sincerely,



Zachary Privette
239-340-9046



Bridget Privette
Bridget Privette
239-340-9045

2812 Nancy Drive
Lehigh Acres, FL 33971

RECEIVED

MAY - 9 2006

VAC 2006-00019



Florida Power & Light Company

December 17, 2005

Mr & Mrs Zachary Privette
3304 17th St W.
Lehigh Acres, FL 33971

Re: Proposed Vacation of Easement for 1206 Leroy Ave

Dear Mr & Mrs Privette,

FPL would have no objection to vacating the utility easements common to lot's 10 & 11 Block 3 Less the East 10' and the West 6' Thereof. These lot's have the following strap numbers.

13-44-27-01-00003.0100
13-44-27-01-00003.0110

If you have any question, please call me at (239) 332-9160.

Sincerely,

A handwritten signature in cursive script that reads "Russ Reed".

Russ Reed
Customer Project Manager
239-332-9167

RECEIVED

MAY - 9 2006

VAC2006-00019



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

December 8, 2005

Mr. and Mrs. Zachary Privette
3304 17th Street W
Lehigh Acres, FL 33971

Re: Vacation of Internal Public Utility Easements
Unit 1, Block 3, Lots 10-11, Lehigh Acres, Florida

Dear Mr. and Mrs. Privette:

LCEC does not object to the vacation of the public utility easements between Lots 10-11, Block 3, Unit 1, Lehigh Acres, Florida. However, please be advised that you must contact FPL as this is in their service territory.

Sincerely,

Sandra McIver
Real Property Representative

RECEIVED

MAY - 9 2006

VAC 2006-00019



Customer Service Operations

Post Office Box 1530

LaBelle, Florida 33975-4613

December 13, 2005

Zachary Privette
3304 17th Street West
Lehigh Acres, Florida 33971

Re: Vacation of Public Utility Easement:

A 12 foot wide strip of land lying 6 feet each side of the common line between lots 10 and 11, Block 3, Unit 1, Section 13, Township 44 South, Range 27 East, in Lehigh Acres, as recorded in plat book 254 page 85 platted February 15, 1956 in the official records of the Lee County.

Dear : Mr. Privette,

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

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

Sincerely,

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

Sabrina Thompson
Engineer

RECEIVED

MAY - 9 2006

VAC2006-00019

January 30, 2006

Zachary and Bridget Privette
3304 17th Street West
Lehigh Acres, Florida 33971



RE: Vacation of Easement request from Zachary and Bridget Privette for a 12-foot wide public utility easement between lots 10 and 11, Block 3, Unit 1, Section 13, Township 44 South, Range 27 East, Lehigh Acres, Lee County, Florida. As recorded in plat book 254, Page 85 and platted February 15, 1956 of the Official Records of Lee County, Florida. Less and except the easterly 6-feet thereof and the westerly 6-feet thereof.

LEA ANN THOMAS,
CHAIR
Polk County

RICHARD W. WESCH
Citrus County

ROBERT NANNI
Osceola County

JIM LAVENDER
Lee County

Dear Mr. and Mrs. Privette:

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

The vacation of easement was requested from Zachary and Bridget Privette for a 12-foot wide public utility easement between lots 10 and 11, Block 3, Unit 1, Section 13, Township 44 South, Range 27 East, Lehigh Acres, Lee County, Florida. As recorded in plat book 254, Page 85 and platted February 15, 1956 of the Official Records of Lee County, Florida. Less and except the easterly 6-feet thereof and the westerly 6-feet thereof.

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

Sincerely,

Florida Governmental Utility Authority

A handwritten signature in black ink, appearing to read "Charles L. Sweat", is written over a horizontal line.

Charles L. Sweat
Director of Operations

RECEIVED

MAY - 9 2006

VAC 2006-00019

FGUA OPERATIONS OFFICE

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

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



**26102 Bonita Grande Dr.
Bonita Springs Fl. 34135
Phone: 239-732-3805
FAX: 239-498-5456**

December 6, 2005

Zachary Privette
3304 17th St. West
Lehigh Acres, Florida 33971

1206 Leroy Avenue, Lehigh Acres
Section 13, Township 44 South, Range 27 East

Dear Zachary Privette,

This letter will serve to inform you that Comcast has no objection to your proposed vacation of the address referenced above.

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

Cordially,

A handwritten signature in cursive script, appearing to read "Mark Cook".

Mark Cook
Design Coordinator

RECEIVED

MAY - 9 2006

VAC 2006 - 00019

BOARD OF COUNTY COMMISSIONERS

(239) 479-8150

Writer's Direct Dial Number: _____

Bob Janes
District One

December 06, 2005

Douglas R. St. Cerny
District Two

Zachary and Bridget Privette

Ray Judah
District Three

3304 17th St. W.

Tammy Hall
District Four

Lehigh Acres, FL 33971

John E. Albion
District Five

Subject: Vacation Of Public Utility Easement

STRAP # 13-44-27-01-00003.0100

1206 LEROY AVE

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Dear Mr. and Mrs. Privette,

Diana M. Parker
County Hearing Examiner

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

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

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

Sincerely,

LEE COUNTY UTILITIES

David Reycraft
Utilities GIS Coordinator
Utilities Engineering Division

Original Mailed: 12/06/2005

RECEIVED
MAY - 9 2006

CC: Correspondence File

VAC 2006-00019

H:\Vacates\2005\Privette\12062005.doc



BOARD OF COUNTY COMMISSIONERS

479-8124

Writer's Direct Dial Number: _____

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Tammy Hall
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing
Examiner

December 6, 2005

Zachary and Bridget Privette
3304 17th Street West
Lehigh Acres, FL 33971

Re: Petition to Vacate, drainage and utility easements
1206 Leroy Avenue, Lehigh Acres, FL

Dear Mr. & Mrs. Privette:

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 easements.

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

Regards,

LEE COUNTY PUBLIC WORKS DEPARTMENT

fa
Bradley Vance

Allen L. Davies, Jr.
Natural Resources Division

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MAY - 9 2006

S:\NATRES\SURFACE\DOCUMENT\vac528.doc

VAC 2006-00019



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (239) 479-8517

Bob Janes
District One

March 21, 2006

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Ms. Bridget Privette
3304 17th Street West
Lehigh Acres, FL 33971

Tammy Hall
District Four

John E. Albion
District Five

**Re: Petition to Vacate Easement—Lots 10 and 11, Block 3, Unit 1; Deed
Book 254, Page 85; 1206 Leroy Avenue, Lehigh Acres; Section 13,
Township 44, Range 27**

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Ms. Privette:

Diana M. Parker
County Hearing
Examiner

Lee County Department of Transportation has reviewed your request to vacate the above described easement. This petition to vacate has no impact on public drainage or access systems.

Lee County DOT offers no objection to this petition to vacate.

Very truly yours,

Margaret Lawson
Right-of-way Supervisor
Lee County Department of Transportation

ML/hc

cc: Ron Wilson, Development Services
Allen Davies, Natural Resources
Terry Kelley, Utilities
DOT/PTV File (Leroy Ave)

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VAC 2006-00019



Florida Department of Transportation

JEB BUSH
GOVERNOR

DENVER J. STUTLER, JR.
SECRETARY

January 4, 2006

Zachary Privette
Bridget Privette
3304 17th Street West
Lehigh Acres, Florida 33971

**RE: Vacation of Public Interest in the Right of Way or Road Easement,
Utility or Drainage Easement, 1206 Leroy Avenue, Lehigh Acres, Lee
County, Florida
PM Log#: 05-140**

Dear Mr. & Mrs. Privette:

In response to your letter we received on December 6, 2005, our staff conducted a review of your request to vacate/relocate the subject area as marked and generally described as:

Lots 10 & 11, Block 3, Unit 1, Section 13, Township 44 South, Range 27 East,
Lehigh Acres, Lee County, Florida, Recorded in Plat Book 254, Page 85, and
Platted February 15, 1956, of the Official Records of Lee County, Florida

Based on this review, we offer "No Objection" to this vacation request. If we can be of further assistance, please feel free to contact this office.

Sincerely,

Sylvia Petrosky
Right of Way Agent
Property Management

SAP/jps

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

RECEIVED

MAY - 9 2006

VAC 2006 - 00019

District One-Right of Way Department-Property Management
801 North Broadway Avenue*Post Office Box 1249*Bartow, FL 33831-1249
(863)519-2413*(863)519-5183(FAX)*MS 1-66

www.dot.state.fl.us





PLAT
OF
SECTION 13
Twp 44 S - RGR 27 E

A SUBDIVISION OF
LEHIGH ACRES
LEE COUNTY, P.A.

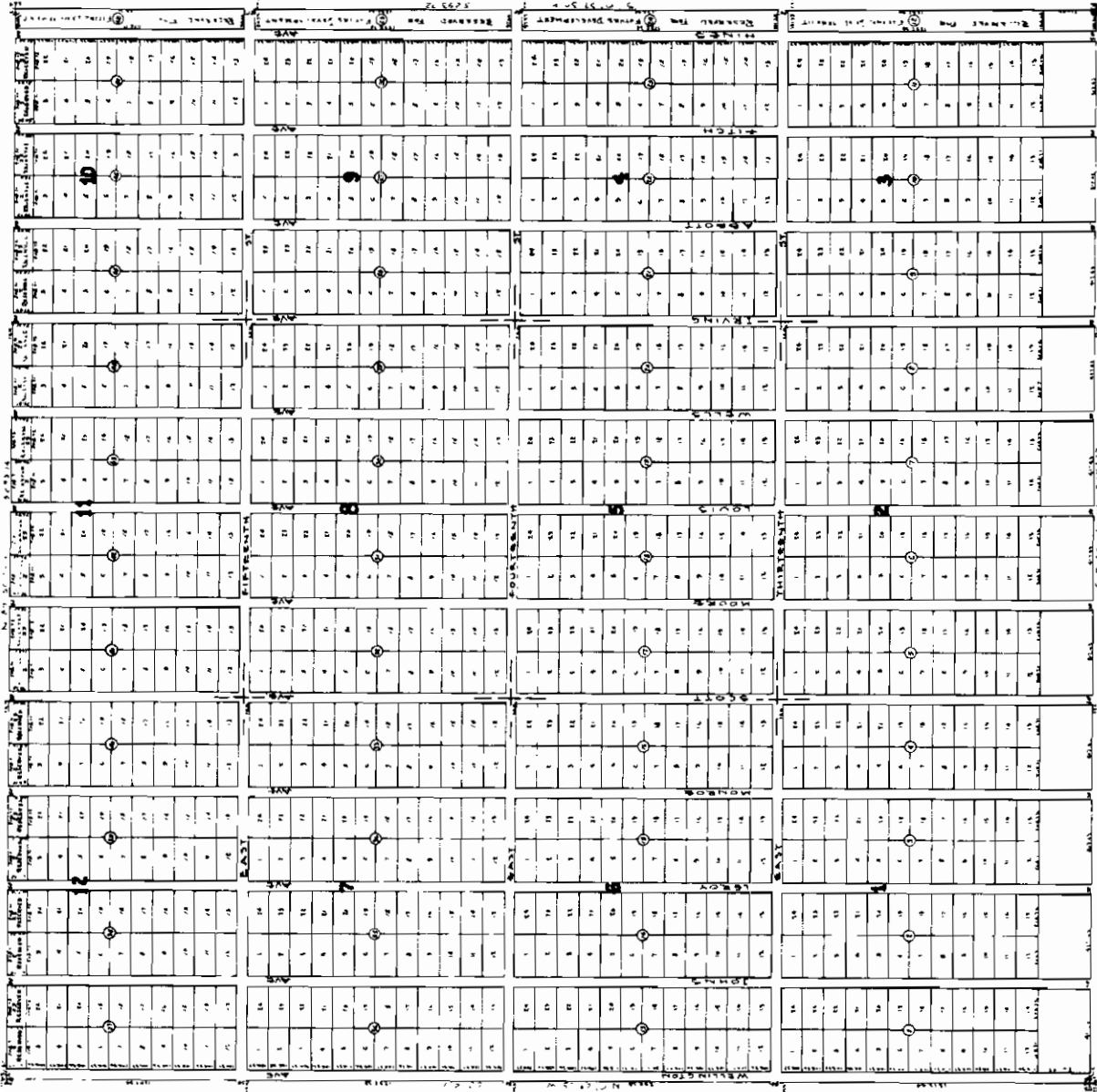
LEE COUNTY LAND ESTATE CO. DEVELOPER
192 N. 11th

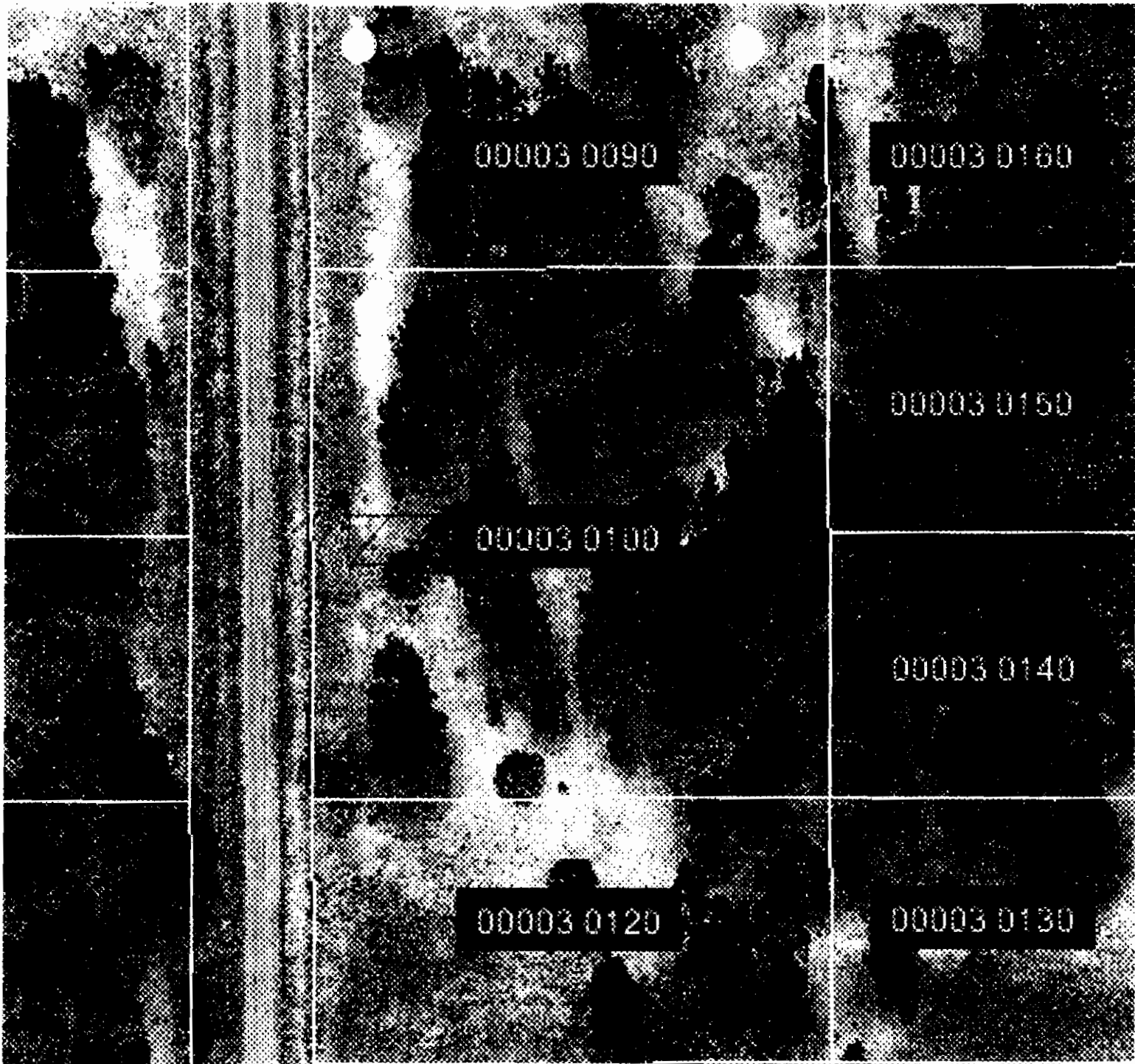


CONDITIONS OF SALES
1. THE UNDERSIGNED HEREBY CERTIFIES THAT THE PLAT AND MAP ARE IN ACCORDANCE WITH THE ACTS OF THE LEGISLATURE OF THE STATE OF PENNSYLVANIA RELATIVE TO THE PLATTING AND MAPS OF LANDS AND ARE TRUE AND CORRECT AS SHOWN.
Signed, J. Edgar Taylor
Recorder of Deeds, Lee County, Pa.

ALL LOTS BOUND BY A COMMON PROPERTY LINE SHALL BE CONSIDERED TO BE COMMON PROPERTY UNLESS OTHERWISE INDICATED BY THIS PLAT.

NOTE: DIMENSIONS, BEARINGS, LOT AND LAND AREA ON DRAWING BY LESTER DAVID SMITH, CIVIL ENGINEER.





00003 0090

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00003 0120

00003 0130

7/1 - 1000 - 1000 - 1000 - 1000