

RESOLUTION NO. 2024-_____

VACATING AND CLOSING A PORTION OF A PLATTED DRAINAGE EASEMENT WITHIN LOT 13, AS SHOWN ON THE PLAT OF COUNTRY VIEW ESTATES II, LAKELAND, POLK COUNTY, FLORIDA.

WHEREAS, the petition of Thomas Wodrich, as authorized agent for Suan and Otis Carden, requesting that the Board of County Commissioners of Polk County, Florida, vacate, abandon, discontinue and close a portion of a platted drainage easement described as:

THAT PORTION OF A PLATTED PUBLIC DRAINAGE EASEMENT DESCRIBED AS FOLLOWS:

A PORTION OF LOT 13, COUNTRY VIEW ESTATES II, ACCORDING TO THE MAP OR PLAT THEREOF, AS RECORDED IN PLAT BOOK 84, PAGE(S) 8 THROUGH 11, INCLUSIVE, OF THE PUBLIC RECORDS OF POLK COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID LOT 13; THENCE RUN N35°11'42"W, ALONG THE WESTERLY LINE OF SAID LOT 13, A DISTANCE OF 330.12 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N35°11'42"W, ALONG SAID WESTERLY LINE, A DISTANCE OF 110.34 FEET; THENCE RUN N61°06'38"E, A DISTANCE OF 135.55 FEET TO THE EASTERLY LINE OF SAID LOT 13; THENCE RUN S26°19'16"E, ALONG SAID EASTERLY LINE, A DISTANCE OF 65.85 FEET; THENCE RUN S44°48'42"W, A DISTANCE OF 111.99 FEET; THENCE RUN °18'23"W, A DISTANCE OF 18.00 FEET TO THE POINT OF BEGINNING.

and renounce and disclaim any right of the County and the public in and to said portion of drainage easement and the land in connection therewith, was duly presented to said Board at its regular meeting held on the 16th day of July 2024; and

WHEREAS, notice of intention to apply to the Board of County Commissioners to close said portion of drainage easement was duly published in The Ledger, Lakeland, Florida, a newspaper of general circulation in Polk County, Florida; and

WHEREAS, a hearing has been held this 16th day of July 2024, as provided in the above referred to notice, and after due weight, consideration and determination, it has been determined that the statutory requirements have been complied with and that the closing and abandoning of the portion of drainage easement described above will not adversely affect the ownership of any person, it being conclusively shown and demonstrated that said portion of drainage easement is no longer needed as an easement; and

WHEREAS, this action is found to be in the best interest of the public.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Polk County, Florida, that certain portion of drainage easement described above be and is hereby

vacated, abandoned, discontinued, and closed and all rights of the County and the public in and to said portion of drainage easement and the land in connection therewith be and is hereby renounced.

ADOPTED this 16th day of July 2024.