

RESOLUTION NO. 2026-_____

VACATING AND CLOSING A PORTION OF A PLATTED UTILITY EASEMENT AS SHOWN ON THE PLAT OF SHADOW WOOD, UNIT 2, WINTER HAVEN, POLK COUNTY, FLORIDA.

WHEREAS, the petition of Brion G. Babula and Janet F. Babula, through their authorized representative Christopher Desrochers, requesting that the Board of County Commissioners of Polk County, Florida, vacate, abandon, discontinue and close a portion of a platted public utility easement described as:

THE PLATTED 7.5-FOOT-WIDE UTILITY EASEMENT THAT LIES ALONG THE SOUTHEASTERLY SIDE OF LOTS 5, 6, AND 7, AND THE PLATTED 7.5-FOOT-WIDE UTILITY EASEMENT THAT LIES ALONG THE NORTHWESTERLY SIDE OF LOTS 19, 20, 21, 22, 23, AND 24, OF SHADOW WOOD, UNIT 2, AS RECORDED IN PLAT BOOK 68, PAGE 28, PUBLIC RECORDS OF POLK COUNTY, FLORIDA.

and renounce and disclaim any right of the County and the public in and to said portion of the utility easement and the land in connection therewith, was duly presented to said Board at its regular meeting held on June 2, 2026; and

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

WHEREAS, a hearing has been held this June 2, 2026, 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 the utility easement described above will not adversely affect the ownership of any person, it being conclusively shown and demonstrated that said portion of the utility 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 the utility 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 utility easement and the land in connection therewith be and is hereby renounced.

ADOPTED this June 2, 2026.