

LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY

BLUE SHEET NO: 20030450

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a petition VAC2003-00015 to vacate four twelve-foot Public Utility Easements centered on the common lot lines between lots 8 & 9, 10 & 11, 11 & 12, and 8 & 11, Block 41, Unit 7, Lehigh Acres and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 27th day of May, 2003. (JJP)

WHY ACTION IS NECESSARY: To construct a Swimming Pool accessory to an existing single family home. The vacation of the public utility will not alter existing utilities and the easements are not necessary to accommodate any future utility requirements. (JJP) (JJC)

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

2. DEPARTMENTAL CATEGORY:

COMMISSION DISTRICT # 5

C4C

3. MEETING DATE:

04-29-2003

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. DIVISION Development Services
- BY Peter J. Eckenrode, Director 4-11-03

7. BACKGROUND:

The complete Petition to Vacate was submitted by Charles R. McLaughlin III and Janene McLaughlin, property owners.

LOCATION: The Public Utility are between Lots 8 & 9, 10 & 11, 11 & 12, and 8 & 11, Block 41, Unit 7, Lehigh Acres, as recorded in Plat Book 18, page 113. The site is located at 950 Memphis Avenue S., Lehigh Acres, Florida, Section 25, Township 45 South, Range 27 East. (JJP)

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
<i>W. G. ...</i>	N/A	N/A		<i>John ... 4-15-03</i>	OA <i>4/16/03</i>	OM <i>4/17/03</i>	Risk <i>4/17/03</i>	GC <i>4/17/03</i>	<i>TD 4/17/03</i>

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty
Date: 4/11/03
Time: 3:43
Forwarded to:
Co. ADM.
4/16/03 2PM

RECEIVED BY
COUNTY ADMIN. TD
4-16-03
3:35
COUNTY ADMIN.
FORWARDED TO: BH
4/17 5:00

PETITION TO VACATE

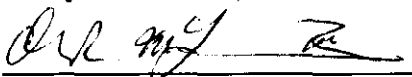
Case Number: VAC 2003 - 00015

Petitioner(s), Charles R. McLaughlin III & Janene McLaughlin 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, 950 Memphis Avenue S; Lehigh, FL 33936.
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

Charles R. McLaughlin III
Printed Name

By: 
Petitioner Signature

Janene McLaughlin
Printed Name

EXHIBIT "A"

Petition to Vacate - VAC2003-00015

[Page One of One]

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement centered on Lots 11 & 12, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the northerly 6.0 feet and the southerly 6.0 feet thereof.

A 12.0 foot wide public utility easement centered on Lots 10 & 11, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the southerly 6.0 feet thereof.

A 12.0 foot wide public utility easement centered on Lots 8 & 9, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

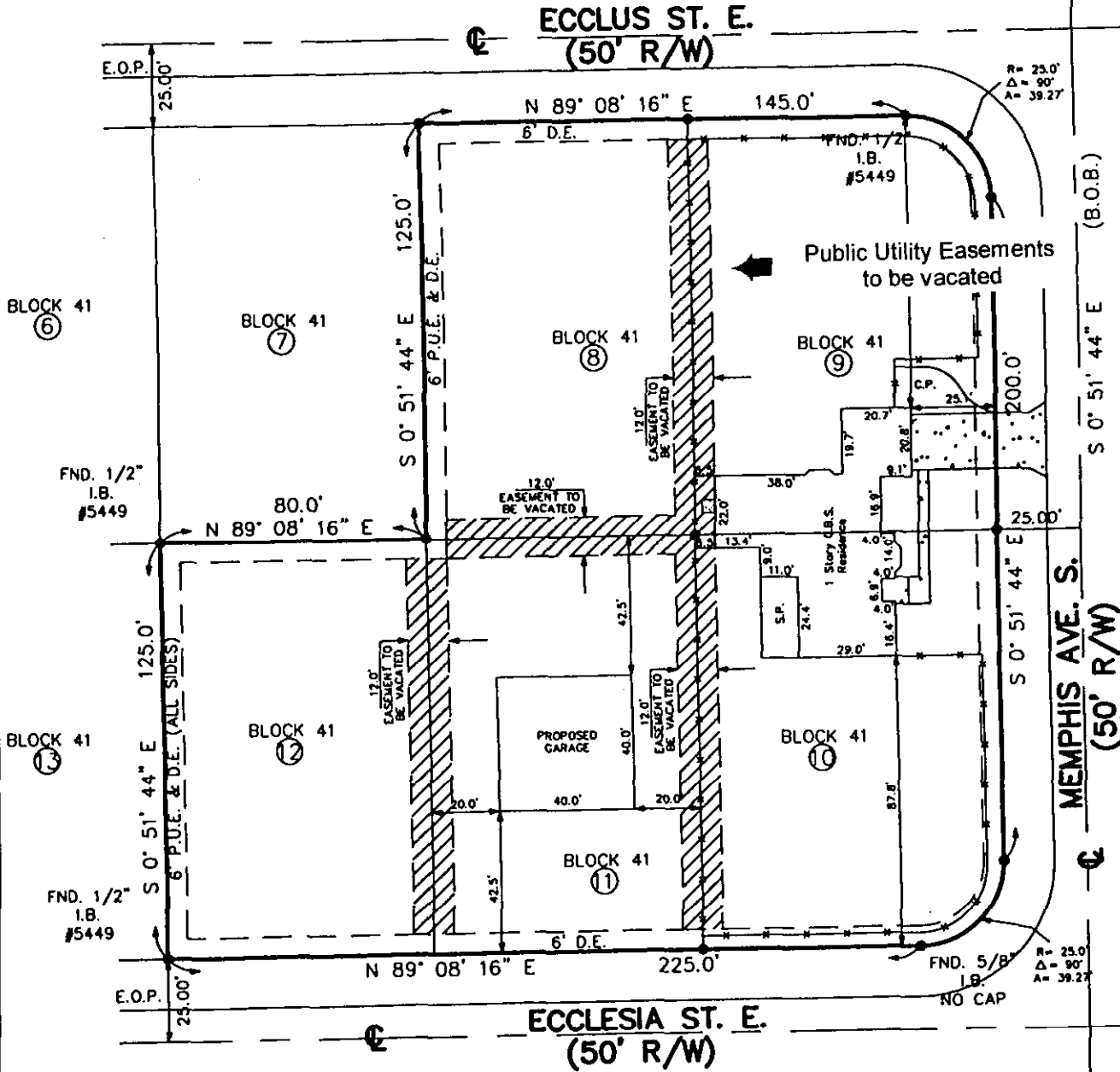
Less and except the northerly 6.0 feet thereof.

A 12.0 foot public utility easement centered on Lots 8 & 11, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the westerly 6.0 feet thereof.

Exhibit "B"
Petition to Vacate
VAC2003-00015

PLAT NORTH



NOT A SURVEY – SKETCH ONLY

PLAT OF UNIT 7
SECTION 25, TOWNSHIP 45 SOUTH, RANGE 27 EAST
A SUBDIVISION OF LEHIGH ACRES
LEE COUNTY, FLORIDA
AS RECORDED IN THE PUBLIC RECORDS
OF LEE COUNTY, FLORIDA AT PLAT BOOK 18, PAGE 113

DATE:	2-28-03
JOB NUMBER:	87105-612B
DRAWN BY:	C.B.S.
SCALE:	1" = 50'

Exhibit "C"
Petition to Vacate
VAC2003-00015

Real Property Information

Account	Tax Year	Status
25-45-27-07-00041.0090	2002	PAID
Original Account	Book/Page	
25-45-27-07-00041.0090	3818 /2351	
Physical Address	Mailing Address	
MCLAUGHLIN CHARLES R III + MCLAUGHLIN JANENE H/W 950 MEMPHIS AV S LEHIGH ACRES FL 33936	MCLAUGHLIN CHARLES R III + MCLAUGHLIN JANENE H/W 950 MEMPHIS AV S LEHIGH ACRES FL 33936	
Legal Description		
LEHIGH ACRES UNIT 7 BLK 41 PB 18 PG 113 LOTS 8 THRU 12		
Total Amount Due as of 4/15/2003		\$0.00

1 2003 JAN 09 10:27 AM

INSTR # 5676644
OR BK 03818 PG 2351
RECORDED 01/09/2003 10:27:42 AM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY
RECORDING FEE 10.50
DEED DOC 0.70
DEPUTY CLERK W Miller

This Instrument Prepared by & return to:
Name: Micki Regas Tradewinds Title, Inc.
Address: 904 Lee Blvd., Suite 105
Lehigh Acres, FL 33936
Parcel I.D. #: 25-45-27-07-00041.0090
50932

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

This deed is being recorded to properly vest all five lots as husband and wife

This Quit-Claim Deed executed this 9th day of January, A.D. 2003, by JANENE McLAUGHLIN F/K/A JANENE MARIE SALTER, AND CHARLES R. McLAUGHLIN, III, wife and husband, first party, to **CHARLES R. McLAUGHLIN, III AND JANENE McLAUGHLIN, husband and wife**, whose post office address is **950 Memphis Ave. S, Lehigh Acres, FL 33936**, second party:

(Wherever used herein, the terms "first party" and "second party" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

WITNESSETH, That the said first party, for and in consideration of the sum of \$10.00, in hand paid by the said second party, the receipt whereof is hereby acknowledged, does hereby remise, release, and quit-claim unto the said second party forever, all the right, title, interest, claim and demand which the said first party has in and to the following described lot, piece or parcel of land, situate, lying and being in the **County of Lee, State of Florida**, to wit:

Lots 8, 9, 10, 11, and 12, Block 41, Unit 7, Section 25, Township 45 South, Range 27 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 18, Page 113, Public Records of Lee County, Florida.

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 first party, either in law or equity, to the only proper use, benefit and behoof of the said second party forever.

In Witness Whereof, the said first party has caused these presents to be executed in its name and its corporate seal to be hereunto affixed by its proper officers thereunto duly authorized the day and year first above written.

Signed, sealed and delivered in the presence of:

Patricia A. Regas
Witness Signature (as to first Grantor)

PATRICIA A. REGAS
Printed Name

Anna L. McLeod
Witness Signature (as to first Grantor)

TERESA R. McLEOD
Printed Name

Janene McLaughlin f/k/a Janene M. Salter

Janene McLaughlin L.S.
Address: 950 Memphis Avenue S
Lehigh Acres, FL 33936

Charles R. McLaughlin, III

Charles R. McLaughlin, III L.S.
Address: 950 Memphis Avenue S
Lehigh Acres, FL 33936

State of Florida
County of Lee

The foregoing instrument was acknowledged before me this 7 day of January, 2003, by Janene McLaughlin f/k/a Janene M. Salter and Charles R. McLaughlin, III, who are personally known to me or have produced DR LICENSE as identification and did (did not) take an oath.

Patricia A. Regas
Signature of Acknowledger
My commission expires _____



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



March 11, 2003

Charles & Janene McLaughlin
950 Memphis Av S
Lchigh Acres, Fl 33936

Re: Request for a letter of Review and Recommendation on a Proposed
Easement Vacation of the Following Location:
Strap # 25-45-27-07-00041.0090

Dear Charles & Janene McLaughlin,

Comcast has no existing utilities in the above referenced location and has no objection with the vacation of the above referenced utility easement.

If I can be of further assistance to you please do not hesitate to contact me at (239) 732-3865.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lucia Vera". The signature is written in black ink and is positioned above the printed name.

Lucia Vera
Design Coordinator



Post Office Box 3455
North Fort Myers, FL 33918-3455
(239) 995-2121 • FAX (239) 995-7904
www.lcec.net • www.iline.com

March 6, 2003

Mr. and Mrs. Charles R. McLaughlin, III
950 Memphis Ave. S.
Lehigh Acres, FL 33936

Re: Strap No. 25-45-27-07-00041.0090
Lots 8-12, Block 41, Lehigh Acres Unit 7, Plat Book 18, page 113, Lee County, Florida

Dear Mr. and Mrs. McLaughlin:

LCEC does not object to vacation of the utility and/or drainage easements described and shown on the attached description and sketch dated February 28, 2003.

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

Sincerely,

Karen Hardin
Real Property Representative

Attachment

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility and drainage easement centered on Lots 11 & 12, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the northerly 6.0 feet and the southerly 6.0 feet thereof.

A 12.0 foot wide public utility and drainage easement centered on Lots 10 & 11, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

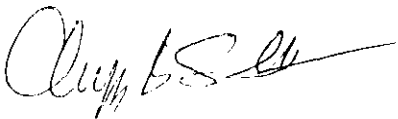
Less and except the southerly 6.0 feet thereof.

A 12.0 foot wide public utility and drainage easement centered on Lots 8 & 9, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the northerly 6.0 feet thereof.

A 12.0 foot public utility easement centered on Lots 8 & 11, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the westerly 6.0 feet and easterly 6.0 feet thereof.

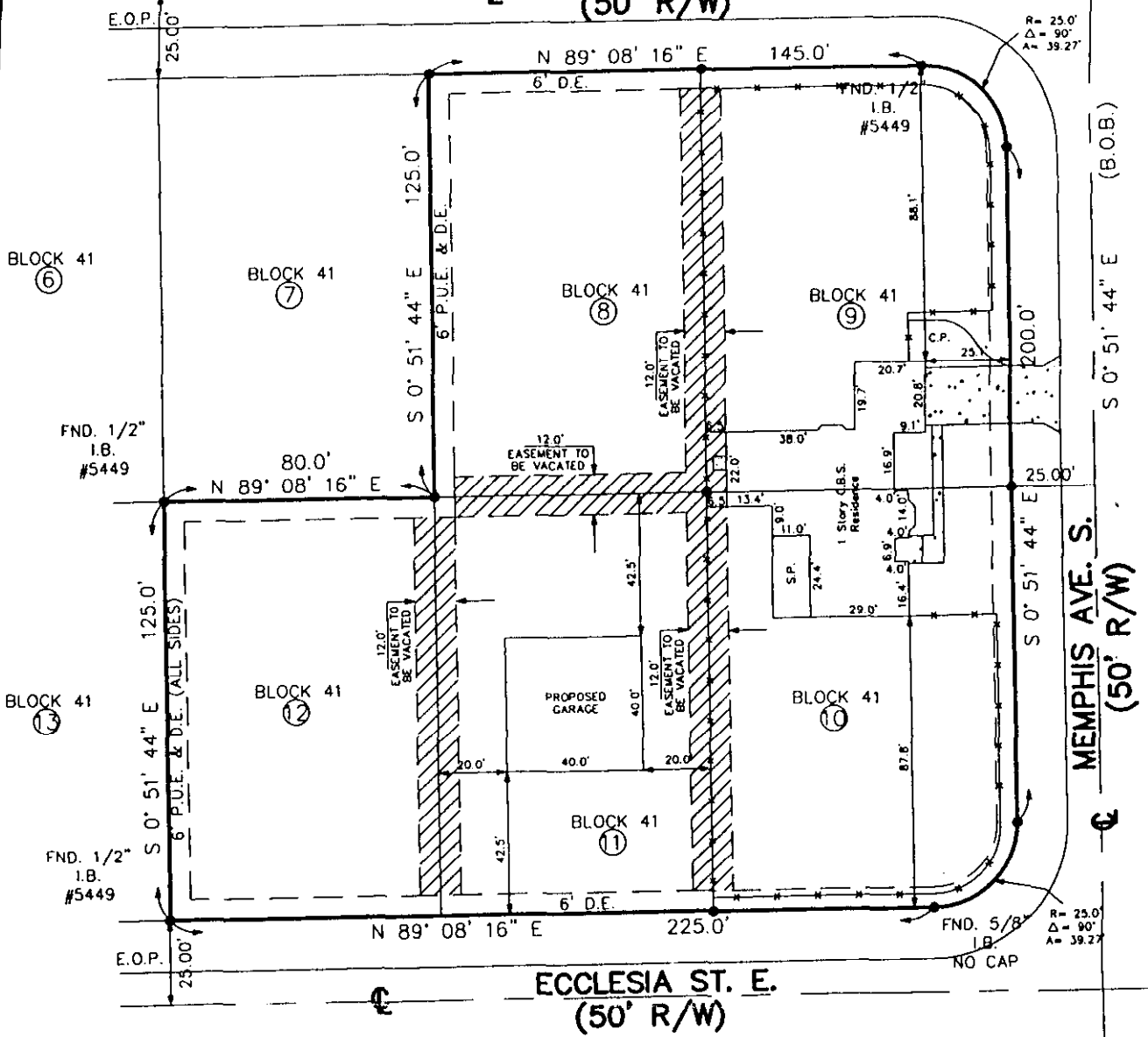


Christopher B. Still
PSM 5941

PLAT NORTH



ECCLUS ST. E.
(50' R/W)



NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
 Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (941) 368-7400 (941) 368-7685 (Fax)

DATE:	2-28-03
JOB NUMBER:	87105-612B
DRAWN BY:	C.B.S.
SCALE:	1" = 50'
SHEET:	1 of 2



March 31, 2003

Charles R. McLaughlin, III
950 Memphis Avenue S.
Lehigh Acres, FL 33936

Re: A 12-foot wide Utility and/or Drainage Easement centered on the lot lines common to Lots 8, 9, 10, 11, & 12, Block 41, Unit 07 a subdivision of Lehigh Acres as recorded in Plat Book 18, Page 113 less and except the north/east 6 feet and the south/west 6 feet thereof.

Dear Mr. McLaughlin:

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, appearing to read "Rachel L. Cowing".

Rachel L. Cowing
Legal Secretary

AN ALLETE COMPANY

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

Water for Florida's Future



LEE COUNTY
S O U T H W E S T F L O R I D A

BOARD OF COUNTY COMMISSIONERS

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

Bob Janes
District One

Douglas R. St. Cerny March 4, 2003
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

Charles R. & Janene M. McLaughlin
950 Memphis Ave. S.
Lehigh Acres, FL 33936

SUBJECT: VACATION OF PLATTED EASEMENT
STRAP #: 25-45-27-07-00041.0090
LOTS 8 - 12, BLOCK 41 - LEHIGH ACRES, UNIT 7

Dear Mr. & Mrs. McLaughlin:

Lee County Utilities has no objection to the proposed vacation of the existing platted easement as described in your recent letter and associated legal description. 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 Water Services concerning your request, as the subject parcel(s) 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 479-8531.

Sincerely,

LEE COUNTY UTILITIES

Terry A. Kelley
Senior Engineering Technician
Utilities Engineering Division

CC: Correspondence File

SAUTILS\Engr\TAK\LETTERS\VAC\FY 2003\McLaughlin - Memphis Av S - Lehigh.doc



March 6, 2003

Mr. Charles R. McLaughlin, III
950 Memphis Avenue S.
Lehigh Acres, Florida 33936

Re: Vacation of Public Utility Easement:

A 12 foot wide public utility and drainage easement
centered on the lot line common to lots 11 & 12, 10 & 11,
8 & 9 and 8 & 11, Block 41, Unit 7, Section 25, Township 45S, Range 27E,
as recorded in Plat Book 18, Page 113 of the Official Records of Lee County.

Dear Mr. McLaughlin:

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 239-336-2023.

Sincerely,

A handwritten signature in cursive script that reads "Wayneth Jackson".

Wayneth Jackson
Engineer

Bob James
District One

Douglas B. St. Comy
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John E. Albin
District Five

Donald D. Stilwell
County Manager

James G. Yarger
County Attorney

Diana M. Parker
County Hearing Examiner

April 10, 2003

**Charles and Janene McLaughlin
950 Memphis Avenue S.
Lehigh Acres, Florida 33936**

Re: VAC2003-00015 - Petition to vacate four twelve-foot public utility and drainage easements common to lots 8 & 9, 10 & 11, 11 & 12, and 8 & 11 Block 41, Unit 7, a subdivision of Lehigh Acres, as recorded in Plat Book 18 at Page 113 of the Public Records of Lee County, Florida.

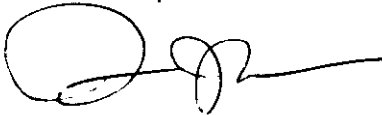
Dear Mr. & Mrs. McLaughlin:

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 and drainage easements between your 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, April 01, 2003

Bob James
District One

Douglas B. St. George
District Two

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

Mr. & Mrs. Charles R. McLaughlin
950 Memphis Avenue South
Lehigh Acres, FL 33936

Re: Petition to Vacate several twelve (12) foot wide public utility and drainage easements common to Lots 8, 9, 10, 11, & 12, Block 41, Unit 07, Lehigh Acres Subdivision as recorded in Plat Book 18 Page 113, in Lee County, Florida.

Dear Mr. & Mrs. McLaughlin:

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 easements.

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\vac321.doc



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number:

479-8580

Bob James
District One

Douglas B. St. Cerny
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. Patker
County Hearing Examiner

March 25, 2003

Charles and Janene McLaughlin
950 Memphis Avenue S.
Lehigh Acres, FL 33936

**RE: Petition to Vacate
Drainage and Utility Easements on
Lots 8, 9, 10, 11 and 12, Block 41,
Unit 7, Lehigh Acres
Strap 25-45-27-07-00041.0090**

Dear Mr. And Mrs. McLaughlin:

Lee County Department of Transportation has reviewed your request to vacate several easements on the above described lots and block recorded in Plat Book 18, page 113. DOT has no facilities within these easements and does not maintain them.

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

Very truly yours,

DEPARTMENT OF TRANSPORTATION



Margaret Lawson
Right-of-way Supervisor

MAL/mlb

Cc: Allen Davies, Natural Resources
DOT PTV File (Lehigh)

S:\DOCUMENT\Petition To Vacate\2003\Lots 8-12 - McLaughlin.doc

4-7-03

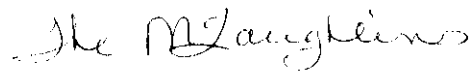
To Whom It May Concern,

The reasoning for submitting this Petition to Vacate the public easements of 950 Memphis Avenue South; Lehigh Acres, FL is:

so we can have constructed an in-ground pool that is attached to the back lania area of the existing house. (See attached drawing/sketch if needed)

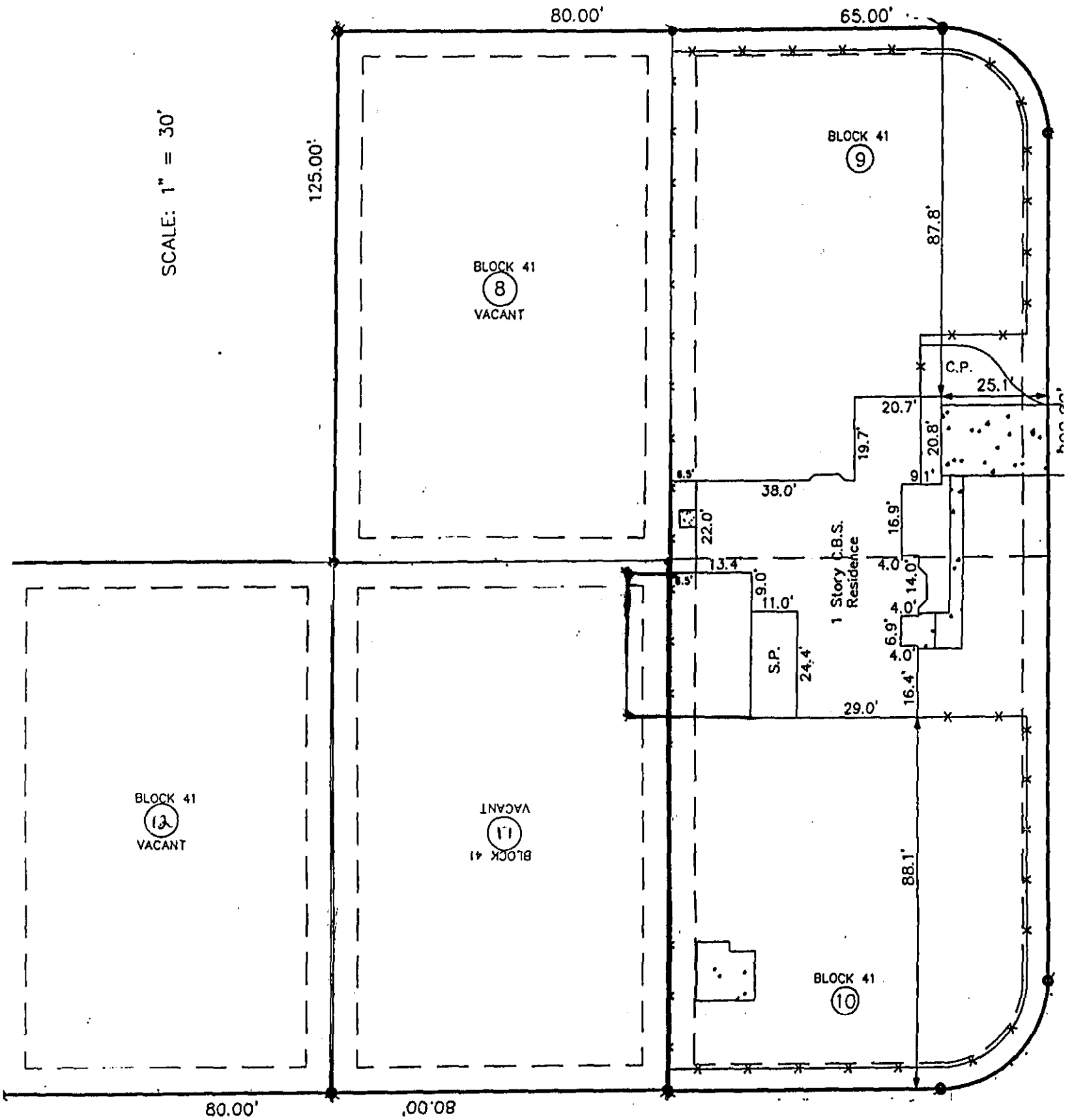
Your time and consideration in this matter are greatly appreciated.

Thank You,

A handwritten signature in cursive script, appearing to read "The McLaughlins".

Janene and Chuck McLaughlin

SCALE: 1" = 30'



**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE Case Number: _____ VAC2003-00015**

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. VAC2003-00015 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"

Petition to Vacate - VAC2003-00015

[Page One of One]

Legal Description (Vacation of Easements)

A 12.0 foot wide public utility easement centered on Lots 11 & 12, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the northerly 6.0 feet and the southerly 6.0 feet thereof.

A 12.0 foot wide public utility easement centered on Lots 10 & 11, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the southerly 6.0 feet thereof.

A 12.0 foot wide public utility easement centered on Lots 8 & 9, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the northerly 6.0 feet thereof.

A 12.0 foot public utility easement centered on Lots 8 & 11, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the westerly 6.0 feet thereof.

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2003-00015

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 27th 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"

Petition to Vacate - VAC2003-00015

[Page One of One]

Legal Description (Vacation of Easements)

A 12.0 foot wide public utility easement centered on Lots 11 & 12, Block 41, Unit 7, Section 25, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 113, of the Official Records of Lee County, Florida.

Less and except the northerly 6.0 feet and the southerly 6.0 feet thereof.

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Less and except the westerly 6.0 feet thereof.