

**LEE COUNTY BOARD OF COUNTY COMMISSIONERS
AGENDA ITEM SUMMARY**

BLUE SHEET NO: 20030534

1. REQUESTED MOTION:

ACTION REQUESTED: Accept a petition VAC2003-00018 to vacate a twelve-foot Public Utility and Drainage Easement centered on the common lot lines between lots 1 & 2, Block 77, Unit 14, Lehigh Acres and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 10th day of June, 2003.

WHY ACTION IS NECESSARY: To construct a single family home in the center of the two lots. **The vacation of the public utility and drainage easements will not alter existing utilities or drainage and the easements are not necessary to accommodate any future utility or drainage requirement.**

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

2. DEPARTMENTAL CATEGORY:

COMMISSION DISTRICT # 5

C4A

3. MEETING DATE:

05-20-2003

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  5/02/03
Peter J. Eckenrode, Director

7. BACKGROUND:

The complete Petition to Vacate was submitted by Joseph and Lisa Scofield, property owners.

LOCATION: The Public Utility and Drainage Easement is between Lots 1 & 2, Block 77, Unit 14, Lehigh Acres, as recorded in Plat Book 18, page 15. The site is located at 487 Lemhurst Avenue S., Lehigh Acres, Florida, Section 10, Township 45 South, Range 27 East.

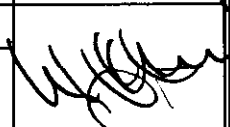
Documentation pertaining to this Petition to Vacate is available for viewing at the Office of Lee Cares.

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 |
|-----------------------------|------------------------------------|--------------------|------------|--|----------------------------|----------------------|------------------------|----------------------|---|
| <i>Mary Gibbs</i> | N/A | N/A | | <i>John D Riedinger 5-5-03</i> | <i>PA 5/5/03</i> | <i>OM 5/5/03</i> | <i>Risk 5/6/03</i> | <i>GC 5/6/03</i> |  |

10. COMMISSION ACTION:

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty

Date: *5/2/03*

Time: *2:05 pm*

Forwarded To:
*CO. ADM.
5/5/03 3:24*

*Co. ADM. TD
5/5 430
5/6 BH
5/6 SW-PR*

PETITION TO VACATE

Case Number: VAC 2003-00018

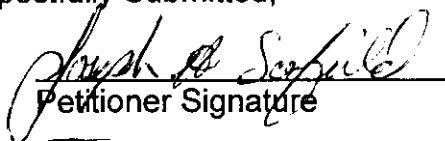
Petitioner(s), JOSEPH H. + LISA M. SCOFIELD
requests the Board of County Commissioners of Lee County, Florida, to grant this Petition to Vacate and states as follows:

1. Petitioner(s) mailing address, 315 COLUMBUS AVE LERTIGH ACRES, FL. 33972
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

JOSEPH H. SCOFIELD
Printed Name

By:


Petitioner Signature

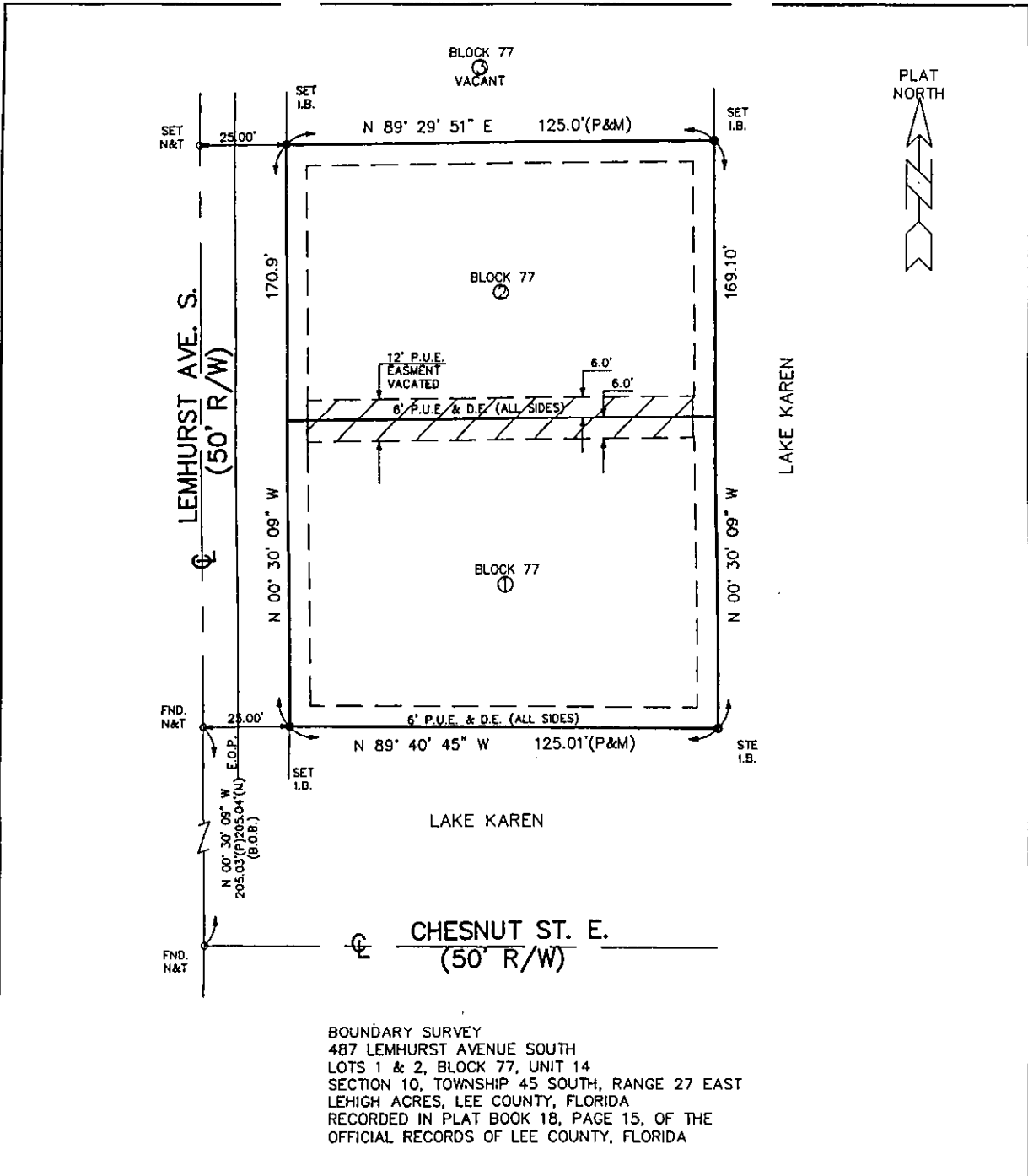
LISA M. SCOFIELD
Printed Name

VAC2003-00018

Exhibit "A"

LEGAL DESCRIPTION OF THE AREA TO BE VACATED

A twelve-foot wide public utility and drainage easement centered on the common lot line between lots 1 and 2, Block 77, Unit 14, Section 10, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18 at Page 15 of the Public Records of Lee County, Florida, less and except the easterly six feet and the westerly six feet thereof.



VAC2003-00018
Exhibit "B"

BOUNDARY SURVEY
487 LEMHURST AVENUE SOUTH
LOTS 1 & 2, BLOCK 77, UNIT 14
SECTION 10, TOWNSHIP 45 SOUTH, RANGE 27 EAST
LEHIGH ACRES, LEE COUNTY, FLORIDA
RECORDED IN PLAT BOOK 18, PAGE 15, OF THE
OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

COMMUNITY-PANEL NUMBER: 125124 0375 B DATE OF MAP: NOT PRINTED 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 MONUMENT CONC - CONCRETE C.P. - CONCRETE PAD COR. - CORNER (D) - DEED B.O.B. - BASIS OF BEARINGS | D.E. - DRAINAGE EASEMENT DI - DRILL HOLE EL - ELEVATION ENC. - ENCROACHMENT E.O.P. - EDGE OF PAVEMENT FND. - FOUND I.B. - IRON BAR (M) - MEASURED N & T - NAIL AND TAB 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 COMPOUND CURVATURE P.E. - POLE ENCLOSURE P.F. - PAGE P.G.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 R - RADIAL (R) - RADIAL R/W - RIGHT-OF-WAY SET I.B. - SET 1/2" I.B. LB5449 S.P. - SCREENED PORCH S.T. - SEPTIC TANK T.B. - TELEPHONE BOX (M) - MANHOLE (PR) - PROMATED | T.B.M. - TEMPORARY BENCHMARK U.P. - UTILITY PEDESTAL WM - WATER METER Δ - DELTA CL - CENTER LINE --- - WOOD FENCE -X- - WIRE FENCE --- - POWER POLE --- - FIRE HYDRANT --- - POWER LINES + - TEMPORARY BENCHMARK |
|--|---|---|---|--|

NOTES:
 This map of survey is only for the lands herein described and is not an instrument of title, zoning, or freedom of encumbrances. Elevations shown are based on data from the National Geodetic Vertical Datum of 1929 unless otherwise noted. Subject to restrictions, easements, and reservations of record.
 The legal description was furnished by the client or their agent. There are no visible encroachments other than shown.
 No title search was conducted by this office. Only improvements shown were field located.

NOTE: Location of underground utilities and/or structures NOT located NOT VALID without the signature and the original raised seal of a Florida Licensed Surveyor and mapper. Additions or deletions to survey maps or reports by other than the signing party or parties is prohibited without written consent of the signing party or parties.

[Signature]
 3-12-03
 ROBERT M. STILL, REGISTERED LAND SURVEYOR NO. 3695
 CHRISTOPHER B. STILL, REGISTERED LAND SURVEYOR NO. 5941
 S.T.A.R. SURVEYING, INC. LB5449
 1130-E LEE BLVD., LEHIGH ACRES, FL. 33936
 (239) 368-7400 FAX.(239) 368-7685

| |
|-----------------------|
| FIELD SURVEY: 3-11-03 |
| REVISION: |
| DRAWN BY: B.J.P. |
| SCALE: 1" = 30' |
| SHEET: 1 OF 1 |
| FILE NO: 9486-169 |

VAC2003-00018

Exhibit "C"

Your search for 1045271400077.0010 has returned 5 result(s).

| Account | Tax Year | Owner Name and Address | Status |
|------------------------|----------|---|--------|
| 10-45-27-14-00077.0010 | 2002 | SUZI INC C/O MATTHIAS DRESSEL 487 LEMHURST ST S | PAID |
| 10-45-27-14-00077.0010 | 2001 | SUZI INC C/O MATTHIAS DRESSEL 487 LEMHURST ST S | REDEEM |
| 10-45-27-14-00077.0010 | 2000 | SUZI INC 487 LEMHURST ST S | REDEEM |
| 10-45-27-14-00077.0010 | 1999 | SUZI INC 487 LEMHURST ST S | PAID |
| 10-45-27-14-00077.0010 | 1998 | SUZI INC | PAID |

(Click on the account number for more information and/or online payment.)

5 match(es) Page 1 of 1



This Instrument Prepared by and return to:

Name: *Ava Funderburk
Tradewinds Title, Inc.*
Address: *904 Lee Blvd., Suite 106
Lehigh Acres, FL 33936
54826*
Parcel I.D. #: *10-45-27-14-00077.0010*

INSTR # 5748902
Official Records BK 03873 PG 2579
RECORDED 03/17/2003 09:36:09 AM
CHARLIE GREEN, CLERK OF COURT
LEE COUNTY
RECORDING FEE 15.00
DEED DOC 139.30
DEPUTY CLERK W Miller

SPACE ABOVE THIS LINE FOR PROCESSING DATA

SPACE ABOVE THIS LINE FOR RECORDING DATA

THIS WARRANTY DEED Made the 14TH day of March, A.D. 2003, by **SUZI, INC., OF LEE COUNTY**, a Florida Corporation, having its principal place of business at **801 Leeland Heights, Lehigh Acres, FL 33936**, hereinafter called the grantor, to **JOSEPH H. SCOFIELD and LISA M. SCOFIELD**, whose post office address is **315 Columbus Ave, Lehigh Acres, FL 33972**, 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 1, Block 77, Unit 14, Section 10, 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 15, Public Records of Lee County, Florida.

Lot 2, Block 77, Unit 14, Section 10, 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 15, Public Records of 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 it is lawfully seized of said land in fee simple; that it 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 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:

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

Patricia A. Regas
1st Witness Signature

PATRICIA A. REGAS
Printed Name

Valerie Regas
2nd Witness Signature

VALERIE REGAS
Printed Name

SUZI, INC. OF LEE COUNTY
By: A. B. Reynolds L.S.
Name: A. B. Reynolds
Title: Treasurer

Copy of Corporate Resolution attached hereto and made a part hereof.

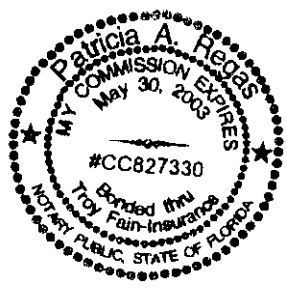
State of Florida
County of Lee

The foregoing instrument was acknowledged before me this 14 day of MAR, 2003, by A. B. Reynolds as Treasurer of Suzi, Inc., a Florida Corporation. He (she) personally known to me or has produced _____ as identification and did (did not) take an oath.

Patricia A. Regas
Signature of Notary

My commission expires _____

Notary Seal:



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



April 1, 2003

Mr & Mrs Joseph Scofield
315 Columbus Av
Lehigh Acres, FL 33972

Re: Request for a Letter of Review and Recommendation on a Proposed
Easement Vacation of the Following Location:
487 Lemhurst Av South, Lehigh Acres FL

Dear Mr & Mrs Joseph Scofield,

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 that reads "Lucia Vera".

Lucia Vera
Design Coordinator



March 31, 2003

Mr. and Mrs. Joseph Scofield
315 Columbus Ave.
Lehigh Acres, FL 33972

Re: Strap No. 10-45-27-14-00077.0010

Dear Mr. and Mrs. Scofield:

LCEC does not object to vacation of the utility and/or drainage easement between Lots 1 and 2, Block 77, Unit 14, Section 10, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18, page 15, of the Official Records of Lee County, Florida, LESS and EXCEPT the easterly 6.0 feet and the westerly 6.0 feet thereof.

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

Sincerely,

Karen Hardin
Real Property Representative



April 2, 2003

Joseph & Lisa Scofield
315 Columbus Avenue
Lehigh Acres, Florida 33972

Re: Vacation of Public Utility Easement:
A 12 foot wide public utility and drainage easement
centered on the lot line common to lots 1 & 2,
Block 77, Unit 14, Section 10, Township 45S, Range 27E,
as recorded in Plat Book 18, Page 15 of the Official Records of Lee County.

Dear Mr. & Mrs. Scofield:

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



April 8, 2003

Joseph & Lisa Scofield
315 Columbus Ave.
Lehigh Acres, FL 33972

Re: A 12-foot wide public utility easement centered on Lots 1 & 2, Block 77, Unit 14, Section 10, Township 45 South, Range 27 East, a subdivision of Lehigh Acres as recorded in Plat Book 18, Page 15, of the Official Records of Lee County, Florida, less and except the easterly 6-feet thereof.

Dear Mr. & Mrs. Scofield:

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 black ink that reads "Rachel L. Cowing". The signature is written in a cursive style with a large, sweeping "R" and a checkmark-like flourish at the end.

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

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8795

Bob Jones
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Andrew W. Coy
District Four

John F. Albion
District Five

Donald D. Sidwell
County Manager

James G. Yeager
County Attorney

Diana M. Parker
County Hearing Examiner

May 1, 2003

Joseph and Lisa Scofield
315 Columbus Avenue
Lehigh Acres, Florida 33972

Re: VAC2003-00018 - Petition to vacate a twelve-foot public utility and drainage easement centered on lots 1 & 2, Block 77, Unit 14, a subdivision of Lehigh Acres, as recorded in Plat Book 18 at Page 15 of the Public Records of Lee County, Florida.

Dear Mr. & Mrs. Scofield:

You have indicated that in order to construct a single family home in the center of lots 1 and 2 you desire to eliminate the public utility and drainage easement between your lots. 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/mmr

C:\Documents and Settings\robertmm\My Documents\VAC2003-00018\Development Review Recommends.wpd



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

(941) 479-8124
Writer's Direct Dial Number: _____

Tuesday, April 15, 2003

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

Joseph and Lisa Scofield
315 Columbus Ave.
Lehigh Acres, FL 33936

Re: Petition to Vacate a twelve (12) foot wide public utility and drainage easement common to Lots 1 & 2, Block 77, Unit 14, Lehigh Acres Subdivision, as recorded in Plat Book 18 Page 15, in Lee County, Florida

Dear Mr. & Mrs. Scofield:

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\vac324.doc



LEE COUNTY
SOUTHWEST FLORIDA

BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8580

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

April 15, 2003

Joseph and Lisa Scofield
315 Columbus Avenue
Lehigh Acres, FL 33972

**RE: Petition to Vacate
Lehigh Acres, Plat Book 18, Page 15,
Public Utility and Drainage Easement,
Lots 1 and 2, Section 10, Township 45,
Range 27 (487 Lemhurst Avenue South)**

Dear Mr. And Mrs. Scofield:

Lee County Department of Transportation has reviewed the request to vacate the above referenced public utility and drainage easement. Lee County DOT does not maintain any structures within the easement; therefore, offers no objection to the vacation of the easements.

I trust this responds to the request for review, and if you require any additional information please do not hesitate to contact me.

Yours very truly,

DEPARTMENT OF TRANSPORTATION

Margaret Lawson
Right-of-way Supervisor

MAL/mlb

Cc: Don Blackburn, Development Services
DOT PTV File (Lehigh 10-45-27 Lemhurst, Scofield)

S:\DOCUMENT\Petition To Vacate\2003\Lemhurst Ave South - Scofield.doc



Florida Department of Transportation

JEB BUSH
GOVERNOR

JOSÉ ABREU
SECRETARY

April 9, 2003

Joseph and Lisa Scofield
315 Columbus Avenue
Lehigh Acres, FL 33972

RE: Vacation of A Utility Easement

Dear Mr. & Mrs. Scofield:

Our staff has conducted a review of your request to vacate a 12-foot wide public utility easement centered on Lots 1 and 2, Block 77, Unit 14, a subdivision of Lehigh Acres, as recorded in Plat Book 18, Page 15, Public Records of Lee County, Florida. This same area was further referenced in your letter and highlighted map of March 25, 2003.

Based on this review, we offer "No Objections" to this vacation request.

Sincerely,

A handwritten signature in black ink that reads "James W. Dunsford".

James W. Dunsford,
District R/W Administrator,
Property Management

JWD/jwd

cc: Scott Gilbertson, P.E. - Lee County
Peter J. Eckenrode - Lee County
Mike Rippe - FDOT
Tom Garcia - FDOT

April 29, 2003

Attn: Melissa Roberts

Case # VAC 2003-00018

Re: Our Request for a letter of Review and Recommendation on a proposed utility easement vacation at the following location:

487 Lemhurst Ave. South
Lehigh Acres, Fl 33936

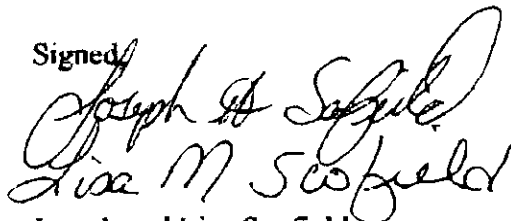
Strap number 10452714000770010

To Whom It May Concern:

We are submitting a Petition to the Lee County Board of Commissioners seeking to vacate the public interest in the utility easement at the location identified above in order to accomplish the following purpose:

We wish to build a single family home in the middle of our two lots.

Signed



Joseph and Lisa Scofield
315 Columbus Ave.
Lehigh Acres, Fl 33972
(239) 369-2662

**RESOLUTION NO. _____ TO SET PUBLIC HEARING
FOR PETITION TO VACATE Case Number: _____ VAC2003-00018**

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. VAC2003-00018 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

VAC2003-00018

Exhibit "A"

LEGAL DESCRIPTION OF THE AREA TO BE VACATED

A twelve-foot wide public utility and drainage easement centered on the common lot line between lots 1 and 2, Block 77, Unit 14, Section 10, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18 at Page 15 of the Public Records of Lee County, Florida, less and except the easterly six feet and the westerly six feet thereof.

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2003-00018

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 10th day of June 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

VAC2003-00018

Exhibit "A"

LEGAL DESCRIPTION OF THE AREA TO BE VACATED

A twelve-foot wide public utility and drainage easement centered on the common lot line between lots 1 and 2, Block 77, Unit 14, Section 10, Township 45 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 18 at Page 15 of the Public Records of Lee County, Florida, less and except the easterly six feet and the westerly six feet thereof.