

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

**BLUE SHEET NO: 20030703**

**1. REQUESTED MOTION:**

**ACTION REQUESTED:** Accept a petition to vacate a portion of a fifteen-foot Drainage Easement along the rear lot line of lot 66, Villa Grande Subdivision, and adopt a Resolution setting a Public Hearing for 5:00 p.m. on the 12th day of August, 2003. The property is located at 11545 Doddwood Drive, Estero, FL. VAC2003-00019. *JF*

**WHY ACTION IS NECESSARY:** To construct a Swimming Pool adjacent to a single family home. The vacation of the drainage easement will not alter existing drainage and the easement is not necessary to accommodate any future drainage requirement.

**WHAT THE ACTION ACCOMPLISHES:** Sets the time and date of the Public Hearing. (VAC2003-00019)

**2. DEPARTMENTAL CATEGORY:**

COMMISSION DISTRICT # 5

*C4A*

**3. MEETING DATE:**

*07-08-2003*

**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 *Man Gibbs*  
Peter J. Eckenrode, Director

**7. BACKGROUND:**

The complete Petition to Vacate was submitted by Bill Slavich, agent, on behalf of Walter Pelletier, property owner.

**LOCATION:** The Drainage Easement is located along the rear lot line of lot 66, Villa Grande Subdivision, Tract 4A, as recorded in Plat Book 71, page 1. The site is located at 11545 Doddwood Drive, Estero, Florida, Section 25, Township 46 South, Range 25 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>Man Gibbs</i>	N/A	N/A		<i>John Deegan</i> 6/26/03	OA <i>JA</i> 6/26/03	OM <i>JS</i> 6/26/03	Risk <i>JS</i> 6/26/03	GC <i>RS</i> 6/26/03	<i>[Signature]</i>

**10. COMMISSION ACTION:**

- APPROVED
- DENIED
- DEFERRED
- OTHER

Rec. by CoAtty  
Date: *6-10-03*  
Time: *4:30 PM*  
Forwarded To:  
*CITY ADMIN*  
*6/12/03 3:15*

*4/24/03 TD*  
*4pm*  
*4/24/03 PL*  
*4:40 PM*

### PETITION TO VACATE

Case Number: VAC2003-00019

Petitioner(s), Walter Pelletier  
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, 1465 Hookset Rd #404, Gower Hookset, NH 03106
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: X Walter Pelletier

Petitioner Signature

Walter Pelletier

Printed Name

By: \_\_\_\_\_

Petitioner Signature

Printed Name

BBLs  
SURVEYORS & MAPPERS INC.  
1502-A RAIL HEAD BLVD.  
NAPLES, FLORIDA 34110  
TELEPHONE: 239-597-1315  
FAX: 239-597-5207

**LEGAL DESCRIPTION  
(PORTION OF DRAINAGE EASEMENT TO BE VACATED)**

A PORTION OF LOT 66, VILLA GRANDE, ACCORDING TO THE PLAT THEREOF RECORDED ON PLAT BOOK 71, AT PAGES 1 THROUGH 4 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEASTERLY CORNER OF SAID LOT 66; THENCE S.45°14'46"W., ALONG THE EASTERLY LINE OF SAID LOT 66, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE S.45°14'46"W., ALONG SAID WESTERLY LINE, A DISTANCE OF 5.00 FEET TO A POINT ON A CURVE TO THE LEFT, HAVING A RADIUS OF 197.50 FEET, A CENTRAL ANGLE OF 38°53'55", A CHORD BEARING OF N.64°12'11"W., AND A CHORD LENGTH OF 131.52 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 134.08 FEET TO THE END OF SAID CURVE; THENCE N.03°26'43"E., A DISTANCE OF 5.01 FEET A POINT ON A CURVE TO THE RIGHT, HAVING A RADIUS OF 202.50 FEET, A CENTRAL ANGLE OF 38°58'13" A CHORD BEARING OF S.64°14'20"E., AND A CHORD LENGTH OF 135.09 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 137.73 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 680 SQUARE FEET OR 0.02 ACRES, MORE OR LESS.

BEARINGS REFER TO VILLA GRANDE, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 71, AT PAGES 1 THROUGH 4 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.

04/11/03  
STEPHEN E. BERRY, STATE OF FLORIDA, (P.S.M. #5296)  
BBLs SURVEYORS & MAPPERS INC., (L.B. #6753)

0069EASEVACATE.LWP

PROOFED SRB DATE: 04/11/03

PROOFED \_\_\_\_\_ DATE: \_\_\_\_\_

Exhibit "A"  
Petition to Vacate  
VAC2003-00019

# LEGEND

P.O.C. POINT OF COMMENCEMENT  
 P.O.B. POINT OF BEGINNING  
 P.B. PLAT BOOK  
 PG. PAGE  
 PGS. PAGES  
 D.E. DRAINAGE EASEMENT  
 GC GOLF COURSE

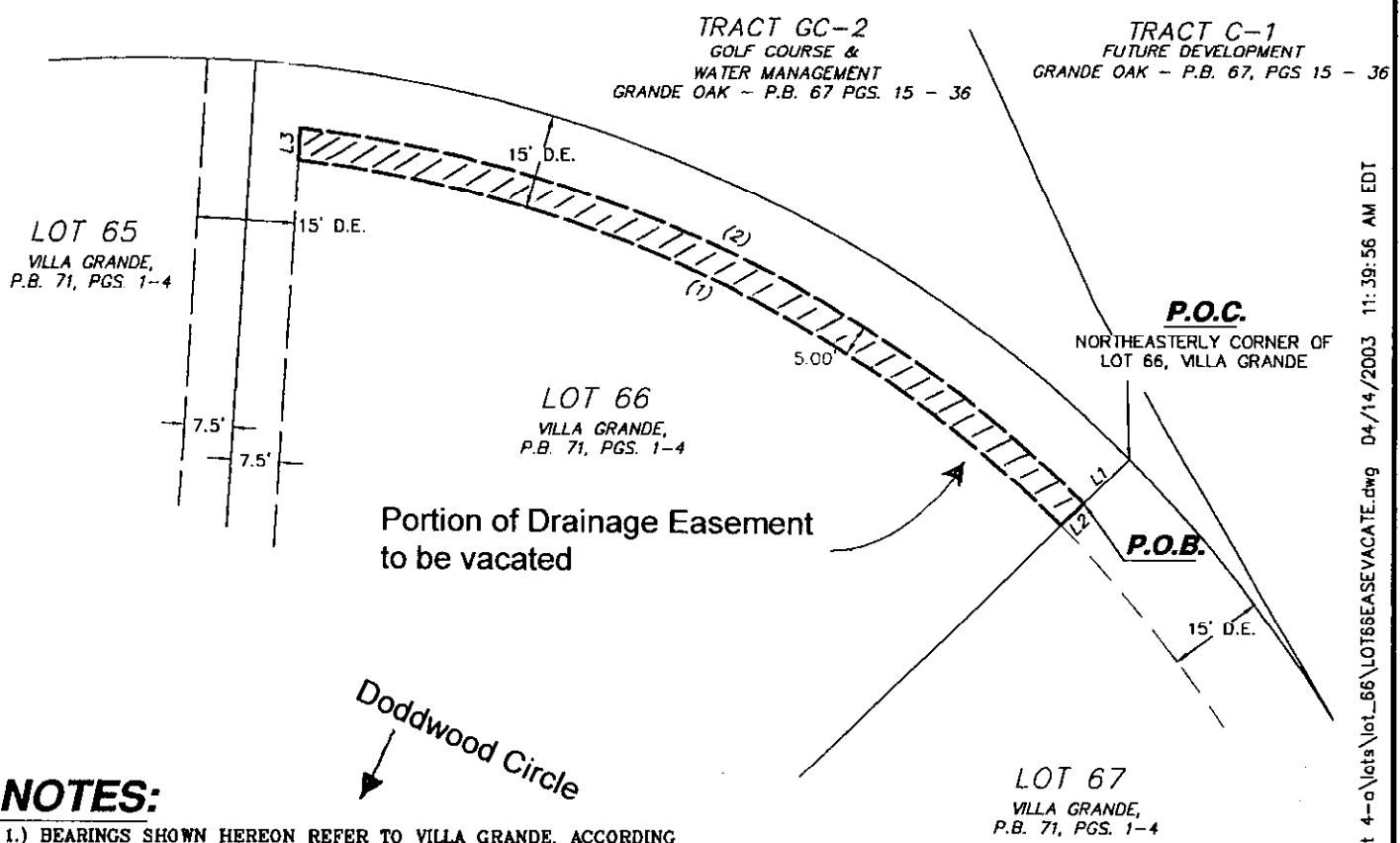


SCALE: 1" = 30'  
 THIS EXHIBIT MAY HAVE BEEN ENLARGED OR REDUCED

LINE TABLE		
LINE	BEARING	DISTANCE
L1	S.45°14'46"W.	10.00'
L2	S.45°14'46"W.	5.00'
L3	N.03°26'43"E.	5.01'

Curve number 1  
 -----  
 Radius = 197.50'  
 Delta = 38°53'55"  
 Arc = 134.08'  
 Tangent = 69.74'  
 Chord = 131.52'  
 Chord Brg. N.64°12'11"W.

Curve number 2  
 -----  
 Radius = 205.50'  
 Delta = 38°58'13"  
 Arc = 137.73'  
 Tangent = 71.65  
 Chord = 135.09'  
 Chord Brg. S.64°14'20"E.



## NOTES:

- 1.) BEARINGS SHOWN HEREON REFER TO VILLA GRANDE, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 71, AT PAGES 1 THROUGH 4 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.
- 2.) THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.
- 3.) DIMENSIONS SHOWN HEREON ARE IN FEET AND DECIMALS THEREOF.

THIS INSTRUMENT PREPARED BY:  
**BBL SURVEYORS & MAPPERS INC.**  
 1502-A RAIL HEAD BLVD.  
 NAPLES, FLORIDA 34110 (239)597-1315

04/11/03  
**SKETCH**

Exhibit "B"  
 Petition to Vacate  
 VAC2003-00019

Z:\1B\_gp\dwgs\2000\0069 grande oak tract 4-a\lots\lot\_66\LOT66EASEVACATE.dwg 04/14/2003 11:39:56 AM EDT

# Exhibit "C"

## Petition to Vacate

### VAC2003-00019

#### Tax Roll Search - Real Property

Search the Lee County Tax Collector's real property records by selecting the search criteria for the tax year. Use the extensive search feature to view a broader range of data.

*By clicking on the 'Start Search' button below, you agree that the information available at this site may not reflect current ownership information. No warranties, expressed or implied, are provided for the data herein, its use, or its interpretation.*

View      Account  for Tax Year:   
 Save as File        Extensive Search  
   

Your search for 25462523000000660 has returned 1 result(s).

Account	Tax Year	Owner Name and Address	Status
25-46-25-23-00000.0660	2002	PELLETIER WALTER P 11545 DODDWOOD DR	PAID
(Click on the account number for more information and/or online payment.)			
1 match(es)		Page 1 of 1	

#### Real Property Information

<b>Account</b>	<b>Tax Year</b>	<b>Status</b>
25-46-25-23-00000.0660	2002	PAID
<b>Original Account</b>	<b>Book/Page</b>	
25-46-25-23-00000.0660	3699/3545	
<b>Physical Address</b>	<b>Mailing Address</b>	
PELLETIER WALTER P 11545 DODDWOOD DR ESTERO FL 33928	PELLETIER WALTER P 1465 HOOKSETT RD #404 HOOKSETT NH 03106 USA	
<b>Legal Description</b>		
VILLA GRANDE PB 71 PGS 1-4 LOT 66		
<b>Total Amount Due as of 6/26/2003</b>		<b>\$0.00</b>

This instrument was prepared without legal opinion by and, after recording, should be returned to:

Goodman & Breen  
3838 Tamiami Trail North, Suite 300  
Naples, Florida 34103  
239-403-3000



INSTR # 5526751  
OR BK 03699 PG 3545  
RECORDED 08/05/2002 02:52:48 PM  
CHARLIE GREEN, CLERK OF COURT  
LEE COUNTY  
RECORDING FEE 10.50  
DEED DOC 1,000.30  
DEPUTY CLERK G Sherwood

(2)

**SPECIAL WARRANTY DEED**

(Reserved for Recording Information)

THIS INDENTURE, made this 27 day of June, 2002, between KENNETH D. GOODMAN, TRUSTEE OF THE GRANDE EMPIRE REALTY TRUST DATED MARCH 24, 2000, Grantor\*, and WALTER P. PELLETIER, a single man, whose post office address is 1465 Hooksett Road Gower 404, Hookset, NH 03106-1825, Grantee\*.

WITNESSETH, That the Grantor, for and in consideration of the sum of TEN DOLLARS, and other good and valuable considerations to said Grantor, in hand paid by said Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said Grantee, and Grantee's heirs and assigns forever, the following described land, situate, lying and being in Lee County, Florida, to-wit:

Lot 66 of VILLA GRANDE, according to the Plat thereof as recorded in Plat Book 71, Pages 1 through 4, inclusive, of the Public Records of Lee County, Florida.

SUBJECT TO restrictions, reservations, and easements of record, and taxes for year 2002 and subsequent years.

Property Identification Number 25-46-25-23-00000-0660.

Grantor will warrant and defend the property hereby conveyed against the lawful claims and demands of all persons claiming by, through, or under it, but against no other.

Neither the grantor nor grantor's spouse or any other family member resides on the property described herein or adjacent thereto and does not therefore constitute homestead property.

\* "Grantor" and "Grantee" are used for singular or plural, as context requires.

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand the day and year first above written.

Signed and delivered in our presence:

Linda Bond

Linda Bond  
Type or print name of Witness No. 1

Denise M. Edwards

DENISE M. EDWARDS  
Type or print name of Witness No. 2

Kenneth D. Goodman  
KENNETH D. GOODMAN, TRUSTEE OF THE GRANDE  
EMPIRE REALTY TRUST DATED MARCH 24, 2000

STATE OF FLORIDA  
COUNTY OF COLLIER

The foregoing instrument was acknowledged before me this 24<sup>th</sup> day of June, 2002, by KENNETH D. GOODMAN, TRUSTEE OF THE GRANDE EMPIRE REALTY TRUST DATED MARCH 24, 2000, who is personally known to me.

NOTARY PUBLIC:

Sign Denise M. Edwards  
Print DENISE M. EDWARDS

State of Florida at Large  
My Commission Expires:

DENISE M. EDWARDS  
Notary Public, State of Florida  
My comm. exp. Mar. 26, 2006  
Comm. No. DD 101006



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: 479-8795

Bob Jowers  
District One

Douglas B. St. Coony  
District Two

Ray Judah  
District Three

Andrew W. Coy  
District Four

John E. Albion  
District Five

Donald D. Stilwell  
County Manager

James G. Yarger  
County Attorney

Diana M. Parker  
County Hearing Examiner

June 9, 2003

**Bill Slavich**  
**Empire Builders**  
**5660 Strand Court**  
**Naples, Florida 34110**

Re: VAC2003-00019 - Petition to vacate a portion of a fifteen-foot wide Drainage Easement along the rear lot line of lot 66, Villa Grande Subdivision, as recorded in Plat Book 71 at Page 1 of the Public Records of Lee County, Florida.

Dear Mr. Slavich:

You have indicated that in order to build a swimming pool behind the single family home on lot 66 you desire to eliminate a portion of the Drainage Easement behind the lot. 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\VAC2003-00019\1st bluesheet\Development Review Recommends.wpd





BOARD OF COUNTY COMMISSIONERS

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

Thursday, April 17, 2003

Bob James  
*District One*

Douglas B. St. Corby  
*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*

Mr. Bill Slavich  
Empire Builders  
5660 Strand Court  
Naples, FL 34110

Re: Petition to Vacate a portion of a fifteen (15) foot wide drainage easement along the rear lot line of Lot 66, Villa Grande Subdivision, as recorded in Plat Book 71 Page 1, in Lee County, Florida.

Dear Mr. Slavich:

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 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\vac331.doc



# SOUTH FLORIDA WATER MANAGEMENT DISTRICT

LOWER WEST COAST REGIONAL CENTER 2301 McGregor Boulevard, Fort Myers, FL 33901  
(941) 338-2929 • FL WATS 1-800-248-1201 • Suncom 748-2029 • Fax (941) 338-2936 • www.sfwmd.gov/org/exo/ftmyers/

CON 24-06

Environmental Resource Regulation

Application No.: 030206-8

February 20, 2003

EMPIRE BUILDERS OF COLLIER COUNTY INC  
5660 STRAND COURT  
NAPLES, FL 34110

Dear Permittee:

**SUBJECT: PERMIT NO.: 36-01871-S-05**

**Project :** VILLA GRANDE (AKA GRANDE OAKS - TRACT 4A)

**Location:** Lee County, S25/T46S/R25E

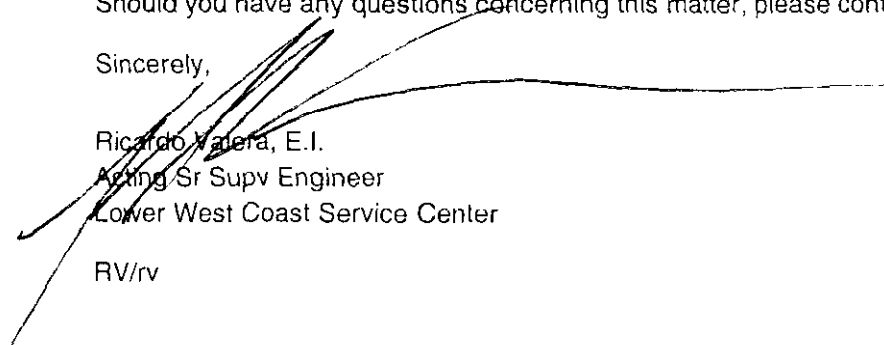
District staff has reviewed the information submitted February 6, 2003, for the removal of a perimeter berm and a drainage ditch along the rear of lot No. 66 in tract 4-A of the Villa Grande residential development as shown on sheet 4 of 12, signed and sealed by Mr. Mike Landy, PE. on October 23, 2002. No other changes to the surface water management system are authorized by this modification.

Based on that information, District staff has determined that the proposed activities are in compliance with the original surface water management Permit and appropriate provisions of FAC Rule 40E-4.331(2)(b). Therefore, these changes have been recorded in our files.

Please understand that your permit remains subject to the Standard Limiting Conditions and all other Special Conditions not modified and as originally issued.

Should you have any questions concerning this matter, please contact this office.

Sincerely,

  
Ricardo Valera, E.I.  
Acting Sr Supv Engineer  
Lower West Coast Service Center

RV/rv

c: Landy Engineering Inc  
Lee County Engineer

GOVERNING BOARD

Trudi K. Williams, P.E., *Chair*  
Lennar E. Lindahl, P.E., *Vice Chair*  
Pamela Brooks-Thomas

Michael Collins  
Hugh M. English  
Gerardo B. Fernandez

Patrick O. Gleason, Ph.D., P.E.  
Nicolas I. Gutierrez, Jr., Esq.  
Harvey R. Thornton

EXECUTIVE OFFICE

Henry Oscar, *Executive Director*



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number 479-8580

Phil Latta  
District One

Douglas H. St. Cery  
District Two

Ray Lurich  
District Three

Andrew W. Coy  
District Four

John E. Albion  
District Five

Donald D. Stowell  
County Manager

James C. Yeager  
County Attorney

Diana M. Parks  
County Meeting  
Examiner

May 13, 2003

**Mr. Bill Slavich, President  
Empire Builders  
5660 Strand Court  
Naples, FL 34110**

**RE: Petition to Vacate  
Drainage Easement Lot 66, Tract 4A,  
Villa Grande Subdivision, Plat Book 71,  
Pages 1 through 4, Section 25,  
Township 48, Range 25**

Dear Mr. Slavich:

Lee County Department of Transportation has reviewed the above referenced request to abandon a drainage easement located on Lot 66. The roads and drainage located within this subdivision are not maintained by Lee County. Vacating this drainage easement will not affect any publicly maintained drainage structures.

DOT offers no objection to the vacation.

Very truly yours,

DEPARTMENT OF TRANSPORTATION

Margaret Lawson  
Right-of-way Supervisor

MAL/mib

Cc: Don Chamblee, DOT Operations  
Don Blackburn, Development Services  
Allen Davies, Natural Resources  
DOT PTV File (Villa Grande Drainage Easement)

S:\DOCUMENTS\Petition To Vacate\2003\Villa Grande - Slavich.doc

# Empire Builders

CUSTOM HOMES

Lee County Department of  
Development Services

Attn: Sal Elrubaie

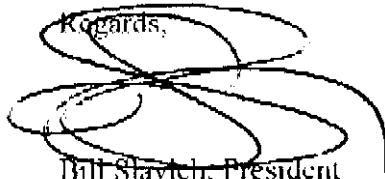
Date: 5/12/03

Re: Lot 66 Vacation of Easement Request

To Whom It May Concern:

We have reviewed the request for vacation of easement and find no objection to vacate 5' into the easement of Lot 66 Villa Grande. Please feel free to contact me should you have any questions.

Regards,



Bill Slavich, President  
Villa Grande Homeowners Assoc.

# *Empire Builders*

CUSTOM HOMES

March 31, 2003

Lee Co. Dept. of Community Development  
1500 Monroe St.  
Ft. Myers, Fl. 33901

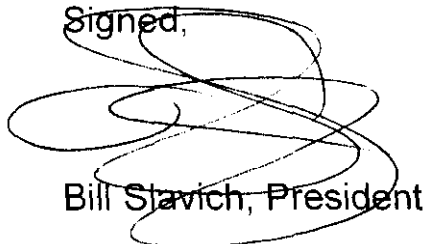
Re: Lot 66 Tract 4-A Villa Grande Vacation of Easement request.

To Whom It May Concern:

We intend to submit a Petition to the Lee County Board of Commissioners seeking to vacate the easement at the location identified above.

We have included a drawing of the easement we desire to vacate for pool and screen enclosure. Please provide us with a letter of review and recommendation so we can proceed with our Petition submittal. If you have any questions, please do not hesitate to contact us directly and thank you in advance for your consideration.

Signed,

A handwritten signature in black ink, appearing to read "Bill Stavich", written over a circular stamp or seal.

Bill Stavich, President

**RESOLUTION NO. \_\_\_\_\_ TO SET PUBLIC HEARING  
FOR PETITION TO VACATE Case Number: \_\_\_\_\_ VAC2003-00019**

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. VAC2003-00019 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

BCLS  
SURVEYORS & MAPPERS INC.  
1502-A RAIL HEAD BLVD.  
NAPLES, FLORIDA 34110  
TELEPHONE: 239-597-1315  
FAX: 239-597-5207

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(PORTION OF DRAINAGE EASEMENT TO BE VACATED)**

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THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.

  
04/11/03  
STEPHEN E. BERRY, STATE OF FLORIDA, (P.S.M. #5296)  
BCLS SURVEYORS & MAPPERS INC., (L.B. #6753)

0069EASEVACATE.LWP

PROOFED SEB DATE: 04/11/03

PROOFED \_\_\_\_\_ DATE: \_\_\_\_\_

Exhibit "A"  
Petition to Vacate  
VAC2003-00019

## NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2003-00019

### TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 12th day of August 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



**BBLS**  
**SURVEYORS & MAPPERS INC.**  
1502-A RAIL HEAD BLVD.  
NAPLES, FLORIDA 34110  
TELEPHONE: 239-597-1315  
FAX: 239-597-5207

**LEGAL DESCRIPTION**  
**(PORTION OF DRAINAGE EASEMENT TO BE VACATED)**

A PORTION OF LOT 66, VILLA GRANDE, ACCORDING TO THE PLAT THEREOF RECORDED ON PLAT BOOK 71, AT PAGES 1 THROUGH 4 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEASTERLY CORNER OF SAID LOT 66; THENCE S.45°14'46"W., ALONG THE EASTERLY LINE OF SAID LOT 66, A DISTANCE OF 10.00 FEET TO THE POINT OF BEGINNING OF THE PARCEL OF LAND HEREIN DESCRIBED; THENCE CONTINUE S.45°14'46"W., ALONG SAID WESTERLY LINE, A DISTANCE OF 5.00 FEET TO A POINT ON A CURVE TO THE LEFT, HAVING A RADIUS OF 197.50 FEET, A CENTRAL ANGLE OF 38°53'55", A CHORD BEARING OF N.64°12'11"W., AND A CHORD LENGTH OF 131.52 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 134.08 FEET TO THE END OF SAID CURVE; THENCE N.03°26'43"E., A DISTANCE OF 5.01 FEET A POINT ON A CURVE TO THE RIGHT, HAVING A RADIUS OF 202.50 FEET, A CENTRAL ANGLE OF 38°58'13" A CHORD BEARING OF S.64°14'20"E., AND A CHORD LENGTH OF 135.09 FEET; THENCE ALONG THE ARC OF SAID CURVE, AN ARC LENGTH OF 137.73 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 680 SQUARE FEET OR 0.02 ACRES, MORE OR LESS.

BEARINGS REFER TO VILLA GRANDE, ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 71, AT PAGES 1 THROUGH 4 OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

THIS PROPERTY IS SUBJECT TO EASEMENTS, RESERVATIONS OR RESTRICTIONS OF RECORD.

  
04/11/03  
STEPHEN E. BERRY, STATE OF FLORIDA, (P.S.M. #5296)  
BBLS SURVEYORS & MAPPERS INC., (L.B. #6753)

0069EASEVACATE.LWP

PROOFED SEB DATE: 04/11/03

PROOFED \_\_\_\_\_ DATE: \_\_\_\_\_

Exhibit "A"  
Petition to Vacate  
VAC2003-00019