

Lee County Board Of County Commissioner
Agenda Item Summary

Blue Sheet No. 20051465

1. ACTION REQUESTED/PURPOSE: Conduct a Public Hearing to adopt a Resolution on Petition to Vacate a 12-foot wide Public Utility Easement located at 100 Gunnery Rd. S., Lehigh Acres (Case No. VAC2005-00044).

2. WHAT ACTION ACCOMPLISHES: To build a commercial building on the combined lots. The vacation of this easement will not alter existing utility conditions and the easement is not necessary to accommodate any future utility requirements.

3. MANAGEMENT RECOMMENDATION: Approve

4. Departmental Category: **9:30PH #2**
COMMISSION DISTRICT #: 5

5. Meeting Date: **11-15-2005**

6. Agenda:
 Consent
 Administrative
 Appeals
 Public
 Walk-On

7. Requirement/Purpose: (specify)
 Statute F.S. Ch. 177
 Ordinance
 Admin. Code 13-1
 Other

8. Request Initiated:
Commissioner
Department Community Development
Division Development Services
By: *[Signature]* 10/11/05
Peter J. Eckenrode, Director

9. Background:

The completed petition to vacate, VAC2005-00044 was submitted by Pierre S. and Souse Lysius.

LOCATION: The site is located at **100 Gunnery Rd. S., Lehigh Acres, Florida 33971** and its strap number is **33-44-26-07-00007.0010**. Petition No. VAC2005-00044 proposes to vacate a twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 1 and 2, both in Block 7, Unit 7, Section 33, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 87 of the Public Records of Lee County, Florida; **LESS and EXCEPT** the easterly six feet and westerly six feet thereof.

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.

Attached to this Blue sheet is the Petition to Vacate, Notice of Public Hearing and Exhibits.

10. Review for Scheduling:

Department Director	Purchasing or Contracts	Human Resources	Other	County Attorney	Budget Services <i>Open 10/19</i>				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>Mary Gibbs</i>				<i>John S. Sledge 10-14-05</i>	<i>APD 10/14/05</i>	<i>10/14/05</i>	<i>10/11/05</i>	<i>10/17/05</i>	<i>[Signature]</i>

11. Commission Action:

- Approved
- Deferred
- Denied
- Other

RECEIVED BY
COUNTY ADMIN: *JD*
10-14-05
4:15
COUNTY ADMIN
FORWARDED TO: *JL*
10/19/05
9:00n

Rec. by CoAtty
Date: *10/14/05*
Time: *11:00am*
Forwarded To: *Co. Admin 10/14/05 4:04*



PETITION TO VACATE
TRANSMITTAL FOR PUBLIC NOTICE
REQUIREMENTS

DATE: October 10, 2005

To: Richard DeSalvo
Public Resources

FROM: Ron Wilson
Development Services

BLUESHEET NUMBER: 20051465

CASE NUMBER: VAC2005-00044

Applicable Public Noticing Requirement:

PTV under AC13-1
1st Notice - 15 days prior to Public Hearing
2nd Notice - 7 days prior to Public Hearing

PTV under AC13-8
One Notice - 15 days prior to Public Hearing

Upon scheduling of Public Hearing date, please provide e-mail notice to Ron Wilson, Development Services (rwilson@leegov.com) and John Fredyma, Assistant County Attorney (fredymjj@leegov.com).

NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2005-00044

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 15th day of November 2005 @ 9:30AM 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

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement centered on Lots 1 & 2, Block 7, Unit 7, Section 33, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 87, of the Official Records of Lee County, Florida.

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



Christopher B. Still
P.S.M. 5941
July 25, 2005

Exhibit "A"
Petition to Vacate
VAC2005-00044
[Page One of One]

THIS INSTRUMENT PREPARED BY:

Department of Community Development
Development Services Division
1500 Monroe Street
Fort Myers Florida 33901

RESOLUTION NO. _____ FOR PETITION TO VACATE

Case Number: VAC2005-00044

WHEREAS, Petitioner **Pierre S. Lysius and Souse Lysius** in accordance with Florida Statute (F.S.) Chapter 177 and Lee County Administrative Code (LCAC) 13-1, filed a Petition to Vacate the public's interest in the easement, plat or portion of a plat legally described in the attached Exhibit "A"; and

WHEREAS, the Board of County Commissioners of Lee County, Florida held a Public Hearing on this Petition to Vacate on the _____; and

WHEREAS, a legally sufficient Affidavit of Publication regarding the Notice of Public Hearing on this Petition to Vacate was entered into the minutes of the County Commission Meeting; and

WHEREAS, the Petitioner(s) has fee simple title ownership to the underlying land sought to be vacated; and

WHEREAS, the Petitioner(s) has provided proof that all applicable state and county taxes have been paid; and

WHEREAS, Petitioner(s) did provide notice to all affected property owners concerning the intent of the Petition to Vacate in accordance with LCAC 13-1; and

WHEREAS, the letters of review and recommendation provided by the various governmental and utility entities indicate that granting the Petition to Vacate will not affect the ownership or right of convenient access of persons owning other parts of the subdivision.

NOW therefore be it resolved by the Board of County Commissioners as follows:

1. Petition to Vacate No. VAC2005-00044 is hereby granted.
2. The public's interest in the easement, plat or portion of a plat legally described in Exhibit "A" and graphically depicted in the sketch attached as Exhibit "B" is hereby vacated.
3. This Resolution will become effective upon recording of a fully executed copy in the public records of Lee County, Florida.

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

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement centered on Lots 1 & 2, Block 7, Unit 7, Section 33, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 87, of the Official Records of Lee County, Florida.

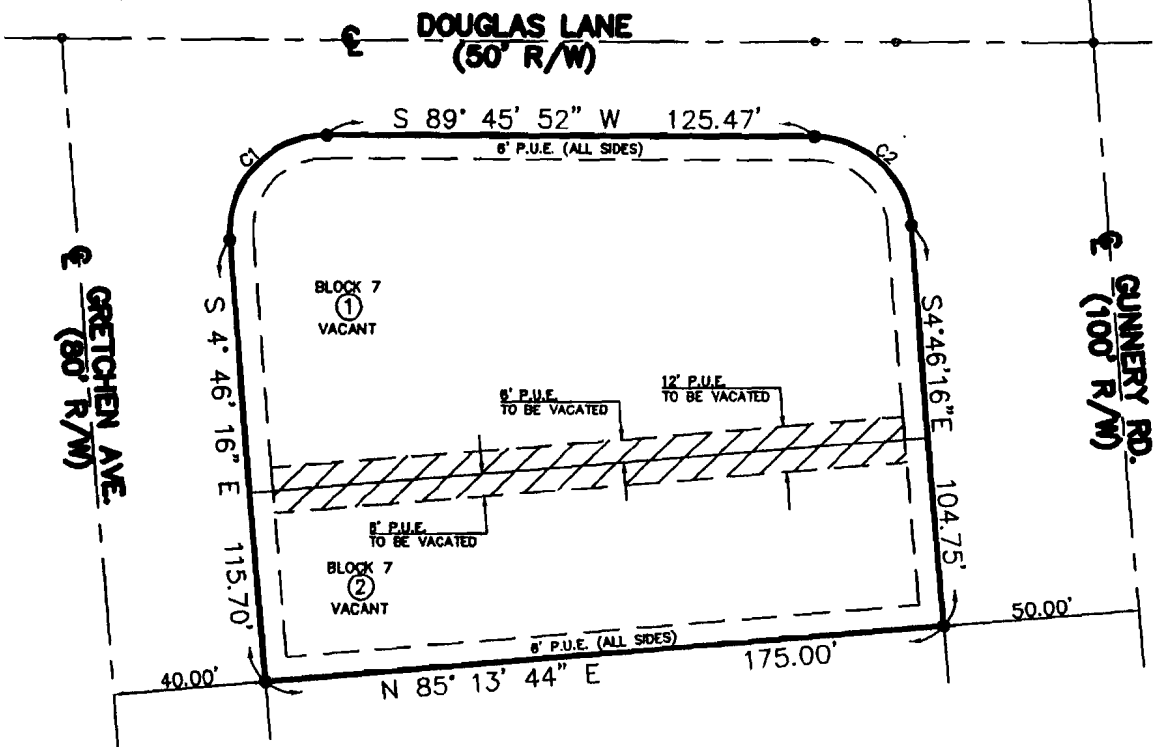
Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.



Christopher B. Still
P.S.M. 5941
July 25, 2005

Exhibit "A"
Petition to Vacate
VAC2005-00044
[Page One of One]

PLAT NORTH



100/102 GUNNERY ROAD
 LOTS 1 & 2, BLOCK 7, UNIT 7
 SECTION 33, TOWNSHIP 44 SOUTH, RANGE 26 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 15, PAGE 87, AND
 PLATTED AUGUST 1959, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

Christopher B. Still

CHRISTOPHER B. STILL
 P.S.M. 5941
 JULY 25, 2005

RECEIVED
OCT 03 2005

VAC2005-00044

Exhibit "B"
Petition to Vacate
VAC2005-00044
 [Page One of One]

NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
 Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (239) 368-7400 (239) 368-7685 (Fax)

DATE:	7-25-05
JOB NUMBER:	05160
DRAWN BY:	C.B.S.
SCALE:	1" = 50'
SHEET:	1 of 2



PETITION TO VACATE (AC 13-1)

Case Number: VAC2005-00044

Petitioner(s), Pierre S. Lysius and Souse Lysius
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, 201 Maple Ave. S., Lehigh Acres, 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

Petitioner Signature

Pierre S. Lysius

Printed Name

Souse Lysius

Printed Name

NOTE: This is a legal document and is therefore not available in Word Perfect format.

VAC 2005-00044

**Legal Description
(Vacation of Easements)**

A 12.0 foot wide public utility easement centered on Lots 1 & 2, Block 7, Unit 7, Section 33, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 87, of the Official Records of Lee County, Florida.

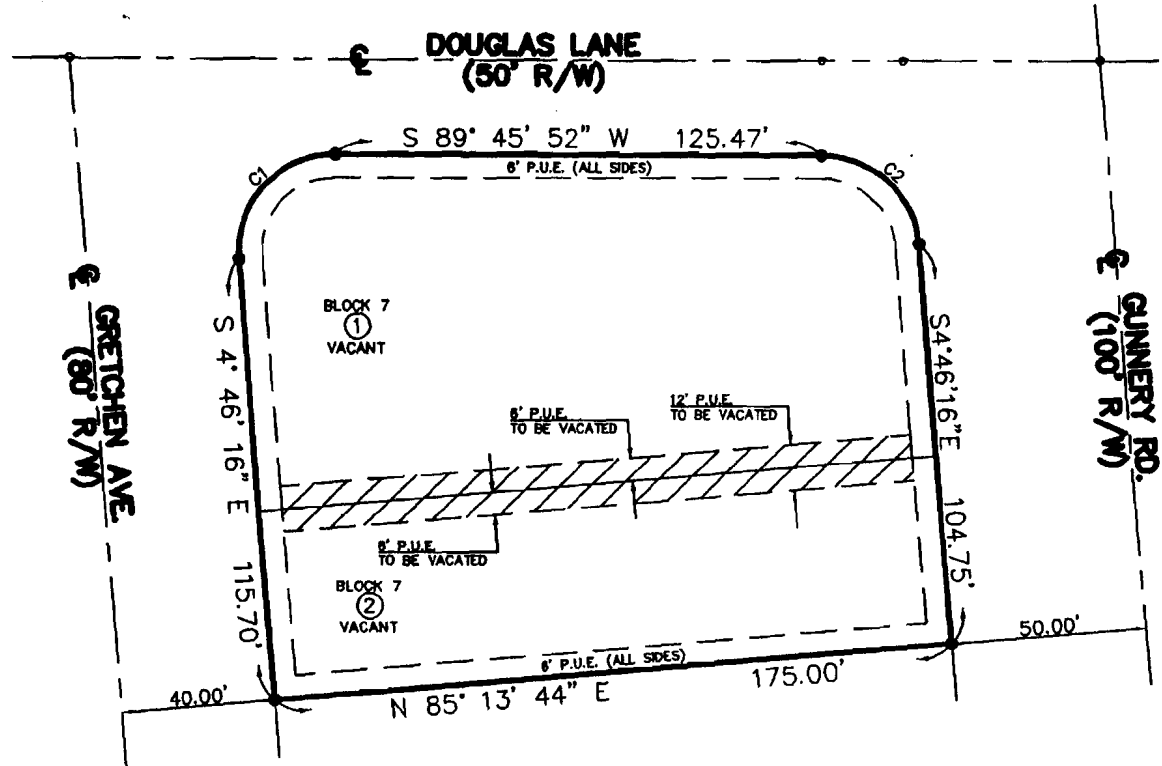
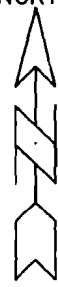
Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.



Christopher B. Still
P.S.M. 5941
July 25, 2005

Exhibit "A"
Petition to Vacate
VAC2005-00044
[Page One of One]

PLAT NORTH



100/102 GUNNERLY ROAD
 LOTS 1 & 2, BLOCK 7, UNIT 3
 SECTION 33, TOWNSHIP 44 SOUTH, RANGE 26 EAST
 LEHIGH ACRES, LEE COUNTY, FLORIDA
 RECORDED IN PLAT BOOK 15, PAGE 87, AND
 PLATTED AUGUST 1959, OF THE
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

Christopher B. Still

CHRISTOPHER B. STILL
 P.S.M. 5941
 JULY 25, 2005

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 OCT 03 2005

VAC 2005-00044


Exhibit "B"
 Petition to Vacate
 VAC2005-00044
 [Page One of One]


NOT A SURVEY - SKETCH ONLY

S.T.A.R. Surveying, Inc. (LB5449)
 Professional Surveyors and Mappers
 1130-E Lee Boulevard, Lehigh Acres, Florida 33936
 (239) 368-7400 (239) 368-7685 (Fax)

DATE:	7-25-05
JOB NUMBER:	05160
DRAWN BY:	C.B.S.
SCALE:	1" = 50'
SHEET:	1 of 2

Exhibit "C"
Petition to Vacate
VAC2005-00044
 [Page One of One]

Real Property Information		
Account	Tax Year	Status
33-44-26-07-00007.0010	2004	PAID
Original Account	Book/Page	
33-44-26-07-00007.0010	4702 /2516	
Owner		
LYSIUS PIERRE S + SOUSE		
Physical Address	Mailing Address	
100 GUNNERY RD S LEHIGH ACRES FL 33971	301 MAPLE AV LEHIGH ACRES FL 33936 USA	
Legal Description		
LEHIGH ESTATES UNIT 7 BLK.7 PB 15 PG 87 LOT 1		
Outstanding Balance as of 10/14/2005		\$0.00

Real Property Information		
Account	Tax Year	Status
33-44-26-07-00007.0020	2004	PAID
Original Account	Book/Page	
33-44-26-07-00007.0020	4702 /2516	
Owner		
LYSIUS PIERRE S + SOUSE		
Physical Address	Mailing Address	
102 GUNNERY RD S LEHIGH ACRES FL 33971	301 MAPLE AVE LEHIGH ACRES FL 33936 USA	
Legal Description		
LEHIGH ESTATES UNIT 7 BLK.7 PB 15 PG 87 LOT 2		
Outstanding Balance as of 10/14/2005		\$0.00



INSTR # 6782830
 OR BK 04702 Pgs 2516 - 2517; (2pgs)
 RECORDED 05/10/2005 09:43:16 AM
 CHARLIE GREEN, CLERK OF COURT
 LEE COUNTY, FLORIDA
 RECORDING FEE 18.50
 DEED DOC 875.00
 DEPUTY CLERK M Robinson

✓ Prepared by and return to:
 Faye L Scott, Paralegal
 Michael A. Baviello, Jr., P.A.
 1025 5th Avenue North
 Naples, FL 34102
 239-434-6644
 File Number: 05R-116

[Space Above This Line For Recording Data]

Warranty Deed

This Warranty Deed made this 1st day of April, 2005 between Michael A. Baviello and Anna M. Baviello, husband and wife whose post office address is 3801 Crayton Road, Naples, FL 34103, grantor, and Pierre S. Lysius and Souse Lysius, husband and wife whose post office address is 301 Maple Avenue, Lehigh Acres, FL 33936, grantee:

(Whenever used herein the terms "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, trusts and trustees)

Witnesseth, that said grantor, for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) 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:

Lots 1 & 2, Block 7, Unit 7, LEHIGH ESTATES, according to the map or Plat thereof as recorded in Plat Book 15, Page 87, Public Records of Lee County, Florida.

Parcel Identification Number: 33-44-26-07-00007.0010

and

Parcel Identification Number: 33-44-26-07-00007.0020

Subject to: real property ad valorem taxes for the current year and all subsequent years; zoning, building code and other use restrictions imposed by governmental authority; outstanding oil, gas and mineral interest(s) of record; and, restrictions and easements common to the subdivision.

Grantor warrants that at the time of this conveyance, the subject property is not the Grantor's homestead within the meaning set forth in the constitution of the state of Florida, nor is it contiguous to or a part of homestead property. Grantor's residence and homestead address is: 3801 Crayton Road, Naples, FL 34103

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 grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor 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, 2004.

In Witness Whereof, grantor has hereunto set grantor's hand and seal the day and year first above written.

MAB
 DoubleTime

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 VAC 2005 - 00044

Signed, sealed and delivered in our presence:

[Signature]
Witness #1 as to Both: Joanna C. Gomez

[Signature]
Michael A. Baviello

[Signature]
Witness #2 as to Both: Faye L. Scott

[Signature] (Seal)
Anna M. Baviello

State of Florida
County of Collier

The foregoing instrument was acknowledged before me this 1st day of April, 2005 by Michael A. Baviello and Anna M. Baviello, who are personally known or have produced a driver's license as identification.

[Notary Seal]

[Signature]
Notary Public



FAYE L. SCOTT
Notary Public, State Of Florida
My Commission Expires 7/8/05
Commission No. DD033688

Printed Name: Faye L. Scott

My Commission Expires: July 8, 2005



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: _____

239-479-8585

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Tammy Hall
District Four

John E. Albion
District Five

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing Examiner

October 7, 2005

Pierre S. and Souse Lysius
201 Maple Ave. S.
Lehigh Acres, FL 33936

Re: **VAC2005-00044 - Petition to Vacate** a 12-foot wide Public Utility Easement centered on the combined lots of 1 and 2, Block 7, Unit 7, Lehigh Acres, S 33, T 44S, R 26E, as recorded in Plat Book 15, Page 87, in the public records of Lee County, FL

Dear Ms. Lewis:

You have indicated that in order to build a commercial building on the combined lots, you desire to eliminate the Public Utility Easement located between your two (2) lots. The site is located at 100 Gunnery Rd. S., Lehigh Acres. 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/RXW

U:\200510\20051003.151\5000000\DCDLETTER.DOC

Untitled

09/01/05

Dept. of community development

ATTN: MR. Peter J. Eckenrode, Director of development services

RE: Strap # 33442607000070010 Address: 100-102 Gunnery Rd, Lehigh Acres, fl.

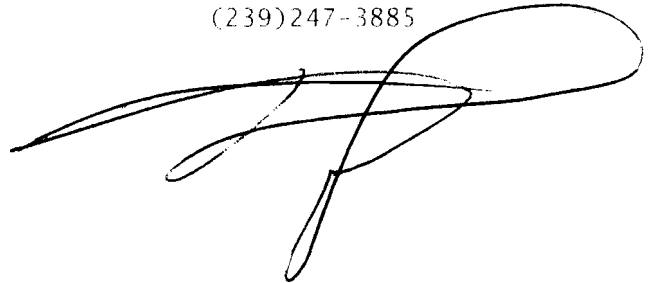
Dear Sir,

The reason for the easement vacation is that two lots were combined into one for the purpose of building a small commercial strip of stores.

Truly Yours

Pierre S. Lysius

(239)247-3885



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OCT 03 2005

2396562239



Lee County Electric Cooperative, Inc.
 Post Office Box 3455
 North Fort Myers, FL 33918-3455
 (239) 935-2121 • FAX (239) 935-7904
www.lcec.net • www.lfline.com

September 9, 2005

Mr. Pierre S. Lysius
 201 Maple Avenue
 Lehigh Acres, FL 33936

Re: Strap No. 33-44-26-07-00007.0010
 100 Gunnery Road S., Lehigh Acres, Florida

Dear Mr. Lysius:

LCEC does not object to vacation of the utility easements lying between lots 1 and 2, Block 7, Unit 7, Lehigh Acres, Section 33, Township 44 South, Range 26 East, Lee County, Florida LESS AND EXCEPT the Westerly 6 feet and the Easterly 6 feet as indicated on the attached sketch prepared by S.T.A.R. Surveying, Inc. dated 7-25-05. LCEC understands the 6-foot perimeter easement of the combined parcel will remain intact.

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

Sincerely,

A handwritten signature in cursive script that reads "Sandra McIver".

Sandra McIver
 Real Property Representative

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OCT 03 2005

VAC 2005-00044



Eric Walther
Customer Project Manager
15834 Winkler Rd
Ft. Myers, FL 33908
415-1348 Office
415-1350 FAX

Pierre Lysius
201 Maple Ave S
Lehigh Acres, FL 33936

RE: Vacation of easement for a portion of Sec33, Twnshp 44, Rng 26

Florida Power & Light has no objection to the vacation of the easements described in your petition and shown in your documentation, provided that good and sufficient easements are granted to provide electrical service to the property upon further or future development.

The PUE to be vacated lies between lots 1 & 2, Block 7. The PUE along Gunnery Rd, Douglas Ln, and Gretchen Ave S will remain intact, as will the PUE between lots 2 & 3, Block 7

Eric Walther
Customer Project Manager
Florida Power & Light

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OCT 03 2005

2005-00042

18636752555



September 9, 2006

Mr. Pierre Lysius
201 Maple Avenue
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 1 & 2, Block 7, Unit 07, Section 33, Township 44S,
Range 26E.
Strap #: 33-44-26-07-00007.0010

Dear Mr. Lysius:

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 863-452-3207.

Sincerely,

Wayne Jackson
Wayne Jackson
Engineer

Attachment

RECEIVED
OCT 03 2005

18636752555

4076296963



September 23, 2005

Mr. Pierre Lysius
 201 Maple Avenue South
 Lehigh Acres, Florida 33936

RE: Vacation of Easement request from Pierre Lysius for a 12-foot wide public utility easement centered on Lots 1 and 2, Block 7, Unit 7, Section 33, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 87, of the Official Public Records of Lee County, Florida. Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.

LEA ANN THOMAS, CHAIR
 Polk County

RICHARD W. WESCH
 Citrus County

ROBERT NANNI
 Osceola County

Dear Mr. Lysius:

The FGUA has determined that it does not presently hold any property rights over the property identified above other than the easement included in the plat reservation. It has also been determined that the FGUA has no current utilities in the utility easement, nor has any foreseeable need for utility placement in the easement to be vacated. Therefore, the request for vacation of easement as depicted in the sketch attached to your request and identified below is hereby approved.

The vacation of easement was requested from Pierre Lysius for a 12-foot wide public utility easement centered on Lots 1 and 2, Block 7, Unit 7, Section 33, Township 44 South, Range 26 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 87, of the Official Public Records of Lee County, Florida. Less and except the easterly 6.0 feet and the westerly 6.0 feet thereof.

Should you have any further questions in this matter, please do not hesitate to contact me at 407-629-6900.

Sincerely,

Florida Governmental Utility Authority

Charles L. Sweat
 Director of Operations

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 OCT 03 2005

VAC 2005-00044

FGUA OPERATIONS OFFICE
 Government Services Group, Inc.
 Protegrity Plaza, Suite 203
 280 Wekiva Springs Road
 Longwood FL 32779
 877/552-3482 Toll Free
 407/629-6900 Tel
 407/629-6963 Fax



26930 Old US 41
Bonita Springs, FL 34135
Phone: 239-732-3805
FAX: 239-498-4483

August 1, 2005

Pierre Lysius
201 Maple Av S
Lehigh Acres, FL 33936

Re: 100-102 Gunnery Rd
Vacate Right-of-Way and/or Utility Easement

Dear Mr. Lysius,

This letter will serve to inform you that Comcast has no objection to your proposed vacation of Right-of-way and/or Utility easement of the above referenced location.

Should you require additional information or assistance, please feel free to contact me here at 732-3805.

Cordially,

A handwritten signature in black ink, appearing to read 'Mark Cook'.

Mark Cook
Design Coordinator

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OCT 03 2005



July 29, 2005

Pierre Lysius
201 Maple Ave S
Lehigh Acres, Fla. 33936

RE: Vacation of easement – 100-102 Gunnfry Rd
Lehigh Acres, Fla.

Dear Mr. Lusius:

A request for the above listed vacation of easement has been reviewed. At this time, Time Warner Cable has **NO CONFLICT** with this proposed vacation of easement.

If you have any further questions or concerns, please do not hesitate to contact me at (239) 772-2218, Ext. 79247.

Sincerely,

TIME WARNER CABLE

A handwritten signature in black ink, appearing to read "Adnaldo Rodriguez".

Adnaldo Rodriguez
Technical Field Inspector

AR/ss

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OCT 03 2005

VAC 2005-00044

AmeriGas

America's Propane Company

September 3, 2005

Pierre Lysius
Re: Utility Easements

In reference to your letter dated July 25, 2005 AmeriGas has no interest on right of way on the following locations:

100-102 Gunnery Rd, Lehigh Acres FL 33971

Please feel free to contact me at 239-261-0843, should you have any questions.

Mike Yonker



SSM

VAC 2005-00044



BOARD OF COUNTY COMMISSIONERS

Writer's Direct Dial Number: (239) 479-8150

Bob Janes
District One

Douglas R. St. Cerny
District Two

Ray Judah
District Three

Tammy Hall
District Four

August 01, 2005

Pierre Lysius
201 Maple Ave S
Lehigh Acres, FL
33936

John E. Albion
District Five

Donald D. Stilwell
County Manager

David M. Owen
County Attorney

Diana M. Parker
County Hearing Examiner

**SUBJECT: VACATION OF UTILITY AND/OR DRAINAGE EASEMENT
STRAP #: 33-44-26-07-00007.0010
100 & 102 GUNNERY RD**

Dear Mr. Lysius,

Lee County Utilities has no objection to the proposed vacation of the existing platted easement(s) as described in your recent letter and associated attachment. 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 Governmental Utility Authority at 368-1615, concerning your request, as the subject parcels 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 (239) 479-8150.

Sincerely,

LEE COUNTY UTILITIES

David Reycraft
Utilities GIS Coordinator
Utilities Engineering Division
Lee County Utilities

RECEIVED
OCT 03 2005

Original Mailed: 08/01/2005

CC: Correspondence File

2005-06

H:\Vacates\2005\Lysius07262005.doc

P.O. Box 398, Fort Myers, Florida 33902-0398 (239) 335-2111
Internet address <http://www.lee-county.com>
AN EQUAL OPPORTUNITY AFFIRMATIVE ACTION EMPLOYER

SURVEYORS CERTIFICATE

I the undersigned hereby certify that the plat as shown is a correct representation of the land platted and that permanent reference monuments have been placed as shown.

R. V. [Signature]

Florida Registered Land Surveyor
No. 1198

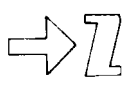
NOTE:

All lots subject to a 6 foot Utility Easement, both sides, front, and back.

Interior P.R.M.s are 4" x 4" x 24" concrete.

Section corner P.R.M.s are 6" x 6" x 36" concrete.

Unless otherwise stated, all intersections will have a 25 foot radius, but lot distances are given to the straight line intersections except where arc distances are shown.



UNIT 7
LEHIGH ESTATES
 A SUBDIVISION OF
LEHIGH ACRES
 LEE COUNTY, FLORIDA

LEE COUNTY LAND & TITLE CO., DEVELOPERS
 Scale: $\frac{1}{4}'' = 100'$
 August 1959

DESCRIPTION
 The East 1880 feet, measured at right angles to the West right of way line of Buckingham County Road, of that part of Section 35, Township 44 South, Range 28 East, 17th West of 1st6 Buckingham County Road.

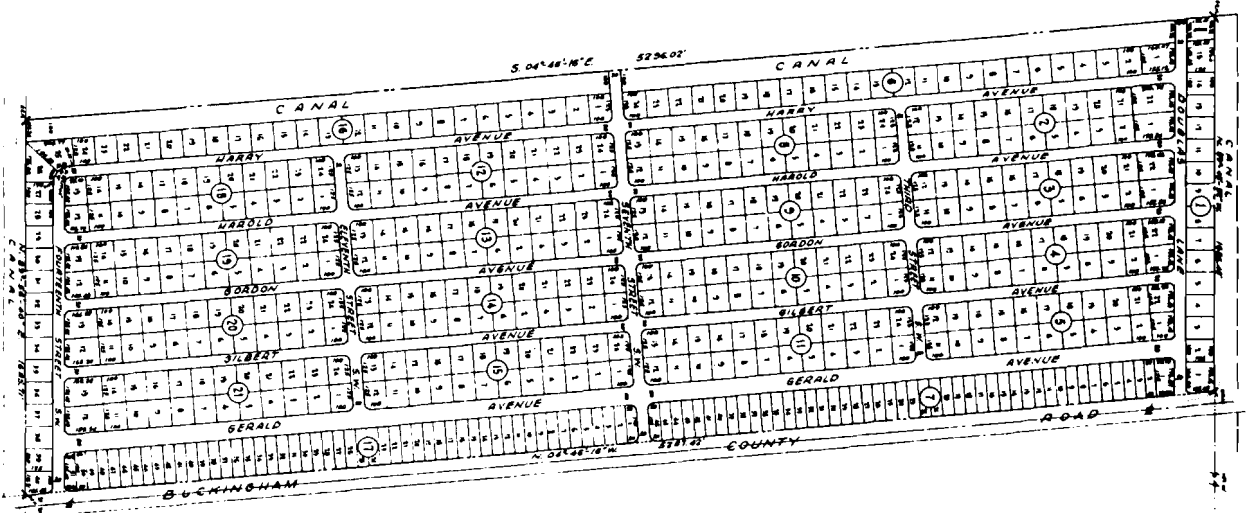
SURVEYORS CERTIFICATE

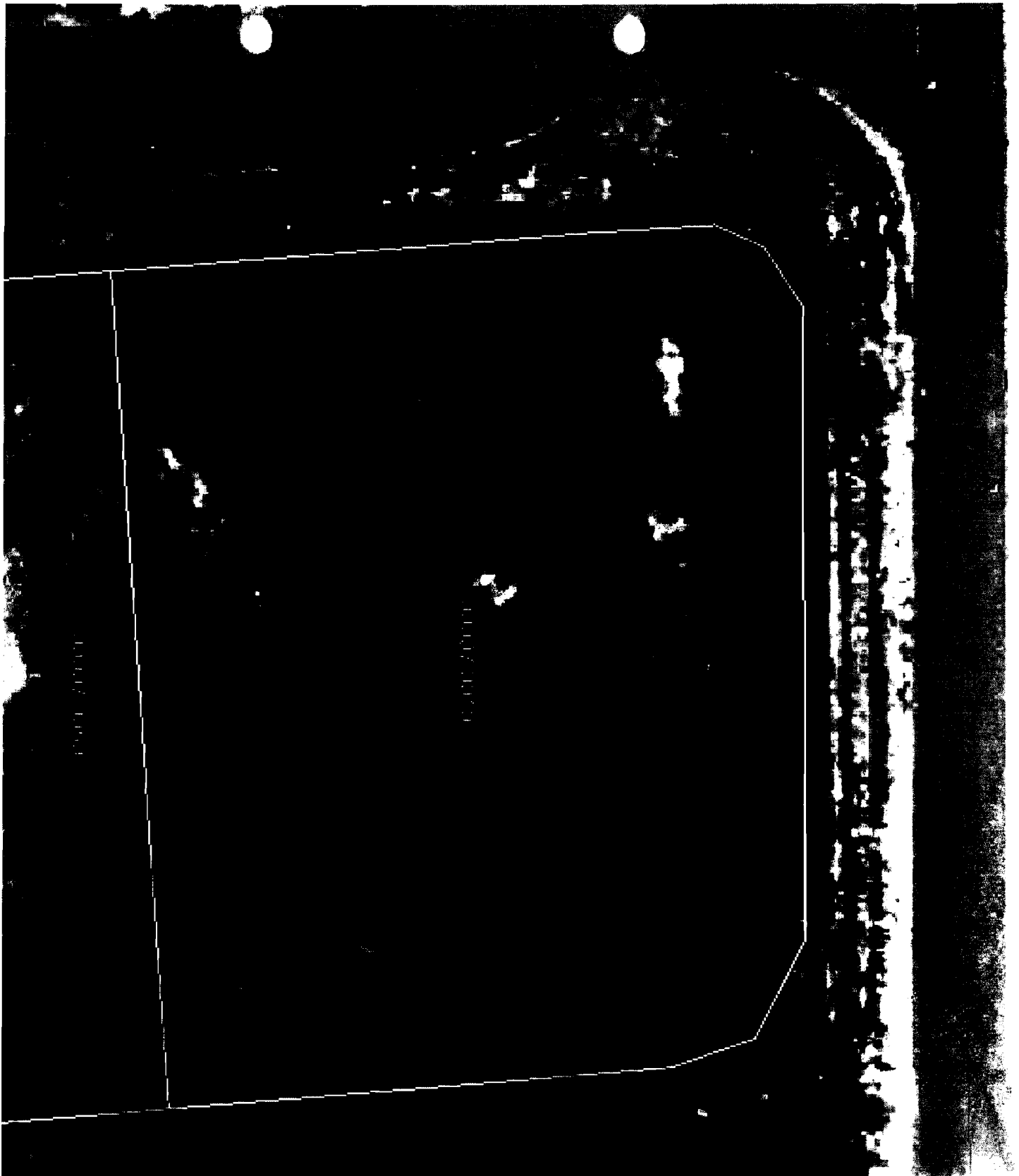
I, the undersigned, hereby certify that the plat on which is a correct representation of the land platted and that same-
 sheet reference measurements have been placed as shown.

R. W. Thompson
 Florida Registered Land Surveyor
 No. 1158

NOTE:
 All lots subject to a 5 Year Utility Easement, such as for, (water, sewer and gas) within 10 feet of any 4" x 6" x 8" sewer, water or gas line or 4" x 6" x 8" sewer, water or gas line, all dimensions shall have a 25 foot radius, but all references are given to the straight line measurements, unless otherwise provided.

NOTES:
 Dimensions of Lot and Easement Lines as
 Dimension of Lot and Easement Lines as





 - AREA TO BE VACATED

Lee County Geographic Information System - Microsoft Internet Explorer

Lee County Geographic Information System [Help | Reset]

STRAP 33-44-26-07-00007.0010 [Draw | Select] Search - Select one - Applications - Select one -

Back to Application

Select map layers to view
 Sample Visible Layers
 Sample Zoom In to see these
 Sample Zoom Out to see these
 Refresh Open All Close All

Save layers in cookies

- Parcels / Land Records
- Infrastructure / Base Mapping
- Zoning / Development Orders
- District Boundaries
- Planning Districts
- Jurisdictional Boundaries / Political
- Public Safety
- Natural Resources / Environmental
- Utilities

Zoom In

Map: 749356.33, 828499.85 -- Image: 388, 282 -- ScaleFactor: 0.6158726887447604

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