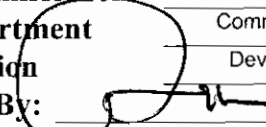


- 1. ACTION REQUESTED/PURPOSE:** Conduct a Public Hearing to adopt a Resolution on Petition to Vacate a 12-foot wide Public Utility Easement located at 1705 Oak Ave., Lehigh Acres (Case No. VAC2006-00002).
- 2. WHAT ACTION ACCOMPLISHES:** To build an addition to a single-family residence on the combined 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:** COMMISSION DISTRICT #: 5      **930AM PH 2**      **5. Meeting Date:** **04-18-2006**

<b>6. Agenda:</b> <input type="checkbox"/> Consent <input type="checkbox"/> Administrative <input type="checkbox"/> Appeals <input checked="" type="checkbox"/> Public <input type="checkbox"/> Walk-On	<b>7. Requirement/Purpose: (specify)</b> <input checked="" type="checkbox"/> Statute      F.S. Ch. 177 <input type="checkbox"/> Ordinance <input checked="" type="checkbox"/> Admin. Code      13-1 <input type="checkbox"/> Other	<b>8. Request Initiated:</b> Commissioner _____ Department _____ Community Development Division _____ Development Services By:  03/16/06 Peter J. Eckenrode, Director
--	--	---

**9. Background:**

The completed petition to vacate, VAC2006-00002 was submitted by Bradley J. and Sandra L. Fox.

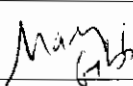
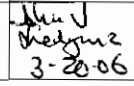
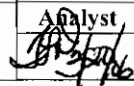
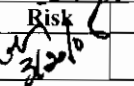
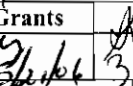
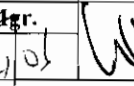
**LOCATION:** The site is located at **1705 Oak Ave., Lehigh Acres, Florida 33972** and its strap number is 07-44-27-05-00020.0130. Petition No. VAC2006-00002 proposes to vacate a twelve-foot (12') wide Public Utility Easement centered on the common line between Lots 12 and 13, both in Block 20, Unit 5, Section 7, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, as recorded in Plat Book 15, Page 7 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.

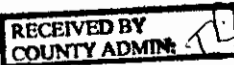
Attached to this Blue sheet is the Petition to Vacate, Notice of Public Hearing and Exhibits.

**10. Review for Scheduling:**

Department Director	Purchasing or Contracts	Hnman Resources	Other	County Attorney	Budget Services			County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.
				 3-20-06	 3/20/06	 3/20/06	 3/20/06	 3/21/06


**11. Commission Action:**

Approved  
 Deferred  
 Denied  
 Other

RECEIVED BY  
COUNTY ADMIN: 

3-20-06

10:45

COUNTY ADMIN  
FORWARDED TO: 

3/23/06

4 PM

Rec. by CoAtty

Date: 3/20/06

Time: 4:00pm

Forwarded To:  
Co. Admin.  
3/20/06 10AM



**PETITION TO VACATE**

**TRANSMITTAL FOR PUBLIC NOTICE  
REQUIREMENTS**

**DATE:** March 9, 2006

**To:** Richard DeSalvo  
Public Resources

**FROM:** Ron Wilson  
Development Services

**BLUESHEET NUMBER:** 20060289

**CASE NUMBER:** VAC2006-00002

Applicable Public Noticing Requirement:

PTV under AC13-1  
1<sup>st</sup> Notice - 15 days prior to Public Hearing  
2<sup>nd</sup> 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](mailto:rwilson@leegov.com)) and John Fredyma, Assistant County Attorney ([fredymjj@leegov.com](mailto:fredymjj@leegov.com)).

# NOTICE OF PUBLIC HEARING FOR PETITION TO VACATE

Case Number: VAC2006-00002

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 18th day of April 2006 @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

John J. Fredyma  
County Attorney Signature

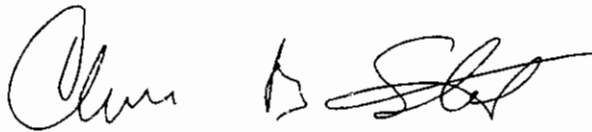
John J. FREDYMA  
Please Print Name

EXHIBIT "A"

**Legal Description  
(Vacation of Easements)**

A 12.0 foot wide public utility easement centered on <sup>the common lot line between</sup> Lots 12 & 13, Block 20, Unit 5, Section 7, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 7, 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  
January 18, 2006

**Exhibit "A"**  
**Petition to Vacate**  
**VAC2006-00002**  
[Page One of One]

**RECEIVED**  
MAR 07 2006

COMMUNITY DEVELOPMENT

VAC2006-00002

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: VAC2006-00002

WHEREAS, Petitioner **Bradley J. Fox and Sandra L. Fox** 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. VAC2006-00002 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

\_\_\_\_\_  
Chairwoman Signature

\_\_\_\_\_  
Please Print Name

\_\_\_\_\_  
Please Print Name

APPROVED AS TO FORM

\_\_\_\_\_  
County Attorney Signature


\_\_\_\_\_  
Please Print Name

EXHIBIT "A"

**Legal Description  
(Vacation of Easements)**

A 12.0 foot wide public utility easement centered on <sup>the common lot line between</sup> Lots 12 & 13, Block 20, Unit 5, Section 7, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 7, 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  
January 18, 2006

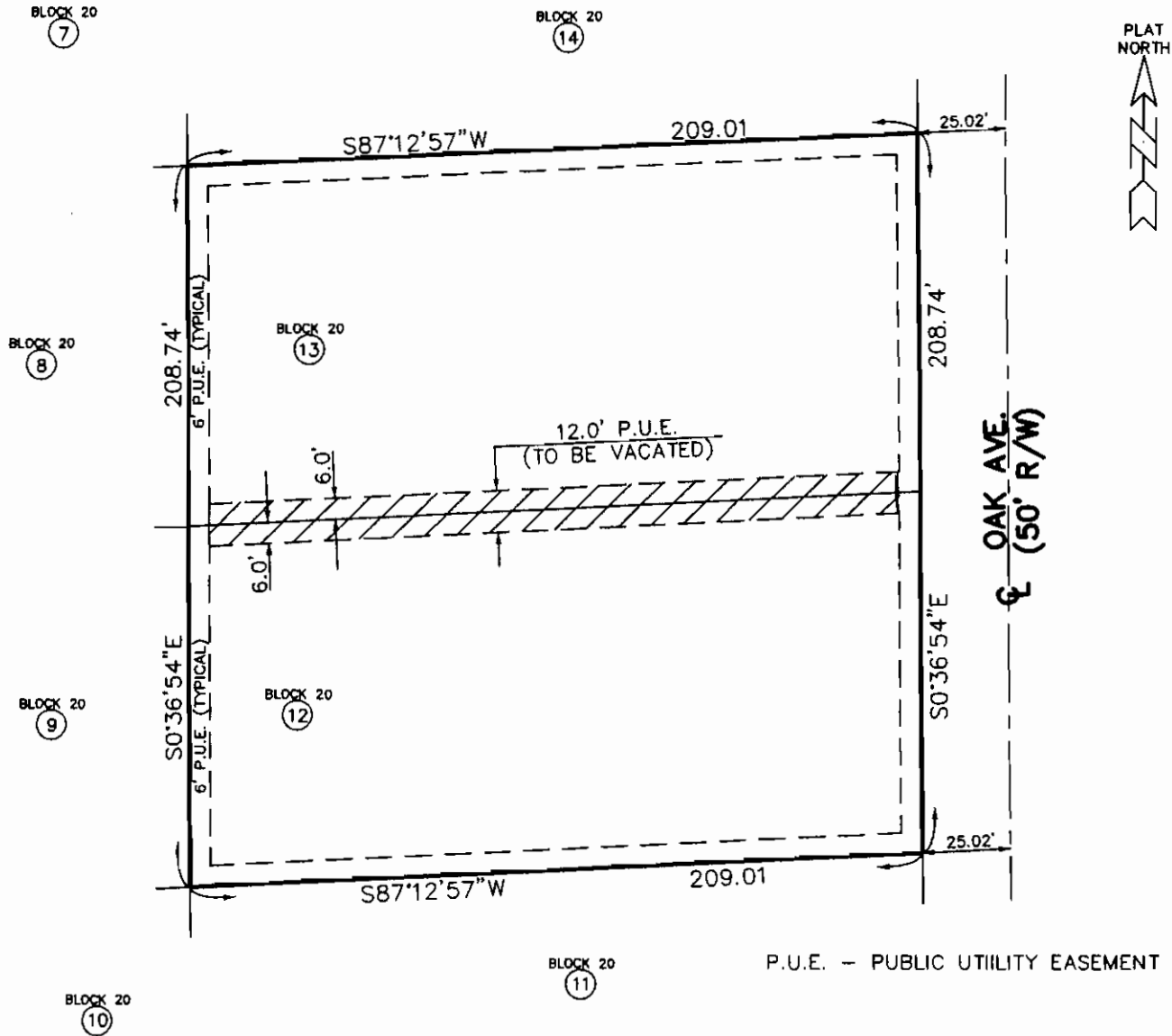
**Exhibit "A"**  
**Petition to Vacate**  
**VAC2006-00002**  
[Page One of One]

**RECEIVED**  
MAR 07 2006

COMMUNITY DEVELOPMENT

VAC2006-00002

Exhibit "B"



P.U.E. - PUBLIC UTILITY EASEMENT

**Exhibit "B"**  
**Petition to Vacate**  
**VAC2006-00002**  
 [Page One of One]

1703 & 1705 OAK AVENUE  
 LOTS 12 & 13, BLOCK 20, UNIT 5  
 SECTION 7, TOWNSHIP 44 SOUTH, RANGE 27 EAST  
 LEHIGH ACRES, LEE COUNTY, FLORIDA  
 RECORDED IN PLAT BOOK 15, PAGE 7, OF THE  
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

**NOT A SURVEY - SKETCH ONLY**

**RECEIVE**  
 MAR 07 2006

**LEHIGH SURVEYING, INC.**

LB7462  
 1130-E LEE BOULEVARD  
 LEHIGH ACRES, FLORIDA 33936  
 239-368-7400 239-368-7685 (FAX)

COMMUNITY DEVELOPM

*Christopher B. Still*

1-18-06

**CHRISTOPHER B. STILL**  
**REGISTERED LAND SURVEYOR NO. 5941**

JOB NUMBER:	FOX
DRAWN BY:	C. STILL
SCALE:	1" = 50'
SHEET:	1 OF 2





PETITION TO VACATE (AC 13-1)

Case Number: VAC2006-00002

Petitioner(s), BRADLEY J. FOX SANDRA L. FOX  
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, 1705 OAK AVE LEHIGH ACRES 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:

[Signature]  
Petitioner Signature

[Signature]  
Petitioner Signature

BRADLEY J. FOX  
Printed Name

SANDRA L. FOX  
Printed Name

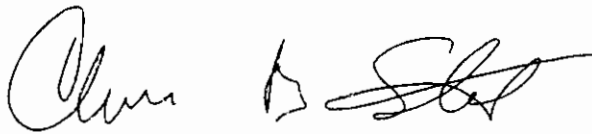
NOTE: This is a legal document and is therefore not available in Word Perfect format.

Exhibit "A"

**Legal Description  
(Vacation of Easements)**

A 12.0 foot wide public utility easement centered on <sup>the common lot line between</sup> Lots 12 & 13, Block 20, Unit 5, Section 7, Township 44 South, Range 27 East, a subdivision of Lehigh Acres, Lee County, Florida, as recorded in Plat Book 15, page 7, 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  
January 18, 2006

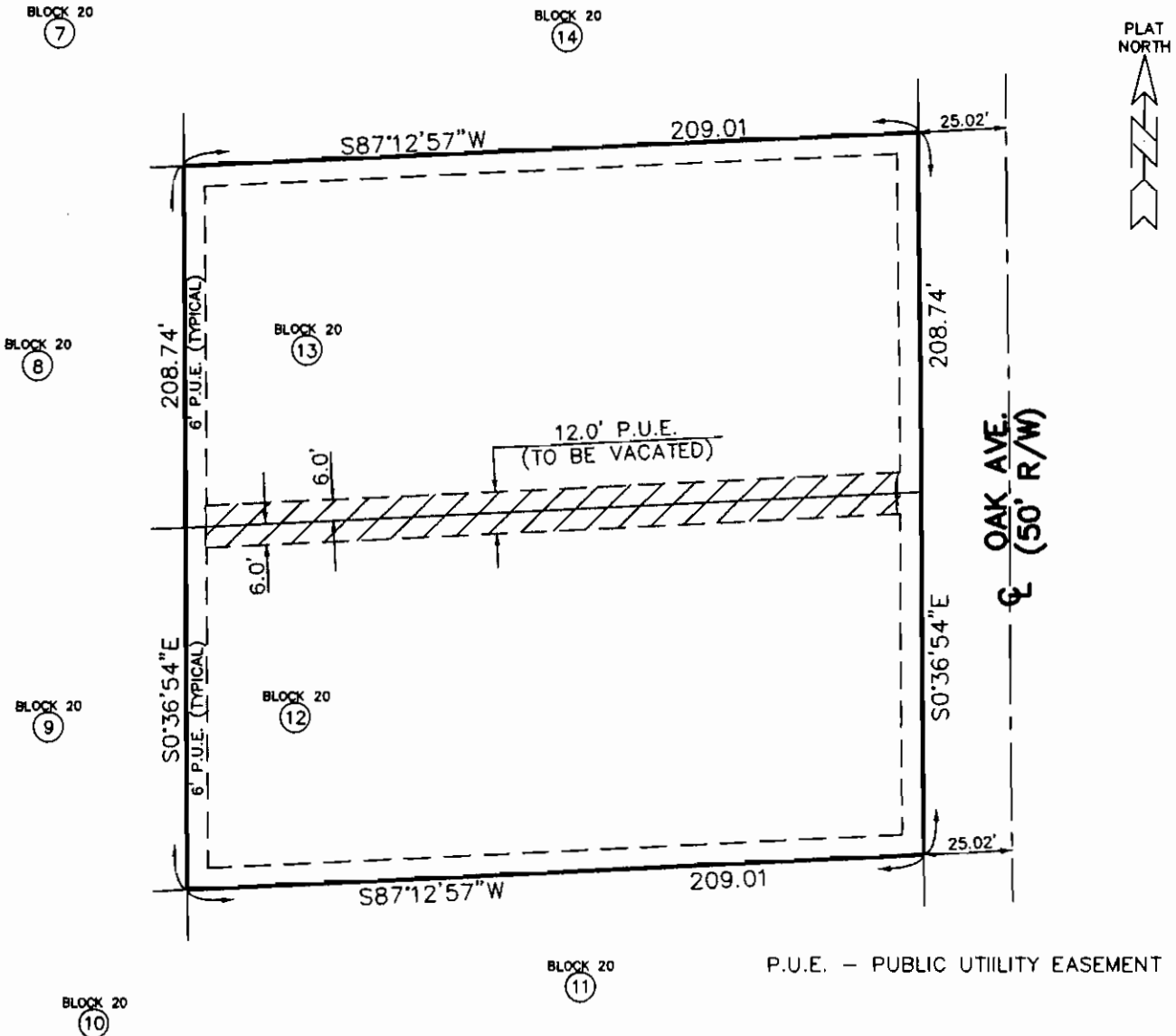
**Exhibit "A"**  
**Petition to Vacate**  
**VAC2006-00002**  
[Page One of One]

**RECEIVED**  
MAR 07 2006

COMMUNITY DEVELOPMENT

VAC2006-00002

Exhibit "B"



P.U.E. - PUBLIC UTILITY EASEMENT

**Exhibit "B"**  
**Petition to Vacate**  
**VAC2006-00002**  
 [Page One of One]

1703 & 1705 OAK AVENUE  
 LOTS 12 & 13, BLOCK 20, UNIT 5  
 SECTION 7, TOWNSHIP 44 SOUTH, RANGE 27 EAST  
 LEHIGH ACRES, LEE COUNTY, FLORIDA  
 RECORDED IN PLAT BOOK 15, PAGE 7, OF THE  
 OFFICIAL RECORDS OF LEE COUNTY, FLORIDA

**RECEIVE**

MAR 07 2006

**NOT A SURVEY - SKETCH ONLY**

**LEHIGH SURVEYING, INC.**

COMMUNITY DEVELOPM

LB7462  
 1130-E LEE BOULEVARD  
 LEHIGH ACRES, FLORIDA 33936  
 239-368-7400 239-368-7685 (FAX)

*Christopher B. Still*

1-18-06

**CHRISTOPHER B. STILL**  
**REGISTERED LAND SURVEYOR NO. 5941**

JOB NUMBER:	FOX
DRAWN BY:	C. STILL
SCALE:	1" = 50'
SHEET:	1 OF 2

**Exhibit "C"**  
**Petition to Vacate**  
**VAC2006-00002**  
[Page One of One]

<b>Real Property Information</b>		
<b>Account</b>	<b>Tax Year</b>	<b>Status</b>
07-44-27-05-00020.0130	2005	PAID
<b>Original Account</b>	<b>Book/Page</b>	
07-44-27-05-00020.0130	4267/2340	
<b>Owner</b>		
FOX BRADLEY J + SANDRA L		
<b>Physical Address</b>	<b>Mailing Address</b>	
1705 OAK AVE Lehigh Acres FL 33972	1705 OAK AV LEHIGH ACRES FL 33972 USA	
<b>Legal Description</b>		
LEHIGH ACRES UNIT 5 BLK 20 DB 252 PG 441 LOTS 12 + 13		
<b>Outstanding Balance as of 1/11/2006</b>		<b>\$0.00</b>



Prepared By: **Tammy Stoddard**  
**Morgan & Associates Title Company**  
**55 Homestead Road North**  
**Lehigh Acres, FL 33936**  
incidental to the issuance of a title insurance policy.  
File Number: **04-02313**

**INSTR # 6235330**  
OR BK 04267 Pgs 2340 - 2341; (2pgs)  
RECORDED 04/22/2004 02:16:25 PM  
CHARLIE GREEN, CLERK OF COURT  
LEE COUNTY, FLORIDA  
RECORDING FEE 10.50  
DEED DOC 17.50  
DEPUTY CLERK X Lopez

**TRUSTEE'S DEED**

THIS INDENTURE, made this **31st Day of March, 2004**, between  
**Fred H. Leinweber and Lillian Leinweber, as Co-Trustees under Self Declaration of Trust dated June 4, 1991**  
party of the first part, and  
**Bradley J. Fox, and Sandra L. Fox, husband and wife**  
whose post office address is:  
**1705 Oak Ave., Lehigh Acres, FL 33936**  
party of the second part;

WITNESSETH: That the said party of the first part, for and in consideration of the sum of **TEN DOLLARS (\$10.00)** and other good and valuable considerations to it in hand paid, the receipt whereof is hereby acknowledged, has granted, bargained, sold, aliened, released, remised and conveyed, and by these presents does grant, bargain, sell, alien, release, remise and convey unto the said party of the second part and their heirs and assigns forever, all that certain parcel of land lying and being in the **Lee County of State of FL**, more particularly described as follows:

**Lot(s) 12, Block 20, Unit 5, South half of Section 7, Township 44 South, Range 27 East, LEHIGH ACRES, according to the plat thereof, recorded in Plat Book 15, Page(s) 7, of the Public Records of Lee County, Florida.**

SUBJECT TO: **Taxes for 2004 and subsequent years; restrictions attached hereto and made a part hereof; reservations and easements of record; and county zoning regulations.**

TOGETHER WITH all the tenements, hereditaments and appurtenances, with every privilege, right, title and interest which the said party of the first part, as Trustee, has in and to said property herein described.

TO HAVE AND TO HOLD the same in fee simple forever.

THE PARTY of the first part does hereby covenant with the party of the second part that the party of the first part has not made, done or suffered any act, matter or thing whatsoever since becoming Trustee as aforesaid whereby the above-granted premises or any part thereof now or at any time hereinafter shall be impeached, charged or encumbered in any manner whatsoever.

IN WITNESS WHEREOF, the said party of the first part has caused these presents to be executed as Trustee, as aforesaid, the day and year first above written.

SIGNED, SEALED and delivered in our presence:

*Peggy M. Tallon*  
Witness

By: *Fred H. Leinweber*  
Fred H. Leinweber, Individually and as Trustee

*Peggy M. Tallon*  
Witness

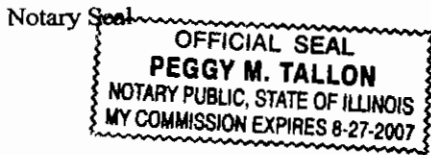
By: *Lillian Leinweber*  
Lillian Leinweber, Individually and as Trustee

State of *Illinois*  
County of *Cook*

I HEREBY CERTIFY that on this **31st Day of March, 2004** before me **Fred H. Leinweber and Lillian Leinweber, as Co-Trustees under Self Declaration of Trust dated June 4, 1991** personally known to me to be the person described and who executed the foregoing conveyance or who produced \_\_\_\_\_ as identification and who did take an oath, and they acknowledged the execution thereof to be their free act and deed for the uses and purposes therein mentioned and the said instrument is the act and deed of said Trustee aforesaid.

WITNESS my hand and official seal in the County and State last aforesaid the day and year above written.

Signature: *Peggy M. Tallon*  
Print Name: PEGGY M. TALLON





**LEE COUNTY**  
SOUTHWEST FLORIDA

**BOARD OF COUNTY COMMISSIONERS**

Writer's Direct Dial Number: \_\_\_\_\_

Bob Janes  
*District One*

239-479-8585

Douglas R. St. Cerny  
*District Two*

March 9, 2006

Ray Judah  
*District Three*

Tammy Hall  
*District Four*

John E. Albion  
*District Five*

**Bradley and Sandra Fox**  
1705 Oak Ave.  
Lehigh Acres, FL 33936

Donald D. Stilwell  
*County Manager*

David M. Owen  
*County Attorney*

Diana M. Parker  
*County Hearing Examiner*

Re: **VAC2006-00002 - Petition to Vacate** a 12-foot wide Public Utility Easement on the combined lots of 12 and 13, Block 20, Unit 5, Lehigh Acres, S 7, T 44S, R 27E, as recorded in Plat Book 15, Page 7, in the public records of Lee County, FL

Dear Mr. and Mrs. Fox:

You have indicated that in order to build an addition to a single-family residence on the combined lots, you desire to eliminate the Public Utility Easement located between your two (2) lots. The site is located at 1705 Oak Ave., 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:\200603\20060106.154\0027240\DCDLETTER.DOC

Bradley & Sandra Fox  
1705 Oak Ave  
Lehigh Acres, FL 33936  
October 4, 2005

Department of Community Development  
Mr. Peter J. Eckenrode  
Director Development Services

RE: Reason and purpose for vacation of property line:

To combine two (2) lots into one for a future addition to single family dwelling on 1705 Oak Ave in Lehigh Acres. Addition will cross over existing property line.

Strap number: 07-44-27-05-00020.0130

Signed;

A handwritten signature in cursive script, appearing to read "Mr & Mrs Bradley & Sandra Fox".

Bradley & Sandra Fox  
(239)369-4538

VAC 2006-00002





September 12, 2005

Bradley & Sandra Fox  
1705 Oak Ave  
Lehigh Acres Fl 33936

Re: Proposed Vacation of Easement for 1703 and 1705 Oak Ave

Dear M/M Fox

FPL would have no objection to vacating the two public utility easements of 6ft each along the lot line between 1703 and 1705 Oak Ave, Lehigh Acres, FL 33936, described as a 12' wide public utility easement centered on lots 12& 13 Block 20 Unit 5 Section 7 Township 44 South Range 27 East Lehigh Acres According to the map R0 Plat thereof on file in the office of the Clerk of the Circuit Court Recorded in Deed Book 252 Page 441 and Plat Book 15 Page 7.

If you have any question, please call me at (239) 332-9168.

Sincerely,

A handwritten signature in black ink, appearing to read 'Billy Midgett', written over a horizontal line.

Billy Midgett  
Customer Project Manager



Lee County Electric Cooperative, Inc.  
Post Office Box 3455  
North Fort Myers, FL 33918-3455  
(239) 995-2121 • FAX (239) 995-7904  
[www.lcec.net](http://www.lcec.net) • [www.iline.com](http://www.iline.com)

July 13, 2005

Mr. and Mrs. Bradley Fox  
1705 Oak Avenue  
Lehigh Acres, FL 33936

Re: Vacation of Public Utility Easements  
Block 20, Lots 12-13, Lehigh Acres, Florida

Dear Mr. and Mrs. Fox:

LCEC does not object to vacation of the utility easement lying between lots 12 and 13, Block 20, Unit 5, Lehigh Acres, Section 07, Township 44 South, Range 27 East, Lee County, Florida; however, you need to contact FPL as this is in their service area.

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

Sincerely,

Sandra McIver  
Real Property Representative



July 21, 2006

Bradley & Sandra Fox  
1705 Oak 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 13 & 14, Block 20, Unit 05, Section 07, Township 44S,  
Range 27E. 1703 and 1705 Oak Avenue, Lehigh Acres, Fl.  
Strap #: 07-44-27-05-00020.0130

Dear Mr. and Mrs. Fox:

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 and drainage easement at the Lehigh Acres location.

If you should require additional information, please contact me at 863-452-3207.

Sincerely,

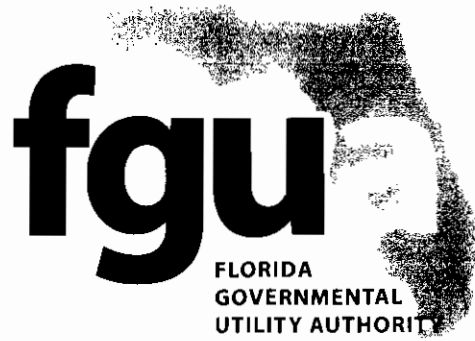
A handwritten signature in cursive script that reads "Wayneth Jackson".

Wayneth Jackson  
Engineer

VAC 2006 00002

February 13, 2006

Bradley and Sandra Fox  
1705 Oak Avenue  
Lehigh Acres, FL 33936



RE: Vacation of Easement request from Bradley and Sandra Fox for a 12-foot wide public utility easement between lots 12 and 13, block 20, unit 5, section 7, township 44 south, range 27 east, Lehigh Acres, according to the map plat thereof of on file in the office of the clerk of the circuit court, recorded in deed book 252, page 441, and plat book 15, page 7 public records of Lee County, Florida.

LEA ANN THOMAS,  
CHAIR  
Polk County

RICHARD W. WESCH  
Citrus County

BRIAN WHEELER  
Osceola County

JIM LAVENDER  
Lee County

Dear Mr. and Mrs. Fox:

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 Bradley and Sandra Fox for a 12-foot wide public utility easement between lots 12 and 13, block 20, unit 5, section 7, township 44 south, range 27 east, Lehigh Acres, according to the map plat thereof of on file in the office of the clerk of the circuit court, recorded in deed book 252, page 441, and plat book 15, page 7 public records of Lee County, Florida.

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

**RECEIVED**  
MAR 07 2006

COMMUNITY DEVELOPMENT

**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

VAC 2006-00002



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

July 8, 2005

Bradley & Sandra Fox  
1705 Oak Av  
Lehigh Acres, FL 33936

Re: 1703 & 1705 Oak Av, Lehigh Acres, FL  
Vacate Right-of-Way and/or Utility Easement

Dear Bradley & Sandra Fox,

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

VAC 2006-00002



July 29, 2005

Bradley & Sandra Fox  
1705 Oak Ave  
Lehigh Acres, Florida 33936

RE: Vacation of easement – 1703 & 1705 Oak Ave  
Lehigh Acres, Fla.

Dear Mr. & Mrs. Fox:

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

VAC2006-00002

# AmeriGas

*America's Propane Company*

July 25, 2005

Bradley and Sandra Fox  
1705 Oak Ave.  
Lehigh Acres, FL 33936

Dear Mr. and Mrs. Fox:

The location of a public utility easement to be vacated pertaining to your letter dated July 06, 2005 is clear and there is no gas at the stated location: 1703 or 1705 Oak Ave Lehigh Acres, FL 33936.

Please feel free to contact me at 239-334-2849, should you have further questions.

Sincerely,



Jim Riefstahl  
Sales & Service Manager



**BOARD OF COUNTY COMMISSIONERS**

(239) 479-8150

Writer's Direct Dial Number: \_\_\_\_\_

Bob Janes  
*District One*

July 12, 2005

Douglas R. St. Cerny  
*District Two*

Bradley and Sandra Fox  
1705 Oak Ave  
Lehigh Acres, FL 33936

Ray Judah  
*District Three*

Tammy Hall  
*District Four*

John E. Albion  
*District Five*

**SUBJECT: VACATION OF UTILITY EASEMENT  
STRAP #: 07-44-27-05-00020.0130  
1705 OAK AVE**

Donald D. Stilwell  
*County Manager*

David M. Owen  
*County Attorney*

Dear Mr. & Mrs. Fox,

Diana M. Parker  
*County Hearing Examiner*

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  
GIS Analyst  
Utilities Engineering Division

Original Mailed: 07/12/2005

CC: Correspondence File

H:\Vacates\2005\Fox07122005.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





**BOARD OF COUNTY COMMISSIONERS**

Writer's Direct Dial Number **(239) 479-8124**

Bob Janes  
*District One*

**Monday, July 11, 2005**

Douglas R. St. Cerny  
*District Two*

Ray Judah  
*District Three*

**Bradley and Sandra Fox  
1705 Oak Avenue  
Lehigh Acres, FL 33936**

Andrew W. Coy  
*District Four*

John E. Albion  
*District Five*

**Re: Petition to Vacate a twelve-foot (12') wide public utility and drainage easement centered on the common lot lines of Lots 12 and 13, Block 20, Unit 5, Lehigh Acres Subdivision as recorded in Deed Book 252 at Page 441 of the Public Records of Lee County, Florida.**

Donald D. Stilwell  
*County Manager*

Robert W. Gray  
*Deputy County Attorney*

Diana M. Parker  
*County Hearing Examiner*

**Dear Mr. & Mrs. Fox:**

Based on the review of the documents submitted with your request, Lee County Division of Natural Resources has no objection to the vacation of a portion 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: Ruth Keith, Development Services**

S:\NATRES\SURFACE\DOCUMENT\vac474.doc



# Florida Department of Transportation

JEB BUSH  
GOVERNOR

DENVER J. STUTLER, JR.  
SECRETARY

September 12, 2005

Mr. & Mrs. Bradley J. Fox  
1705 Oak Avenue  
Lehigh Acres, Florida 33936

**RE: VACATION OF PUBLIC INTEREST ON A PROPOSED RIGHT OF WAY  
OR ROAD EASEMENT, UTILITY OR DRAINAGE EASEMENT AT  
1703/1705 OAK AVENUE, LEHIGH ACRES, LEE COUNTY, FLORIDA  
PM Log# 05-75**

Dear Mr. & Mrs. Fox:

In response to your letter we received on July 11, 2005, our staff conducted a review of your request to vacate the subject area as marked and generally described as:

Lot 13, Block 20, Unit 5, Section 7, Township 44 South, Range 27 East, Lehigh Acres. Recorded in Deed Book 252, Page 441 and Plat Book 15, Public Records of Lee County, Florida

Based on this review, we offer "No Objection" to this vacation request. If we can be of further assistance, please feel free to contact this office

Sincerely,

Sylvia Petrosky  
Right of Way Agent  
Property Management

SAP/jps

cc: Scott Gilbertson, P.E. – Lee County  
Peter J. Eckenrode – Lee County  
Michael G. Rippe – FDOT  
Thomas T. Garcia – FDOT  
File, Daily File

VAC 2006-00002

District One-Right of Way Department-Property Management  
801 North Broadway Avenue\*Post Office Box 1249\*Bartow, FL 33831-1249  
(863)519-2413\*(863)519-5183(FAX)\*MS 1-66

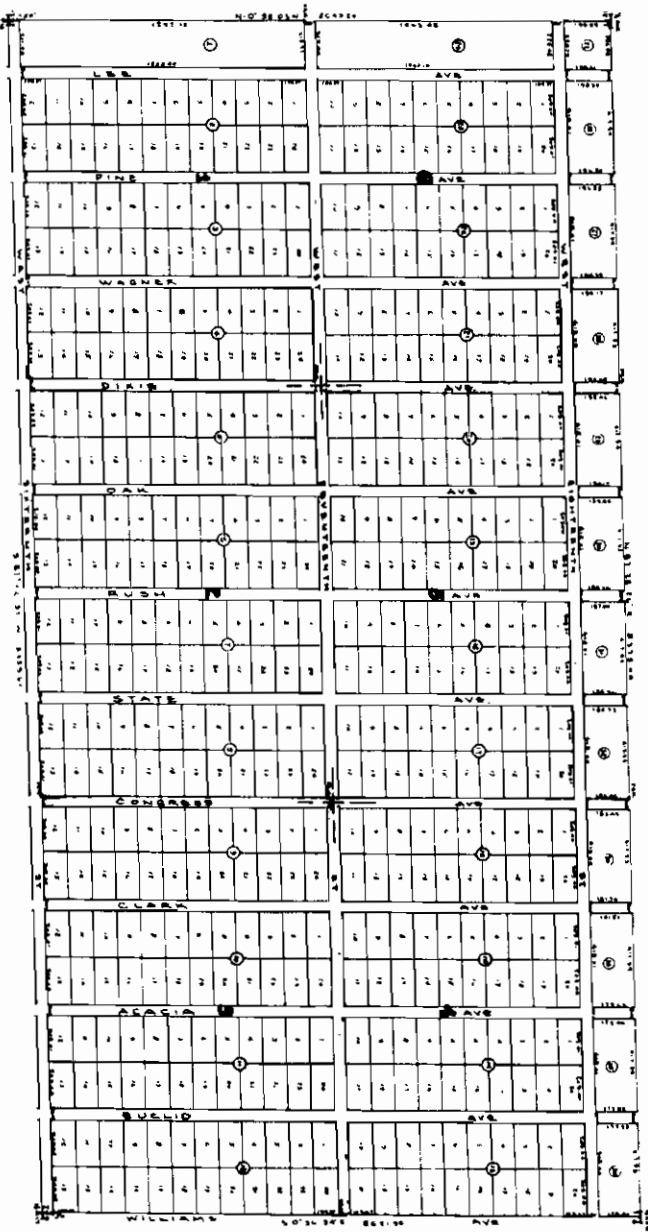
[www.dot.state.fl.us](http://www.dot.state.fl.us)



PLAT OF SOUTH 1/2 SEC 7  
TWP 44S RGE 27E  
LEE COUNTY, FLA.  
A SUBDIVISION OF  
"LEHIGH ACRES"

LEE COUNTY LAND & TILES CO.  
DEVELOPER

SCALE: 1" = 40' 0"



THE PLAT HEREON IS A CORRECT REPRESENTATION  
OF THE LAND AS SHOWN ON THE ORIGINAL SURVEY  
AND THE SAME IS NOT TO BE CONSIDERED A  
WARRANTY OF TITLE OR A GUARANTEE OF  
ACCURACY.

*Lee County, Fla.*

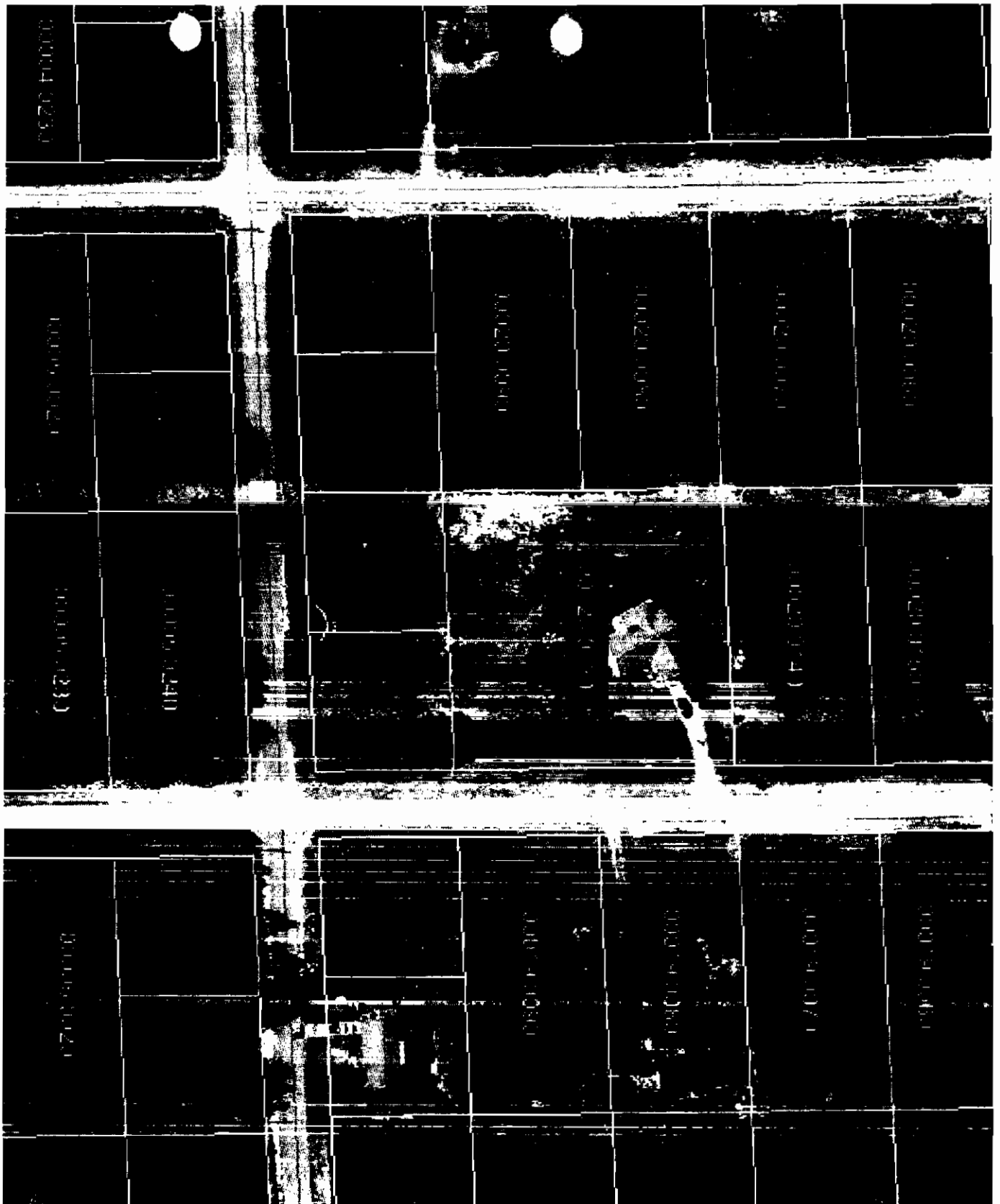
DEVELOPER  
LEE COUNTY LAND & TILES CO.  
CORPORATED IN FLORIDA  
1000 N. G. ST., TAMPA, FLA. 33604


OF THE LAND AND PLATTS AND THAT PERMANENT REFERENCE  
MONUMENTS HAVE BEEN PLACED AS SHOWN

*Earl S. Reynolds*  
SECTION 22 AND 23  
TOWNSHIP 22 N. RANGE 23 E.

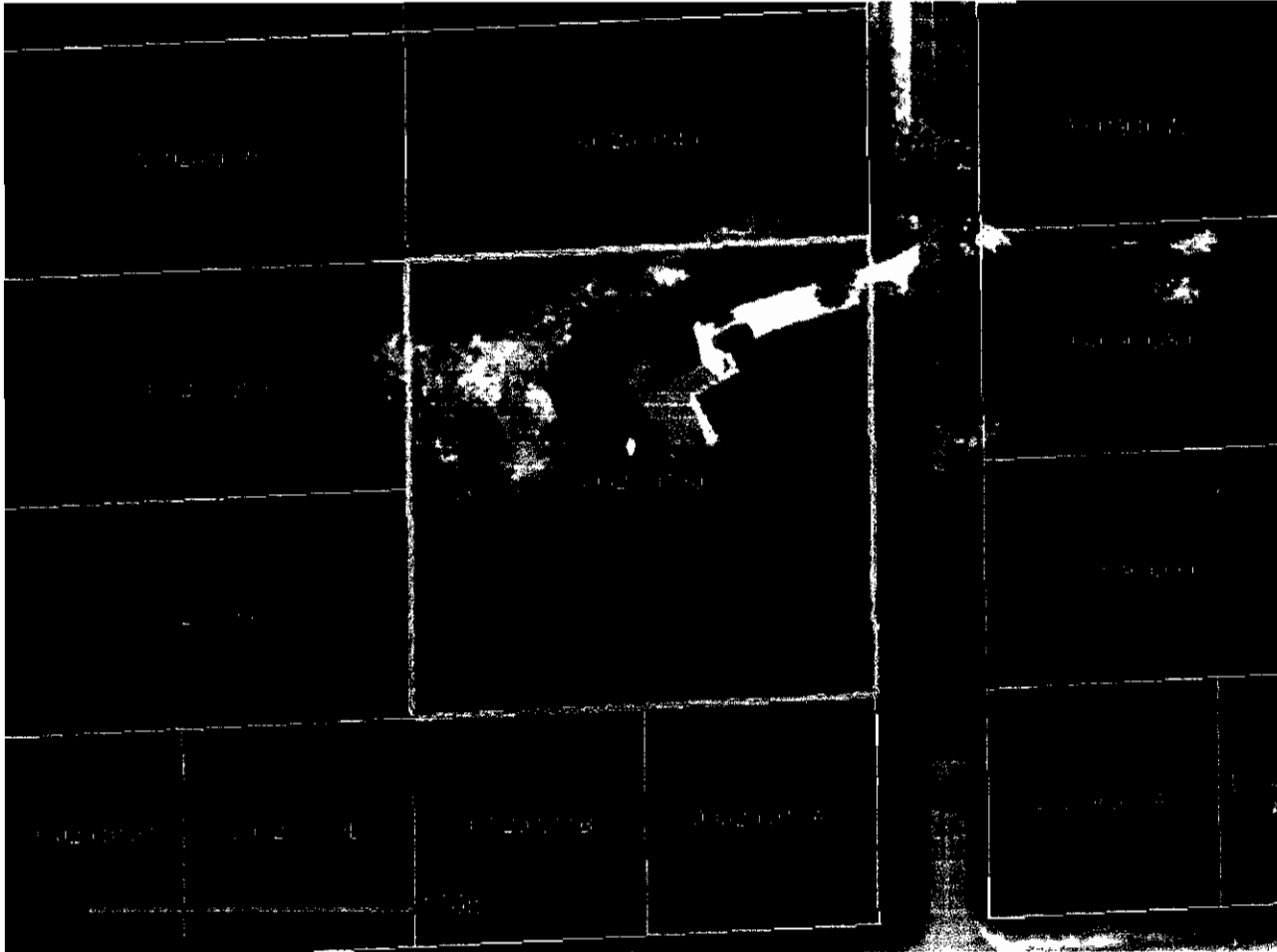
NOTE: ALL LOTS SUBJECT TO A COUNCIL'S ORDER  
ON THE 10TH OF OCT  
IN THE YEAR 1874 CONTAIN  
SAC FOR PERS. AND C. W. H. S. COUNTY  
ALL LOTS FROM THE YEAR 1874, EXCEPT THOSE NOTED

UNIT BOUNDARY  
**SEE**



 - AREA TO BE VACATED

**Lee Property Appraiser Web Tax Map**



**Tax Map Legend**

Selected Parcel

Road Centerlines

Parcels

<b>Aerial Image Set</b>	2002 (Color)	<b>Map Currency Date</b>	10/4/2005 7:32:54 PM
<b>Selected Parcel</b>	07-44-27-05-00020.0130	<b>Legal Description</b>	LEHIGH ACRES UNIT 5 BLK 20 DB 252 PG 441 LOTS 12 + 13
<b>Parcel Owner</b>	FOX BRADLEY J + SANDRA L 1705 OAK AV LEHIGH ACRES FL 33972	<b>Property Address</b>	1705 OAK AVE Lehigh Acres FL 33972