

Agenda Item Summary

**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 20 Skyline Dr., North Ft. Myers (Case No. VAC2006-00043).

**2. WHAT ACTION ACCOMPLISHES:** To build an addition and pool to an existing single-family residence on the subject lot. 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 #: 4 **9:30 PH2**

**5. Meeting Date:** **1-30-07**

**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]* **12/07/06**  
 Peter J. Eckenrode, Director

**9. Background:**

The completed petition to vacate, VAC2006-00043 was submitted by Leonard Tullo on behalf of Jack and Eileen Long.

**LOCATION:** The site is located at **20 Skyline Dr., North Ft. Myers, Florida 33903** and its strap number is **10-44-24-09-00005.0000**. Petition No. VAC2006-00043 proposes to vacate a twelve-foot (12') wide Public Utility Easement on the west side of Lot 5, Section 10, Township 44 South, Range 24 East, Tropic Shores Estates, as recorded in Plat Book 25, Page 79 of the Public Records of Lee County, Florida.

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				County Manager/P.W. Director
					Analyst	Risk	Grants	Mgr.	
<i>[Signature]</i>				<i>[Signature]</i> 12-18-06	<i>[Signature]</i> 12/19/06	<i>[Signature]</i> 12/19/06	<i>[Signature]</i> 12/19/06	<i>[Signature]</i> 12-20-06	

**11. Commission Action:**

- Approved
- Deferred
- Denied
- Other

RECEIVED BY  
 COUNTY ADMIN:  
 12/19 8:15 AM  
 COUNTY ADMIN  
 FORWARDED TO:  
 12/20 3 PM  
 PR

Rec. by CoAtty  
 Date: 12/18/06  
 Time: 4:00 PM  
 Forwarded To:  
 Co. Admin.  
 12/18/06 4:30 PM



PETITION TO VACATE  
TRANSMITTAL FOR PUBLIC NOTICE  
REQUIREMENTS

DATE: December 5, 2006

To: Molly Schweers  
Public Resources

FROM: Ron Wilson  
Development Services

BLUESHEET NUMBER: 20061636

CASE NUMBER: VAC2006-00043

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: VAC2006-00043

TO WHOM IT MAY CONCERN:

Notice is hereby given that on the 30th day of January 2007 @ 9:30 AM 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.



LEE COUNTY

CHARLIE GREEN, CLERK

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

Deputy Clerk Signature

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

APPROVED AS TO FORM

Handwritten signature of John Medygar in cursive.

County Attorney Signature

Handwritten signature of John J. Freeman in cursive.

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

**BASE LINE, INC.**  
**LAND SURVEYING AND MAPPING**

15570 OLD OLGA ROAD  
ALVA, FLORIDA 33920  
PHONE (239) 481-0421  
FAX (239) 433-4588

DESCRIPTION OF EASEMENT TO BE VACATED:

A TWELVE FOOT WIDE PUBLIC UTILITY EASEMENT LYING IN LOT 5, TROPIC SHORES ESTATES, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN PLAT BOOK 25, PAGE 79, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA, THE CENTERLINE OF WHICH IS DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION 10, TOWNSHIP 44 SOUTH, RANGE 24 EAST, LEE COUNTY, FLORIDA, THENCE RUN N 89°01'43"E, ALONG THE SOUTH LINE OF SAID SECTION 10 AND THE CENTERLINE OF SKYLINE DRIVE (50 FEET WIDE), FOR 1194.20 FEET TO THE CENTERLINE OF OVERRIVER DRIVE AS SHOWN ON PLAT OF OVERRIVER SHORES, RECORDED IN PLAT 9, PAGE 75, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA; THENCE S 89°01'43"W FOR 14.00 FEET; THENCE N 02°43'17"E FOR 25.05 FEET TO A POINT ON THE SOUTH LINE OF SAID LOT 5 AND THE POINT OF BEGINNING OF THE HEREIN DESCRIBED EASEMENT; THENCE CONTINUE N 02°43'17"E FOR 325± FEET TO THE WATERS OF AN EXISTING CANAL AND THE POINT OF TERMINUS OF SAID EASEMENT. THE SIDE LINES OF SAID EASEMENT TO BE SHORTENED OR PROLONGED TO MEET AT ANGLE POINTS AND LOT LINES. LESS AND EXCEPT THE SOUTHERLY 6 FEET THEREOF.



ROBERT D. REIGÉ

PROFESSIONAL SURVEYOR AND MAPPER No. 4074

STATE OF FLORIDA

Exhibit "A"  
Petition to Vacate  
VAC2006-00043  
[Page One of One]

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VAC2006-00043

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: VAC2006-00043

WHEREAS, Petitioner **Jack Long and Eileen Long** 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. VAC2006-00043 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

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

APPROVED AS TO FORM

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

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

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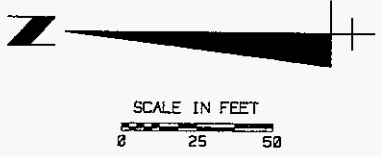
Exhibit "A"  
Petition to Vacate  
VAC2006-00043  
[Page One of One]

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VAC2006-00043

EXHIBIT "B"

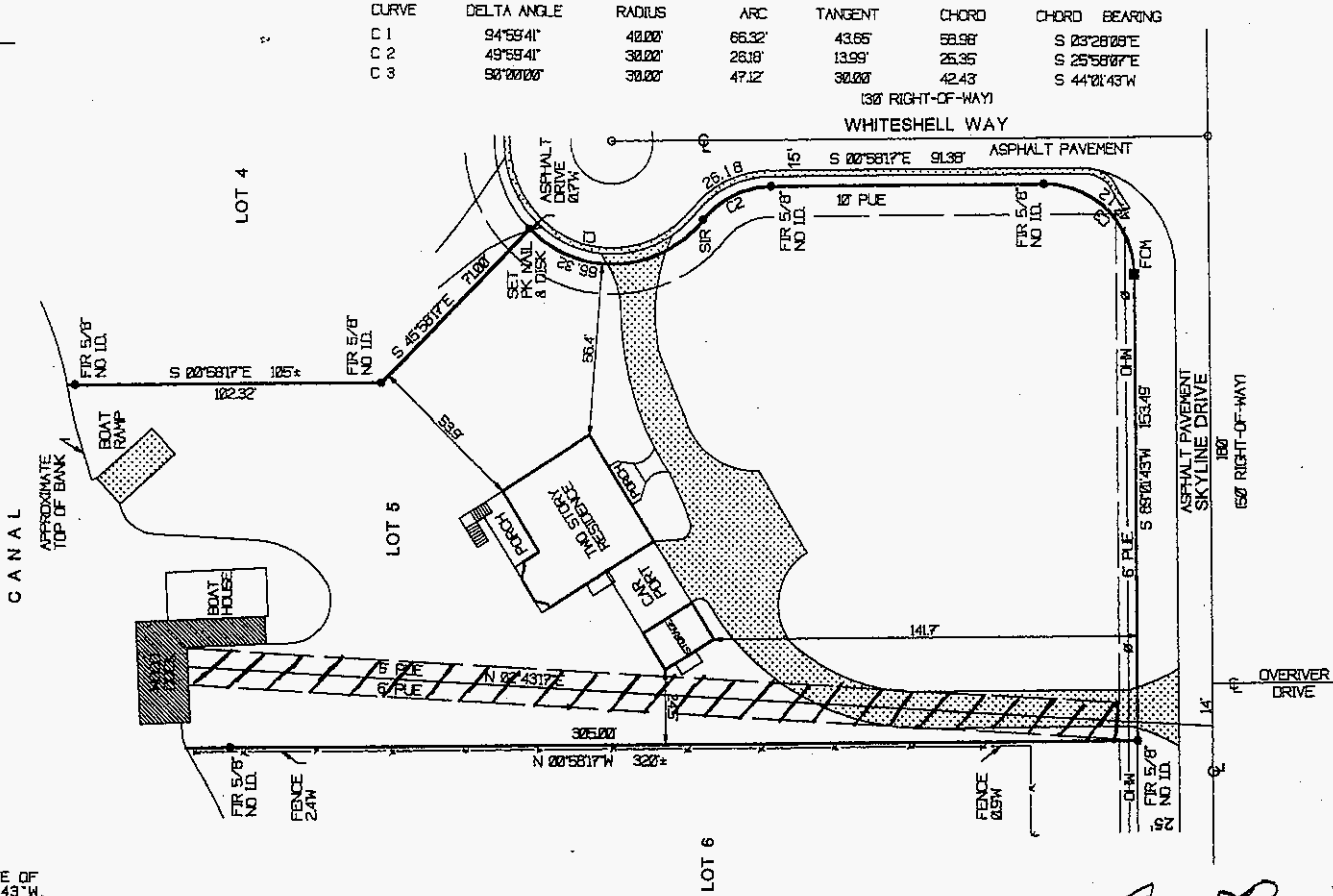


CURVE	DELTA ANGLE	RADIUS	ARC	TANGENT	CHORD	CHORD BEARING
C 1	94°59'41"	40.00'	66.32'	43.65'	59.98'	S 03°28'09"E
C 2	49°59'41"	30.00'	26.18'	13.99'	26.35'	S 25°58'07"E
C 3	50°00'00"	30.00'	47.12'	30.00'	42.43'	S 44°02'43"W

LEGEND

- FIR - FOUND IRON ROD (AS NOTED)
- FIP - FOUND IRON PIPE (AS NOTED)
- FCM - FOUND 4" X 4" CONCRETE MONUMENT
- STR - SET 5/8" IRON ROD WITH CAP (LB#6386)
- DESI - DEED
- PLAT - PLAT
- MEASURED - MEASURED
- POWER POLE - POWER POLE
- WATER METER - WATER METER
- TELEPHONE COMPANY PEDESTAL - TELEPHONE COMPANY PEDESTAL
- ELECTRIC BOX - ELECTRIC BOX
- CABLE BOX - CABLE BOX
- OVERHEAD WIRES - OVERHEAD WIRES
- CHAIN LINK FENCE - CHAIN LINK FENCE
- WOOD FENCE - WOOD FENCE
- PUE - PUBLIC UTILITY EASEMENT
- CONCRETE - CONCRETE

PROPERTY ADDRESS:  
 20 SKYLINE DRIVE  
 NORTH FORT MYERS, FLORIDA



NOTES

- 1) BEARINGS ARE BASED ON THE CENTER LINE OF SKYLINE DRIVE. PLAT BEARING S 89°01'43"W.
- 2) THE PROPERTY SHOWN HEREON IS LYING IN ZONE AE (EL B) OF THE NATIONAL FLOOD INSURANCE PROGRAM. COMMUNITY-PANEL NUMBER 125124 0200 C. (DATE OF FIRM INDEX 05/05/03).
- 3) THIS SURVEY WAS PREPARED WITHOUT THE BENEFIT OF A TITLE SEARCH, AND MAY BE SUBJECT TO OTHER EASEMENTS, RESTRICTIONS AND RIGHTS-OF-WAY OF RECORD.
- 4) IMPROVEMENTS OTHER THAN THOSE SHOWN NOT LOCATED ON THIS SURVEY.

CERTIFICATIONS

JACK AND EILEEN LONG  
 FIDELITY NATIONAL TITLE INSURANCE COMPANY  
 FREMONT INVESTMENT & LOAN

*Robert D. Reige*

ROBERT D. REIGE, P.S.M.  
 PROFESSIONAL SURVEYOR & MAPPER No. 4074  
 STATE OF FLORIDA

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

**BASE LINE, INC.**  
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 LB#6386  
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 PHONE (239) 481-0421  
 FAX (239) 433-4588

**BOUNDARY SURVEY**

LOT 5, TROPICAL SHORES ESTATES, AS RECORDED IN PLAT BOOK 25,  
 PAGE 79, OF THE PUBLIC RECORDS OF LEE COUNTY, FLORIDA.

REV	DATE	DESCRIPTION
1		
2		
3		
4		

PROJECT NO. 06487  
 SHEET 1 OF 1  
 SCALE 1" = 50'  
 FIELD SURVEY DATE:  
 08/11/06  
 SURVEY ISSUE DATE:  
 08/14/06





PETITION TO VACATE (AC 13-1)

Case Number: VAC2006-00043

Petitioner(s), Jack Long and Eileen Long 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, 20 Skyline Dr., North Ft. Myers, FL 33903
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

Jack Long
Printed Name

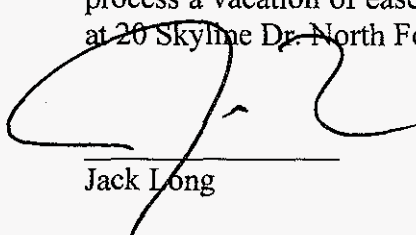
Eileen Long
Printed Name

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

**LETTER OF AUTHORIZATION**

This letter is to authorize Leonard Tullo, owner of Permits Express, and his staff to process a vacation of easement for me. The easement vacation is for the property located at 20 Skyline Dr. North Fort Myers Florida.



Jack Long

Date: September 19<sup>th</sup>, 2006



Eileen Lopez-Long  
Commission # DD283656  
Expires: Jan, 21, 2008  
Aaon Notary 1-800-350-5161

RECEIVED  
OCT 10 2006

VAC 2006-00043

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Petition to Vacate  
VAC2006-00043  
[Page One of One]

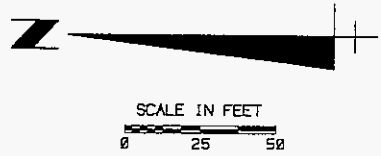
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VAC2006-00043

EXHIBIT "B"

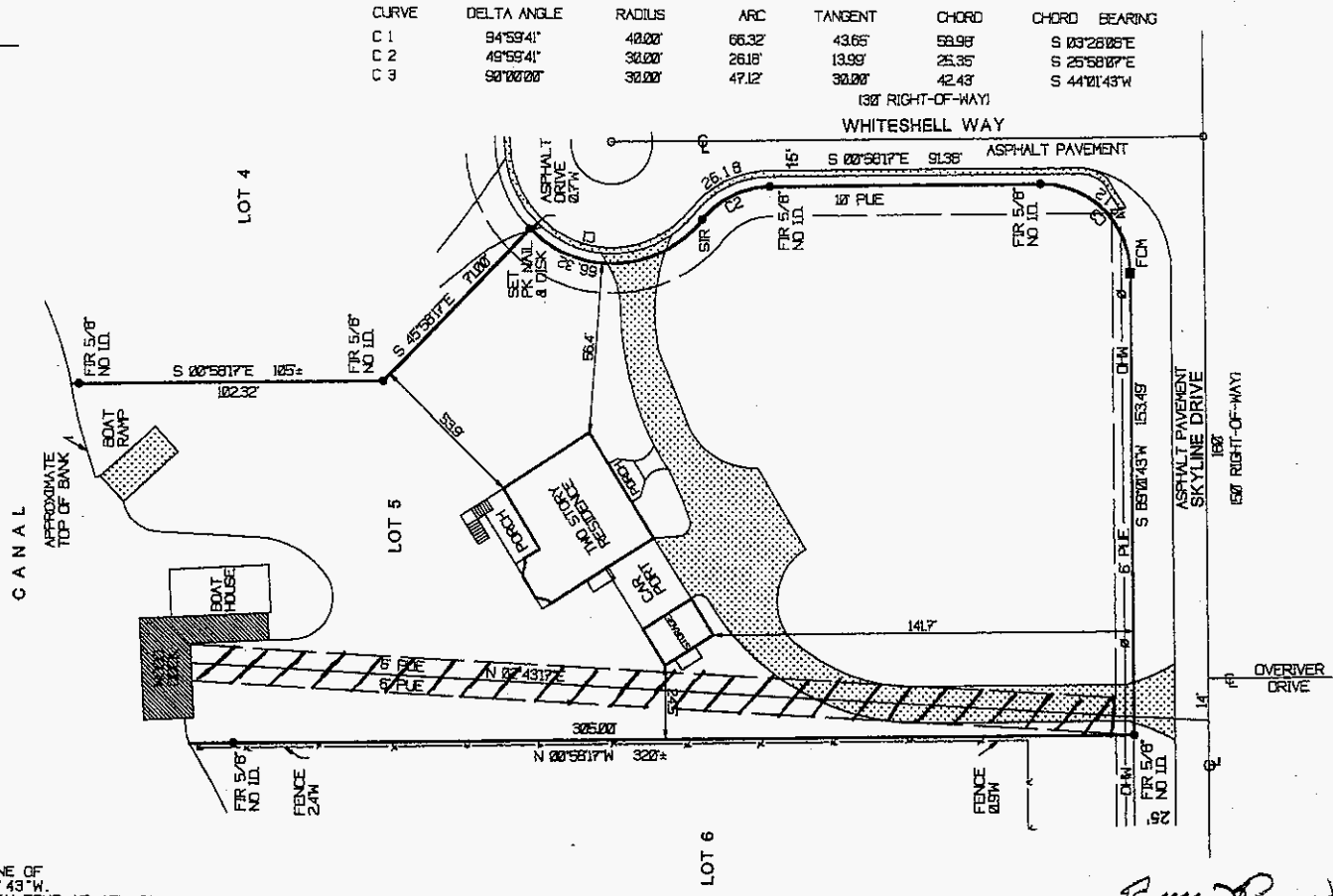
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REV	DATE	DESCRIPTION
1		
2		
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PROJECT NO. 06487  
 SHEET 1 OF 1  
 SCALE 1" = 50'  
 FIELD SURVEY DATE:  
 08/11/06  
 SURVEY ISSUE DATE:  
 08/14/06

**Exhibit "C"**  
**Petition to Vacate**  
**VAC2006-00043**  
 [Page One of One]

Real Property Information		
<b>Account</b>	<b>Tax Year</b>	<b>Status</b>
10-44-24-09-00005.0000	2006	PAID
<b>Original Account</b>	<b>Instrument No</b>	
10-44-24-09-00005.0000	2006000344968	
<b>Owner</b>		
LONG JACK + EILEEN		
<b>Physical Address</b>		<b>Mailing Address</b>
20 SKYLINE DR NORTH FORT MYERS FL 33903		20 SKYLINE DR NORTH FORT MYERS FL 33903 USA
<b>Legal Description</b>		
TROPIC SHORES ESTATES PB 25 PG 79 LOT 5		
<b>Outstanding Balance as of 12/5/2006</b>		\$0.00

2006

INSTR # 2006000344968, Pages 4  
Doc Type D, Recorded 09/06/2006 at 08:44 AM,  
Charlie Green, Lee County Clerk of Circuit Court  
Deed Doc. \$7000.00 Rec. Fee \$35.50  
Deputy Clerk DSHAW  
#2

**Prepared By and Return To:**  
Ruth E. Ruotolo  
Fidelity National Title Insurance Company  
15611 New Hampshire Court, Suite B  
Fort Myers, FL 33908

**File No.** 06-026-2703988

**Property Appraiser's Parcel I.D. (folio) Number (s)**  
10-44-24-09-00005.0000

**SS#:** \_\_\_\_\_

**SPECIAL WARRANTY DEED**

**THIS SPECIAL WARRANTY DEED** made this August 31, 2006, by Bank of America, N.A., f/k/a Barnett Banks Trust Company, as successor co-trustee and Richard H. Pritchett, III, individually and as successor co-trustee, and Virginia P. Daniel, individually and as successor co-trustee (a single woman) of the Virginia B. Pritchett Revocable Trust U/D/T, dated 4/15/96 hereinafter called the grantor and Jack Long and Eileen Long, husband and wife whose post office address is 20 SKYLINE DRIVE, N. FT. MYERS, FL 33903 hereinafter called the grantee:

(Wherever used herein the terms "grantor" and "grantee" include all the parties to the instrument and the heirs, legal representative and assigns of individuals, and the successors and assigns of corporations)

**WITNESSETH:** That the grantor, for and in consideration of the sum of \$10.00 and other valuable consideration, receipt, whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situated in Lee County, Florida viz:

Lot 5, TROPIC SHORES ESTATES, according to the plat thereof, as recorded in Plat Book 25, Page 79 of the Public Records of Lee County, Florida.

THIS PROPERTY IS NOT NOW, NEVER HAS BEEN AND IS NOT CONTIGUOUS TO ANY HOMESTEAD OF RICHARD H. PRITCHETT, III

Subject to encumbrances, easements and restrictions of record and taxes for December 31, 2006.

**TOGETHER** with all the tenements, hereditaments and appurtenances thereto belonging or in any wise appertaining.

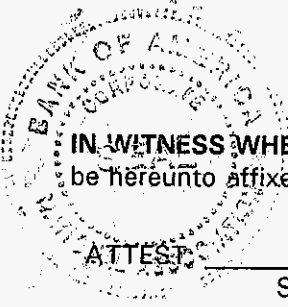
**TO HAVE AND TO HOLD** the same in fee simple forever.

**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, and hereby warrants the title to said land and will defend the same against the lawful claims of all persons claiming by, through or under the said grantor.

RECEIVED

OCT 10 2006

VAC 2006-00043



IN WITNESS WHEREOF, the grantor has caused these presents to be executed in its name, and its corporate seal to be hereunto affixed, by its proper officers duly authorized, the day and year first above written.

ATTEST  
\_\_\_\_\_  
Secretary

Signed, sealed and delivered in the presence of:

Erna Messenger  
Witness Signature

ERNA MESSENGER  
Witness Printed Name

Christine A. Carrow  
Witness Signature

CHRISTINE A. CARROW  
Witness Printed Name

Virginia B. Pritchett Revocable Trust U/D/T, dated 4/15/96

By: [Signature]  
John Stoner, Vice President of Bank of America N.A., Trustee

STATE OF FLORIDA

COUNTY OF PINELLAS

I HEREBY CERTIFY that on this day, before me, an officer duly authorized in the State aforesaid and in the County aforesaid to take acknowledgements, personally appeared John Stoner

to me known to be the \_\_\_\_\_ Vice \_\_\_\_\_ President and \_\_\_\_\_ respectively of the corporation named as the grantor in the foregoing deed, or who have produced DRIVERS LICENSE as identification and that they severally acknowledged executing the same in the presence of two subscribing witnesses freely and voluntarily under the authority duly vested in them by said corporation and that the seal affixed thereto is the true corporate seal of said corporation.

WITNESS my hand and official seal in the County and State last aforesaid this 28 day of August, 2006



Christine A. Carrow  
Notary Public

CHRISTINE A. CARROW  
Printed Name of Notary  
My Commission Expires:



IN WITNESS WHEREOF, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

Patricia A. Hickin  
(Witness Signature)

By: [Signature]  
Richard H. Pritchett, III, individually and as Trustee

PATRICIA A. HICKIN  
(Print Name of Witness)

\_\_\_\_\_

Janice I. Milson  
(Witness Signature)

\_\_\_\_\_

Janice I. Milson

(Print Name of Witness)

STATE of FLA

COUNTY of LEE

I HEREBY CERTIFY that on this day, before me, an Officer duly authorized in the State aforesaid and the County aforesaid to take acknowledgements, personally appeared Richard H. Pritchett, III, individually and as successor co-trustee of the Virginia P. Pritchett Revocable Trust, dated April 15, 1996

to me known to be the person(s) described in or who has/have produced Fla. Drivers License as identification and who executed the foregoing instrument and he/she/they acknowledged before me that he/she/they executed the same.

WITNESS my hand and official seal in the County and State last aforesaid this 29th day of August, 2006.

Patricia A. Hickin  
Notary Signature

Printed Notary Name

My commission expires:







IN WITNESS WHEREOF, the said grantor has signed and sealed these presents the day and year first above written.

Signed, sealed and delivered in the presence of:

✓ Gay M. Harris  
(Witness Signature)

By: Virginia P. Daniel  
Virginia P. Daniel, individually and as Trustee

✓ Gay M. Harris  
(Print Name of Witness)

\_\_\_\_\_  
(Address and Phone Number)

✓ Jessica Nichols  
(Witness Signature)

✓ Jessica Nichols  
(Print Name of Witness)

STATE of North Carolina

COUNTY of McDowell

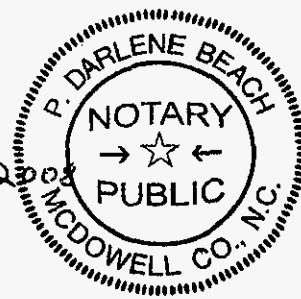
I HEREBY CERTIFY that on this day, before me, an Officer duly authorized in the State aforesaid and the County aforesaid to take acknowledgements, personally appeared Virginia P. Daniel, individually and as successor co-trustee of the Virginia P. Pritchett Revocable Trust, dated April 15, 1996

to me known to be the person(s) described in or who has/have produced FL State Driver's License as identification and who executed the foregoing instrument and he/she/they acknowledged before me that he/she/they executed the same. DL# D540-875-44-881-0

WITNESS my hand and official seal in the County and State last aforesaid this 23rd day of August, 2006.

P. Darlene Beach  
Notary Signature

P. Darlene Beach  
Printed Notary Name



My commission expires: June 22, 2008



**LEE COUNTY**  
SOUTHWEST FLORIDA

**BOARD OF COUNTY COMMISSIONERS**

Writer's Direct Dial Number: \_\_\_\_\_  
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. Stillwell  
*County Manager*

David M. Owen  
*County Attorney*

Diana M. Parker  
*County Hearing Examiner*

December 5, 2006

Leonard Tullo  
Permits Express  
9124 Links Dr.  
Fort Myers, FL 33913

Re: **VAC2006-00043 - Petition to Vacate** a 12-foot wide Public Utility Easement located on the west side of lot 5, Tropic Shores Estates, S 10, T 44S, R 24E, as recorded in Plat Book 25, Page 79, in the public records of Lee County, FL

Dear Mr. Tullo:

You have indicated that in order to build a home addition and pool on the subject lot, your clients Jack and Eileen Long desire to eliminate the Public Utility Easement located on the west side of their lot. The site is located at 20 Skyline Dr., North Fort Myers. 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

Reason Letter for vacation of easement

I, Jack Long, owner of the property located at 20 Skyline Dr. N. Fort Myers do hereby request that the public utility easement on my property be vacated. The reason for this request is due to my plans to build on the property in the near future. The future building plans will be for a home addition and for a pool. Currently the easement goes in a diagonal direction through the property thus causing my building set backs to be excessive and not within the normal distances of other properties in the area. Thank you for your consideration in this matter.



Jack Long

Date: September 19<sup>th</sup>, 2006



Eileen Lopez-Long  
Commission # DD283656  
Expires: Jan, 21, 2008  
Aaren Notary 1-800-350-5161

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OCT 10 2006

VAC 2006-00043



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

October 6, 2006

Mr. Leonard Tullo  
9124 Links Drive  
Fort Myers, FL 33913

Re: Vacation of Easement on Strap # 10-44-24-09-00005.0000,  
Lot 5, Tropic Shores Estates, North Fort Myers, Florida

Dear Mr. Tullo:

LCEC does not object to the vacation of the easement on Lot 5, Tropic Shores Estates, North Fort Myers, Florida, as shown on the attached sketch provided by Robert D. Reige, and recorded in the plat for Tropic Shores Estates in Plat Book 25, Page 79, of the Public Records of Lee County, Florida.

I can be reached at 656-2422 if you have any questions.

Sincerely,

*Sandra McIver*

Sandra McIver  
Real Property Representative

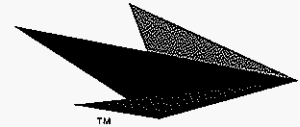
Attachment

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OCT 10 2006

VAG 2006-00043

Voice | Data | Internet | Wireless | Entertainment



**EMBARQ**<sup>TM</sup>

Embarq Corporation  
2820 Cargo Street  
Fort Myers, FL 33916  
EMBARQ.com

September 26, 2006

Mr. Leonard Tullo  
Permits Express  
9124 Linkes Dr.  
Fort Myers, Florida 33913

RE: Utility Easement Vacation

Dear Mr. Moore:

With reference to your letter of 09/21/06, requesting Embarq Telephone's concurrence with the vacation of a Public Utility Easement, located on the east side of the property Strap 10-44-24-09-00005.000. Embarq Telephone agrees to the vacation of said easement.

If you have any questions about this matter please call me at 239-336-2117.

Sincerely,

Hal Dever  
Engineer I

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OCT 10 2006

VAC 2006-00043



26102 Bonita Grande Dr.  
Bonita Springs Fl. 34135  
Phone: 239-732-3805  
FAX: 239-498-5456

September 25, 2006

Permits Express  
C/O Leonard Tullo  
9124 Links Dr.  
Fort Myers, Florida 33913

Re: 10-44-24-09-00005.0000 (Skyline Dr.)

Dear Leonard Tullo,

This letter will serve to inform you that Comcast has no objection to your proposed vacation of the address referenced above.

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

Cordially,

A handwritten signature in cursive script that reads "Mark Cook".

Mark Cook  
Design Coordinator

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OCT 10 2006

VAC 2006-00043

**AmeriGas**<sup>®</sup>  
America's Propane Company

September 28th, 2006

Mr. Leonard Tullo  
9124 Links Dr.  
Fort Myers, FL 33913

Dear Mr. Leonard Tullo:

In reference to your fax dated September 21st, Amerigas has no interest on the right of way between the following parcel(s):

STRAP #: 10-44-24-09-00005.0000

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

Sincerely,



Teresa Michaels  
Sales and service Manager

RECEIVED

OCT 10 2006

VAC 2006-00043



BOARD OF COUNTY COMMISSIONERS

(239) 479-8150

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

Bob Janes  
District One

September 22, 2006

Douglas R. St. Cerny  
District Two

Leonard Tullo

Ray Judah  
District Three

Permits Express  
9124 Links Dr

Tammy Hall  
District Four

Fort Myers, FL 33913

John E. Albion  
District Five

**SUBJECT: VACATION OF UTILITY EASEMENT AND/OR RIGHT-OF-WAY**

Donald D. Stillwell  
County Manager

**STRAP #: 10-44-24-09-00005.0000  
20 SKYLINE DR**

David M. Owen  
County Attorney

Diana M. Parker  
County Hearing  
Examiner

Dear Mr. Tullo,

Lee County Utilities has reviewed your request and has **NO OBJECTION** to the proposed vacation. Even though the area in question is located within Lee County Utilities' service area our records indicate that we have no water or wastewater facilities within the area to be vacated.

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, MA, GISP  
Utilities GIS Coordinator  
Utilities Engineering Division

Original Mailed: 09/22/2006

Original Faxed: 09/22/2006

CC: Correspondence File

RECEIVED

OCT 10 2006

VAC2006-00043

H:\Vacates\2006\Tullo09222006.doc

P.O. Box 398, Fort Myers, Florida 33902-0398 (239) 335-2111

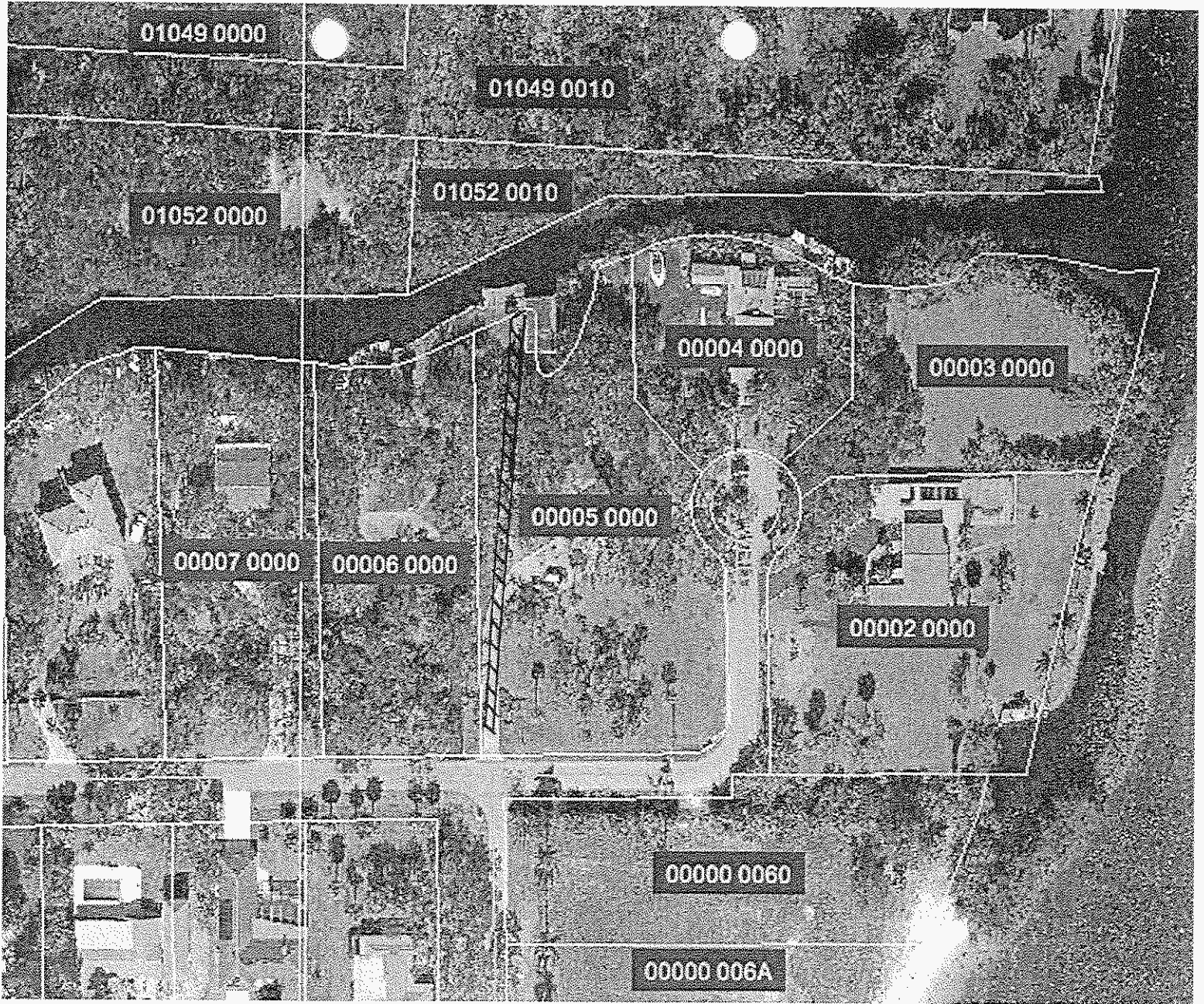
Internet address <http://www.lee-county.com>

AN EQUAL OPPORTUNITY AFFIRMATIVE ACTION EMPLOYER









 - AREA TO BE VACATED