

RESOLUTION NO. 2009- 309

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, VACATING A PORTION, (CONSISTING OF A 150 LINEAR FEET) OF A 50 FOOT RIGHT-OF-WAY KNOWN AS THIRD STREET.

RECITALS

WHEREAS, a petition has been filed by qualified land owners to vacate a portion (consisting of a 150 linear feet) of a 50 foot right-of-way hereinafter described; and

WHEREAS, the qualified landowners agree to allow the County to retain an easement for drainage across the right-of-way sought to be vacated by this Resolution; and

WHEREAS, this Board has heretofore passed a Resolution as required by Section 336.09, Florida Statutes, and Notice of Public Hearing has been duly published and Proof of Publication has been filed with this Board; and

WHEREAS, it appears that the averments of said petition are true,

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA, as follows:

1. All whereas clause are hereby incorporated into the body of this Resolution.
2. It is hereby found and determined that the action taken in paragraph #2 below is in the best interest of the public.
3. That the following described right-of-way or portions thereof to wit:

LEGAL DESCRIPTION AS PER ATTACHED SCHEDULE "A"

be and the same are hereby vacated, abandoned, discontinued and closed, and this Board hereby renounces and disclaims any right of the County and the Public in and to the above described right-of-way and any land in connection therewith, with the exception that the County retain a 30 foot easement, being 15 feet either side of the centerline of said right-of-way, for drainage.

4. That the notice required by Section 336.10, Florida Statutes, of the adoption of this resolution is hereby authorized to be published.
5. That the applicant pays all recording costs.

Dated this 20th day of October, 2009.

**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA**

By: Cyndi Stevenson
Cyndi Stevenson, Chair

ATTEST: Cheryl Strickland, Clerk

By: Pam Halterman
Deputy Clerk

RENDITION DATE 10/22/09



Schedule A

The unpaved and unimproved portion of Third St., lying to the north of Lawn Ave., approx. 150' x 50' wide.

THE ST. AUGUSTINE RECORD

COPY OF ADVERTISEMENT

ANDREW KORB
8156 SEVEN MILE DR
PONTE VEDRA BEACH FL 32082

Ref.#: L3041-9
P.O.#: VACPART3RD

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

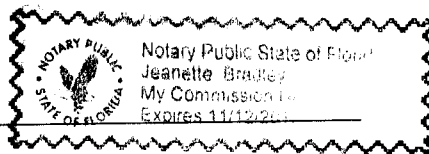
STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **ULINDA E. VERSTRAATE**
who on oath says that he/she is an Employee of the St. Augustine Record,
a daily newspaper published at St. Augustine in St. Johns County, Florida:
that the attached copy of advertisement being a **NOTICE OF HEARING**
In the matter of **VACATE STREET - - PORTION OF THIRD STREET**
was published in said newspaper on **09/28/2009**

Affiant further says that the St. Augustine Record is a newspaper published
at St. Augustine, in said St. Johns County, Florida, and that the said newspaper
heretofore has been continuously published in said St. Johns County, Florida,
each day and has been entered as second class mail matter at the post office in the
City of St. Augustine, in said St. Johns County, for a period of one year preceding
the first publication of the copy of advertisement; and affiant further says that
he/she has neither paid nor promised any person, firm or corporation any discount,
rebate, commission or refund for the purpose of securing the advertisement for
publication in the said newspaper.

Sworn to and subscribed before me this 28th day of Sept 2009
by Ulinda E Verstraate who is personally known to me
or who has produced as identification

Jeanette Bradley
(Signature of Notary Public)



(Seal)

**NOTICE OF PUBLIC HEARING ON VACATION OF
CERTAIN STREETS, ALLEYS, OR ROADS
(PORTION OF THIRD STREET)**

Take notice that the Board of County Commissioners
of St. Johns County, Florida, upon petition of quali-
fied land owners, will hold a public hearing on Octo-
ber 20, 2009 at 9:00 a.m. in the County Auditorium of
the St. Johns County Administration Building, 500
San Sebastian Vlew, St. Augustine, Florida, to con-
sider and determine whether it will vacate, aban-
don, discontinue and close portions of certain
streets, alleyways or roads, described as follows:

The unpaved and unimproved portion of Third St.,
lying to the North of Lawn Ave., approx. 150' x 50'
wide.



All parties having any interest in said matter will be
afforded an opportunity to be heard at the public
hearing.

If a person decides to appeal any decision made by
the Board of County Commissioners with respect to
any matter considered at the hearing, he will need
to ensure that a verbatim record of the proceedings
is made, which record includes the testimony and
evidence upon which the appeal is to be based. This
notice is published pursuant to the provisions of Sec-
tion 336.10 Florida Statutes.

**NOTICE TO PERSONS NEEDING SPECIAL
ACCOMMODATIONS AND TO ALL HEARING
IMPAIRED PERSONS:** In accordance with the
Americans with Disabilities Act persons needing a
special accommodation or an interpreter to partici-
pate in this proceeding should contact ADA Coordi-
nator, at (904) 209-0650 or at the County Administra-
tion Building, 500 San Sebastian Vlew, Room #17, St.
Augustine, FL 32084. For hearing impaired indi-
viduals: Telecommunication Device for the Deaf
(TDD): Florida Relay Service: 1-800-955-8770, no
later than 5 days prior to the date of this hearing.
**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK
By: Yvonne King, Deputy Clerk
L3041-9 Sep 28, 2009**

THE ST. AUGUSTINE RECORD

ANDREW KORB
8156 SEVEN MILE DR
PONTE VEDRA BEACH FL 32082

Ref.#: L3717-9
P.O.#: VACATE3RDST

PUBLISHED EVERY MORNING SUNDAY THRU SATURDAY
ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA,
COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared **ULINDA E. VERSTRAATE**

who on oath says that he/she is an Employee of the St. Augustine Record,
a daily newspaper published at St. Augustine in St. Johns County, Florida:

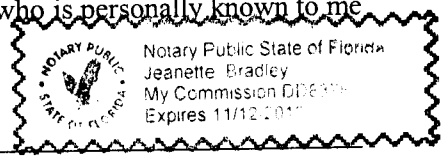
that the attached copy of advertisement being a **MISC NOTICE**

In the matter of **NOTICE ADOPTION OF - RESOLUTION VACATING 3RD ST**
was published in said newspaper on **10/30/2009**

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore has been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that he/she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 30th day of Oct 2009
by Ulinda E Verstraate who is personally known to me
or who has produced as identification

Jeanette Bradley



(Signature of Notary Public)

(Seal)

COPY OF ADVERTISEMENT

**NOTICE OF ADOPTION OF A RESOLUTION
VACATING A PORTION (CONSISTING OF
A 150 LINEAR FEET)
OF A 50 FOOT RIGHT-OF-WAY
(KNOWN AS THIRD STREET)**

TO WHOM IT MAY CONCERN:

Take notice that the Board of County Commissioners of St. Johns County, Florida, has adopted a resolution vacating, abandoning, discontinuing and closing certain streets, alleyways, roads, or easements more particularly described as follows:

The unimproved and unimproved portion of Third St., lying to the north of Lawn Ave., approx. 150' x 50' wide.



Said resolution was adopted on the 20th day of October 20, 2009 and is on file and recorded in County Commissioners' Minutes dated: October 20, 2009 in the Office of the Clerk of the Circuit Court of St. Johns County, Florida. This notice is published pursuant to Section 336.10, Florida Statutes.
**BOARD OF COUNTY COMMISSIONERS
OF ST. JOHNS COUNTY, FLORIDA
CHERYL STRICKLAND, ITS CLERK
By: Yvonne King, Deputy Clerk
L3717-9 Oct 30, 2009**