

BOARD RECORDS
FILED FOR RECORD

2007 APR 25 AM 8:46

RESOLUTION NO. 2007-091

CLERK OF CIRCUIT COURT
SARASOTA COUNTY FL

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF SARASOTA COUNTY, FLORIDA

RE: DECLARE THAT PLAT VACATION PETITIONS MEETING
ESTABLISHED CRITERIA BE PLACED ON BOARD OF COUNTY
COMMISSIONERS CONSENT AGENDA IN LIEU OF A
SCHEDULED PUBLIC HEARING

WHEREAS, it is determined that the best interest of the public would be served by establishing a more efficient Plat Vacation Process; and

WHEREAS, THE BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA hereby agrees that Section 177.101, Florida Statutes does not require a public hearing be held in order for the Board to act on a request to vacate a portion of a plat; and

WHEREAS, after a plat vacation petition has been received and it has been determined by County staff that the encroachment occurred prior to October 1, 2003, the plat vacation petition will be circulated to all interested parties for review and advertised pursuant to Section 177.101(4), Florida Statutes; and

WHEREAS, all property owners abutting the petition property shall be notified by mail of the proposed vacation. Any objection to the vacation request must be submitted in writing to the Manager of the Real Property Division; and

WHEREAS, in the event County Staff receives written objection to the vacation, a public hearing will be scheduled for the objecting party's concerns to be heard; and

WHEREAS, if no objections to the plat vacation are made, County Staff will attach a proof of publication to the vacation request and place the plat vacation request on the Board agenda as a Consent Item for consideration by the Board of County Commissioners; and

WHEREAS, If County Staff has determined that the encroachment occurred subsequent to October 1, 2003, the plat vacation petition will be circulated, advertised and processed and a public hearing will be scheduled; and

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NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SARASOTA COUNTY, FLORIDA, IN PUBLIC MEETING ASSEMBLED:

1. When a plat vacation petition has been received and it has been determined by County staff that the encroachment occurred prior to October 1, 2003, the plat vacation petition will be circulated to all interested parties for review and advertised pursuant to Section 177.101(4), Florida Statutes.
2. All property owners abutting the petition property shall be notified by mail of the proposed vacation. Any objection to the vacation request must be submitted in writing to the Manager of the Real Property Division.
3. In the event County Staff receives written objection to the vacation, a public hearing will be scheduled for the objecting party's concerns to be heard.
4. If no objections to the plat vacation are made, County Staff will attach a proof of publication to the vacation request and place the plat vacation request on the Board agenda as a Consent Item for consideration by the Board of County Commissioners.
5. If County Staff has determined that the encroachment occurred subsequent to October 1, 2003, the plat vacation petition will be circulated, advertised and processed and a public hearing will be scheduled.
6. That this Resolution shall take effect immediately upon its adoption.

PASSED AND DULY ADOPTED this ^{4th} 24 day of APRIL 2007.

THE BOARD OF COUNTY COMMISSIONERS
OF SARASOTA COUNTY, FLORIDA

By Nara Pattison
Chairman

ATTEST:

KAREN E. RUSHING, Clerk of the
Circuit Court, Ex-Officio Clerk of
the Board of County Commissioners,
Sarasota County, Florida

By Candice R. [Signature]
Deputy Clerk

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