

After Recording Return To:
City of Winter Park, City Clerk's Office
401 Park Avenue South
Winter Park, Florida 32789

ORDINANCE NO. 3091-17

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA VACATING A PORTION OF POWER EASEMENT LOCATED AT 540 INTERLACHEN AVENUE, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN OFFICIAL RECORDS BOOK 3187, PAGE 205, AND OFFICIAL RECORDS BOOK 8045, PAGE 4770, OF THE PUBLIC RECORDS OF ORANGE COUNTY, MORE PARTICULARLY DESCRIBED IN PROVIDING FOR CONFLICTS, RECORDING AND AN EFFECTIVE DATE.

WHEREAS, the City of Winter Park has authority to adopt this Ordinance by virtue of its home rule powers and Charter with respect to abandoning and vacating rights of way no longer needed for public purposes, and the City Commission has made such a determination.

BE IT ENACTED by the People of the City of Winter Park, Florida as follows:

Section 1. The City Commission of the City of Winter Park, Florida hereby vacates and abandons the easement legally described in that certain legal description and sketch of description attached hereto as **Exhibit "A"**.

Section 2. In the event of any conflict between this Ordinance and any other ordinance or portions of ordinances, this Ordinance controls

Section 3. After adoption, this Ordinance shall be recorded in the public records of Orange County, Florida.

Section 4. This ordinance shall take effect immediately upon its passage and adoption.

ADOPTED at a regular meeting of the City Commission of the City of Winter Park, Florida, held at City Hall, Winter Park, Florida, on the 27th day of November, 2017.



Mayor Steven Leary

ATTEST:



City Clerk Cynthia S. Bonham

LEGAL DESCRIPTION

Exhibit "A"

LEGAL DESCRIPTION:

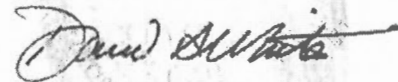
A STRIP OF LAND, BEING A PORTION OF LOT 498, BLOCK 1, PLAN OF TOWN OF WINTER PARK ACCORDING TO THE PLAT THEREOF AS RECORDED IN MISCELLANEOUS BOOK 3, PAGE 220, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA BEING DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID LOT 498 FOR A POINT OF REFERENCE, THENCE RUN SOUTH 69°55'44" EAST, ALONG THE NORTH LINE OF THAT CERTAIN DISTRIBUTION EASEMENT RECORDED OFFICIAL RECORDS BOOK 3187, PAGE 205 AND OFFICIAL RECORDS BOOK 8045, PAGE 4770 AND THE NORTH LINE OF SAID LOT 498, A DISTANCE OF 125.00 FEET TO THE NORTHEAST CORNER OF SAID DISTRIBUTION EASEMENT, THENCE DEPARTING SAID NORTH LINE RUN SOUTH 20°04'16" WEST ALONG EAST LINE OF SAID DISTRIBUTION EASEMENT, 8.29 FEET TO THE POINT OF BEGINNING, THENCE CONTINUE SOUTH 20°04'16" WEST, 1.71 FEET TO THE SOUTHEAST CORNER OF SAID DISTRIBUTION EASEMENT; THENCE RUN NORTH 69°55'44" WEST ALONG SAID SOUTH LINE, 7.32 FEET; THENCE RUN NORTH 11°00'10" EAST, 0.56 FEET; THENCE RUN SOUTH 78°47'50" WEST, 7.50 FEET TO THE POINT OF BEGINNING;

THE ABOVE DESCRIBE STRIP OF LAND LIES IN THE CITY OF WINTER PARK, ORANGE COUNTY, FLORIDA AND CONTAINING 8.3 SQUARE FEET, MORE OR LESS.

SURVEYOR'S NOTES:

- (1) THIS LEGAL DESCRIPTION IS NOT VALID UNLESS IT BEARS THE SIGNATURE AND ORIGINAL RAISED SEAL OF THE FLORIDA LICENSED SURVEYOR AND MAPPER IDENTIFIED BELOW.
- (2) NO ABSTRACT FOR RIGHTS-OF-WAY, EASEMENTS, OWNERSHIP OR OTHER INSTRUMENTS OF RECORD HAVE BEEN PROVIDED TO THIS FIRM.
- (3) BEARINGS SHOWN HEREON ARE ASSUMED RELATIVE TO THE NORTH LINE OF LOT 498, BLOCK 1, PLAN OF TOWN OF WINTER PARK ACCORDING TO THE PLAT THEREOF AS RECORDED IN MISCELLANEOUS BOOK 3, PAGE 220, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA DERIVED FROM RTK-GPS VALUES OBTAINED USING LENGEMANN OF FLORIDA'S L-NET NETWORK (NGS NAD 83 (NSRS2007)) BEING SOUTH 69°55'44" EAST.
- (4) THE "LEGAL DESCRIPTION" HEREON HAS BEEN PREPARED BY THE SURVEYOR AT THE CLIENT'S REQUEST.
- (5) THIS LEGAL DESCRIPTION DOES NOT CONSTITUTE A BOUNDARY SURVEY, AS SUCH.
- (6) THE CLASSIFICATION USE OF THE LAND, PURSUANT TO THE STANDARDS OF PRACTICE SET FORTH IN RULE CHAPTER 5J-17 FLORIDA ADMINISTRATIVE CODE, FLORIDA STATUTES 472.027, IS SUBURBAN. THE MINIMUM RELATIVE DISTANCE ACCURACY OF THIS MAP OF BOUNDARY SURVEY ACHIEVES OR EXCEEDS ONE FOOT IN 7,500 FEET.
- (7) ATTENTION IS DIRECTED TO THE FACT THAT THIS MAP MAY HAVE BEEN REDUCED IN SIZE BY REPRODUCTION. THIS MUST BE CONSIDERED WHEN OBTAINING SCALED DATA.



DAVID A. WHITE, P.S.M.
FLORIDA REGISTRATION NO. 4044
PEC - SURVEYING AND MAPPING, LLC
CERTIFICATE OF AUTHORIZATION NO.: LB 7808
DATE OF SIGNATURE: 10-10-17

(THIS IS NOT A SURVEY)

SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION AND SURVEYOR'S NOTES

PEC

SURVEYING AND MAPPING, LLC

CERTIFICATE OF AUTHORIZATION NUMBER LB 7808

2100 Alafaya Trail, Suite 203 - Oviedo, Florida 32765 - 407-542-4967

WWW.PECONLINE.COM

SECTION 6, TOWNSHIP 22 SOUTH, RANGE 30 EAST

DATE: 10-10-17

PREP BY: T.W.B.

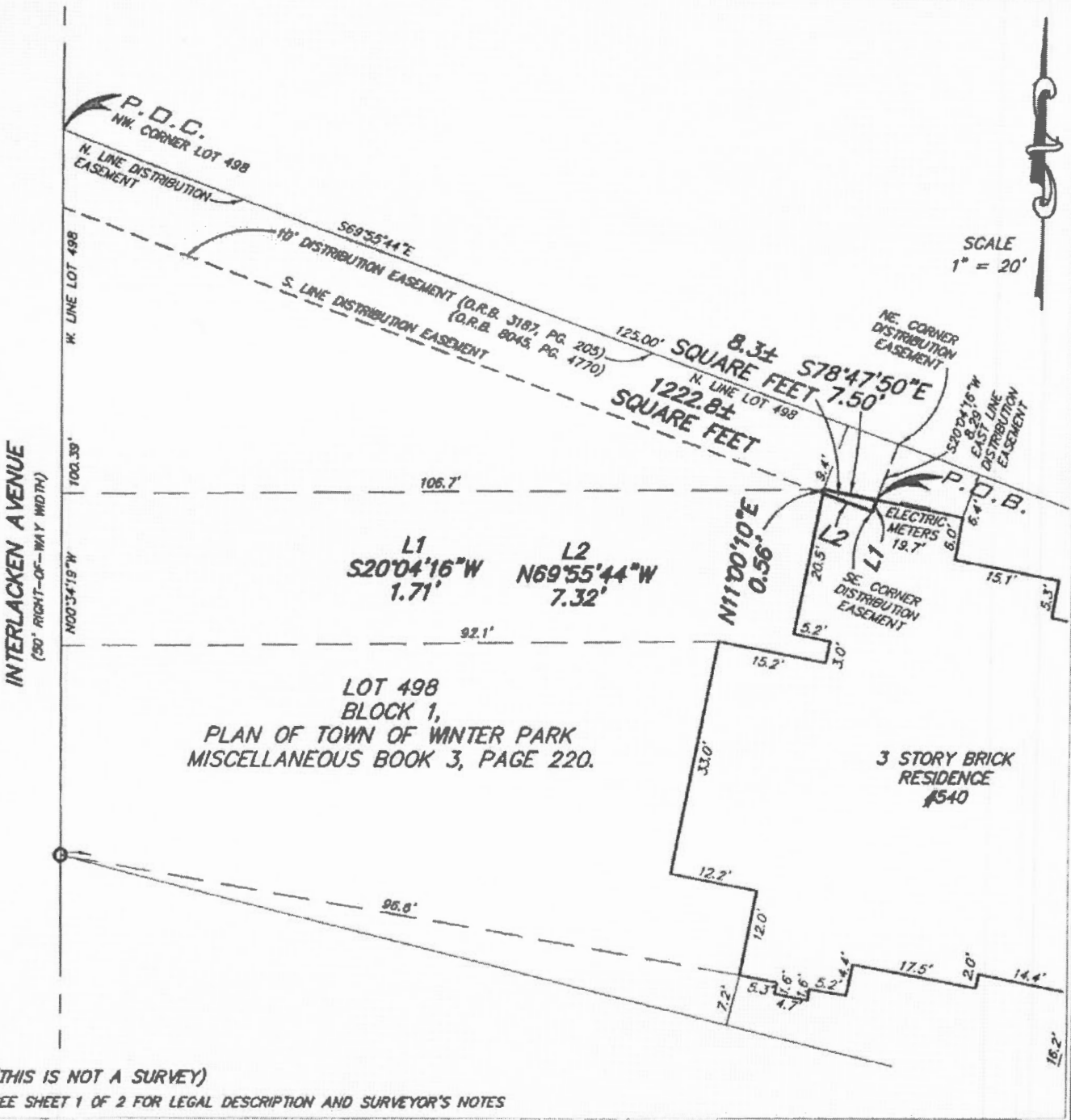
DRAWN BY: T.W.B.

JOB #: 17-123

O: 17-123 Recert 16-030 Miller 17-123 Easement Encroachment.dwg Oct 10, 2017 - 2:32pm

SKETCH OF DESCRIPTION

Exhibit "A" cont



(THIS IS NOT A SURVEY)
SEE SHEET 1 OF 2 FOR LEGAL DESCRIPTION AND SURVEYOR'S NOTES

PEC | **SURVEYING AND MAPPING, LLC**
 CERTIFICATE OF AUTHORIZATION NUMBER LB 780B
 2100 Alafaya Trail, Suite 203 • Oviedo, Florida 32765 • 407-542-4967
 WWW.PECONLINE.COM

SECTION 6, TOWNSHIP 22 SOUTH, RANGE 30 EAST

DATE: 10-10-17 PREP BY: T.W.B. DRAWN BY: T.W.B. JOB #: 17-123

O: 17-123 Recort 16-030 Miller\17-123 Easement Encroachment.dwg Oct 10, 2017 - 2:33pm