

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

ORDINANCE NO. 3094-17

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, VACATING AND TERMINATING AN EASEMENT ENCUMBERING PROPERTY LOCATED AT 1935 WOODCREST DRIVE, ORIGINALLY IN FAVOR OF FLORIDA POWER CORPORATION DATED AUGUST 23, 1968 AS RECORDED IN OFFICIAL RECORDS BOOK 1758, PAGE 518, PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, THEREAFTER ASSIGNED BY FLORIDA POWER CORPORATION D/B/A PROGRESS ENERGY FLORIDA, INC. TO THE CITY OF WINTER PARK BY WAY OF THAT CERTAIN IRREVOCABLE ASSIGNMENT OF EASEMENT RIGHTS DATED JUNE 1, 2005 AND RECORDED IN OFFICIAL RECORDS BOOK 8045, PAGE 4770, AS RECORDED IN THE PUBLIC RECORDS OF ORANGE COUNTY FLORIDA; PROVIDING FOR CONFLICTS, RECORDING AND AN EFFECTIVE DATE.

WHEREAS, the City of Winter Park is the successor and assignee of the original Grantee of that certain easement recorded in Official Records Book 1758, Page 518, Public Records of Orange County, Florida ("Easement"); and

WHEREAS, the owner of the property located at 1935 Woodcrest Drive, Winter Park, Florida for which the Easement encumbers has requested that the City vacate, abandon and terminate the Easement; and

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 easements no longer needed for municipal or public purposes; and

WHEREAS, the City Commission has made a determination that the Easement is no longer needed for municipal or public purposes.

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

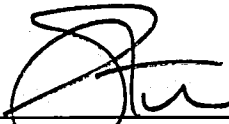
Section 1. The City Commission of the City of Winter Park, Florida, hereby vacates, abandons and terminates that certain easement recorded in Official Records Book 1758, Page 518, Public Records of Orange County, Florida.

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 11th day of December, 2017.



Mayor Steven Leary

ATTEST:



City Clerk Cynthia S. Bonham