

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

ORDINANCE NO. 3137-19

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA, VACATING AND ABANDONING AN APPROXIMATELY 3,733 SQUARE FOOT PORTION OF A DISTRIBUTION EASEMENT ENCUMBERING PROPERTY LOCATED AT 1700 MONROE AVENUE; BEING A PORTION OF THE DISTRIBUTION EASEMENT RECORDED AT OFFICIAL RECORDS BOOK 3552, PAGES 2600-2601, PUBLIC RECORDS OF ORANGE COUNTY AND MORE PARTICULARLY DESCRIBED IN EXHIBIT "A"; PROVIDING FOR CONFLICTS, RECORDING AND AN EFFECTIVE DATE.

**WHEREAS**, the City of Winter Park is the owner of that certain Distribution Easement recorded at Official Records Book 3552, Pages 2600-2601, Public Records of Orange County, Florida ("Distribution Easement") through assignment from the original grantee (Florida Power Corporation) or its successor entity; and

**WHEREAS**, the owner of the property located at 1700 Monroe Avenue, Winter Park, Florida, for which the Distribution Easement encumbers, in part, has requested that the City vacate and abandon a portion of the Distribution 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 public purposes; and

**WHEREAS**, the City Commission has made a determination that the portion of the Distribution Easement being vacated and abandoned by this Ordinance is no longer needed for a municipal or public purpose.

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

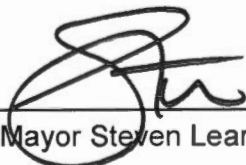
**Section 1.** The City Commission of the City of Winter Park, Florida hereby vacates and abandons the portion of the Distribution Easement located at 1700 Monroe Avenue legally described in that certain legal description and sketch of description attached hereto as **Exhibit "A"**. This Ordinance shall not affect the remainder of the Distribution Easement.

**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 28<sup>th</sup> day of January, 2019.

  
\_\_\_\_\_  
Mayor Steven Leary

ATTEST:

  
\_\_\_\_\_  
City Clerk Cynthia S. Bonham

