

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

ORDINANCE 3025-21

AN ORDINANCE OF THE CITY OF WINTER PARK, FLORIDA VACATING AND ABANDONING THE EASEMENT FOR PUBLIC UTILITIES COMPRISED OF THE EAST 3.00 FEET OF LOT 6 AND THE WEST 3.00 FEET OF LOT 39, BLOCK J, COMSTOCK PARK, AS RECORDED IN PLAT BOOK "K", PAGE 87, OF THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, ENCUMBERING THE PROPERTY LOCATED AT 1021 BONITA DRIVE, WINTER PARK, FLORIDA; 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 platted utility easements no longer needed for public purposes; and

WHEREAS, Evista One FL, LLC ("property owner") is the recent prior fee simple owner and agent for the current fee simple owner of that certain property located at 1021 Bonita Drive, Winter Park, Florida, having Orange County Tax Parcel Identification Number 05-22-30-1592-10-060; and

WHEREAS, the property owner has requested and published notice of its intent to request the utility easement vacation and abandonment set forth herein currently encumbering the property owner's property described above; and

WHEREAS, the City and other applicable utility companies have determined that the utility easement being vacated and abandoned by this Ordinance is no longer needed by the City of Winter Park and other applicable utility companies.

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 that certain utility easement encumbering the property located at 1021 Bonita Drive, Winter Park Florida, which is more particularly described as follows:

A platted utility easement comprised of the east 3.00 feet of lot 6 and the west 3.00 feet of lot 39, Block J, Comstock Park, as recorded in plat book "K", page 87, of the 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 to the extent of the conflict.

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 24th day of March, 2021.

Mayor Phillip M. Anderson

ATTEST:

Rene Cranis, City Clerk