

R E S O L U T I O N
NUMBER 2020 –

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CHARLOTTE COUNTY, FLORIDA, TO VACATE A PORTION OF PARADA STREET, WITHIN PARADA DEL SOL SUBDIVISION, A TOTAL OF 0.43 ACRES, MORE OR LESS, LYING EAST OF LOT 4 & LOT 5 AND LYING WEST OF LOT 12 & LOT 13 AS RECORDED IN PLAT BOOK 15, PAGE 57, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA, AND LOCATED SOUTH OF WASHINGTON LOOP, NORTH OF BERMONT ROAD AND SOUTH OF WASHINGTON LOOP ROAD, IN SECTION 31, TOWNSHIP 40, RANGE 24, IN COMMISSION DISTRICT I, CHARLOTTE COUNTY, FLORIDA; PETITION SV-20-06-03.

RECITALS

WHEREAS, an application has been made by Tracie L. York ("Petitioner") to vacate a portion of Parada Street, within Parada Del Sol Subdivision, a total of 0.43 acres, more or less, as recorded in Plat Book 15, page 57, of the Public Records of Charlotte County, Florida, and located north of Bermont Road and south of Washington Loop Road, in Section 31, Township 40, Range 24, which site is located in Commission District I; and

WHEREAS, the underlying Future Land Use Map (FLUM) designation for the subject right-of-way and the abutting properties is Agriculture (AG); and

WHEREAS, the application has previously been heard by the Charlotte County Planning and Zoning Board ("P&Z Board") and, based upon the findings and analysis provided by County Staff and the evidence presented to the P&Z Board, recommended denial on September 14, 2020; and

WHEREAS, public notice of said application was published and evidence thereof given as required by law to the Board of County Commissioners of Charlotte County, Florida ("Board"); and

WHEREAS, Sections 336.09, 336.10, and 336.12, Florida Statutes, authorize the vacating and abandonment of streets and roads and any right of the County and of the public in and to any land or interest therein, by the Board; and

WHEREAS, Petitioner is the fee simple owner of the property abutting the right-of-way sought to be vacated; and

WHEREAS, Charlotte County retains no interest in the underlying fee by operation of law; and

WHEREAS, this vacation of a portion of Parada Street, within Parada Del Sol Subdivision, a total of 0.43 acres, more or less, located north of Bermont Road and south of Washington Loop Road, as described herein, will not affect the ownership or right of convenient access of persons owning other properties in the area; and

WHEREAS, the Board has found that the right-of-way which is the subject of this resolution no longer serves a public purpose and is a proper subject for abandonment pursuant to Chapter 336, Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Charlotte County, Florida:

1. The Board of County Commissioners of Charlotte County, Florida ("Board"), hereby approves the Petition of Tracie L. York ("Petitioner") to vacate a portion of Parada Street, within Parada Del Sol Subdivision, a total of 0.43 acres, more or less, lying east of Lot 4 & Lot 5 and lying west of Lot 12 & Lot 13 as recorded in Plat Book 15, Page 57, of the Public Records of Charlotte County, Florida, in Section 31, Township 40, Range 24, and located north of Bermont Road, north and east of Placida Road and south of Washington Loop Road, which site is located in Commission District I, as described herein,

PASSED AND DULY ADOPTED this 13th day of October, 2020.

BOARD OF COUNTY COMMISSIONERS
OF CHARLOTTE COUNTY, FLORIDA

By: _____
William G. Truex, Chairman

ATTEST:
Roger D. Eaton, Clerk of the Circuit Court
and Ex-Officio Clerk of the
Board of County Commissioners

By: _____
Deputy Clerk

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY:

By: _____
Janette S. Knowlton, County Attorney
 LR 2020-0428



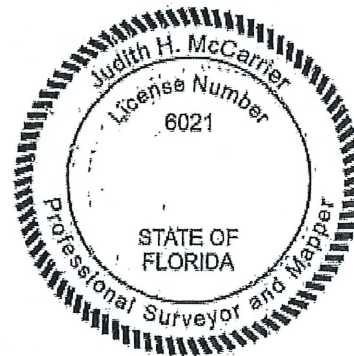
J H McCARRIER LAND SURVEYING, INC.
2460 SUNRISE BOULEVARD
FORT MYERS, FLORIDA 33907
PHONE: (239) 277-7821
E-MAIL: Judy@jhmsurvey.com

EXHIBIT A

LEGAL DESCRIPTION A PORTION OF PARADA STREET (TO BE VACATED) IN 'PARADA DEL SOL'

THAT PORTION OF PARADA STREET, 'PARADA DEL SOL', ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 15, AT PAGE 57, OF THE PUBLIC RECORDS OF CHARLOTTE COUNTY, FLORIDA, LYING EAST OF LOT 4 AND LOT 5, AND LYING WEST OF LOT 12 AND LOT 13.

SAID PARCEL CONTAINS 18,647 SQUARE FEET (0.43 ACRES), MORE OR LESS.



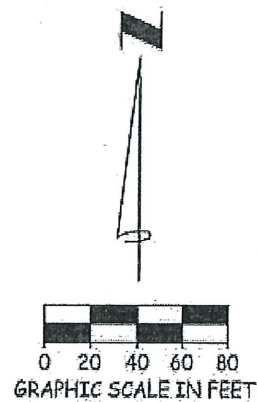
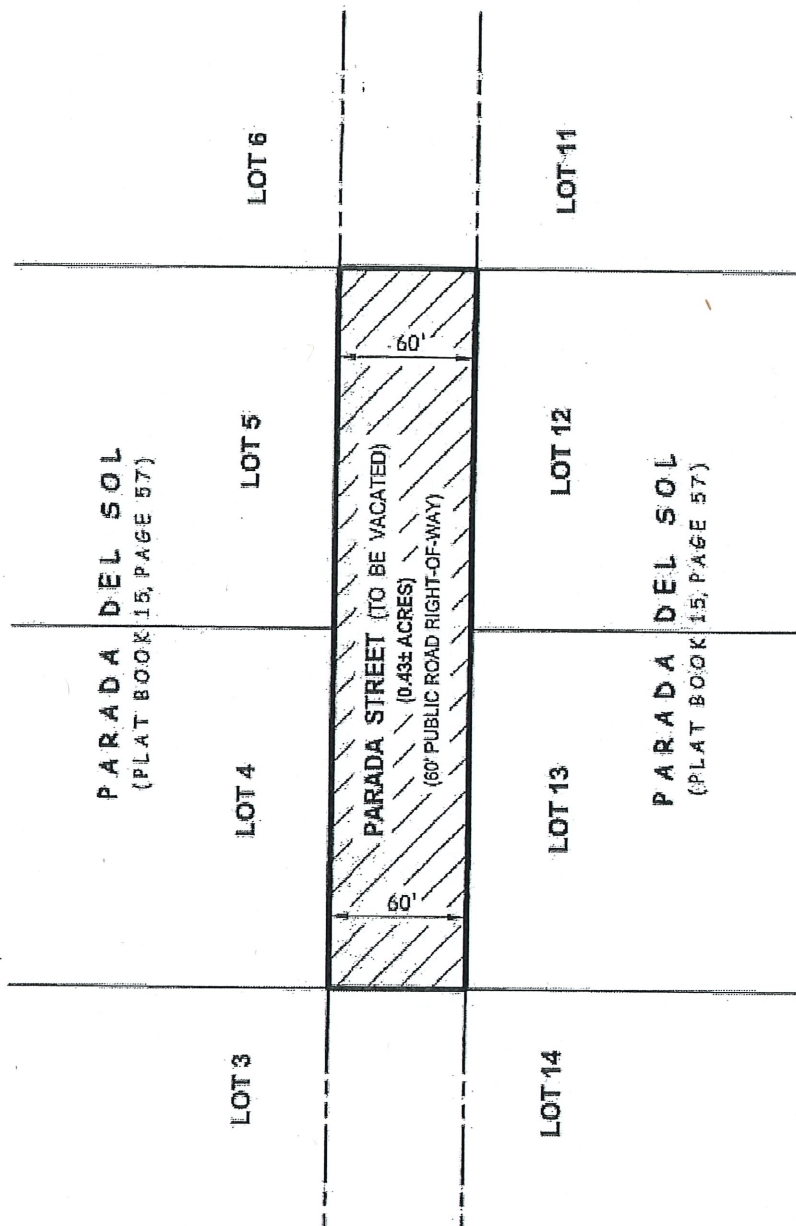
J H McCARRIER LAND SURVEYING, INC.

Judith H. McCarrier
Professional Surveyor & Mapper No. 6021
State of Florida
Date: April 30, 2020

SEE SHEET 2 OF 2 FOR ACCOMPANYING SKETCH.



SHEET 1 OF 2



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

NOTE: THIS IS NOT A BOUNDARY SURVEY.

SURVEYOR'S NOTES

- 1) THIS MAP IS NOT VALID WITHOUT EITHER THE SIGNATURE AND THE ORIGINAL RAISED SEAL, OR A VALIDATED ELECTRONIC SIGNATURE, OF A FLORIDA LICENSED SURVEYOR AND MAPPER.
- 2) SUBJECT TO EASEMENTS, RESERVATIONS, RESTRICTIONS AND RIGHTS-OF-WAY OF RECORD.



2460 SUNRISE BOULEVARD
FORT MYERS, FLORIDA 33907
Phone: (239) 277-7821

PROJECT

**SKETCH TO ACCOMPANY LEGAL DESCRIPTION
A PORTION OF PARADA STREET (TO BE VACATED) IN
'PARADA DEL SOL'**

CLIENT

CARL & TRACIE YORK
5945 Parada Street
Punta Gorda, FL 33982
Phone: (317) 440-2525

SCALE

1" = 80'

PROJECT NO.

20-038

DATE

APRIL 30, 2020

FILENAME

Parada_L4_L5_ROW_Vao.dwg

DRAWN BY

JHM

CHECKED BY

JHM

SHEET 2 OF 2