

ORDINANCE 2024-57

AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, VACATING AND ABANDONING A PORTION OF THE REAR TWENTY (20) FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, LOCATED WITHIN LOT 8, BLOCK 2026, PORT MALABAR UNIT 46, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 22, PAGE 61, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, David Christian and Traci Jean McAbee have requested the City of Palm Bay, Florida, to vacate a portion of a certain public utility and drainage easement, which portion is legally described herein, and

WHEREAS, the vacation and abandonment of said portion of the public utility and drainage easement shall not in any manner affect utility equipment or services already installed in the easement or the right to thereafter maintain and operate the equipment and services in the easement.

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, as follows:

SECTION 1. The City Council of the City of Palm Bay, pursuant to Section 179.047, Code of Ordinances, City of Palm Bay, hereby vacates and abandons a portion of the rear public utility and drainage easement located within Lot 8, Block 2026, Port Malabar Unit 46, according to the plat thereof as recorded in Plat Book 22, Page 61, of the Public Records of Brevard County, Florida, Section 28, Township 29S, Range 37E, being more particularly described as follows:

Commencing at the Northeast corner of said Lot 8, thence, South 00°05'13" East, along the East line of said Lot 8, a distance of 20.00 feet; Thence, departing said East line, South 89°54'47" West, a distance of 6.00 feet to the point of beginning.

Thence, South 89°54'47", a distance of 68.00 feet; Thence, North 00°05'13" West, a distance of 8.00 feet; Thence, North 89°54'47" East, a distance of 68.00 feet; Thence, South 00°05'13" East, a distance of 8.00 feet to the place and point of beginning; Containing 544 square feet or 0.012 acres, more or less.

SECTION 2. The provisions within this ordinance shall take effect immediately upon the enactment date.

Read in title only at Meeting 2024-XX, held on _____, 2024; and read in title only and duly enacted at Meeting 2024-XX, held on _____, 2024.

Rob Medina, MAYOR

ATTEST:

Terese M. Jones, CITY CLERK

Reviewed by CAO: _____

Applicant: David and Traci McAbee

Case: VE-11-2024

cc: Brevard County Recording
Applicant
Case File