

1 RESOLUTION NO. 2023-

2 A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF BROWARD
3 COUNTY, FLORIDA, REGARDING VACATION PETITION NO. 2022-V-06, VACATING
4 A THREE 3 FOOT WIDE SEWER EASEMENT LYING WITHIN LOT 7 OF BLOCK BA
5 OF SEABRIDGE PLAT (PLAT BOOK 21, PAGE 46); AND PROVIDING FOR
6 SEVERABILITY AND AN EFFECTIVE DATE.

7
8 WHEREAS, pursuant to a Notice of Public Hearing, duly and regularly advertised
9 in accordance with law, a public hearing was held in the Commission Meeting Room 422,
10 Broward County Governmental Center, located at 115 South Andrews Avenue, Fort
11 Lauderdale, Florida, on February 7, 2023, at 10:00 a.m., to consider the advisability
12 of vacating and annulling a 3 foot wide sewer easement lying within Lot 7 of Block
13 BA of Seabridge Plat (Plat Book 21, Page 46), all included in the Public Records of
14 Broward County, Florida, and generally located on the west side of North Birch
15 Road between Northeast 9 Court and East Sunrise Boulevard in the City of Fort
16 Lauderdale, Florida, said lands situate, being, and lying in Broward County, Florida, as
17 described in Exhibit A, attached hereto; and

18 WHEREAS, after hearing all interested parties and determining that the proposed
19 action will not materially interfere with the Broward County road system or adversely affect
20 the interests of the citizens of Broward County, and will not affect the ownership of or
21 deprive any person of convenient access to his/her premises, in accordance with
22 Section 177.101, Florida Statutes (as amended from time to time), it was determined that
23 it would be in the best interest of all concerned to vacate and annul the rights of the County

24 and the public to and in the aforementioned land as described in Exhibit A, all situate,
25 being, and lying in Broward County, Florida, NOW, THEREFORE,

26
27 BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF
28 BROWARD COUNTY, FLORIDA:

29
30 Section 1. Vacation and Annulment

31 Pursuant to Section 177.101, Florida Statutes, the Board hereby vacates and
32 annuls the rights of the County and the public to the land set forth in Vacation
33 Petition No. 2022-V-06, as described in Exhibit A, all situate, being, and lying in Broward
34 County, Florida.

35 Section 2. Severability.

36 If any portion of this Resolution is determined by any court to be invalid, the invalid
37 portion will be stricken, and such striking will not affect the validity of the remainder of this
38 Resolution. If any court determines that this Resolution, in whole or in part, cannot be
39 legally applied to any individual, group, entity, property, or circumstance, such
40 determination will not affect the applicability of this Resolution to any other individual,
41 group, entity, property, or circumstance.

42 | Section 3. Effective Date.

43 | This Resolution is effective upon adoption.

ADOPTED this day of , 2023.

Approved as to form and legal sufficiency:
Andrew J. Meyers, County Attorney

By: /s/ Deanna Kalil 10/20/2022
Deanna Kalil (date)
Assistant County Attorney

By: /s/ Maite Azcoitia 10/20/2022
Maite Azcoitia (date)
Deputy County Attorney

SKETCH & LEGAL DESCRIPTION EASEMENT CLOSURE EXHIBIT "A"

SECTION 1, TOWNSHIP 50 SOUTH, RANGE 42 EAST
Folio# #5042-01-14-0060 (Lot 7)

LEGAL DESCRIPTION:

The Westerly 3.0 feet of the Easterly 5.5 feet of Lot 7, Block BA, according to the plat of 'SEABRIDGE', as recorded in Plat Book 21 at Page 46 of the Public Records of Broward County, Florida, in Section 1, Township 50 South, Range 42 East. Said easement shown on aforementioned plat as a "Sewer Easement".

Said parcel containing 300 square feet, more or less.

SURVEYOR'S NOTES:

- 1) This is not a BOUNDARY SURVEY, but only a GRAPHIC DEPICTION of the description shown hereon.
- 2) Not valid without the signature and the original raised seal of a Florida Licensed Surveyor and Mapper. Additions or deletions to survey maps or reports by other than the signing party or parties are prohibited without written consent of the signing party or parties.
- 3) There may be additional Restrictions not shown on this survey that may be found in the Public Records of this County, Examination of ABSTRACT OF TITLE will have to be made to determine recorded instruments, if any affecting this property.
- 4) No Title search has been performed to determine if there are any conflict existing or arising out of the creation of the Easements, Right of Ways, Parcel Descriptions, or any other type of encumbrances that the herein described legal may be utilized for.
- 5) The North arrow shown hereon is based on recorded plat of "SEABRIDGE", according to the plat thereof as recorded in Plat Book 21, Page 46, Public Records of Broward County, Florida.

NOTE: This Sketch is NOT A BOUNDARY SURVEY.

SURVEYOR'S CERTIFICATE:

I HEREBY CERTIFY THAT: in the professional opinion of the undersigned Professional Surveyor and Mapper in the State of Florida, the following Sketch and Legal Description meets the requirements of the Standards of Practice as set forth by the Florida Board of Professional Surveyors and Mappers in Chapter 5J-17, Florida Administrative Code, pursuant to Section 472.027, Florida Statutes. Copies of this Sketch and Legal Description are not valid without the signature and the original raised seal of a Florida licensed surveyor and mapper.

Jacob
Gomis
Digitally signed
by Jacob Gomis
Date: 2022.08.05
09:25:34 -04'00'

Dated 08/04/22

ROYAL POINT
LAND SURVEYORS, INC.
LB #7282
6175 NW 153rd STREET SUITE 321, MIAMI LAKES, FL. 33014
PHONE: 305-822-6062 * FAX: 305-827-9669

JB NO. RP-21-0816

JACOB GOMIS
Professional Surveyor & Mapper
State of Florida Reg. No. 6231

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F:\DRAWING\ALIA SURVEY\2025 EAST SUNRISE BOULEVARD EASEMENT VALUATION EXHIBITS_RP-21-0816.dwg 8/4/2022

SKETCH & LEGAL DESCRIPTION EASEMENT CLOSURE EXHIBIT "A"

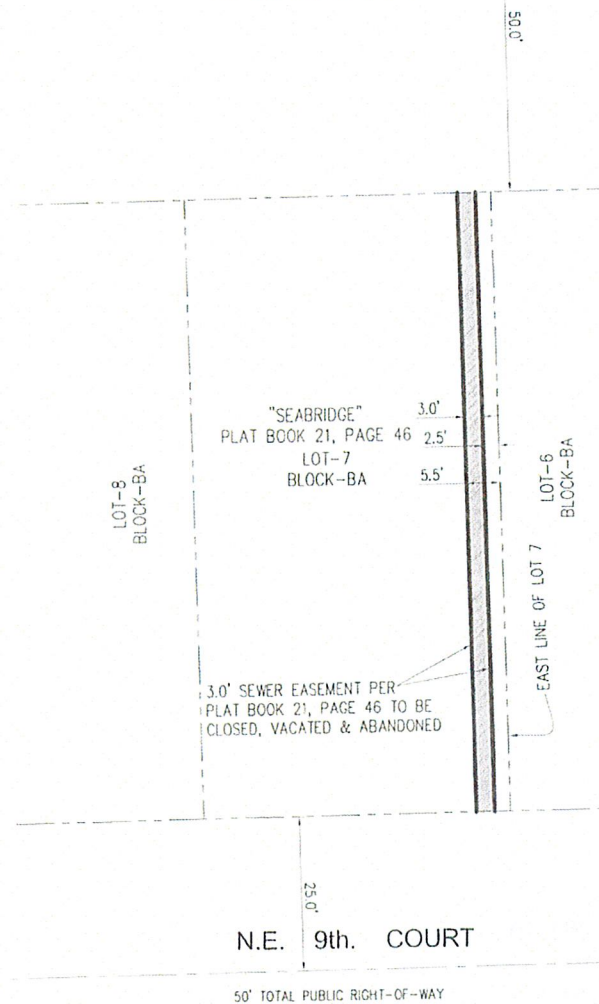
SECTION 1, TOWNSHIP 50 SOUTH, RANGE 42 EAST
Folio# #5042-01-14-0060 (Lot 7)



SCALE: 1" = 30'

SURVEY BASE LINE
EAST SUNRISE BOULEVARD - NE 10th. STREET
STATE ROAD NO. 838

140' TOTAL PUBLIC RIGHT-OF-WAY



NOTE: This Sketch is NOT A BOUNDARY SURVEY.

Broward County Engineering Division
Right of Way Section
1 North University Drive, Suite 300B
Plantation, FL 33324-2038

- ☒ 2022-V-06
☐ Right of way approved - Public R/W
☐ Right of way approved - Private Road

By: Jorge Sobeino Sanchez Date: 08/05/22