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3 **RESOLUTION 2013 - 40**
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5 **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UMATILLA, FLORIDA,**
6 **CLOSING AND VACATING A PORTION OF THE 25' PLATTED RIGHT OF WAY**
7 **LYING NORTH OF LOTS TWO AND THREE, BLOCK A OF N. J. TROWELL'S**
8 **ADDITION TO UMATILLA, WITH A LENGTH OF 436+/- FEET; PROVIDING FOR**
9 **RECORDATION; PROVIDING FOR AN EFFECTIVE DATE.**

10
11 **WHEREAS**, the First Baptist Church of Umatilla, has made application for the vacation of a
12 portion of platted right of way located North of Lots Two and Three of N.J. Trowell's Addition to
13 Umatilla South of County Road 450E, East of Hatfield Drive, North of Bulldog Lane and West
14 of Orange Avenue in the City of Umatilla, Florida; and

15
16 **WHEREAS**, the City of Umatilla finds and determines that there is no public necessity for
17 retaining the portions of right of way lying north of lots two and three, Block A of N.J. Trowell's
18 Addition to Umatilla; and

19
20 **WHEREAS**, the City of Umatilla is willing to close the portions of right of way requested to be
21 closed by the applicant on the condition that that the City retains a blanket easement over the
22 vacated portions that are closed for utility easement purposes.

23
24 **NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF**
25 **UMATILLA, FLORIDA**, as follows:

- 26
27 1. The petition for right of way vacation filed by the First Baptist Church of Umatilla for
28 property located North of Lots Two and Three of N.J. Trowell's Addition to Umatilla
29 South of County Road 450E, East of Hatfield Drive, North of Bulldog Lane and West of
30 Orange Avenue in the City of Umatilla, Florida, more particularly described as:

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32 **LEGAL DESCRIPTION**

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34 A portion of the unnamed road as shown on the plat of N.J. Trowell's Plan of Umatilla, lying
35 north of lots two (2) and three (3), Block "A", as recorded in Plat Book 1, Page 23 of the Public
36 Records of Lake County, Florida, and is also known as N.J. Trowell's Addition to Umatilla, as
37 recorded in Plat Book "A", Page 82 of the Public Records of Orange County, Florida, and being
38 a portion of the Southwest ¼ of the Southeast ¼ of Section 12, Township 18 South, Range 26
39 East, Lake County, Florida described as follows:

40
41 **COMMENCE AT THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 12,**
42 **THENCE RUN ALONG THE SOUTH LINE OF SAID SOUTHEAST 1/4, ON A BEARING THAT IS**
43 **RELATIVE TO FLORIDA STATE PLANE COORDINATES, EAST ZONE, N 89°15'44"E A**
44 **DISTANCE OF 1321.79 FEET TO THE EAST LINE OF THE SOUTHWEST 1/4 OF THE**
45 **SOUTHEAST 1/4 OF SAID SECTION 12; THENCE RUN N 00°48'51"E ALONG SAID EAST LINE A**
46 **DISTANCE OF 592.92 FEET TO THE EASTERLY EXTENSION OF THE NORTH LINE OF THE**
47 **LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 1580, PAGE 1111 OF THE PUBLIC**
48 **RECORDS OF LAKE COUNTY, FLORIDA, AND THE SOUTH LINE OF THE AFORESAID**

49 UNNAMED ROAD; THENCE RUN S 89°23'54"W ALONG SAID EASTERLY EXTENSION AND
50 THE SOUTH LINE OF THE AFORESAID UNNAMED ROAD A DISTANCE OF 21.79 FEET FOR
51 THE POINT OF BEGINNING; THENCE CONTINUE S 89°23'54"W ALONG SAID NORTH LINE
52 AND THE SOUTH LINE OF THE SAID UNNAMED ROAD A DISTANCE OF 435.66 FEET TO THE
53 NORTHEAST CORNER OF THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 772, PAGE
54 506 OF THE PUBLIC RECORDS OF LAKE COUNTY, FLORIDA; THENCE RUN N 00°00'37"W
55 ALONG THE NORTHERLY EXTENSION OF THE EAST LINE OF SAID LANDS A DISTANCE OF
56 25.00 FEET TO THE NORTH LINE OF THE SAID UNNAMED ROAD; THENCE RUN N
57 89°23'54"E ALONG SAID NORTH LINE A DISTANCE OF 436.15 FEET; THENCE, DEPARTING
58 SAID NORTH LINE, RUN S 01°08'30"W A DISTANCE OF 24.59 FEET; THENCE RUN S 00°11'22"W
59 A DISTANCE OF 0.43 FEET TO THE POINT OF BEGINNING.

60
61 CONTAINING 10,897.51 SQ. FT. OR 0.25 ACRES MORE OR LESS

62
63 SUBJECT TO EASEMENTS, RIGHT OF WAYS AND MATTERS OF RECORDS

64
65 Is hereby granted and such right of way is accordingly closed and vacated.

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67 2. The City of Umatilla hereby retains a perpetual, non-exclusive easement over those
68 portions closed and vacated in Section 1 for utility purposes.

69
70 3. Upon passage of this Resolution, the City Clerk is hereby directed to record the same in
71 the Public Records of Lake County, Florida.

72
73 4. This Resolution shall be effective upon passage.

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75
76 **PASSED AND RESOLVED** in regular session of the City Council of the City of Umatilla, Lake
77 County, Florida, this _____ day of _____, 2013.

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81 _____
82 Laura K. Wright
83 Mayor

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86 ATTEST: Approved as to Form:

87
88
89
90 _____
91 Glenn Irby Katrina Stone/Lewis Stone/ Scott Gerken
92 City Manager City Attorney

93
94 [SEAL]

97
98
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Passed First Reading _____