

RESOLUTION NO. 98 -36

A RESOLUTION TO VACATE, RENOUNCE AND DISCLAIM THE CITY'S AND THE PUBLIC'S RIGHTS AND INTERESTS IN THE 15 FOOT DRAINAGE EASEMENT BETWEEN LOTS 12 AND 13, BLK.4 AND TO RELOCATE THE 15 FOOT DRAINAGE EASEMENT ALONG THE WESTERN BOUNDARY OF LOT 13, BLOCK 4, ACCORDING TO THE PLAT OF " LOT 11, BLOCK 3, AND LOTS 11, 12, 13, BLOCK 4, OLD MARCO VILLAGE" IN ACCORDANCE TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK C, PAGE 3, PUBLIC RECORDS OF COLLIER COUNTY, FLORIDA.

WHEREAS, PURSUANT TO Section 177.101, 336.09 and 336.10, Florida Statutes, a Petition has been received from Beau Keene, PE, as agent for the owners requesting to vacate the 15' wide drainage easement between Lots 12 and 13 and to relocate the 15' wide drainage easement along the western boundary of Lot 13, Block 4, according to the plat of "Lot 11, Block 3, and Lots 11, 12, 13, Block 4, Old Marco Village" as recorded in Plat Book C, Page 3, Public Records of Collier County, Florida.

WHEREAS, The City Council has this day held a public hearing to consider vacating and relocating said easement as more fully described below, and notice of said public hearing to vacate was given as required by law; and

WHEREAS, the granting of the vacation will not adversely affect the ownership or right of convenient access of other property owners;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MARCO ISLAND, FLORIDA, that:

1. The City's and the Public's rights and interests in the existing 15' wide drainage easement between Lots 12 and 13 is hereby vacated, renounced and disclaimed;
2. City Council hereby authorizes the relocation of said 15' wide drainage easement to the west side of lot 13.

This resolution adopted after motion, second and majority vote favoring same.

DATED: November 16, 1998

ATTEST:

CITY OF MARCO ISLAND

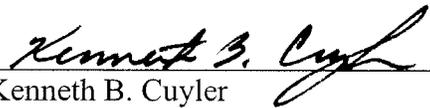


A. William Moss
City Manager/City Clerk

By: 

David E. Brandt, Chairman

Approved as to form and
legal sufficiency:



Kenneth B. Cuyler
City Attorney

City/Resolution 98