

## **ORDINANCE NO. 9649-23**

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, CONDITIONALLY VACATING PORTION OF A 70-FOOT-WIDE RIGHT-OF-WAY LYING WEST OF LOTS 72 - 76, LLOYD-WHITE-SKINNER SUBDIVISION, AS RECORDED IN PLAT BOOK 13, PAGES' 12-13, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA; SUBJECT TO CERTAIN CONDITIONS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owner in fee title of the real property described and depicted in Exhibit "A", attached hereto and incorporated herein, (the "Property"), has requested that the City vacate a portion of a 70-foot right-of-way lying therein, subject to conditions as further described below; and

WHEREAS, the City Council of the City of Clearwater, Florida ("City") finds that said right-of-way described herein and depicted in Exhibit "A" is not necessary for municipal use if the existing structures on the property abutting said right-of-way are demolished, and the owner of the property constructs that structure described as "ALANIK HOTEL" on approved certified site plan.

WHEREAS, it is determined to be in the best interest of the City and the general public that the same be conditionally vacated upon compliance with the conditions herein; now, therefore,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CLEARWATER, FLORIDA:

Section 1. The following:

A right-of-way described as follows:

See Exhibit "A"

is hereby conditionally vacated, closed, and released, and the City of Clearwater releases all of its right, title, and interest thereto, contingent upon, and subject to, the following conditions at owners' expense within three (3) years of the date of adoption of this ordinance.

1. Relocation of City sanitary sewer, water, natural gas, and stormwater systems.
2. Relocation of Duke Energy facilities.

Section 2. The City Clerk shall record this ordinance in the Public Records of Pinellas County, Florida, following adoption.

Section 3. This ordinance shall take effect immediately upon adoption.

PASSED ON FIRST READING

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PASSED ON SECOND AND FINAL  
READING AND ADOPTED

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Frank Hibbard  
Mayor

Approved as to form:

Attest:

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David Margolis  
City Attorney

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Rosemarie Call  
City Clerk