

ORDINANCE NO. 9455-21

AN ORDINANCE OF THE CITY OF CLEARWATER,
FLORIDA, VACATING A SIXTY FOOT RIGHT OF WAY
EASEMENT AS RECORDED IN O.R. BOOK 3875, PAGE 36,
OF THE PUBLIC RECORDS OF PINELLAS COUNTY,
FLORIDA, PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owner in fee title of real property described and depicted in Exhibit
“A” attached hereto, has requested that the City vacate said right of way easement; and

WHEREAS, as a condition to the vacation, the City will require that the owner grant
a new drainage and utility easement in place of the vacated right of way easement; and

WHEREAS, the City Council of the City of Clearwater, Florida finds that said right of
way easement is not necessary for municipal use and it is deemed to be in the best interest
of the City and the general public that the same be vacated; now, therefore,

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

Section 1. The following:

The right of way easement described as follows:

See **Exhibit “A”**

is hereby 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
precedent:

1. The property owner will grant to the City of Clearwater, Florida, a Drainage and
Utility Easement over, under, across, and through the real property described
in **Exhibit “B”**, (attached hereto and incorporated herein) as deemed
acceptable to the City of Clearwater, for installation and maintenance of all
utilities therein by the City of Clearwater.

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

PASSED ON SECOND AND FINAL
READING AND ADOPTED

Frank Hibbard
Mayor

Approved as to form:

Attest:

Laura Lipowski Mahony
Senior Assistant City Attorney

Rosemarie Call
City Clerk