

ORDINANCE NO. 9507-21

AN ORDINANCE OF THE CITY OF CLEARWATER, FLORIDA, VACATING PUBLIC RIGHT-OF-WAY DESCRIBED AS THAT CERTAIN PORTION OF ROGERS STREET LYING WEST OF THE EAST BOUNDARIES OF LOTS 2 AND 17, WM. BROWN'S SUBDIVISION OF BAYVIEW, FLORIDA, PER MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 13, OF THE PUBLIC RECORDS OF HILLSBOROUGH COUNTY, FLORIDA, OF WHICH PINELLAS COUNTY WAS FORMERLY A PART; AND EAST OF THAT PORTION OF SAID ROGERS STREET VACATED PER RESOLUTION NO.69-18 AS RECORDED IN OFFICIAL RECORDS BOOK 3095, PAGE 79, OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, AND THAT PORTION OF ROGERS STREET CONVEYED TO THE CITY OF CLEARWATER BY DEED RECORDED IN OFFICIAL RECORDS BOOK 6302, PAGE 1729 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owner in fee title of certain real property described herein per the above plat book, and the same owner, as the adjacent property owner of the portion of Rogers Street conveyed to the City as reflected above, both as depicted in Exhibit "A" (attached hereto and incorporated herein), has requested that the city vacate said right-of-way; and

WHEREAS, the City Council of the City of Clearwater, Florida finds that said right-of-way 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 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 City's fee simple interest therein, which is expressly reserved hereby, and the following conditions precedent:

1. City of Clearwater hereby reserves a utility easement under, over, across and through the property described in Exhibit "B" (attached hereto and incorporated herein), for the installation and maintenance of any and all public utilities.

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
Assistant City Attorney

Rosemarie Call
City Clerk