

## **ORDINANCE NO. 2024-11**

**AN ORDINANCE OF THE CITY OF TARPON SPRINGS, FLORIDA, VACATING AND ABANDONING A UTILITY EASEMENT OF 2,334 SQUARE FEET, MORE OR LESS, LYING WITHIN LOTS 12, 13, 14, 15, 16, 17, 18, 19 AND 20 OF BLOCK 2 OF RIVO ALTO SUBDIVISION AND LOCATED AT 705 EAST LIVE OAK STREET; PROVIDING FOR CONDITIONS; PROVIDING FOR FINDINGS; PROVIDING FOR RECORDATION IN THE PUBLIC RECORDS OF PINELLAS COUNTY AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City has received a request (Application 24-62) for vacation of 2,334 square feet, more or less of utility easement located at 705 East Live Oak Street in the Rivo Alto Subdivision Block 2, Lots 12 through 20; and,

**WHEREAS**, the requested vacation will facilitate the use of the adjoining property seeking this vacation; and,

**WHEREAS**, Section 3(c) of the City Charter and Sections 216.00 and 216.01 of the Comprehensive Zoning and Land Development Code authorizes the Board of Commissioners to vacate the property described herein if all conditions are met; and,

**WHEREAS**, all other pertinent utility providers have provided the City with letters of no objection; and,

**WHEREAS**, written and published legal notice of this action has been provided in accordance with the Florida Statutes and the Comprehensive Zoning and Land Development Code.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF TARPON SPRINGS, FLORIDA, THAT:**

### **SECTION 1: FINDINGS**

- a) The letters of no objection have been received from all franchised utility providers;
- b) The subject property does not provide the sole means of access to adjoining property;
- c) The subject property is not needed to implement the Future Traffic Circulation Map of the Tarpon Springs Comprehensive Plan; and
- d) The subject property does not provide the adjoining neighborhood with viable useable access or vista to the City's shoreline.

## **SECTION 2: VACATION AND ABANDONMENT**

The City of Tarpon Springs does hereby approve the requested vacation as all conditions of Land Development Code Section 216.01 have been met, in the area depicted and described in Exhibit A, attached hereto.

## **SECTION 3: EFFECTIVE DATE OF THIS ORDINANCE**

This ordinance shall become effective upon adoption in the manner provided by law.

## **SECTION 4: RECORDATION IN THE PUBLIC RECORDS**

The City Clerk is directed to record a copy of this Ordinance in the Public Records of Pinellas County, Florida.

PASSED and ADOPTED this 17th day of December, 2024.



PANAGIOTIS KOULIAS, MAYOR



JOHN KOULIANOS, VICE MAYOR



MIKE EISNER, COMMISSIONER



FRANK DIDONATO, COMMISSIONER





DAVID BANTHER, COMMISSIONER

MOTION BY: COMMISSIONER EISNER  
SECOND BY: COMMISSIONER BANTHER

VOTE ON MOTION

COMMISSIONER BANTHER	<u>Yes</u>
COMMISSIONER DIDONATO	<u>Yes</u>
COMMISSIONER EISNER	<u>Yes</u>
VICE MAYOR KOULIANOS	<u>Yes</u>
MAYOR KOULIAS	<u>Yes</u>

ATTEST:

  
IRENE S. JACOBS, CMC  
CITY CLERK & COLLECTOR  


FIRST READING: December 3, 2024

SECOND READING: December 17, 2024

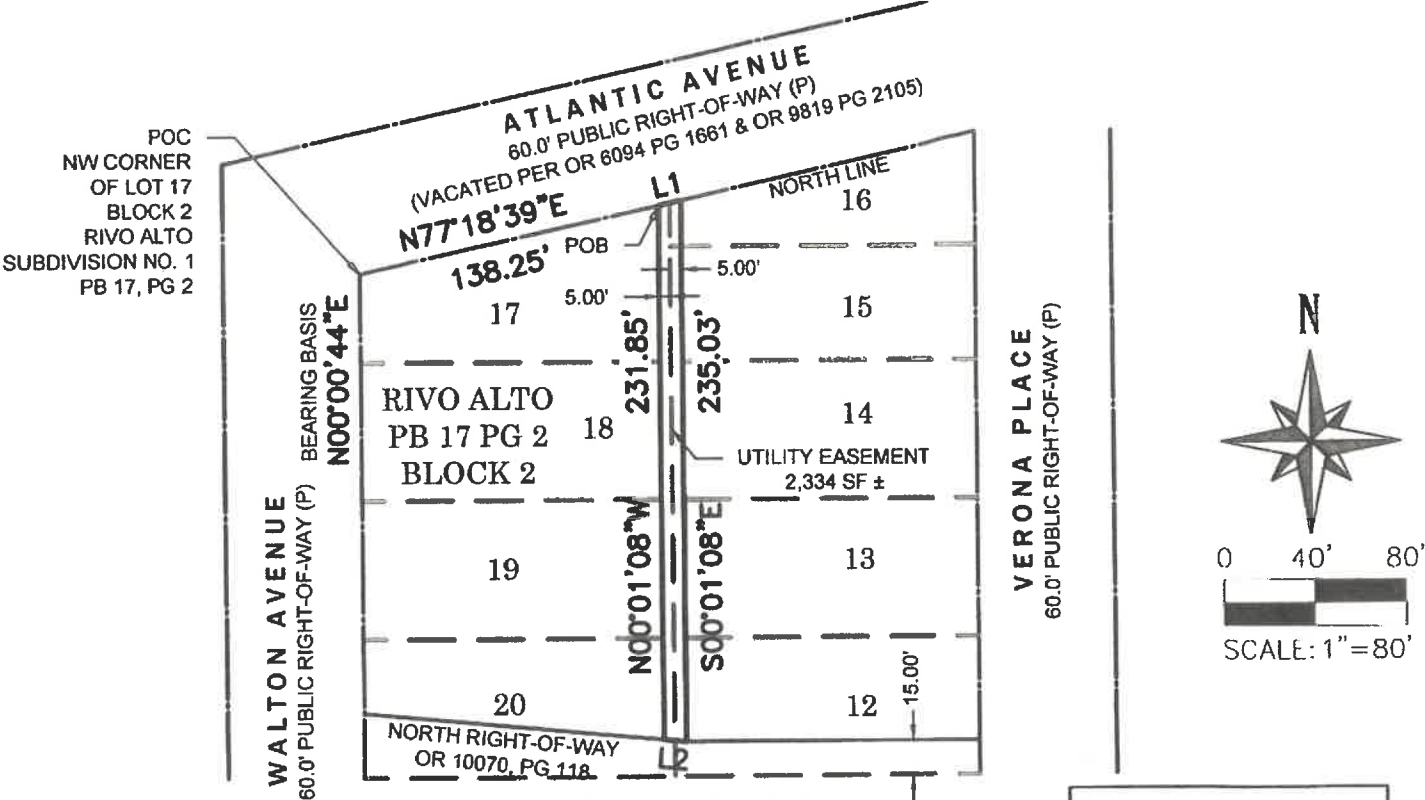
APPROVED AS TO FORM:

  
ANDREW W. J. DICKMAN  
CITY ATTORNEY

ORDINANCE 2024-11-EXHIBIT A

**SURVEYOR'S NOTES**  
1. SKETCH IS NOT A SURVEY.  
2. BEARING ARE BASED ON THE EAST RIGHT-OF-WAY LINE OF WALTON AVENUE, BEING N00°00'44"E.

**EASEMENT ADDRESS:**  
705 LIVE OAK ST, TARPON SPRINGS, FL 34689



FPL EASEMENT:  
A PORTION OF LOT 12 THROUGH 20, RIVO ALTO SUBDIVISION, AS RECORDED IN PLAT BOOK 17, PAGE 2, PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, BEING FURTHER DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF LOT 17; THENCE ALONG THE NORTH LINE OF LOT 17, N77°18'39"E, 138.25 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUE N77°18'39"E, 10.25 FEET; THENCE ALONG A LINE 5.00 FEET EAST OF AND PARALLEL WITH THE REAR LOT LINES OF AFORESAID LOTS 12-20, S00°01'08"E, 235.03 FEET TO THE NORTH RIGHT-OF-WAY OF LIVE OAK STREET AS DESCRIBED IN OFFICIAL RECORDS BOOK 10070, PAGE 118 OF THE PUBLIC RECORDS OF PNELLAS COUNTY, FLORIDA; THENCE ALONG SAID NORTH RIGHT-OF-WAY, N84°44'36"W, 10.04 FEET; THENCE LEAVING SAID RIGHT-OF-WAY, ALONG A LINE 5.00 FEET WEST OF AND PARALLEL WITH THE AFORESAID REAR LINES OF LOTS 12-20, N00°01'08"W, 231.85 FEET TO THE POINT OF BEGINNING.

CONTAINING 2,334 SQUARE FEET MORE OR LESS.

REVISIONS		
#	DATE	DETAILS

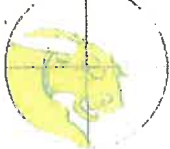
Line Table		
Line #	Length	Direction
L1	10.25'	N77°18'39"E
L2	10.04'	N84°44'36"W

Digitally signed by George R Martin  
DN: C=US, O=Unaffiliated, ou=Qualifiers  
A01410C00000190ESEC14EA0  
0035804, CN=George R Martin  
Reason: I am the author of this document  
Location:  
Date: 2024.10.08  
11:39:23  
-04'00'  
Foxit PDF Reader Version.  
2024.3.0

GEORGE R. MARTIN  
PROFESSIONAL SURVEYOR & MAPPER  
LICENSE NUMBER LS 6019  
STATE OF FLORIDA

BULLSEYE SURVEYING, INC.

LB 7818  
2198 NE  
COACHMAN  
ROAD, UNIT F  
CLEARWATER,  
FL 33765  
PHONE:  
727-475-8088



**ABBREVIATIONS**  
**DENOTES**  
PG= PAGE  
PB= PLAT BOOK  
POB= POINT OF BEGINNING  
POC= POINT OF COMMENCEMENT

SCALE	SHEET NUMBER	1 OF 1
1" = 80'	SKETCH DATE	10/07/2024
FILE NAME	17-033.DWG	