

Prepared by: City Clerk

Return to: City of Venice  
401 W. Venice Ave.  
Venice FL 34285

**RESOLUTION NO. 2016-18**

**A RESOLUTION OF THE CITY OF VENICE, FLORIDA, VACATING A PORTION OF AN EXISTING RIGHT-OF-WAY AT 308 NASSAU STREET, AS RECORDED IN PLAT BOOK 8, PAGE 33, PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA AND PROVIDING AN EFFECTIVE DATE**

**WHEREAS**, Gary T. and Mary R. O'Briant, owners, have requested the City of Venice to vacate a portion of a right-of-way that is no longer required to serve the public interest (attached hereto as Exhibit "A"); and

**WHEREAS**, city staff has recommended approval of the vacation of a portion of a right-of-way; and

**WHEREAS**, pursuant to Section 3.06(d) of the City Charter, a public hearing, being duly advertised, as to the advisability and propriety of such vacation was held by the Venice City Council on June 14, 2016; and

**WHEREAS**, the Venice City Council, after due investigation and consideration, has determined that the portion of the right-of-way described below is no longer required for public use, and the public interest would be best served by its vacation.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA, AS FOLLOWS:**

**SECTION 1.** The Whereas clauses above are ratified and confirmed as true and correct.

**SECTION 2.** The City of Venice, to the extent of its interest hereby vacates and abandons that portion of a right-of-way described below and shown on Exhibit A:

*A parcel of land lying and being in Section 7, Township 39 South, Range 19 East, Sarasota County, Florida, being a portion of Nassau Street North (North Nassau Street, per plat), Bay Shore Acres, According to the Plat thereof, as recorded in Plat Book 8, Page 33, Public Records of Sarasota County, Florida, and being more particularly described as follows:*

*Commence at the Southeast corner of Lot 3, said plat of Bay Shore Acres, said point lying on the West right of way line of said Nassau Street North (50' public right of way); thence on said West right of way line, the following two courses: N.00°23'18"W, 45.00' for a point of beginning, said point being the beginning of a curve to the right, having a radius of 50.00', a delta angle of 90°31'48", a chord bearing of N.14°07'50"W, and a chord distance of 71.04; thence Northwesterly, on the arc of said curve, 79.00' to the Northeast corner of said Lot 3; thence leaving said right of way line, and on the Easterly extension of the North line of said Lot 3, S.59°39'00"E, 19.63'; thence on the Northerly extension of the East line of said Lot 3, S.00°23'18"E, 58.97' to the point of beginning, and containing 1,223 square feet, more or less.*

Said property is located at 308 Nassau Street, Venice, Florida.

**SECTION 3.** Any rights of the City of Venice in and to the above described portion of a right-of-way are hereby renounced and disclaimed.

**SECTION 4.** A certified copy of this resolution will be recorded in the Public Records of Sarasota County, Florida.

**SECTION 5.** This Resolution shall take effect immediately upon its approval and adoption as required by law.

**APPROVED AND ADOPTED AT A REGULAR MEETING OF THE VENICE CITY COUNCIL HELD ON THE 28TH DAY OF JUNE, 2016.**

ATTEST

\_\_\_\_\_  
John W. Holic, Mayor, City of Venice

\_\_\_\_\_  
Lori Stelzer, MMC, City Clerk

I, Lori Stelzer, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of a Resolution duly adopted by the City Council of the City of Venice, Florida, at a meeting thereof duly convened and held on the 28th day of June 2016, a quorum being present.

WITNESS my hand and official seal of said City this 28th day of June 2016.

\_\_\_\_\_  
Lori Stelzer, MMC, City Clerk

( S E A L )

Approved as to form:

\_\_\_\_\_  
David Persson, City Attorney

**LEGEND**

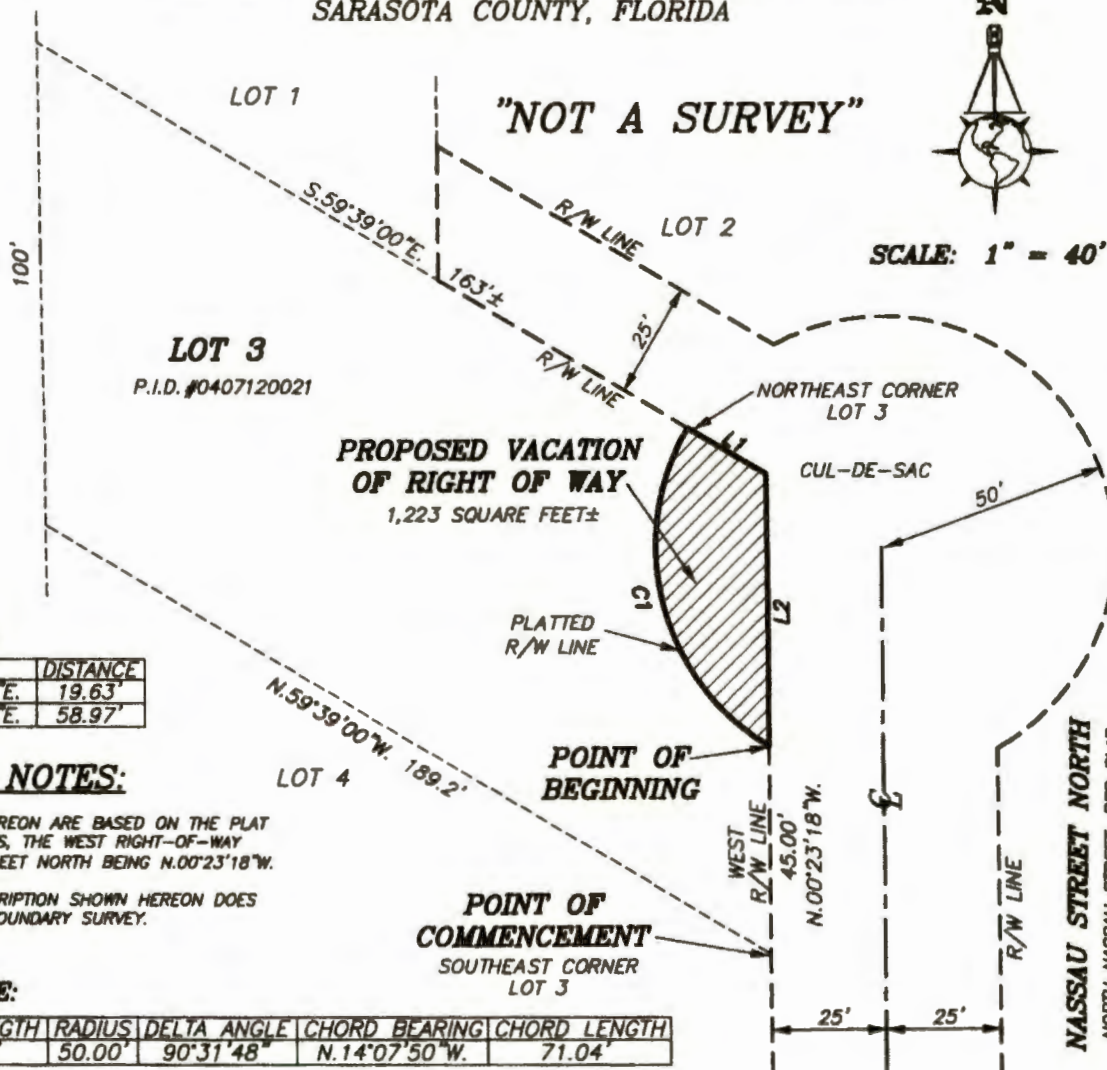
R/W = RIGHT-OF-WAY  
 C/L = CENTERLINE  
 P.I.D. = PROPERTY IDENTIFICATION  
 NO. = NUMBER

**SKETCH & DESCRIPTION OF:  
 A PROPOSED RIGHT OF WAY VACATION, LYING AND BEING IN  
 SECTION 7, TOWNSHIP 39 SOUTH, RANGE 19 EAST,  
 SARASOTA COUNTY, FLORIDA**



SCALE: 1" = 40'

BAY SHORE CANAL  
(TIDAL)



**LINE TABLE:**

LINE	BEARING	DISTANCE
L1	S.59°39'00"E.	19.63'
L2	S.00°23'18"E.	58.97'

**SURVEYORS NOTES:**

1. BEARINGS SHOWN HEREON ARE BASED ON THE PLAT OF BAY SHORE ACRES, THE WEST RIGHT-OF-WAY LINE OF NASSAU STREET NORTH BEING N.00°23'18"W.
2. THE SKETCH & DESCRIPTION SHOWN HEREON DOES NOT REPRESENT A BOUNDARY SURVEY.

**CURVE TABLE:**

CURVE	ARC LENGTH	RADIUS	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	79.00'	50.00'	90°31'48"	N.14°07'50"W.	71.04'

**DESCRIPTION OF A PROPOSED RIGHT OF WAY VACATION:**

A PARCEL OF LAND LYING AND BEING IN SECTION 7, TOWNSHIP 39 SOUTH, RANGE 19 EAST, SARASOTA COUNTY, FLORIDA, BEING A PORTION OF NASSAU STREET NORTH (NORTH NASSAU STREET, PER PLAT), BAY SHORE ACRES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 8, PAGE 33, PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF LOT 3, SAID PLAT OF BAY SHORE ACRES, SAID POINT LYING ON THE WEST RIGHT OF WAY LINE OF SAID NASSAU STREET NORTH (50' PUBLIC RIGHT OF WAY); THENCE ON SAID WEST RIGHT OF WAY LINE, THE FOLLOWING TWO COURSES: N.00°23'18"W., 45.00' FOR A POINT OF BEGINNING, SAID POINT BEING THE BEGINNING OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 50.00', A DELTA ANGLE OF 90°31'48", A CHORD BEARING OF N.14°07'50"W., AND A CHORD DISTANCE OF 71.04'; THENCE NORTHWESTERLY, ON THE ARC OF SAID CURVE, 79.00' TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE LEAVING SAID RIGHT OF WAY LINE, AND ON THE EASTERLY EXTENSION OF THE NORTH LINE OF SAID LOT 3, S.59°39'00"E., 19.63'; THENCE ON THE NORTHERLY EXTENSION OF THE EAST LINE OF SAID LOT 3, S.00°23'18"E., 58.97' TO THE POINT OF BEGINNING, AND CONTAINING 1,223 SQUARE FEET, MORE OR LESS.



B.S.T. 1987  
**STRAYER**  
 SURVEYING & MAPPING, INC.

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 Venice, Florida 34293  
 (941) 486-9488  
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*B.G. Ruth*

DATE: 1/13/2016

B. GREGORY RUTH  
 FLORIDA SURVEYOR & MAPPER REG'N NO. 5228

REVISION:

DRAWN	B.G.R.	DATE	1/13/16	SCALE	1"=40'
CHECKED	P.N.M.	DATE	1/13/16	FILE NO.	15-10-35

"NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER" © 2015