

Prepared by: City Clerk

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

RESOLUTION NO. 2018-03

A RESOLUTION OF THE CITY OF VENICE, FLORIDA, VACATING A PORTION OF AN EXISTING RIGHT-OF-WAY AT 775 S. TAMiami TRAIL, AS RECORDED IN PLAT BOOK 5, PAGES 29 AND 29A, PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA, AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Daus Capital, L.L.C., a Florida limited liability company, has requested that the City of Venice vacate a portion of a right-of-way (depicted in Exhibit "A", attached) that is no longer required to serve the public interest; and

WHEREAS, city staff has recommended approval of the vacation of said portion of 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 March 13, 2018; and

WHEREAS, the Venice City Council, after due investigation and consideration, has determined that the portion of the right-of-way described below and depicted in Exhibit "A" 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 Tract or Parcel of land lying and being in Section 16, Township 39 South, Range 19 East, Sarasota County, Florida being a Portion of Tamiami Drive and "Parkway", as shown on the Plat of Country Club Estates, Unit No. 2, according to the Plat thereof, recorded in Plat Book 5, Pages 29 and 29A, Public Records of Sarasota County, Florida, and being more particularly described as follows:

Beginning at the most westerly corner of Lot 9, Block D, said Plat of Country Club Estates, Unit No. 2; thence on the southwesterly line of said Lot 9, and continuing on the southwesterly lines of Lots 10, 11, 12, 13, and 14; Block D, said Plat of Country Club Estates, Unit No. 2, S.50°15'00"E., 425.00' to the point of curvature of a circular curve to the left, having a radius of 25.00", a delta angle of 90°00'00", a chord bearing of N.84°45'00"E., and a chord distance of 35.36'; thence on the arc of said curve, in a northeasterly direction, 39.27' to a point of cusp; thence on the southerly projection of the northwesterly Right Of Way line of Pine Grove Drive (60' Public Right Of Way), S.39°45'00"W., 80.00' to the northeasterly Right of Way line of S. Tamiami Trail (U.S. 41); thence on said northeasterly Right of Way line, N.50°15'00"W., 450.00'; thence N.39°45'00"E. 55.00' to the POINT OF BEGINNING, containing 24,884 Square Feet, more or less.

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 13TH DAY OF MARCH 2018.

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 13th day of March 2018, a quorum being present.

WITNESS my hand and official seal of said City this 13th day of March 2018.

Lori Stelzer, MMC, City Clerk

(S E A L)

Approved as to form:

David Persson, City Attorney

LEGEND

R/W = RIGHT-OF-WAY
 P.O.B. = POINT OF BEGINNING
 N.T.S. = NOT TO SCALE
 NO. = NUMBER
 P.C. = POINT OF CURVATURE

SKETCH & DESCRIPTION OF:

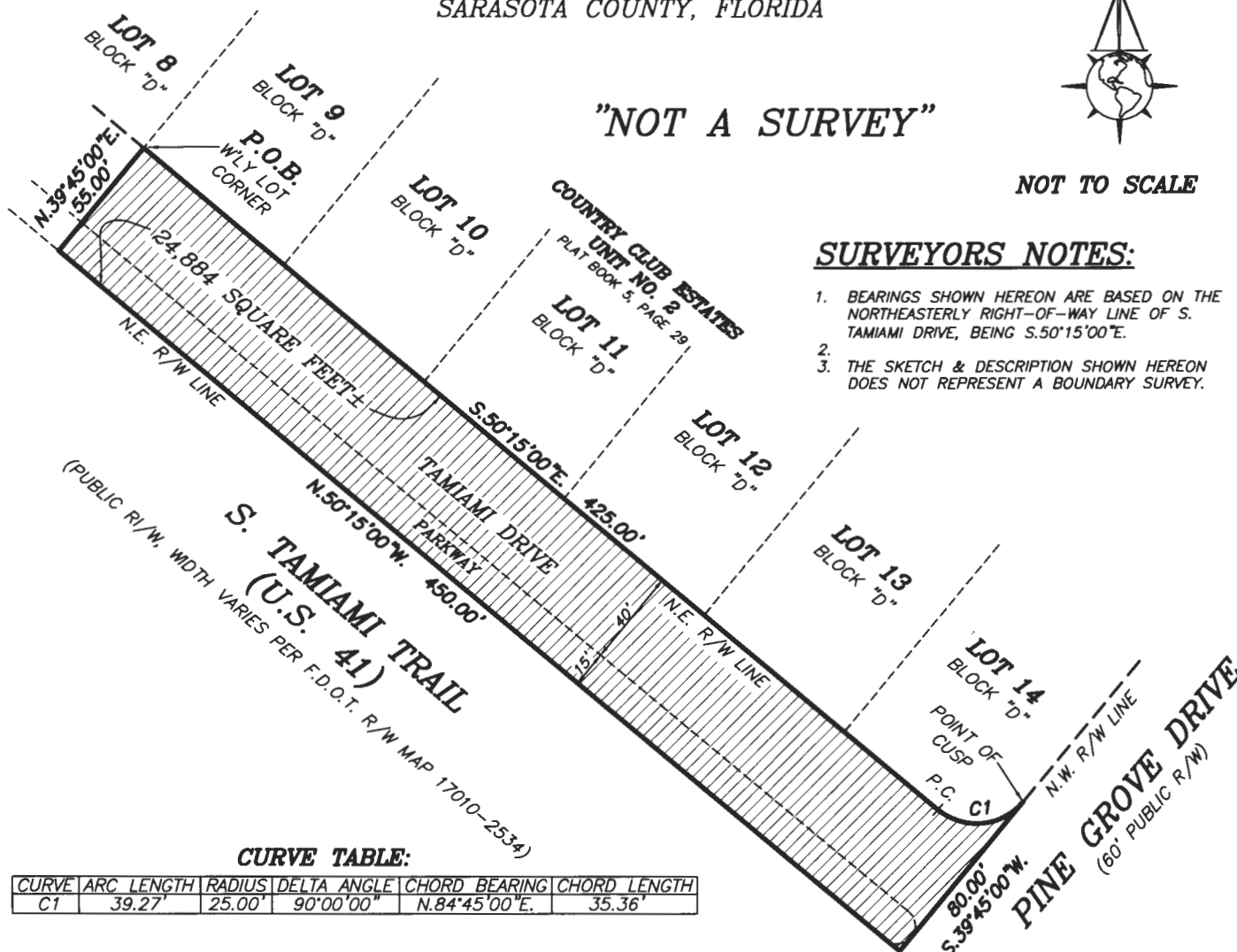
A TRACT OR PARCEL OF LAND, LYING AND BEING IN
 SECTION 16, TOWNSHIP 39 SOUTH, RANGE 19 EAST,
 SARASOTA COUNTY, FLORIDA

**"NOT A SURVEY"**

NOT TO SCALE

SURVEYORS NOTES:

1. BEARINGS SHOWN HEREON ARE BASED ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF S. TAMiami DRIVE, BEING S.50°15'00"E.
- 2.
3. THE SKETCH & DESCRIPTION SHOWN HEREON DOES NOT REPRESENT A BOUNDARY SURVEY.

**CURVE TABLE:**

CURVE	ARC LENGTH	RADIUS	DELTA ANGLE	CHORD BEARING	CHORD LENGTH
C1	39.27'	25.00'	90°00'00"	N.84°45'00"E.	35.36'

PARCEL DESCRIPTION:

A TRACT OR PARCEL OF LAND LYING AND BEING IN SECTION 16, TOWNSHIP 39 SOUTH, RANGE 19 EAST, SARASOTA COUNTY, FLORIDA, BEING A PORTION OF TAMiami DRIVE AND "PARKWAY", AS SHOWN ON THE PLAT OF COUNTRY CLUB ESTATES, UNIT NO. 2, ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 5, PAGES 29 AND 29A, PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST WESTERLY CORNER OF LOT 9, BLOCK D, SAID PLAT OF COUNTRY CLUB ESTATES, UNIT NO. 2; THENCE ON THE SOUTHWESTERLY LINE OF SAID LOT 9, AND CONTINUING ON THE SOUTHWESTERLY LINES OF LOTS 10, 11, 12, 13, AND 14, BLOCK D, SAID PLAT OF COUNTRY CLUB ESTATES, UNIT NO. 2, S.50°15'00"E., 425.00' TO THE POINT OF CURVATURE OF A CIRCULAR CURVE TO THE LEFT, HAVING A RADIUS OF 25.00', A DELTA ANGLE OF 90°00'00", A CHORD BEARING OF N.84°45'00"E., AND A CHORD DISTANCE OF 35.36'; THENCE ON THE ARC OF SAID CURVE, IN A NORTHEASTERLY DIRECTION, 39.27' TO A POINT OF CUSP; THENCE ON THE SOUTHERLY PROJECTION OF THE NORTHWESTERLY RIGHT OF WAY LINE OF PINE GROVE DRIVE (60' PUBLIC RIGHT OF WAY), S.39°45'00"W., 80.00' TO THE NORTHEASTERLY RIGHT OF WAY LINE OF S. TAMiami TRAIL (U.S. 41); THENCE ON SAID NORTHEASTERLY RIGHT OF WAY LINE, N.50°15'00"W., 450.00'; THENCE N.39°45'00"E. 55.00' TO THE POINT OF BEGINNING, CONTAINING 24,884 SQUARE FEET, MORE OR LESS.

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

DATE: 3/17/17

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

EST. 1987
STRAYER
 SURVEYING & MAPPING, INC.

742 Shamrock Boulevard
 Venice, Florida 34293
 (941) 496-9488
 Fax (941) 497-6186

www.strayersurveying.com

REVISION:

PREPARED FOR: DAUS CAPITAL, LLC

DRAWN: B.G.R.

DATE: 3/17/17

SCALE
N.T.S.

PARCEL CONTAINS: 24,884 SQ. FT.

CHECKED: B.G.R.

DATE: 3/17/17

FILE NO.
17-01-100