

Prepared by: City Clerk
Record & Return to: City of Venice
Attn: City Clerk
401 W. Venice Avenue
Venice, FL 34285

RESOLUTION NO. 2020-19

A RESOLUTION OF THE CITY OF VENICE, FLORIDA, VACATING A PORTION OF AN EXISTING RIGHT-OF-WAY LOCATED IN LOT 1 AND LOT 2, AND A PORTION OF A 20 FOOT WIDE ALLEY, ALL WITHIN BLOCK 79, VENICE GULF VIEW SECTION, AS RECORDED IN PLAT BOOK 2, PAGE 77, PUBLIC RECORDS OF SARASOTA COUNTY, FLORIDA; PROVIDING FOR THE RELOCATION OF CITY UTILITIES; ACCEPTING A WARRANTY DEED FOR A NEW PUBLIC ALLEY; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, CS of Venice Development Company, LLC, a Florida Limited Liability Company, ("Owner") has requested the City of Venice vacate a portion of a right-of-way that is no longer required to serve the public interest (attached hereto as Exhibit "A") in exchange for the dedication of land to serve as a new public alley; and

WHEREAS, city staff has recommended approval of the requested vacation; 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 9, 2020; 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 and the acceptance of the dedication of other land to serve as a public alley.

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:

The East 15 feet of Lot 1 and the West 5 feet of Lot 2, Block 79, and a portion of a 20 feet wide Alley within said Block 79, VENICE Gulf View Section, recorded in Plat Book 2, Page 77, Public Records of Sarasota County, Florida, described as follows:

Commence at the Southwest Corner of Lot 37, Block 79, VENICE Gulf View Section, as recorded in Plat Book 2, Page 77, of the Public Records of Sarasota County, Florida, same being a point on the North Right of Way line of Miami Avenue (80' Wide Public Right of

Way); thence S.89°25'57"E., along said North Right of Way Line, a distance of 169.88 feet to the Southwest Corner of the East 15 feet of Lot 1, of said Block 79 for the POINT OF BEGINNING; thence continue S.89°25'57"E., along said North Right of Way Line, a distance of 20.09 feet to the Southeast corner of the West 5 feet of Lot 2, of said Block 79; thence N.00°36'40"E., along the East line of said West 5 feet of Lot 2, same being the East line of a 15 foot wide strip of land conveyed to the City of Venice in said Official Records Book 585, Page 107, a distance of 115.07 feet to the Northeast corner of said West 5 feet of Lot 2, and the South line of a 20 feet wide alley within said Block 79; thence N.89°23'05"W., along said South line of the 20 feet wide alley, a distance of 1.31 feet; thence N.00°34'04"E., a distance of 20.00 feet to a point on the North line of said 20 feet wide Alley within said Block 79, said point being 3.59 feet easterly of the Southeast corner of Lot 30 of said Block 79; thence N.89°23'05"W., along said North line of the 20 feet wide Alley, a distance of 18.73 feet to the East line of a vacated portion of said 20 feet wide Alley, per Resolution recorded in Official Records Book 585, Page 107, of the Public Records of Sarasota County, Florida; thence S.00°37'19"W., along said East line of vacated portion of 20 feet wide Alley, a distance of 20.00 feet to the Northwest corner of said East 15 feet of Lot 1; thence S.00°37'19"W., along the West line of said East 15 feet of Lot 1, same being the West line of said 15 foot wide strip of land conveyed to the City of Venice in said Official Records Book 585, Page 107, a distance of 115.09 feet to the POINT OF BEGINNING.

Parcel contains 2685 square feet, or 0.0616 acres more or less.

SECTION 3. All City utilities located within the property vacated shall be relocated at the cost and expense of Owner, or its successors in interest, in accordance with the site and development plans for Cassata Square – Parcel A and Cassata Square – Parcels B & C.

SECTION 4. 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 5. The City hereby accepts the Warranty Deed from CS of Venice Development Company, LLC, dedicating a Portion of Lot 2, Block 79 to the City for a public alley or right-of-way.

SECTION 6. A certified copy of this resolution will be recorded in the Public Records of Sarasota County, Florida.

SECTION 7. 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 9TH DAY OF JUNE 2020.

ATTEST

Ron Feinsod, 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 9th day of June 2020, a quorum being present.

WITNESS my hand and official seal of said City this 9th day of June 2020.

Lori Stelzer, MMC, City Clerk

(S E A L)

Approved as to form:

Kelly Fernandez, City Attorney

SKETCH OF DESCRIPTION

SHEET 1 OF 2

PORTION OF ALLEY TO BE VACATED

DESCRIPTION:

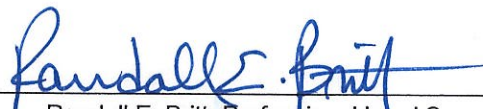
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Parcel contains 2685 square feet, or 0.0616 acres more or less.

NOTES:

1. This sketch does not represent a Boundary Survey. The purpose of this sketch is to depict the description shown hereon.
2. Description shown hereon has been prepared for this sketch.
3. See Boundary Survey of parent tract prepared by Britt Surveying, Inc. Job No. 19-03-18, dated January 10, 2019.
4. Bearings shown hereon refer to an assumed meridian. North line of Block 79 as being S.89°22'14"E.



Randall E. Britt, Professional Land Surveyor
Florida Certification Number 3979

Note: Not Valid Unless Imprinted With Embossed Land Surveyor's Seal

PREPARED FOR:
MICHAEL MILLER

DATE: FEBRUARY 19, 2020

JOB NUMBER: 19-03-18E



BRITT SURVEYING, INC.

LAND SURVEYORS AND MAPPERS
CERTIFICATE OF AUTHORIZATION NO. L.B. 6638
606 Cypress Avenue Venice Florida 34285
Telephone: (941) 493-1396 Fax: (941) 484-5766
Email: bsi@brittsurveying.com

SKETCH OF DESCRIPTION

SHEET 2 OF 2

PORTION OF ALLEY TO BE VACATED

SCALE: 1" = 40'

U.S. HIGHWAY NO. 41

Edge of Pavement

East line of Vacated Alley Per Resolution Recorded in Official Records Book 585, Page 107

Northwest Corner of the East 15' of Lot 1

Southeast Corner of Lot 30

20' WIDE ALLEY

Northeast Corner of the West 5' of Lot 2

Vacated Portion of Alley per O.R. 585/107

West Line of the East 15' of Lot 1, Block 79

20' Alley Dedicated per Resolution Recorded in OR Book 585, Page 107

S 89°25'57" E 169.88'

North Right of Way Line

POINT OF COMMENCEMENT
Southwest Corner of Lot 37, Block 79, VENICE Gulf View Section

MIAMI AVENUE
80' Wide Public Right of Way

POINT OF BEGINNING
Southwest Corner of East 15' Lot 1, Block 79, VENICE Gulf View Section

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 89°23'05" W	1.31'
L2	N 00°34'04" E	20.00'
L3	N 89°23'05" W	18.73'
L4	S 00°37'19" W	20.00'

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