

RESOLUTION NO. 2007- 175

A RESOLUTION CLOSING, VACATING, AND ABANDONING OF THOSE CERTAIN RIGHTS OF WAY OR THE RENOUNCING AND DISCLAIMING OF ANY RIGHT OR INTEREST OF SAID NASSAU COUNTY, FLORIDA, AND THE PUBLIC IN SAID RIGHTS OF WAY OR ALLEYS.

WHEREAS, upon the petition of TAG-S, LLC, owner, and A. Jeffrey Tomassetti, agent for owner, a public hearing was held at 7:00 PM on the 24th day of September 2007, in the Commission Chambers at the James S. Page Governmental Complex, located at 96135 Nassau Place, Yulee, Florida, pursuant to a notice duly published as provided by law for consideration by the Board of County Commissioners to close, vacate, and abandon the roadways or alleyways hereinafter described and to renounce and disclaim the right of the public and the county in and to said roadways and alleyways described as follows:

SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"

WHEREAS, no one appeared at said public hearing regarding said petition, and

WHEREAS, this Board finds that said roadways or alleyways lie wholly without the corporate limits of any municipality and that this Board is authorized to close said roadways or alleyways by the authority stated in Section 336.09, Florida Statutes; and

WHEREAS, this Board has determined that it is in the best interest of Nassau County and the public that said roadways or alleyways be closed, vacated and abandoned and that the interest of Nassau County and the public be renounced and disclaimed therein.

NOW, THEREFORE, BE IT RESOLVED this 24th day of September, 2007, by the Board of County Commissioners of Nassau County, Florida, in a meeting duly assembled that said roadways or alleyways as hereinbefore described in the preamble hereto be, and the same is,

hereby closed, vacated, and abandoned to the extent as if said roadways or alleyways had never been delineated on said plat.

BE IT FURTHER RESOLVED that the right and interest of Nassau County and the public in said roadways above described be, and the same are hereby renounced and disclaimed, and any easement heretofore owned, held, claimed or used by or on behalf of the public therein is hereby abrogated.

BE IT FURTHER RESOLVED that the Clerk of this Board shall cause to be published, within thirty (30) days after the adoption of this Resolution, in one issue of the Fernandina Beach News Leader, a notice of the adoption of this Resolution closing, vacating, and abandoning all of those certain roadways or alleyways as hereinbefore described in the preamble hereto, and the renouncing and disclaiming of any right or interest of the county and the public in said roadways or alleyways.

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Nassau County, Florida did on the 24th day of September, 2007 adopt a Resolution Closing, vacating, and abandoning those certain roadways or alleyways, described as follows:

SEE LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

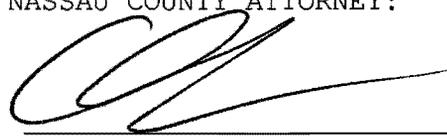
BY:


JIM B. HIGGINBOTHAM
ITS: CHAIRMAN

ATTEST
AS TO CHAIRMAN'S SIGNATURE:


JOHN A. CRAWFORD
EX-OFFICIO CLERK

APPROVED AS TO FORM BY THE
NASSAU COUNTY ATTORNEY:


DAVID A. HALLMAN

2

REVIEWED BY GENE KNAGA
DEPUTY COMPTROLLER

DATE

 9/24/07

MANZIE & DRAKE LAND SURVEYING

Michael A. Manzie, P.L.S. • Vernan N. Drake, P.S.M. • Frank L. Bowen, P.S.M. • Mark G. Hill, P.S.M.



LEGAL DESCRIPTION
FOR THE ABANDONMENT OF A PORTION OF RIVERSIDE DRIVE
PREPARED FOR DON AND DIEDRA SCHRODER
OCTOBER 30, 2006

A PORTION OF RIVERSIDE DRIVE (A 30.00 FOOT RIGHT-OF-WAY) AS SHOWN ON THE PLAT OF "OCEAN BREEZE FARMS", RECORDED IN PLAT BOOK 2, PAGE 19 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BOUNDED ON THE NORTH BY THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 84, AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS".

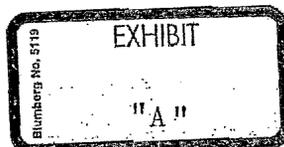
BOUNDED ON THE EAST BY THE WESTERLY LINE OF LOTS 84, 85 AND 86 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS".

BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF HIRTH ROAD AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS".

BOUNDED ON THE WEST BY THE EASTERLY LINE OF LOTS 87, 88 AND 89 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS".

Mark G. Hill 10-31-06

MARK G. HILL
PROFESSIONAL SURVEYOR AND MAPPER
FLORIDA REGISTRATION NO. 5879
JOB NO. 16638



NEWS LEADER

AMELIA ISLAND • FERNANDINA BEACH • NASSAU COUNTY

Published Weekly

511 Ash Street/P.O. Box 766 (904) 261-3696
Fernandina Beach, Nassau County, Florida 32034

STATE OF FLORIDA
COUNTY OF NASSAU:

Before the undersigned authority personally appeared
Michael B. Hankins

Who on oath says that he is the Advertising Director of the Fernandina Beach News-Leader, a weekly newspaper published at Fernandina Beach in Nassau County, Florida; that the attached copy of advertisement, being a LEGAL ADVERTISEMENT in the matter of

**Nassau Co. Board of County Commissioners
Notice of Hearing
Closing Rights of Way Tag-S, LLC
09/24/2007**

Was published in said newspaper in the issues of

**09/05/2007
Ref. No. 6117**

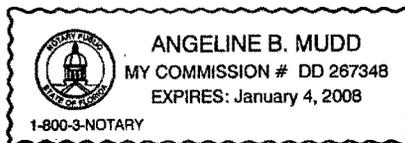
Affiant further says that the said Fernandina Beach News-Leader is a newspaper published at Fernandina Beach, in said Nassau County, Florida and that the said newspaper has heretofore been continuously published in said Nassau County, Florida, each week and has been entered as second class mail matter at the post office in Fernandina Beach in said Nassau County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and Affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Michael B. Hankins

Sworn to and subscribed before me
This 5th Day of September, A.D. 2007.

Angeline B. Mudd
Angeline B. Mudd, Notary Public

AM Personally Known



**NOTICE OF HEARING
FOR THE CLOSING OF RIGHTS
OF WAY ROADWAYS OR
ALLEYWAYS
TO WHOM IT MAY
CONCERN**

YOU WILL TAKE NOTICE that the Board of County Commissioners of Nassau County Florida, upon petition of A. Jeffrey Tomassetti, Esquire, agent on behalf of TAG-S, LLC, owner, will at 7:00 P.M. on the 24th day of September, 2007, at the Commission Chambers, James S. Poe Governmental Complex, 69135, Nassau Place, Fernandina Beach, Florida, consider and determine whether, or not, the said Nassau County, Florida, will vacate, abandon, discontinue and close, and will renounce and disclaim any right of Nassau County, Florida, and the public in and to any land or interest therein delineated upon the roads and alleys which are more particularly described as follows:

EXHIBIT A
A PORTION OF RIVERSIDE DRIVE (A 30.00 FOOT RIGHT OF WAY) AS SHOWN ON THE PLAT OF "OCEAN BREEZE FARMS," RECORDED IN PLAT BOOK 2, PAGE 19 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BOUNDED ON THE NORTH BY THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 84 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS."

BOUNDED ON THE EAST BY THE WESTERLY LINE OF LOTS 84, 85 AND 86 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS."

BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT OF WAY LINE OF HIRTH ROAD AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS."

BOUNDED ON THE WEST BY THE EASTERLY LINE OF LOTS 87, 88 AND 89 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS."

The public is invited to be present and be heard, if a person wishes to appeal any

decision made by the Board, agency, or commission with respect to any matter considered at such meeting or hearing, he or she will need a record of the proceedings, and that for such purpose may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

Individuals with disabilities requiring accommodations in order to participate in this proceeding should contact the Office of the Ex-Officio Clerk, (904) 528-2660, or Florida Relay Service at 1-800-955-8770 (V) or 1-800-955-8771 (TDD) at least seventy-two hours in advance to request such accommodation.

**BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA**
/s/ Jim B. Higginbotham
Its Chairman
ATTEST:
/s/ John A. Crawford
Its Ex-Officio Clerk
11-09-05-2007
6117

INSTR # 200733008, OR Book 1530, Page 1664, Pages 1, Recorded 10-17-2007 at 09:47 AM, John A. Crawford, Nassau County Clerk of Circuit Court, Rec. Fee \$10.00 #1

NEWS LEADER

Published Weekly

511 Ash Street/P.O. Box 766 (904) 261-3696
 Fernandina Beach, Nassau County, Florida 32034

STATE OF FLORIDA COUNTY OF NASSAU:

Before the undersigned authority personally appeared **Michael B. Hankins** who on oath says that he is the Advertising Director of The Fernandina Beach *News-Leader*, a weekly newspaper published at Fernandina Beach in Nassau County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter of

NOTICE OF ADOPTION OF RESOLUTION CLOSING, VACATING AND ABANDONING OF RIGHTS OF WAY, ROADWAYS OR ALLEYS Board of County Commissioners of Nassau County, Florida

was published in said newspaper in the issues of **10-03-2007**
ref. No. 6171

Affiant further says that the said Fernandina Beach *News-Leader* is a newspaper published at Fernandina Beach, in said Nassau County, Florida, and that the said newspaper has heretofore been continuously published in said Nassau County, Florida, each week and has been entered as second class mail matter at the post office in Fernandina Beach in said Nassau County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

Michael B. Hankins

Sworn to and subscribed before me
 this 3rd day of **October, A.D. 2007.**

Robert O. Fiege

Robert O. Fiege, Notary Public

A Personally Known

INSTR # 200733010, OR Book 1530, Page 1668, Pages
 1. Recorded 10/17/2007 at 09:47 AM.
 John A Crawford, Nassau County Clerk of Circuit Court
 Rec. Fee \$10.00
 #3

NOTICE OF ADOPTION OF RESOLUTION CLOSING, VACATING AND ABANDONING OF RIGHTS OF WAY, ROADWAYS OR ALLEYS TO WHOM IT MAY CONCERN
 NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Nassau County Florida upon the petition of TAGS, LLC, owner and Jeffrey Tomassetti, agent for owner, did on the 24th day of September, 2007, adopt Resolution No. 2007-175, a Resolution closing, vacating and abandoning those certain rights of way or alleyways described as follows:
EXHIBIT "A"
 A PORTION OF RIVERSIDE DRIVE (A 30.00 FOOT RIGHT-OF-WAY) AS SHOWN ON THE PLAT OF "OCEAN BREEZE FARMS" RECORDED IN PLAT BOOK 2 PAGE 19 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 BOUNDED ON THE NORTH BY THE WESTERLY EXTENSION OF THE NORTH LINE OF LOT 84 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS";
 BOUNDED ON THE EAST BY THE WESTERLY LINE OF LOTS 84, 85 AND 86 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS";
 BOUNDED ON THE SOUTH BY THE NORTHERLY RIGHT-OF-WAY LINE OF HIRTH ROAD AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS";
 BOUNDED ON THE WEST BY THE EASTERLY LINE OF LOTS 87, 88 AND 89 AS SHOWN ON THE AFOREMENTIONED PLAT OF "OCEAN BREEZE FARMS";
 and that said Resolution renounces and disclaims any right or interest of said Nassau County, Florida, and the public in and to said portion of roadways or alleyways.
 BOARD OF COUNTY COMMISSIONERS
 NASSAU COUNTY, FLORIDA
 BY: /s/ JIM B. HIGGINBOTHAM
 Its: Chairman
 ATTEST:
 /s/ JOHN A. CRAWFORD
 Its: Ex-Officio Clerk
 11/10/03-2007
 6171