

RESOLUTION NO. 2011 - 178

A RESOLUTION SETTING THE TIME AND PLACE FOR PUBLIC HEARING ON THE CLOSING, VACATING, AND ABANDONING OF THOSE CERTAIN RIGHTS OF WAYS 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, Robert Peters, Esq., agent for John T. Swinson as Manager for MPS Properties, LLC, owner, has petitioned the Board of County Commissioners of Nassau County, Florida, to vacate, abandon, discontinue and close, and to renounce and disclaim the right and interest of Nassau County, Florida, and the public in and to those certain rights of way or alleys described as follows:

LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"

WHEREAS, Section 336.09, Florida Statutes, authorizes this Board to close, vacate and abandon streets, roads and alleys and to renounce and disclaim the right and interest of Nassau County, Florida, and of the public in and to lands delineated on any recorded map or plat as a street, alley, road, or highway outside of the corporate limits of any municipality after given notice of and holding a public hearing to determine whether such action should be taken.

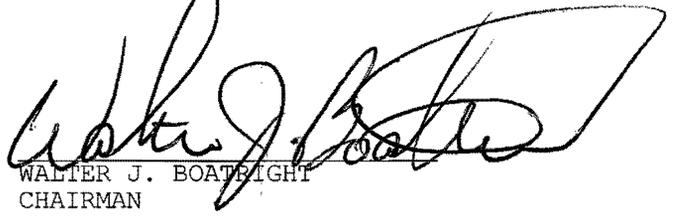
NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Nassau County, Florida, in a meeting duly assembled on the 14th day of November, 2011, that a public hearing will be held on said petition at the Commission Chambers, James S. Page Governmental Complex, 96135 Nassau Place, Yulee, Florida, on the 12th day of December, 2011 at 7:00 p.m.

BE IT FURTHER RESOLVED that notice of said meeting will be published in the Fernandina Beach News Leader, a newspaper of general circulation in Nassau County, Florida at least two weeks prior to the date of said hearing, said notice to be in substantially the form as indicated on the attached.

ATTEST as to Chairman's Signature:

BOARD OF COUNTY COMMISSIONERS
OF NASSAU COUNTY, FLORIDA


JOHN A. CRAWFORD
EX-OFFICIO CLERK
37
RDK
11/14/11


WALTER J. BOATRIGHT
CHAIRMAN

APPROVED AS TO FORM BY THE
NASSAU COUNTY ATTORNEY:

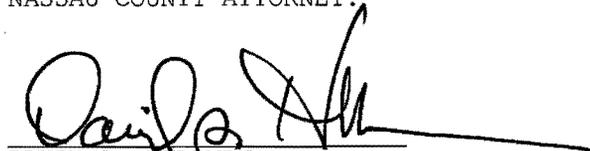

DAVID A. HALLMAN

EXHIBIT "A"

Coastal Land Surveyors

Boundary • Subdivisions • Topographic • Construction

34 North 14th Street
Fernandina Beach, FL 32034
(904) 261-8950 Voice
(904) 277-6650 Fax

LEGAL DESCRIPTION NO. 0810-08

A PORTION OF MAXINE STREET AS SHOWN ON PLAT OF OCEAN GARDENS SUBDIVISION RECORDED IN PLAT BOOK 2, PAGE 63 OF THE PUBLIC RECORDS OF NASSAU COUNTY, FLORIDA.

BEING A PORTION OF SECTION 14, TOWNSHIP 2 NORTH, RANGE 28 EAST, NASSAU COUNTY, FLORIDA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE COMMENCE AT THE INTERSECTION OF THE NORTHERLY LINE OF SAID SECTION 14 AND THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROAD NO. 105 (A-1-A); THENCE SOUTHERLY ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND THE ARC OF A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 2914.79 FEET AN ARC DISTANCE OF 296.90 FEET (SAID ARC BEING SUBTENDED BY A CHORD BEARING AND DISTANCE OF SOUTH 09 DEGREES 11 MINUTES 46 SECONDS EAST, 296.77 FEET) TO A POINT; THENCE CONTINUE ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND THE ARC OF SAID CURVE AN ARC DISTANCE OF 124.01 FEET (SAID ARC BEING SUBTENDED BY A CHORD BEARING AND DISTANCE OF SOUTH 05 DEGREES 08 MINUTES 17 SECONDS EAST, 124.00 FEET) TO THE NORTHERLY RIGHT-OF-WAY LINE OF MAXINE STREET (A 50 FOOT RIGHT-OF-WAY) AND THE POINT OF BEGINNING; THENCE NORTH 85 DEGREES 01 MINUTE 36 SECONDS EAST ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 231.57 FEET TO AN ANGLE POINT IN SAID RIGHT-OF-WAY LINE; THENCE NORTH 85 DEGREES 00 MINUTES 23 SECONDS EAST CONTINUING ALONG SAID NORTHERLY RIGHT-OF-WAY LINE, A DISTANCE OF 445.46 FEET TO A POINT; THENCE SOUTH 39 DEGREES 26 MINUTES 28 SECONDS EAST, A DISTANCE OF 30.72 FEET TO A POINT ON THE CENTERLINE OF SAID MAXINE STREET; THENCE SOUTH 01 DEGREES 04 MINUTES 26 SECONDS EAST, A DISTANCE OF 24.19 FEET TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY LINE OF SAID MAXINE STREET; THENCE SOUTH 84 DEGREES 58 MINUTES 26 SECONDS WEST ALONG SAID SOUTHERLY RIGHT-OF-WAY LINE A DISTANCE OF 693.79 FEET A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF STATE ROAD NO. 105 (A-1-A), AFOREMENTIONED; THENCE NORTHERLY ALONG SAID EASTERLY RIGHT-OF-WAY LINE AND THE ARC OF A CURVE CONCAVE TO THE SOUTHWEST AND HAVING A RADIUS OF 2964.79 FEET AN ARC DISTANCE OF 50.01 FEET (SAID ARC BEING SUBTENDED BY A CHORD BEARING AND DISTANCE OF NORTH 03 DEGREES 48 MINUTES 37 SECONDS WEST, 50.01 FEET) TO THE POINT OF BEGINNING.

PREPARED BY:

JIM PEACOCK P.S.M. NO. 3718

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 the petition of Robert Peters, Esq., agent for John T. Swinson as Manager for MPS Properties, LLC, owner, will at 7:00 P.M. on the 12th day of December, 2011, at the Commission Chambers, James S. Page Governmental Complex, 96135 Nassau Place, Yulee, 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:

LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A"

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 at (904) 548-4660 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

BY: /s/ Walter J. Boatright
Its: Chairman

ATTEST:

/s/ John A. Crawford
Its: Ex-Officio Clerk