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RESOLUTION NO. AC2020-04

A RESOLUTION OF THE BOARD OF SUPERVISORS OF ACME IMPROVEMENT DISTRICT VACATING A 12.5 FOOT WIDE PORTION OF A 25-FOOT WIDE LAKE MAINTENANCE EASEMENT, TOTALING APPROXIMATELY .02 ACRES, LOCATED AT ON LOT 14, BLOCK 7, SUGAR POND MANOR (14603 HORSESHOE TRACE), MORE SPECIFICALLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Board of Supervisors of Acme Improvement District, as the governing body, pursuant to the authority vested in Chapter 54, Code of Ordinances, known as the Wellington Right-of-Way Abandonment Ordinance, has received a petition for the vacation/abandonment of a 12.5-foot wide portion of a 25-foot wide Lake Maintenance Easement located at 14603 Horseshoe Trace, a residential property located in the Sugar Pond Manor neighborhood, hereinafter described as the "easement", and depicted on the Sketch and Description attached hereto as Exhibit A;

WHEREAS, the petition to vacate the said easements within the property was submitted by Jason and Shelby Colman, owner; and

WHEREAS, said petition substantially complies with the terms and conditions of the vacation as set forth in Chapter 54, Code of Ordinances.

NOW THEREFORE, BE IT RESOLVED BY WELLINGTON, FLORIDA'S COUNCIL, that:

Section 1: The foregoing recitals are hereby affirmed and ratified.

Section 2: The a 12.5-foot wide portion of a 25-foot wide lake maintenance easement totaling approximately 0.02 acres, located at 14603 Horseshoe Trace is hereby vacated and closed, and the Board of Supervisors does hereby renounce and disclaim any right or interest of Acme Improvement District and the public, in the portion of the easements illustrated on the Sketch and Description attached hereto as Exhibit A and made part hereof:

Section 3: Notice of the adoption of this Resolution shall be published once in the Palm Beach Post within thirty (30) days of the date of adoption of this Resolution in accordance with Chapter 54, Code of Ordinances.

Section 4: A certified copy of this Resolution shall be recorded in the public records in accordance with Chapter 54, Code of Ordinances.

Section 5: The provisions of this Resolution shall become effective immediately upon adoption.

Section 6: The Board of Supervisor's determination of whether to approve the petition, being a legislative determination, is final and binding and is not subject to appeal or judicial review.

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PASSED AND ADOPTED THIS _____ day of _____, 2020

ATTEST:

ACME IMPROVEMENT DISTRICT

BY: _____
Chevelle D. Addie, MMC, Secretary

BY: _____
Anne Gerwig, President

**APPROVED AS TO FORM AND
LEGAL SUFFICIENCY**

BY: _____
Laurie Cohen, Board Attorney

Exhibit 'A'

LEGAL DESCRIPTION

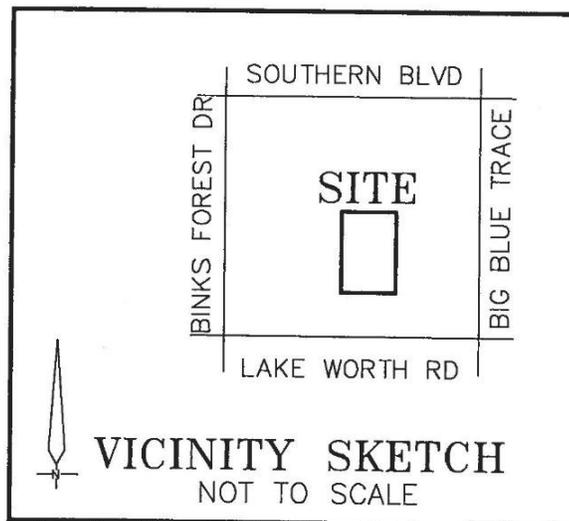
PROPOSED PORTION OF A 25 FOOT PLATTED MAINTENANCE EASEMENT TO BE VACATED:

A PORTION OF SUGAR POND MANOR, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 30, PAGE 20 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THE WEST 12.5 FEET OF THE EAST 25.0 FEET OF LOT 14, BLOCK 7, SUGAR POND MANOR. RECORDED IN THE ABOVE PLAT BOOK AND PAGE, OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

LEGEND

R/W = RIGHT OF WAY
U.E. = UTILITY EASEMENT
D.E. = DRAINAGE EASEMENT



I HEREBY CERTIFY THAT I MADE THIS SKETCH OF DESCRIPTION AND THAT IT IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

BY

DATE: 10/28/2019

ROBERT A. BUGGEE, PROFESSIONAL SURVEYOR AND MAPPER NO. 3302, STATE OF FLORIDA
233 E. GATEWAY BLVD., BOYNTON BEACH, FLORIDA, 33435

DWG # 1203718_EASMENT 1 OF 2

PREPARED BY:
Bob Buggee, Inc.
the 'SURVEYOR'

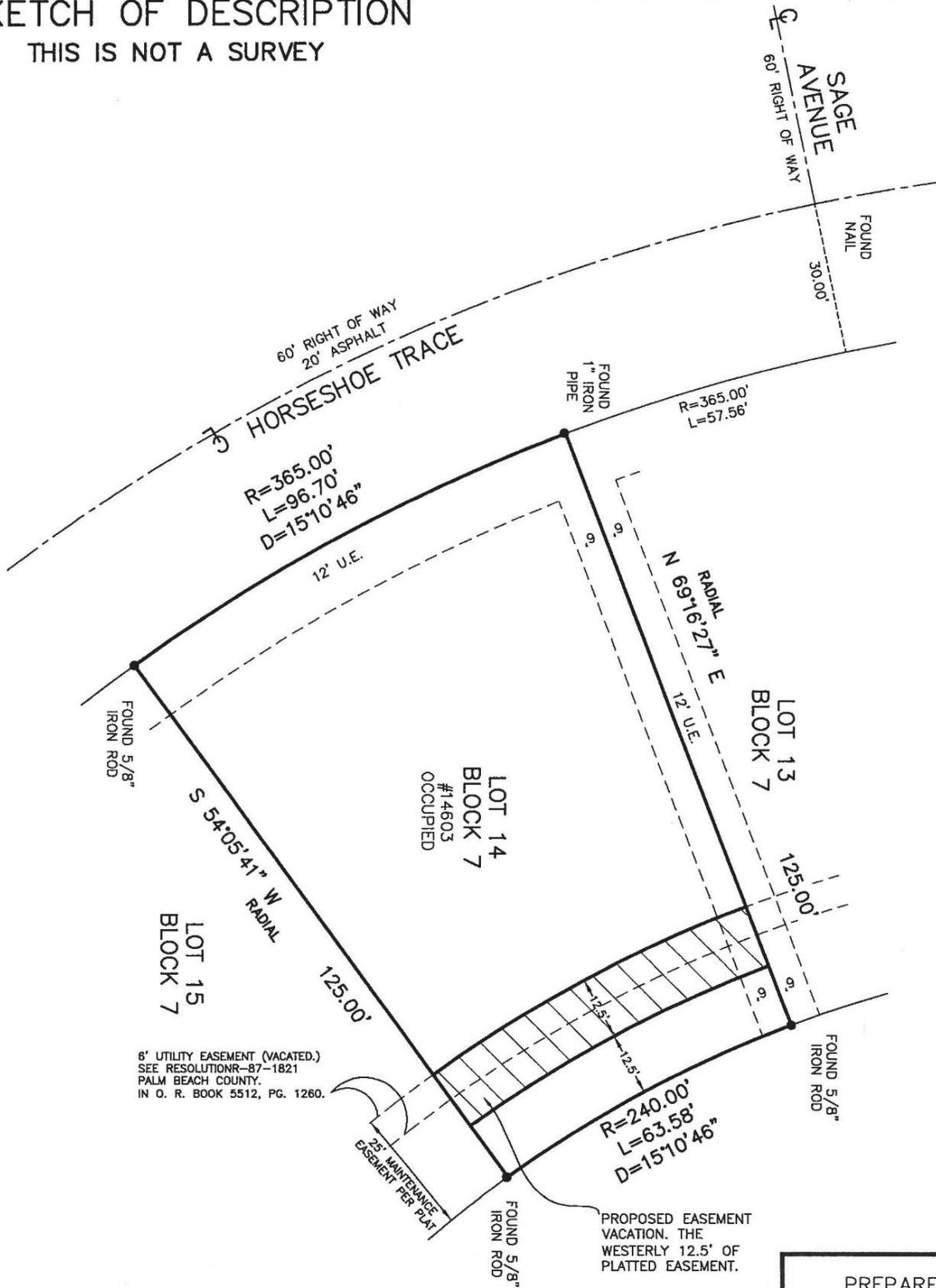
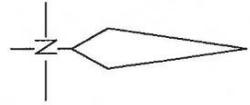
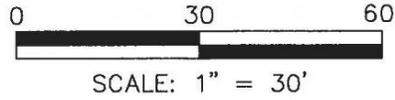
561-732-7877

SHEET 1 OF 2

Exhibit 'A'

SKETCH OF DESCRIPTION

THIS IS NOT A SURVEY



PREPARED BY:
Bob Buggee, Inc.
the 'SURVEYOR'
561-732-7877
SHEET 1 OF 2