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RESOLUTION NO. R2017-15

A RESOLUTION OF WELLINGTON, FLORIDA'S COUNCIL, VACATING AN 18-FOOT PORTION OF A 25-FOOT MAINTENANCE EASEMENT, APPROXIMATELY 1,278 SQUARE FEET, LOCATED ON LOT 22, BLOCK 29, SUGAR POND MANOR OF WELLINGTON PUD (13624 COLUMBINE AVENUE); AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Wellington's Council, 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 an 18-foot portion of a 25-foot maintenance easement, approximately 1,278 square feet, located on Lot 22, Block 29, Sugar Pond Manor of Wellington PUD, hereinafter described as the "easement," and depicted on the Sketch and Description attached hereto as Exhibit 1; and

WHEREAS, the petition to vacate the said easement was submitted by Michael Adrian Wolf and Cathy Anaya, owners of the subject property; 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 18-foot portion of the 25-foot maintenance easement, approximately 1,278 square feet, located on Lot 22, Block 29, Sugar Pond Manor of Wellington PUD, as recorded in Plat Book 30 on Page 20 of the Public Records of Palm Beach County, Florida, is hereby vacated and closed, and the Council does hereby renounce and disclaim any right or interest of Wellington and the Public, in the portion of the easements illustrated on the Sketch and Description attached hereto as Exhibit 1; 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.

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

4
5 **PASSED AND ADOPTED THIS 25th day of April, 2017**

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8 **ATTEST:**

WELLINGTON, FLORIDA

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11 BY: _____
12 Chevelle D. Nubin, Village Clerk

BY: _____
Anne Gerwig, Mayor

13
14
15 **APPROVED AS TO FORM AND**
16 **LEGAL SUFFICIENCY**

17
18
19 BY: _____
20 Laurie Cohen, Village Attorney
21
22
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Exhibit 1

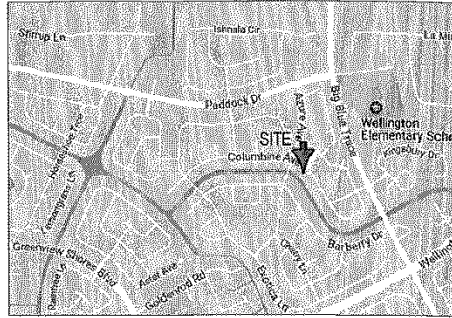
Legal Description and Sketch of Easement to be Abandoned

SKETCH AND DESCRIPTION

(COVER & LEGAL DESCRIPTION)

PROPERTY ADDRESS:
13624 COLUMBINE AVENUE
WELLINGTON, FL 33414

THE PURPOSE OF THIS SKETCH AND DESCRIPTION
IS TO SHOW THE PROPOSED PORTION OF THE 25'
LAKE MAINTENANCE EASEMENT AND 6' UTILITY
EASEMENT TO BE ABANDONED



VICINITY MAP
NOT TO SCALE

LEGAL DESCRIPTION

BEING A PORTION OF LOT 22, BLOCK 29, SUGAR POND MANOR OF WELLINGTON, PUD, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 30, PAGE 20 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE MOST SOUTHERLY CORNER OF SAID LOT 22; THENCE N51°53'05"E WITH THE SOUTHEASTERLY LINE OF SAID LOT 22 FOR A DISTANCE OF 7.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N51°53'05"E WITH THE SOUTHEASTERLY LINE OF SAID LOT 22 FOR A DISTANCE OF 18.00 FEET TO A POINT ON A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 430.53' AND WHOSE CHORD BEARS N43°00'43"W FOR A DISTANCE OF 73.50'; THENCE NORTHWESTERLY WITH SAID CURVE THROUGH A CENTRAL ANGLE OF 9°47'36" FOR AN ARC LENGTH OF 73.59' TO A POINT IN THE NORTHWESTERLY LINE OF SAID LOT 22; THENCE S42°05'29"W WITH THE NORTHWESTERLY LINE OF SAID LOT 22 FOR A DISTANCE OF 18.00 FEET TO A POINT ON A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 412.53 FEET AND WHOSE CHORD BEARS S43°00'43"E FOR A DISTANCE OF 70.43 FEET; THENCE SOUTHEASTERLY ALONG SAID CURVE TO THE RIGHT THROUGH A CENTRAL ANGLE OF 9°47'36" FOR AN ARC LENGTH OF 70.43 FEET TO THE POINT OF BEGINNING

ABBREVIATION LEGEND

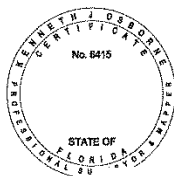
CH=CHORD
L=LENGTH
N.R.=NON RADIAL
P=PLAT
P.B.=PLAT BOOK
PG.=PAGE
P.I.D.=PARCEL IDENTIFICATION NUMBER
P.O.B.=POINT OF BEGINNING
P.O.C.=POINT OF COMMENCEMENT
R=RADIUS
U.E.=UTILITY EASEMENT

NOTES:

1. THIS IS NOT A BOUNDARY SURVEY.
2. NO FIELD WORK PERFORMED IN THE PREPARATION OF THIS LEGAL AND SKETCH.
3. THIS DRAWING IS NOT FULL AND COMPLETE WITHOUT ALL OF ITS ACCOMPANYING PAGES.

SURVEY NO. 179512
SKETCH DATE: 03-16-2017

PAGE 1 OF 2



SURVEYORS CERTIFICATE

I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION
IS A TRUE AND CORRECT REPRESENTATION OF A
SURVEY PREPARED UNDER MY DIRECTION.
NOT VALID WITHOUT AN AUTHENTICATED ELECTRONIC
SIGNATURE AND AUTHENTICATED ELECTRONIC SEAL,
OR A RAISED EMBOSSED SEAL AND SIGNATURE.

(SIGNED)

KENNETH J OSBORNE
PROFESSIONAL SURVEYOR AND MAPPER #6415

PAGE 1 OF 2 PAGES
(NOT COMPLETE WITHOUT PAGE 2)



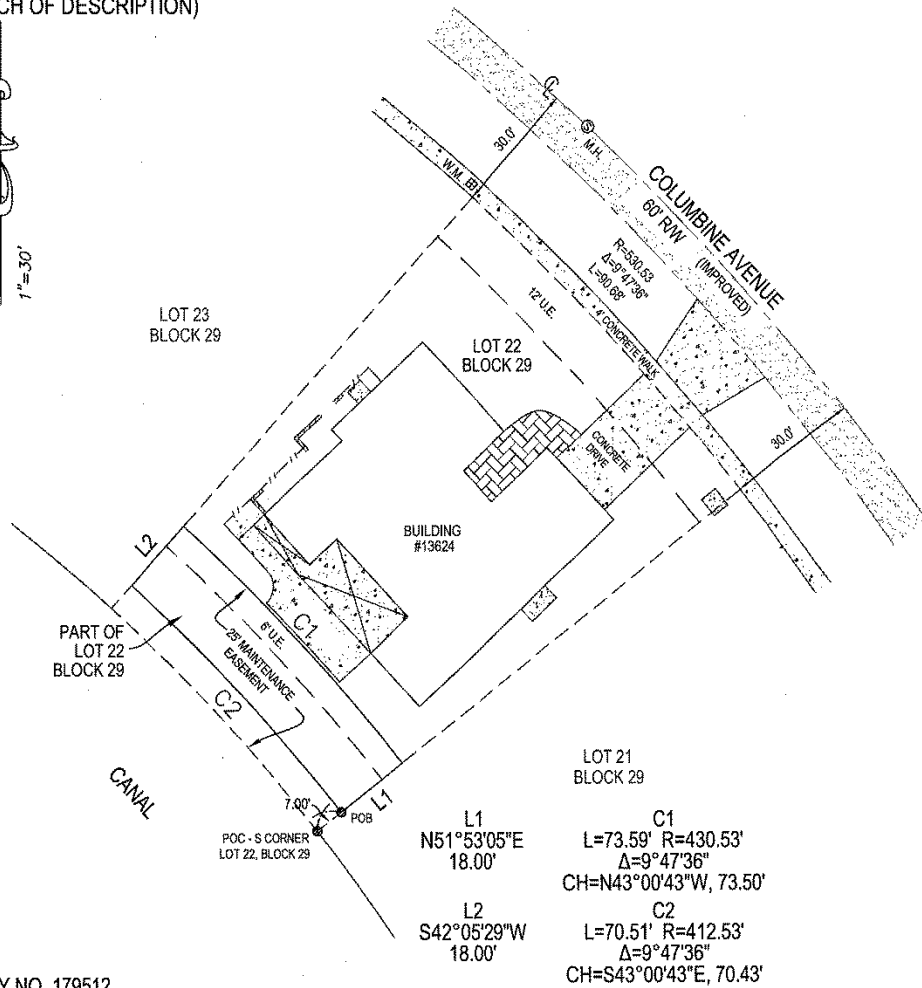
LB #7893
SERVING FLORIDA
6250 N. MILITARY TRAIL, SUITE 102
WEST PALM BEACH, FL 33407
PHONE: (561) 540-4800
STATEWIDE PHONE: (800) 228-4807
STATEWIDE FACSIMILE: (800) 741-0676
WEBSITE: <http://targetsurveying.net>

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SKETCH AND DESCRIPTION

(SKETCH OF DESCRIPTION)



SURVEY NO. 179512
SKETCH DATE: 03-16-2017



SURVEYORS CERTIFICATE

I HEREBY CERTIFY THAT THIS SKETCH AND DESCRIPTION
IS A TRUE AND CORRECT REPRESENTATION OF A
SURVEY PREPARED UNDER MY DIRECTION.
NOT VALID WITHOUT AN AUTHENTICATED ELECTRONIC
SIGNATURE AND AUTHENTICATED ELECTRONIC SEAL,
OR A RAISED EMBOSSED SEAL AND SIGNATURE.

(SIGNED)

KENNETH J. OSBORNE
PROFESSIONAL SURVEYOR AND MAPPER #8415

PAGE 2 OF 2 PAGES
(NOT COMPLETE WITHOUT PAGE 1)

TARGET
SURVEYING, LLC
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