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RESOLUTION NO. R-82-1140

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING A UTILITY EASEMENT LYING WITHIN BLOCK 2, LAKES OF SHERBROOKE PHASE III AS RECORDED IN PLAT BOOK 41, PAGES 46 - 48, PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, A.E. Development Corporation has filed a petition for the vacation of that 10 foot utility easement specifically dedicated to Southern Bell Telephone and Telegraph Company lying within Block 2, Lakes of Sherbrooke Phase III; and

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida is authorized pursuant to §177.101 and §336.09, Florida Statutes and Ordinance No. 71-3 known as the Palm Beach County Road Abandonment and Plat Vacation Ordinance to vacate said utility easement; and

WHEREAS, the petition filed by A.E. Development Corporation substantially complies with the terms and conditions of vacation as set forth in said ordinance; and

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, while convened in regular session on November 2, 1982, held a hearing on said petition to vacate and the Board having determined that said easement is in excess of the requirements of the local utility companies,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

1. The foregoing recitals are hereby reaffirmed and ratified.
2. The following described 10 foot utility easement is hereby vacated and closed as a public easement and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to the following easement:

A certain 10 foot Utility Easement along with the rear of Lots 1 through 44 of Block 2 of the Plat of Lakes of Sherbrooke, Phase III, as recorded in Plat Book 41, pages 46-48, incl., Public Records of Palm Beach County, Florida.

3. Notice of the adoption of this Resolution shall be published once in the Palm Beach Post Times within thirty (30) days of the date of adoption of this Resolution in accordance with §336.10, Florida statutes and Ordinance No. 71-3.

RETURN TO: B. SLIDER
ENGR. DEPT.
LAND DEV. DIV.
3-1170 P.B.I.A.

The foregoing resolution was offered by Commissioner Koehler, who moved its adoption. The motion was seconded by Commissioner Bailey, and upon being put to a vote, the vote was as follows:

COMMISSIONER NORMAN R. GREGORY	AYE
COMMISSIONER PEGGY B. EVATT	AYE
COMMISSIONER FRANK H. FOSTER	ABSENT
COMMISSIONER DENNIS P. KOEHLER	AYE
COMMISSIONER BILL BAILEY	AYE

The Chairman thereupon declared the resolution duly passed and adopted this 2nd day of November, 1982.

PALM BEACH COUNTY, FLORIDA, BY ITS
BOARD OF COUNTY COMMISSIONERS

John B. Dunkle, Clerk

By John B. Dunkle
Deputy Clerk

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

By [Signature]
County Attorney

THE POST
Published Daily and Sunday
West Palm Beach, Palm Beach County, Florida
PROOF OF PUBLICATION

STATE OF FLORIDA
COUNTY OF PALM BEACH

Before the undersigned authority personally appeared Joseph A. Ernst who on oath says that he is Class. Adv. Mfr. of The Post, a daily and Sunday newspaper published at West Palm Beach in Palm Beach County, Florida; that the attached copy of advertising, being a Notice in the matter of Resolution R-82-1140

in the Court, was published in said newspaper in the issues of November 14, 1982.

Affiant further says that the said The Post is a newspaper published at West Palm Beach, in said Palm Beach County, Florida, and that the said newspaper has heretofore been continuously published in said Palm Beach County, Florida, daily and Sunday and has been entered as second class mail matter at the post office in West Palm Beach, in said Palm Beach 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.

NOTARY
PUBLIC
STATE OF FLORIDA

Sworn to and subscribed before me this 15 day of November, A.D. 1982

Barbara M. McLeod
Notary Public

NO 29478
Resolution No. R-82-1140
Whereas the Board of County Commissioners pursuant to the authority provided in Chapter 186 of Florida Statutes, and pursuant to Ordinance No. 71-3, did hold a public hearing on Nov. 2, 1982 Resolution No. R-82-1140, pertaining to the abandonment of a 10 foot Utility Easement specifically dedicated to Southern Bell within Block 2 of Lakes of Sherbrooke, Phase III, recorded in Plat Book 41, Pages 46-48, incl., Public Records of Palm Beach County, Florida, was duly passed and recorded in the minutes of the Board of County Commissioners.
Board of County Commissioners
Palm Beach County, Florida
PUBLISHED: November 14, 1982

RECORD VERIFIED
PALM BEACH COUNTY, FLA
JOHN B. DUNKLE
CLERK CIRCUIT COURT

B3830 P0044