

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING 1.5 FOOT ROOF OVERHANG EASEMENTS WITHIN LOTS 117-127 AND WITHIN PARCEL A OF HARBOUR SPRINGS AT MISSION BAY, P.U.D., As RECORDED IN PLAT BOOK 70, PAGE 154-156, OF THE PUBLIC RECORDS IN PALM BEACH COUNTY, FLORIDA

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, has considered the vacation pursuant to authority in Sections 177.101 and 336.09, Florida Statutes, and Ordinance No. 86-18 known as the Palm Beach County Right-of-Way Abandonment and Plat Vacation Ordinance and the petition of Excel Development Corporation, A Delaware Limited Partnership as General Partner of Excel Harbour Limited Partnership, of the 1.5 foot Roof Overhang Easements; and

WHEREAS, this Petition substantially complies with the terms and conditions of the vacations as set forth in said Ordinance; and

WHEREAS, this Board, while convened in regular session on September 13, 1994, did hold a meeting on said Petition to vacate, and this Board determined that the vacations conform to Palm Beach County's Land Development code.

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 Roof Overhang Easements are hereby vacated and closed as public easements and this Board does hereby renounce and disclaim any right or interest of Palm Beach County and the Public in and to the easements, more fully described in the legal descriptions and sketches attached hereto and made a part hereof:
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 Section 336.10, Florida Statutes and Ordinance No. 86-18.

RESOLUTION NO. R-94- 1100

The foregoing Resolution was offered by Commissioner _____
Foster _____, who moved its adoption. The motion was seconded by
Commissioner _____ Roberts _____, and upon being put to a vote, the vote
was as follows:

- MARY McCARTY - Aye
- KEN FOSTER - Aye
- BURT AARONSON - Aye
- MAUDE FORD LEE - Aye
- KAREN T. MARCUS - Absent
- WARREN H. NEWELL - Aye
- CAROL A. ROBERTS - Aye

The Chairman thereupon declared the Resolution duly passed and
adopted this 13th day of September, 1994.

APPROVED AS TO FORM AND
LEGAL SUFFICIENCY

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

Dorothy H. Wilken, Clerk

Paul F. [Signature]
County Attorney

By: Barbara G. [Signature]
Deputy Clerk

