

RESOLUTION NO. R-94- 1690

RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, VACATING TWELVE FT. UTILITY EASEMENTS WITHIN LOTS 1-18, LOTS 48-52, A PORTION OF LOTS 53 AND 54, LOT 55, A PORTION OF LOT 59, LOTS 60-71, A PORTION OF LOT 72, AND LOTS 84-91, AS SHOWN ON THE PLAT OF THE POLO OAKS, A PORTION OF A PLANNED UNIT DEVELOPMENT KNOWN AS THE POLO CLUB, AS RECORDED IN PLAT BOOK 71, PAGES 117-123 OF THE PUBLIC RECORDS OF PALM BEACH COUNTY, FLORIDA.

WHEREAS, the Board of County Commissioners of Palm Beach County, Florida, have **considered** the vacation of twelve ft. utility easements within **lots** 1-18, Lots 48-52, a portion of **lots** 53 and 54, **lot** 55, a portion of Lot 59, **lots** 60-71, a portion of Lot 72, and **lots** 84-91, as shown on the plat of **The Polo Oaks**, a portion of a planned unit development known as the **Polo Club**, as recorded in Plat **Book** 71, Pages **117-123** of the public records of Palm Beach County, Florida, hereinafter described as easements, pursuant to the 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**;

WHEREAS, said petition to vacate said easements were submitted by Oaks at the **Polo Club, Ltd**, a Florida Limited Partnership;

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

WHEREAS, this Board while convened in regular session on December 6, 1994, did hold a meeting on said petition to vacate easements, and this Board determined that the remaining portion of the utility easements conforms 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 following described 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 sketches and legal descriptions attached hereto and made apart hereof.

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- 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.

The foregoing Resolution was offered by Commissioner \_\_\_\_\_

Marcus \_\_\_\_\_, whomoveditsadcpticn. The motion was seconded by Commissioner \_\_\_\_\_ McCarty \_\_\_\_\_, and upon being put to a vote, the vote was as follows:

- M A R Y - - Aye
- KEN FOSTER - Aye
- BURT AARONSON - Aye
- MAUDE FORD LEE - Aye
- KAREN T. MARCUS - Aye
- WARREN H. NEWELL - Aye
- CAROL A. ROBERTS - Aye

The Chairman thereupon declared the Resolution duly passed and adopted this day \_\_\_\_\_ of \_\_\_\_\_, 1994.

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

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

Dorothy H. Wilken, Clerk

*Paul F. King*  
County Attorney

By: *Vivian E. Lewis*  
Deputy Clerk

