

Levy County Road Department
 PO Box 336 (620 N Hathaway Ave)
 Bronson, FL 32621
 Tel 352-486-5124 Fax 352-486-5139
 levyrd@levycounty.org
 www.levycounty.org
 PROJECT# 2023-001



PETITION FOR VACATION
 (RIGHT OF WAY /UTILITY EASEMENT/DRAINAGE EASEMENT/PLAT)

ALL INFORMATION MUST BE PROVIDED FOR APPLICATION TO BE CONSIDERED COMPLETE

APPLICATION FEE: \$250.00 FOR EACH PETITION SUBMITTED (CHECK MADE OUT TO LEVY COUNTY BOARD OF COUNTY COMMISSIONERS)

OTHER FEES ASSOCIATED WITH PETITION: PETITIONER SHALL SUBMIT A LEGAL SURVEY OF THE RIGHT OF WAY, EASEMENT, OR PORTION OF THE PLAT TO BE VACTED AT THEIR EXPENSE.

THE PETITIONER IS RESPONSIBLE FOR ALL MAILINGS. ALL MAILINGS SHALL BE MAILED VIA U.S. CERTIFIED MAIL AT PETITIONER'S EXPENSE, AND PROOF OF MAILING SHALL BE SUBMITTED WITH THE PETITION MATERIALS.

****THERE ARE NO REFUNDS AFTER PETITION IS SUBMITTED REGARDLESS OF BOCC DECISION****

PROJECT

PARCEL ID #(S)			
LOCATION OF VACATION REQUEST: Roads in the Plat of the Town of Ambler AKA Town of Montbrook (see attached map)			
REASON FOR REQUEST: To correct Road Vacate that was approved but never recorded. June 2, 1987			
ZONING:	FUTURE LAND USE:	TOTAL ACREAGE:	BCC DISTRICT:
ELECTRIC PROVIDER:			
TELEPHONE PROVIDER:			
ANY OTHER UTILITIES (NATURAL GAS, ETC):			

APPLICANT/OWNER

NAME: Board of County Commission/ Levy County Road Dept	
ADDRESS: PO Box 336	
CITY: Bronson	
STATE: FL	ZIP: 32621
PHONE: 352-486-3358	
EMAIL: levyrd@levycounty.org	

REQUEST FOR LETTER OF REVIEW AND RECOMMENDATION FOR PETITION TO VACATE
(MULTIPLE COPIES OF THIS FORM WILL BE NEEDED FOR ALL PROPERTY OWNERS/UTILITY SERVICES)
PETITIONER'S INFORMATION:

DATE:	
NAME:	N/A - RDS already approved -
ADDRESS:	this step is to finish 4/2/1987 process. (A)
STATE:	ZIP:

ADJACENT PROPERTY OWNER OR UTILITY SERVICE

NAME:	
ADDRESS:	
STATE:	ZIP:
PARCEL#	

Check one of the below:

- UTILITY EASEMENT VACATION
- DRAINAGE EASEMENT VACATION
- PLAT VACATION
- RIGHT OF WAY VACATION

PARCEL ID NUMBER: _____

SUBDIVISION NAME: _____

ROADWAY KNOWN AS: _____

Circle one: **VACATION OF THESE ROADWAYS: WILL / WILL NOT DEPRIVE ANYONE OF ACCESS**

UTILITY COMPANIES (CIRCLE ONE): OBJECTIONS: YES OR NO

To Whom It May Concern:

The above Petitioner has submitted a Petition to the Levy County Board of County Commissioners seeking to vacate the public interest in an easement, right of way, or plat as indicated above at the above location in order to accomplish the following purpose:

Included is a map or legal description for your review. Should you have any comments or concerns, please contact the Levy County Road Department at 352-486-5124 or email levyrd@levycounty.org and ask for Alice LaLonde.

Thank you in advance for your consideration.

Sincerely,

(attachments: map or legal description of easement to be vacated) (all letters must be mailed via US certified mail)

Legal Description for Town of Ambler/Montbrook

Those portions of the PLAT OF THE TOWN OF AMBLER (also known as the TOWN OF MONTBROOK) as per plat recorded in Plat Book 1, Page 2 of the public records of Levy County Florida being more particularly described as:

All of Marion Avenue lying South of the south right-of-way line of Lemon Street.

All of Brooks Street lying South of the south right-of-way line of Lemon Street.

All of Main Street lying South of the south line of Lot 10, Block 27.

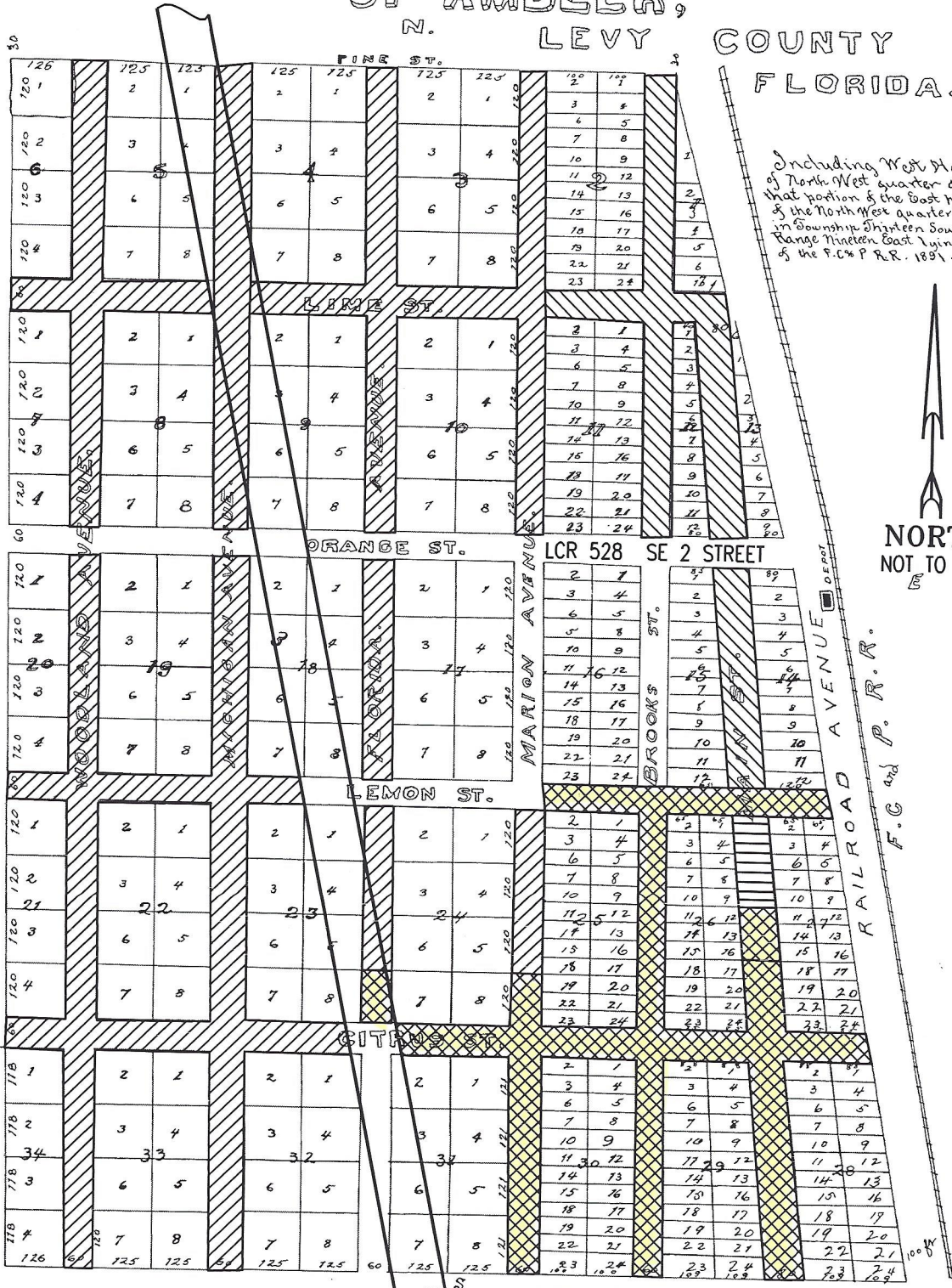
All of Florida Avenue lying east of U. S. Highway No. 41 and south of the north line of Lot 7, Block 24.

All of Lemon Street lying East of the east right-of-way line of Marion Avenue.

All of Citrus Street lying East of U.S. Highway No. 41.

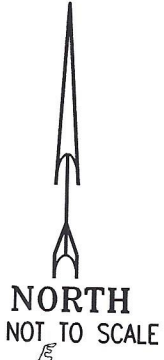
EXHIBIT A

PLAT OF THE TOWN OF AMBLER, N. LEVY COUNTY FLORIDA.



The name of this town changed to
 Mountbrook July 1, 1892.

Including West Half of North West quarter and that portion of the East half of the North West quarter of Sec 30 in Township Thirteen South of Range Thirteen East lying West of the F.C. & P. R.R. 1891.



- INDICATES VACATED AREA UNDER OR BOOK 228 PAGE 89
- INDICATES VACATED AREA UNDER OR BOOK 415 PAGE 206
- INDICATES VACATED AREA UNDER OR BOOK 231 PAGE 223
- INDICATES PROPOSED AREA OF VACATION

APPROXIMATE US HIGHWAY NO. 41
 BASE MAP = PLAT OF TOWN OF AMBLER RECORDED IN PLAT BOOK 1, PAGE 2, PUBLIC RECORDS OF LEVY COUNTY, FLORIDA

MAP OF VACATED AREAS

RESOLUTION
NUMBER 2023-___

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEVY COUNTY, FLORIDA, DIRECTING THE SCHEDULING AND NOTICE OF A PUBLIC HEARING FOR THE CLOSURE AND ABANDONMENT OF A PORTION OF RIGHT OF WAY LYING IN THE PLAT OF THE TOWN OF AMBER (ALSO KNOWN AS THE TOWN OF MONTBROOK), LOCATED IN LEVY COUNTY, FLORIDA.

WHEREAS, the County has received a petition filed by an adjacent property owner requesting the County vacate, abandon and close public road right-of-way located in Levy County, Florida; and

WHEREAS, the Board of County Commissioners of Levy County, Florida previously approved the vacation, abandoning and closing of a portion of roads in Levy County, Florida at a regular scheduled meeting dated June 2, 1987 described as:

All of Marion Avenue lying South of the south right-of-way line of Lemon Street

All of Brooks Street lying South of the south right-of-way line of Lemon Street

All of Main Street lying South of the north line of Lot 18, Block 26.

All of Florida Avenue lying East of U. S. Highway No. 41 and South of the north line of Lot 7, Block 24.

All of Lemon Street lying East of the east right-of-way line of Marion Avenue.

All of Citrus Street lying East of Florida Avenue.

WHEREAS, a signed resolution of the vacation approved as described above has not been discovered and/or recorded in the public records of Levy County; and

WHEREAS, a portion of Main Street described as: That portion of Main Street between Lemon Street and the southwest corner of Lot 10, Block 27 of Town of Amber as per plat thereof recorded in office of Clerk of Circuit Court of Levy County, Florida as recorded in Official Record Book 231, Page 223 has been previously vacated, abandoned and closed; and

WHEREAS, a subsequent review of the described roads in the approved vacations has discovered that the legal description of that portion of Main Street being vacated was unclear and/or appears to leave a section of right of way without connection to other existing right of way; and

WHEREAS, the adjacent property owner has petitioned the County to vacate, abandon and close public road right-of-way located in Levy County, Florida described as following:

Those portions of the PLAT OF THE TOWN OF AMBLER (also known as the TOWN OF MONTBROOK) as per plat recorded in Plat Book 1, Page 2 of the public records of Levy County Florida being more particularly described as:

All of Marion Avenue lying South of the south right-of-way line of Lemon Street.

All of Brooks Street lying South of the south right-of-way line of Lemon Street.

All of Main Street lying South of the south line of Lot 10, Block 27.

All of Florida Avenue lying east of U. S. Highway No. 41 and south of the north line of Lot 7, Block 24.

All of Lemon Street lying East of the east right-of-way line of Marion Avenue.

All of Citrus Street lying East of U.S. Highway No. 41.

The location of the proposed vacation is shown on Exhibit A for visual reference. In the event of conflict or inconsistency, the legal description above shall prevail over Exhibit A; and

WHEREAS, the Board has the desires to record in the public records the vacation the roadways previously approved and to correct the apparent error in the legal description; and

WHEREAS, in accordance with Section 336.09, Florida Statutes, the Board of County Commissioners of Levy County, Florida (the "Board") adopts this Resolution for the purpose of setting a public hearing to consider the advisability of this request; and

WHEREAS, the petitioner has represented to the Board that the closing and abandonment of the Roadway will not adversely affect the ownership or right of convenient access of any property owner in the immediate area.

NOW, THEREFORE, BE IT RESOLVED by the Board that a public hearing on the proposed vacation, closing and abandonment of the Roadway be scheduled for _____, or as soon thereafter as it may be heard, and that legal notice of said hearing be published in accordance with State law.

PASSED AND DULY ADOPTED this ____ day of _____, 2023.

BOARD OF COUNTY COMMISSIONERS
OF LEVY COUNTY, FLORIDA

Matt Brooks, Chairman

ATTEST:

Clerk of the Circuit Court
And Ex Officio Clerk of the Board
of County Commissioners

Approved as to form and legal sufficiency:

Danny J. Shipp, Clerk

Nicolle M. Shalley, County Attorney