

**ORDINANCE 2023-09**

(Vacation of Right-of-Way – Harding Avenue)

**AN ORDINANCE OF THE CITY OF LAKE WALES, POLK COUNTY, FLORIDA, CLOSING, VACATING, RENOUNCING AND DISCLAIMING ANY RIGHTS OF THE CITY AND THE PUBLIC IN AND TO A PORTION OF HARDING AVENUE RIGHT-OF-WAY LOCATED BETWEEN E STREET AND D STREET, AS SHOWN ON “ATTACHMENT A” AND SPECIFICALLY DESCRIBED HEREIN; AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Manwello Brown, owner of certain real property located north of the subject right-of-way, has requested that the City of Lake Wales, Florida (the “City”) vacate the right-of-way shown on “Attachment A,” and

**WHEREAS**, the right-of-way is no longer necessary to afford access to property it has served, and

**WHEREAS**, public and private utilities providers serving the area have stated they have no objections to the proposed vacation, and

**WHEREAS**, notice of Hearing has been duly published for the adoption of this ordinance and the City Commission has received input from all interested parties as to the advisability of taking this action and has determined that the proposed action will not interfere with any present road system and will not deprive any person of a reasonable means of ingress and egress to his premises.

**NOW, THEREFORE, BE IT ENACTED** that the City of Lake Wales, by and through its City Commission, does hereby renounce and disclaim any interest of the City of Lake Wales and the public in and to that portion of a certain right-of-way for Manwello Brown, shown on “Attachment A” and specifically described as follows:

**A portion of land twenty (20.00) foot wide strip formerly Alley and a portion of land of formerly Railroad Right-of-Way as known as Harding Avenue lying Southeasterly of lot 18 of Resubdivision of Block 11 and 12 of Lake Wales Land Company’s Subdivision Plat Book 30 Page 35, Polk County, Florida, being more particularly described as follows:**

**BEGINNING** at the Northeast corner of lot 18 and run on an assumed bearing of South 00°00’00” East a distance of 59.68 feet; thence South 81°28’58” West a distance of 44.82 feet; thence North 41°05’49” West a distance of 20.00; thence

**North 48°16'34" East a distance of 77.00 feet, returning to the POINT OF BEGINNING.**

**Containing 2,093 square feet, more or less.**

This ordinance shall become effective immediately upon adoption.

APPROVED AND ADOPTED by the City Commission of the City of Lake Wales, Polk County, Florida, this 18th day of April, 2023.

  
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Jack Hilligoss, Mayor

Attest:

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Jennifer Nanek, City Clerk

