

ORDINANCE 2008-19

(Correction of Ordinance 2007-09, Vacating a portion of Osceola 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, EXCEPT FOR PUBLIC UTILITY PURPOSES AS SET FORTH HEREIN, IN AND TO AN UNIMPROVED PORTION OF OSCEOLA AVENUE AS SHOWN ON "ATTACHMENT A" AND SPECIFICALLY DESCRIBED HEREIN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Greg Taylor of Taylor Industries, 108 Dr. J. W. Wiltshire Avenue, has requested vacation of a portion of Osceola Avenue located adjacent to two parcels owned by the company, and

WHEREAS, the section of Osceola Avenue is unimproved, is bounded on the east and west by railroad right-of-way, and

WHEREAS, the city has no utilities within the right-of-way at this time and retains a utility easement for the purpose of installing and maintaining public utilities as necessary, and

WHEREAS, electric, telephone, and cable providers serving the area have notified the City that they have no utilities within the right-of-way proposed for vacation; and

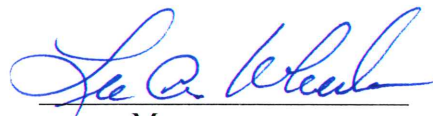
WHEREAS, notice of hearing has been duly published for the adoption of this ordinance and the City Commission has received input from all interested parties as to the advisability of taking this action and has determined that the proposed action will not interfere with any present road system and will 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, except for public utility purposes, in and to the portion of Osceola Avenue shown on "Attachment A" and specifically described as follows:

The west 132 feet of that portion of Osceola Avenue lying west of US Alt. 27 (Scenic Highway), being bounded on the east and west by rail line property owned by CSX Corporation, and lying north of Lot 1 of Stuart E C Sub PB 25 PG 19 Blk 6 and south of Lot 2 Stuart E C Sub PB 25 PG 19 Blk 4.

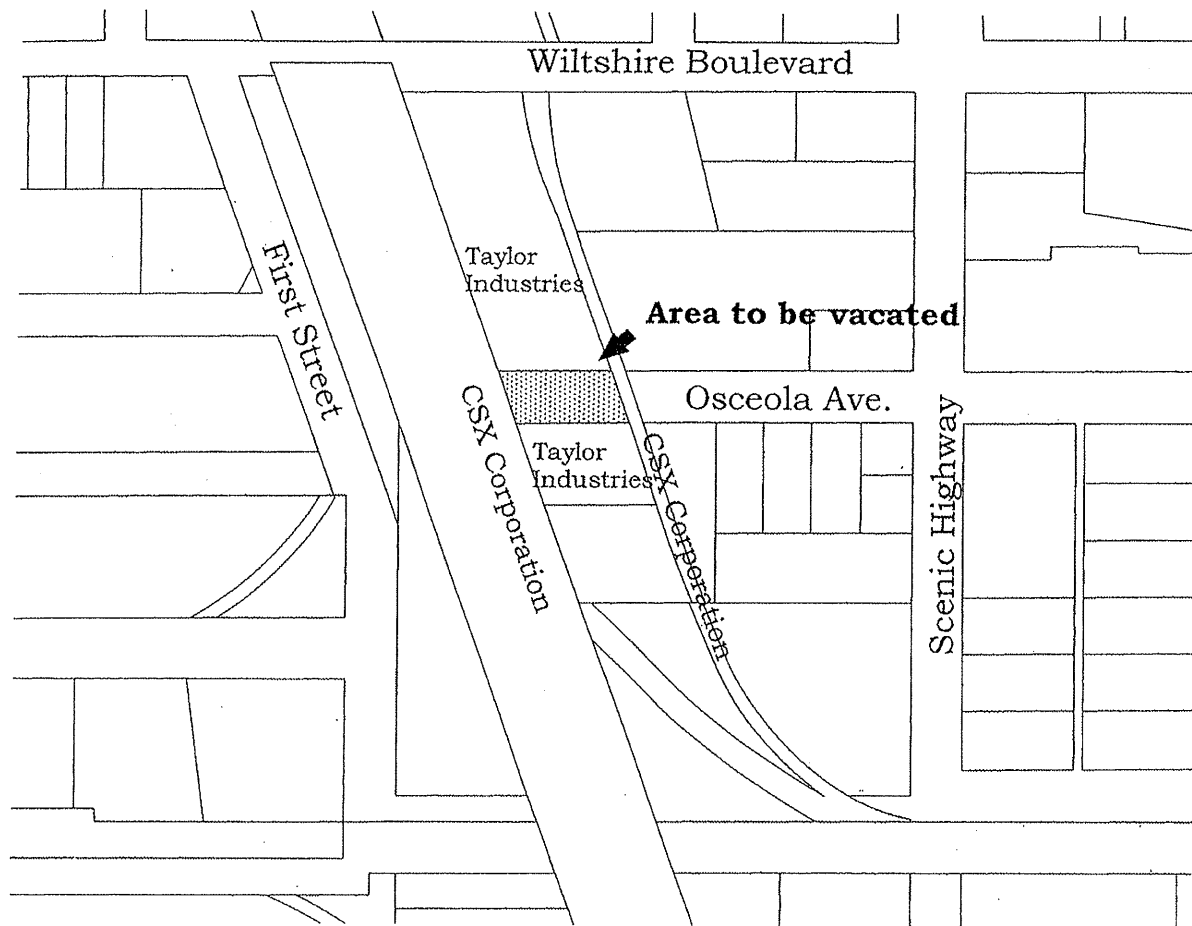
This ordinance shall become effective immediately upon adoption.

CERTIFIED AS TO PASSAGE this 15th day of July 2008.


Mayor

ATTEST:


City Clerk



ATTACHMENT A
Ordinance 2008-19
(Correcting Ord. 2007-09)
Vacation of Portion of Osceola Avenue

