

ORDINANCE 2021-28

(Vacation of Right-of –Way – Gibson 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 RIGHT-OF-WAY LOCATED BETWEEN PARCELS 273002903500011100 AND 273002903500009307 OWNED BY HUNT BROS INC., AS SHOWN ON “ATTACHMENT A” AND SPECIFICALLY DESCRIBED HEREIN; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Hunt Bros Inc., owner of certain real property located north and south 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 Hunt Bros Inc. shown on “Attachment A” and specifically described as follows:

That portion of Polk avenue (also known as Gibson Avenue), per Twin Lake Park Addition to Lake Wales, a subdivision lying in Section 2, Township 30 South, Range 27 East, as per plat thereof recorded in Plat Book 3, Page 8, Public Records of Polk County, Florida.

Being described as follows:

Commence at the southwest corner of the southwest 1/4 of said Section 2; thence along the west line of said southwest 1/4, North 00°17'16" West a distance of 1,152.92 feet to the survey base line of State Road 60 and the beginning of a curve having a radius of 9,549.30 feet; thence along said survey base line the following

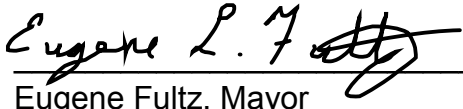
three (3) courses: 1) thence along arc of said curve to the right a distance of 353.83 feet through a central angle of 02°07'23"11 with a chord bearing South 78°16'26"11 East to the end of said curve; 2) South 77°12'45"11 East a distance of 373.46 feet to the beginning of a curve having a radius of 2,864.79 feet; 3) thence along arc of said curve to the left a distance of 177.96 feet through a central angle of 03°33'33"11 with a chord bearing South 78°59'31"11 East to the end of said curve and to the end of said courses; thence South 00°28'45"11 East a distance of 84.58 feet to an intersection of the southerly existing right of way line of said State Road 60 (per Section 16110-2511); thence along said southerly existing right of way of State Road 60 South 60°42'28" West a distance of 14.66 feet for a POINT OF BEGINNING; thence continue along said southerly existing right of way of State Road 60 South 60°42'28" West a distance of 77.24 feet; thence continue along said southerly existing right of way of State Road 60 north 29°17'32" west 3.00 feet to the southerly existing right of way of said Polk Avenue; thence along said southerly existing right of way of said Polk Avenue South 60°42'28" West a distance of 89.71 feet; thence North 07°11'41" West a distance of 43.17 feet to an intersection with the northerly existing right of way of said Polk Avenue; thence along said northerly existing right of way line of said Polk Avenue North 60°42'28" East a distance of 73.46 feet to an intersection with the southerly existing right of way line of said State Road 60; thence along said southerly existing right of way line of said State Road 60 North 29°17'32" West a distance of 3.00 feet; thence along said southerly existing right of way line of said State Road 60 North 60°42'28" East a distance of 23.24 feet; thence along said southerly existing right of way line of said State Road 60 North 10°32'55" East a distance of 15.14 feet to the beginning of a curve having a radius of 2,828.00 feet; thence along the arc of said curve to the left a distance of 42.27 feet through a central angle of 00°51'23" with a chord bearing of South 79°56'06" East to the end of said curve; thence South 49°56'15" East a distance of 32.94 feet to an intersection with the southerly existing right of way line of said State Road 60 to the POINT OF BEGINNING.

Containing 6,457 square feet.

LESS AND EXCEPT any portion thereof described in that certain Order of Taking with Disbursement recorded in Official Records Book 10866, Page 0915 of the Public Records of Polk County, Florida.

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 4th day of January, 2022.



Eugene Fultz, Mayor

Attest:

Jennifer Nanek, City Clerk

Attachment "A"

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