

City of Pensacola

Planning Board

Agenda - Final

| Tuesday, | March | 10, | 2020, | 2:00 | ΡM |
|----------|-------|-----|-------|------|----|
|----------|-------|-----|-------|------|----|

Hagler-Mason Conference Room, 2nd Floor

Quorum / Call to Order

Approval of Meeting Minutes

 1.
 20-00133
 FEBRUARY 11, 2020 PLANNING BOARD MEETING MINUTES

 Attachments:
 PB Minutes Feb 11 2020

Requests

 <u>20-00126</u> REQUEST FOR VACATION OF RIGHT-OF-WAY - PENSACOLA INTERNATIONAL AIRPORT
 Attachments: <u>Airport Review Comments</u> <u>Airport ROW Vacation Application</u>

 <u>20-00127</u> REQUEST FOR VACATION OF RIGHT-OF-WAY - STANLEY AVENUE Attachments: <u>Stanley Ave Review Comments</u> <u>Stanley Ave Vacation of ROW Application</u>

Open Forum

Discussion

Adjournment

If any person decides to appeal any decision made with respect to any matter considered at such meeting, he will need a record of the proceedings, and that for such purpose he may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

The City of Pensacola adheres to the Americans with Disabilities Act and will make reasonable accommodations for access to City services, programs and activities. Please call 435-1606 (or TDD 435-1666) for further information. Request must be made at least 48 hours in advance of the event in order to allow the City time to provide the requested services.



Memorandum

File #: 20-00133

Planning Board

3/10/2020

SUBJECT:

February 11, 2020 Planning Board Meeting Minutes



MINUTES OF THE PLANNING BOARD February 11, 2020

| MEMBERS PRESENT: | Chairperson Paul Ritz, Vice Chairperson Kurt Larson, Board Member Grundhoefer, Board Member Sampson |
|------------------|--|
| MEMBERS ABSENT: | Board Member Murphy, Board Member Powell, Board Member Wiggins |
| STAFF PRESENT: | Assistant Planning Director Cannon, Senior Planner Statler, Transportation Planner-Complete Streets Ziarnek, Network Engineer Johnston, Digital Media Coordinator Rose, Intern Mendillo |
| OTHERS PRESENT: | Brian Spencer, Darrell J. Barnhill, Thomas McCarty, Stephen Fluegge, Kacee Bidnick, Anthony Vallee |

AGENDA:

- Quorum/Call to Order
- Approval of Meeting Minutes from January 14, 2020.
- New Business:
 - 1. Vacation of Right-of-Way Request Cevallos Street
 - 2. Preliminary Plat Review Corta de La Rua
 - 3. License To Use Request 2800 North 12th Avenue
 - 4. Demolition Request 1101 E. Gregory Street
 - 5. Discussion on the Proposed Amendment to the Tree Ordinance

Call to Order / Quorum Present

Chairperson Ritz called the meeting to order at 2:09 pm with a quorum present and explained the procedures of the Board meeting.

Approval of Meeting Minutes

Board Member Larson made a motion to approve the January 14, 2020 minutes, seconded by Board Member Sampson, and it carried unanimously.

City of Pensacola Planning Board Minutes for February 11, 2020 Page 2

New Business

Vacation of Right-of-Way Request - Cevallos Street

Assistant Planning Director Cannon stated a request had been received from Brian Spencer, SMP Architecture, for a vacation of Right-of-Way at the 400 Block of Cevallos Street. She explained the request had been routed through internal and external agencies. Mr. Spencer addressed the Board and stated this would restore the continuity of a property line on Cevallos. Chairperson Ritz explained this was a correction for a scrivener's error. He indicated that the right-of-way belongs to the citizens of the city, and Mr. Spencer was required to submit a request for vacation, and the Board would determine a valid reason for the request. Mr. Spencer advised when he served on Council, he learned the vacation of right-of-way, if approved, would proceed to Council to convey the property through the Board's recommendation. He had no problems with utility easements and had no intention of building in that area. Chairperson Ritz advised that the proper notification had been provided. With no speakers, Board Member Grundhoefer made a motion to approve, seconded by Board Member Larson, and it carried unanimously.

Preliminary Plat Review - Corta de La Rua

Clint Geci, Geci & Associates Engineering Inc., is requesting a preliminary site plan approval for Cort de La Rua Subdivision located at 117 E. La Rua Street between N. Guillemard St. and N. Tarragona St. The proposed preliminary site plan consists of five (5) lots all with 60' widths that meet the requirements of the C-3 zoning district and the CRA Urban Overlay District. The proposed development will include 4 townhome lots and one common parcel. Assistant Planning Director Cannon explained this constituted a major subdivision.

Mr. Geci presented to the Board and stated the lot history consisted of three (3) lots. They had met the CRA requirements for fronting on LaRua with rear access to the lots; they had also provided stormwater information and were connecting to an existing stormwater sewer. Chairperson Ritz explained this was a preliminary plat and appreciated the residences being pulled back with garages in the rear. Mr. Geci advised they needed to adjust the lot widths on lots 1 and 4 to attain the 80% lot frontage which was the only comment received that required revisions. Chairperson Ritz stated the request had been routed through the appropriate departments, and the applicants would contact ECUA for future utility requirements.

Board Member Grundhoefer made a motion to approve, seconded by Board Member Sampson, and it carried unanimously. Chairperson Ritz clarified that the Board would see the project again.

License To Use Request - 2800 North 12th Avenue

Sharuff, LLC, is requesting approval for a License to Use for additional parking within the right-of-way of 2800 N. 12th Avenue. The additional parking is being requested in connection with a proposed new restaurant and includes the relocation of a city sidewalk. Chairperson Ritz explained unlike a right-of-way vacation, the License to Use (LTU) means the property remains in the City's ownership but allows the applicant to use the site as approved; it also comes with an annual fee paid to the City.

Mr. Barnhill presented to the Board and stated they were requesting the same opportunity as other businesses on 12th Avenue. Assistant Planning Director Cannon noted they were requesting eight (8) additional parking spaces to meet the LDC minimum requirements of the square footage for the proposed restaurant development. Mr. Barnhill stated they

City of Pensacola Planning Board Minutes for February 11, 2020 Page 3

would comply with the ECUA request to replace the pipe with some other material. He also explained they would not be backing onto 12th Avenue, and there were no concerns with using Fisher Street since it was considered a minor street. Mr. Vallee stated the design was custom for this site, and the intention was to engage the corner and maintain a street presence; they did not want a suburban model but a pedestrian friendly, bikeable destination. Chairperson Ritz offered that the citizens had not fully embraced walkability, and other restaurants along 12th Avenue have a large amount of automobiles. Board Member Sampson asked if parking became an issue, had they considered an agreement with the neighbors, but Mr. Vallee advised they had the needed spaces with this request. Board member Ritz stated that it was disingenuous of the applicant to say they were not going to use their open space as a seating area. He added that the majority of restaurants in that area utilize their open space with tables and chairs for their patrons.

Board Member Grundhoefer made a motion to approve, seconded by Board Member Sampson, and it carried unanimously.

Demolition Request – 1101 E. Gregory Street

A request has been received from Thomas McLarty, Cross Environmental Services, for the demolition of the improvements located at 1101 E. Gregory Street. The purpose is to allow the continued construction of the Pensacola Bay Bridge project.

This request is being presented for consideration in an abundance of caution with respect to internal procedure. Although this request has not been routed through the various City departments and utility providers, the Florida Department of Transportation has vetted the demolition through the appropriate agencies. The permit application and supporting documents were attached.

Assistant Planning Director Cannon advised this request was required to come before the Planning Board since it was in the Gateway Review District, however, it did not require notification. This building was always in the plan for demolition, and the LDC did not give the Planning Department the latitude for an abbreviated review. Chairperson Ritz clarified that all buildings on this site would be removed.

Mr. McCarty, the demolition contractor, stated everything manmade would come down.

Board Member Larson made a motion to approve, seconded by Board Member Grundhoefer, and it carried unanimously.

Discussion on the Proposed Amendment to the Tree Ordinance

Chairperson Ritz explained this was a discussion item with no vote, and Board Member Murphy was not in attendance; he had nothing to bring into discussion. Assistant Planning Director Cannon pointed out that an arborist was coming to CiviCon at the Rex Theater on Monday, March 30th, from 6 to 7:30 p.m. and City staff would be there in full force. Planning Board members could attend but could not speak to each other about Planning Board business so as not to violate the Sunshine law. She also indicated she would send an email to the Board members with a link for registration. She also advised she had not heard of any meetings on the Tree Ordinance. Chairperson Ritz clarified the City did have a tree ordinance in place which was working on a day-to-day basis.

Open Forum – Mr. Spencer suggested there was an advantage for the public to have a "real-time" understanding on what these applications actually are and suggested more than a mail notification be considered. He suggested a link for all boards to allow citizens to be more fully informed on all requests. He was concerned that not everyone could

attend the board meetings to get this information. Assistant Planning Director Cannon explained that staff did publish the links to the City website and took phone calls as well as walk-in customers to explain the applications on a one-on-one basis if they could not attend the meetings. Once they had been walked through the process, they felt no need to attend. Mr. Spencer asked if there could be a direct link on the mailers. Staff explained that letters were certified when the item proceeded to Council, but she would check into the possibility of providing a direct link.

<u>Adjournment</u> – With no further business, Chairperson Ritz adjourned the meeting at 2:46 pm.

Respectfully Submitted,

Assistant Planning Director Cynthia Cannon Secretary to the Board



Memorandum

| File #: 20-00126 | Planning Board | 3/10/2020 |
|------------------|---|-----------|
| то: | Planning Board Members | |
| FROM: | Cynthia Cannon, AICP, Assistant Planning Director | |
| DATE: | 3/3/2020 | |
| SUBJECT: | | |

Request for Vacation of Right-of-Way - Pensacola International Airport

BACKGROUND:

The Planning Department received a Vacation of Right-of-Way application from Pensacola International Airport for the following locations: Emily St., Beaumont St., Tulane Ave., Sherrill Ave. and Airlane Dr. The purpose is to accommodate future airport development that is part of a phased property acquisition project.

This request has been routed through the various City departments and utility providers and their comments are attached for your review.

Review Routing Project: Airport ROW Vacation

Meeting: March 10, 2020 Comments Due: February 28, 2020

| Department: | Comments: |
|--------------|---|
| FIRE PW/E | No objections. Looks good and we have no objections with the |
| InspSvcs | subject request No comments. |
| ESP | It looks like we have previously abandoned all gas main along these streets. |
| ECUA | ECUA has no objection to the vacation of the rights-of- |
| | way of Emily Street, Beaumont Street, Tulane Avenue and Airlane Drive as described in the vacation application package. However, ECUA does have active water and sewer mains within those rights-of-way. In order to accommodate future planned development, ECUA does not desire a retained easement on the condition that future development projects will be required to perform disconnections, capping and abandonment of water/sewer mains. Please coordinate with ECUA Engineering for more details. Future projects will need to apply with ECUA Engineering to establish new connections from active facilities located in 12th Ave right-of-way. Should the currently planned future project not move forward, ECUA will need easements for any infrastructure that is no longer situated in a public right- of-way as a result of this vacation. If future developments should require use of water or sewer, the developer will be required to install new mains and grant easements or rights-of-way as necessary. |
| GPW | No comments received. |
| ATT | We will need an Easement at 2400 Beaumont St. for Fiber Facilities. The other areas look good. |

From: Sent: To: Subject: Annie Bloxson Tuesday, January 28, 2020 7:30 AM Cynthia Cannon RE: Vacation of ROW - Pensacola Airport

Good Morning,

I do not oppose the Pensacola International Airport's request to vacate the ROW of Emily, Beaumont, Tulane, Sherrill and Airlane.

Respectfully,

Annie Bloxson

Fire Marshal Visit us at <u>PensacolaFire.com</u> 475 E. Strong St. Pensacola, FL 32501 Office: 850.436.5200 – <u>abloxson@cityofpensacola.com</u>



Florida has a very broad public records law. As a result, any written communication created or received by City of Pensacola officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this office. Instead, contact our office by phone or in writing.

From: Cynthia Cannon

Sent: Monday, January 27, 2020 4:18 PM

To: Amy Hargett <ahargett@cityofpensacola.com>; Andre Calaminus (ECUA) <andre.calaminus@ecua.fl.gov>; Annie Bloxson <ABloxson@cityofpensacola.com>; Bill Kimball <bkimball@cityofpensacola.com>; Brad Hinote <bradhinote@cityofpensacola.com>; Brian Cooper <bcooper@cityofpensacola.com>; Chris Mauldin <CMauldin@cityofpensacola.com>; Cynthia Cannon <CCannon@cityofpensacola.com>; Derrik Owens <DOwens@cityofpensacola.com>; Diane Moore <DMoore@cityofpensacola.com>; Jonathan Bilby <JBilby@cityofpensacola.com>; Karl Fenner (AT&T) <KF5345@att.com>; Kellie L. Simmons (Gulf Power) <kellie.simmons@nexteraenergy.com>; Leslie Statler <LStatler@cityofpensacola.com>; Miriam Woods <MWoods@cityofpensacola.com>; Paul A Kelly(GIS) <PAKelly@cityofpensacola.com>; Robbie Weekley <rweekley@cityofpensacola.com>; Ryan J. Novota <RNovota@cityofpensacola.com>; Sherry Morris

From: Sent: To: Subject: Derrik Owens Wednesday, January 29, 2020 12:17 PM Cynthia Cannon RE: Vacation of ROW - Pensacola Airport

Looks good and we have no objections with the subject request....thx

From: Cynthia Cannon Sent: Tuesday, January 28, 2020 3:45 PM To: Derrik Owens <DOwens@cityofpensacola.com> Subject: RE: Vacation of ROW - Pensacola Airport

Here you go!

Cynthia Cannon, AICP

Assistant Planning Director Visit us at <u>http://cityofpensacola.com</u> 222 W Main St. Pensacola, FL 32502 Office: 850.435-1670 <u>ccannon@cityofpensacola.com</u>



FLORIDA'S FIRST & FUTURE

Florida has a very broad public records law. As a result, any written communication created or received by City of Pensacola officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this office. Instead, contact our office by

From: Derrik Owens <<u>DOwens@cityofpensacola.com</u>> Sent: Tuesday, January 28, 2020 9:44 AM To: Cynthia Cannon <<u>CCannon@cityofpensacola.com</u>> Subject: RE: Vacation of ROW - Pensacola Airport

Couple questions: is that the longest legal description they could find (lol) and can they provide a sketch for reference?

From: Cynthia Cannon < CCannon@cityofpensacola.com >

Sent: Monday, January 27, 2020 4:18 PM

To: Amy Hargett <<u>ahargett@cityofpensacola.com</u>>; Andre Calaminus (ECUA) <<u>andre.calaminus@ecua.fl.gov</u>>; Annie Bloxson <<u>ABloxson@cityofpensacola.com</u>>; Bill Kimball <<u>bkimball@cityofpensacola.com</u>>; Brad Hinote <<u>bradhinote@cityofpensacola.com</u>>; Brian Cooper <<u>bcooper@cityofpensacola.com</u>>; Chris Mauldin <<u>CMauldin@cityofpensacola.com</u>>; Cynthia Cannon <<u>CCannon@cityofpensacola.com</u>>; Derrik Owens

From: Sent: To: Subject: Diane Moore Wednesday, January 29, 2020 10:04 AM Cynthia Cannon RE: Vacation of ROW - Pensacola Airport

Cynthia,

It looks like we have previously abandoned all gas main along these streets.

Diane

Diane Moore | Gas Distribution Engineer Pensacola Energy | 1625 Atwood Drive, Pensacola, Fl 32514 Desk: 850-474-5319 | Cell: 850-324-8004 | Fax: 850-474-5331 Email: <u>dmoore@cityofpensacola.com</u>

***Please consider the environment before printing this email.



For Non-Emergency Citizen Requests, Dial 311 or visit Pensacola311.com

Notice: Florida has a very broad public records law. As a result, any written communication created or received by City of Pensacola officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this office. Instead, contact our office by phone or in writing.

From: Cynthia Cannon <CCannon@cityofpensacola.com>

Sent: Monday, January 27, 2020 4:18 PM

To: Amy Hargett <ahargett@cityofpensacola.com>; Andre Calaminus (ECUA) <andre.calaminus@ecua.fl.gov>; Annie Bloxson <ABloxson@cityofpensacola.com>; Bill Kimball <bkimball@cityofpensacola.com>; Brad Hinote <bradhinote@cityofpensacola.com>; Brian Cooper <bcooper@cityofpensacola.com>; Chris Mauldin <CMauldin@cityofpensacola.com>; Cynthia Cannon <CCannon@cityofpensacola.com>; Derrik Owens <DOwens@cityofpensacola.com>; Diane Moore <DMoore@cityofpensacola.com>; Jonathan Bilby <JBilby@cityofpensacola.com>; Karl Fenner (AT&T) <KF5345@att.com>; Kellie L. Simmons (Gulf Power) <kellie.simmons@nexteraenergy.com>; Leslie Statler <LStatler@cityofpensacola.com>; Miriam Woods <MWoods@cityofpensacola.com>; Paul A Kelly(GIS) <PAKelly@cityofpensacola.com>; Robbie Weekley <rweekley@cityofpensacola.com>; Stephen Kennington (AT&T) <sk1674@att.com> Subject: Vacation of ROW - Pensacola Airport

Good Afternoon All,

Please review and comment on the attached request before the Planning Board for a Vacation of Right of Way application for the Pensacola International Airport.

Please provide comments by close of business on Tuesday January 28, 2020 (sorry for the short notice!).

From: Sent: To: Subject: Andre Calaminus <andre.calaminus@ecua.fl.gov> Friday, February 28, 2020 8:37 AM Cynthia Cannon; Mike Hamlin RE: ROW Vacation

Good morning Cynthia,

Sorry for the delay in getting this to you. ECUA has been in touch with the Airport and Atkins regarding the planned developments for the area. With that in mind, ECUA's comments are as follows:

ECUA has no objection to the vacation of the rights-of-way of Emily Street, Beaumont Street, Tulane Avenue and Airlane Drive as described in the vacation application package. However, ECUA does have active water and sewer mains within those rights-of-way. In order to accommodate future planned development, ECUA does not desire a retained easement on the condition that future development projects will be required to perform disconnections, capping and abandonment of water/sewer mains. Please coordinate with ECUA Engineering for more details.

Future projects will need to apply with ECUA Engineering to establish new connections from active facilities located in 12th Ave right-of-way. Should the currently planned future project not move forward, ECUA will need easements for any infrastructure that is no longer situated in a public right-of-way as a result of this vacation. If future developments should require use of water or sewer, the developer will be required to install new mains and grant easements or rights-of-way as necessary.

Thank you,

Andre Calaminus | Right of Way Agent | Emerald Coast Utilities Authority | P.O. Box 17089 | Pensacola, FL 32522-7089 | Web: <u>www.ecua.fl.gov</u> | Phone: (850) 969-5822 | Fax: (850) 969-6511 |

From: Cynthia Cannon <CCannon@cityofpensacola.com> Sent: Wednesday, February 26, 2020 2:34 PM To: Mike Hamlin <mike.hamlin@ecua.fl.gov> Cc: Andre Calaminus <andre.calaminus@ecua.fl.gov> Subject: FW: ROW Vacation

**WARNING: This is an external email --- DO NOT CLICK links or attachments from unknown senders **

Mike,

Please see the revised legal description for the Airport Vacation of ROW. My apologies for the confusion, and I know this is late in the game for you to receive these!

We're working on updating our LDC to make deadlines for all submittals at least 30 days to give our reviewing agencies more time. We only require 21 days for LTU and Vacation of ROW. This will be of huge help to me too! My deadline for publishing my agenda packet is Tuesday March 3 (1 week prior to the March 10 meeting).

I can wait for written comments from you up until March 2. After that I can always verbally explain any new comments at the actual Planning Board meeting on March 10.

| From: | Simmons, Kellie <kellie.simmons@nexteraenergy.com< th=""></kellie.simmons@nexteraenergy.com<> |
|--------------|---|
| Sent: | Wednesday, February 5, 2020 12:29 PM |
| То: | Cynthia Cannon |
| Subject: | [EXTERNAL] FW: Vacation of ROW - Pensacola Airport |
| Attachments: | Airport ROW Vacation Application.pdf |

THIS EMAIL IS FROM AN EXTERNAL EMAIL ACCOUNT

>

We do have a lot of facilities in this area. We will need to evaluate the ones that can be removed and retain an easement. Not sure where you are in this process, but we can get with you as soon as possible.

Thank you,



Guif Power" *Kellie G. Simmons* Sr. Corporate Real Estate Representative Office – (850) 444-6870 Cell - (850) 549-1134

From: Simmons, Kellie
Sent: Tuesday, January 28, 2020 9:39 AM
To: Miller, Stephen <Stephen.Miller@nexteraenergy.com>
Cc: Johnson, Kenneth <Kenneth.Johnson2@nexteraenergy.com>
Subject: FW: Vacation of ROW - Pensacola Airport

Steve: Will you please forward this to the engineer for this area? Thanks, Kellie

From: Cynthia Cannon < CCannon@cityofpensacola.com >

Sent: Monday, January 27, 2020 4:18 PM

To: Amy Hargett <<u>ahargett@cityofpensacola.com</u>>; Andre Calaminus (ECUA) <<u>andre.calaminus@ecua.fl.gov</u>>; Annie Bloxson <<u>ABloxson@cityofpensacola.com</u>>; Bill Kimball <<u>bkimball@cityofpensacola.com</u>>; Brad Hinote <<u>bradhinote@cityofpensacola.com</u>>; Brian Cooper <<u>bcooper@cityofpensacola.com</u>>; Chris Mauldin <<u>CMauldin@cityofpensacola.com</u>>; Cynthia Cannon <<u>CCannon@cityofpensacola.com</u>>; Derrik Owens <<u>DOwens@cityofpensacola.com</u>>; Diane Moore <<u>DMoore@cityofpensacola.com</u>>; Jonathan Bilby <<u>JBilby@cityofpensacola.com</u>>; Karl Fenner (AT&T) <<u>KF5345@att.com</u>>; Simmons, Kellie <<u>Kellie.Simmons@nexteraenergy.com</u>>; Leslie Statler <<u>LStatler@cityofpensacola.com</u>>; Miriam Woods <<u>MWoods@cityofpensacola.com</u>>; Paul A Kelly(GIS) <<u>PAKelly@cityofpensacola.com</u>>; Robbie Weekley <<u>rweekley@cityofpensacola.com</u>>; Stephen Kennington (AT&T) <<u>sk1674@att.com</u>> Subject: Vacation of ROW - Pensacola Airport

CAUTION - EXTERNAL EMAIL

Good Afternoon All,

From: Sent: To: Subject: ST PIERRE, ROB A <RS634Y@att.com> Tuesday, January 28, 2020 4:19 PM Cynthia Cannon RE: Vacation of ROW - Pensacola Airport

Cynthia,

We will need an Easement at 2400 Beaumont St. for Fiber Facilities. The other areas look good.

Thanks,

Rob St. Pierre Manager - OSP Plng & Eng Technology Operations

AT&T 605 W Garden St. Pensacola, FL^{*}32502 o 850.436.1701 | <u>rs634y@att.com</u> MOBILIZING **YOUR** WORLD

This e-mail and any files transmitted with it are AT&T property, are confidential, and are intended solely for use by the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited.

From: Cynthia Cannon [mailto:CCannon@cityofpensacola.com] Sent: Tuesday, January 28, 2020 3:46 PM To: ST PIERRE, ROB A <RS634Y@att.com> Subject: RE: Vacation of ROW - Pensacola Airport

Here you go!

Cynthia Cannon, AICP Assistant Planning Director Visit us at <u>http://cityofpensacola.com</u> 222 W Main St. Pensacola, FL 32502 Office: 850.435-1670 <u>ccannon@cityofpensacola.com</u>



Florida has a very broad public records law. As a result, any written communication created or received by City of Pensacola officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email

| ee: \$2,000.00 ehearing/Rescheduling Planning B ehearing/Rescheduling City Counc. | | 1913 + 10810h + 10810h |
|--|---|-----------------------------------|
| pplicant Information: | | |
| ame: City of Pensacola | | |
| ddress: 222 W. Main Street, Pensa | cola, FL 32502 | |
| none: 850-436-5555 | Fax: 850-435-1611 Email: | |
| operty Information: | | |
| wner Name: Pensacola Internation | al Airport | |
| ocation/Address: Emily Beaumont | Tulane, Sherrill, Airlane | |
| egal Description: Please attach a ful | l legal description (from deed or survey) | |
| upose of vacation of city right of w | a. /comments | |
| irport Development | a / commonts. | |
| | | |
| quest and that no refund of these fer nust be present on the date of the Pl must be present on the date of the Pl must be present of the Pl must be | nd that submittal of this application does not entitle me es will be made. I have reviewed a copy of the applicabl anning Board and City Council meeting. | e regulations and understand that |
| quest and that no refund of these fer nust be present on the date of the PI | es will be made. I have reviewed a copy of the applicable lanning Board and City Council meeting. 19 Feb 20. Date | e regulations and understand that |
| puest and that no refund of these fer nust be present on the date of the Pl must be present on the date of the Pl must be present of the Pl must be | es will be made. I have reviewed a copy of the applicable lanning Board and City Council meeting. 19 Feb 20. Date | e regulations and understand that |
| District: | es will be made. I have reviewed a copy of the applicable lanning Board and City Council meeting. 14 Feb 20. Date sentative of Owner) | e regulations and understand that |
| District: | es will be made. I have reviewed a copy of the applicable lanning Board and City Council meeting. 14 Feb 20 Date sentative of Owner) FOR OFFICE USE ONLY Case Number: | e regulations and understand that |
| District: | es will be made. I have reviewed a copy of the applicable lanning Board and City Council meeting. 14 Feb 20 Date sentative of Owner) FOR OFFICE USE ONLY Case Number: | e regulations and understand that |

Sec. 12-12-4. Vacation of Streets, alleys

This section is established to provide for the vacation of streets, alleys or other public rights-of-way by official action of the city council.

(A) Application. An application for vacation of streets, alleys or other public right-of-way shall be filed with the community development department and shall include the reason for vacation and a legal description of the property to be vacated. Application for an alley vacation shall be in petition form signed by all property owners abutting the portion of the alley to be vacated. If all property owners do not sign the petition requesting such alley vacation, city staff shall determine the portion of the alley to be vacated.

- (1) An application for vacation of streets, alleys or other public right-of-way must be submitted to the community development department at least twenty-one (21) days prior to the regularly scheduled meeting of the planning board.
- (2) The application shall be scheduled for hearing only upon determination that the application complies with all applicable submission requirements.
- (3) No application shall be considered complete until all of the following have been submitted:
 - (a) The application shall be submitted on a form provided by the board secretary.
 - (b) Each application shall be accompanied by the following information and such other information as may be reasonably requested to support the application:
 - 1. Accurate site plan drawn to scale;
 - A legal description of the property proposed to be vacated;
 - 3. Proof of ownership of the adjacent property, including a copy of the deed and a title opinion, title insurance policy, or other form of proof acceptable to the city attorney;
 - 4
 - Reason for vacation request;
 - Petition form signed by all property owners abutting the portion of the right-of-way or alley to be vacated. 5.
 - (c) The applicant shall be required to pay an application fee according to the current schedule of fees established by the city council for the particular category of application. This fee shall be nonrefundable irrespective of the final disposition of the application.
 - (d) Any party may appear in person, by agent, or by attorney.
 - (e) Any application may be withdrawn prior to action of the planning board or city council at the discretion of the applicant initiating the request upon written notice to the board secretary.

(B) Planning board review and recommendation. The community development department will distribute copies of the request to vacate to the appropriate city departments and public agencies for review and comment: Said departments shall submit written recommendations of approval, disapproval or suggested revisions, and reasons therefore, to the city planning department. The planning board shall review the vacation request and make a recommendation to the city council at a regularly scheduled planning board meeting.

- (1) Public notice for vacation of streets, alleys.
 - (a) A sign shall be prominently posted on the property to which the application pertains- at least seven (7) days prior to the scheduled board meeting.
 - (b) The community development department shall notify property owners within a three hundred (300) radius, as identified by the current Escambia County tax roll maps, of the property proposed for vacation with a public notice by post card at least five (5) days prior to the board meeting. The public notice shall state the date, time and place of the board meeting.
- (C) City council review and action. The planning board recommendation shall be forwarded to the city council for review and action.
 - (1) Notice and hearing. The city council shall set a date for a public hearing to be conducted during a regularly scheduled city council meeting. Planning staff shall post a sign specifying the date and time of the public hearing at least seven (7) days prior to the hearing. A public notice shall be published in a local newspaper of general distribution stating the time, place and purpose of the hearing at least ten (10) days prior to the public hearing. The community development department shall notify property owners by certified mail, as identified by the current Escambia County tax roll, at least fifteen (15) days prior to the city council public hearing
 - (a) In case of an alley vacation request all adjacent owners shall be notified.
 - (b) In the case of a street vacation request, all property owners within three hundred feet (300') of the request shall be notified.
 - (2) Action. The city council shall approve, approve with modifications, or deny the vacation request at the council public hearing. If the request is approved by the council, an ordinance will be drawn and read two (2) times following the public hearing, at which time the vacation becomes effective.

(D) *Easements retained*. If the city council determines that any portion of a public street or right-of-way is used or in the reasonably foresecable future will be needed for public utilities, the street may be vacated only upon the condition that appropriate easements be reserved for such public utilities.

(E) Zoning of vacated property. Whenever any street, alley or other public right-of-way is vacated, the district use and area regulations governing the property abutting upon each side of such street, alley or public right-of-way shall be automatically extended to the center of such vacation and all area included within the vacation shall thereafter be subject to all appropriate regulations of the extended use districts.

(F) Ownership of property. Whenever any street, alley or public right-of-way is vacated, ownership of said property conferred by such action shall extend from the right-of-way line to the center of said property, unless otherwise specified.



360 SURVEYING SERVICES

LEGAL DESCRIPTION FOR RIGHT OF WAY

VACATION

JANUARY 22, 2020

To: Andrea Levitt Assistant Airport Director- Finance 2430 Airport Blvd., Ste 225 Pensacola, FL 32504 850-436-5000

THE PORTION OF RIGHT OF WAY OF EMILY STREET, BEAUMONT STREET, TULANE AVENUE, SHERRILL AVENUE & AIRLANE DRIVE WHICH LIES WITHIN THE FOLLOWING PENSACOLA INTERNATIONAL AIRPORT - COLLEGE HEIGHTS ANNEXATION PHASE II DESCRIPTION

(PHASE II)

COMMENCE AT THE SOUTHEAST CORNER OF LOT 3, AIRPORT EXECUTIVE PLAZA, AS RECORDED IN PLAT BOOK 11 AT PAGE 40 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA; THENCE GO N60°55'16"W ALONG THE SOUTH LINE OF SAID LOT A DISTANCE OF 776.96 FEET TO THE SOUTHWEST CORNER OF LOT 2 OF SAID AIRPORT EXECUTIVE PLAZA; THENCE GO N03°10'03"E ALONG THE EAST RIGHT OF WAY LINE OF TIPPIN AVENUE (RIGHT OF WAY WIDTH VARIES) A DISTANCE OF 1276.01 FEET TO A POINT ON THE SOUTH LINE OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 374 AT, PAGE 57 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA; THENCE DEPARTING SAID RIGHT OF WAY LINE, GO \$87°18'36"E ALONG THE SOUTH LINE OF SAID PARCEL A DISTANCE OF 238.06 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL FOR THE POINT OF BEGINNING; THENCE GO S87°18'36"E A DISTANCE OF 61.28 FEET TO THE NORTHEAST CORNER OF LOT 1, BLOCK 1 CAMPUS HEIGHTS, AS RECORDED IN PLAT BOOK 4 AT PAGE 36 OF SAID COUNTY; THENCE GO S55°55'01"E A DISTANCE OF 77.34 FEET TO THE NORTHWEST CORNER OF LOT 9, BLOCK 2, OF SAID CAMPUS HEIGHTS; THENCE GO S86°56'30"E ALONG THE NORTH LINE OF SAID BLOCK 2 AND ITS EXTENSION A DISTANCE OF 778.95 FEET TO A POINT ON THE WEST LINE OF BLOCK 4 OF SAID CAMPUS HEIGHTS; THENCE GO N03°05'12"E A DISTANCE OF 65.74 FEET TO A CONCRETE MONUMENT ON THE SOUTH LINE OF BLOCK 5. COLLEGE HEIGHTS, AS RECORDED IN PLAT BOOK 5 AT PAGE 9 OF SAID COUNTY; THENCE N86°53'48"W ALONG THE SOUTH LINE OF SAID BLOCK 5 A DISTANCE OF 130.24 FEET TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 5 OF SAID COLLEGE HEIGHTS; THENCE DEPARTING SAID SOUTH LINE, GO NORTHEASTERLY ALONG THE WEST LINE OF BLOCK 5, SAID WEST LINE BEING A CURVE CONCAVE TO THE SOUTHEAST HAVING A RADIUS OF 700.00 FEET, A DELTA ANGLE OF 26°32'42", A CHORD BEARING OF N16°25'12"E, AND A CHORD DISTANCE OF 321.41 FEET, FOR AN ARC DISTANCE OF 324.31 FEET TO THE NORTHWEST CORNER OF LOT 3, BLOCK 5 OF SAID COLLEGE HEIGHTS; THENCE GO N29°31'35"E A DISTANCE OF 66.00 FEET TO THE SOUTHWEST CORNER OF LOT 22, BLOCK 7 OF SAID

PG 1 OF 2



(PHASE II DESCRIPTION CONTINUED)

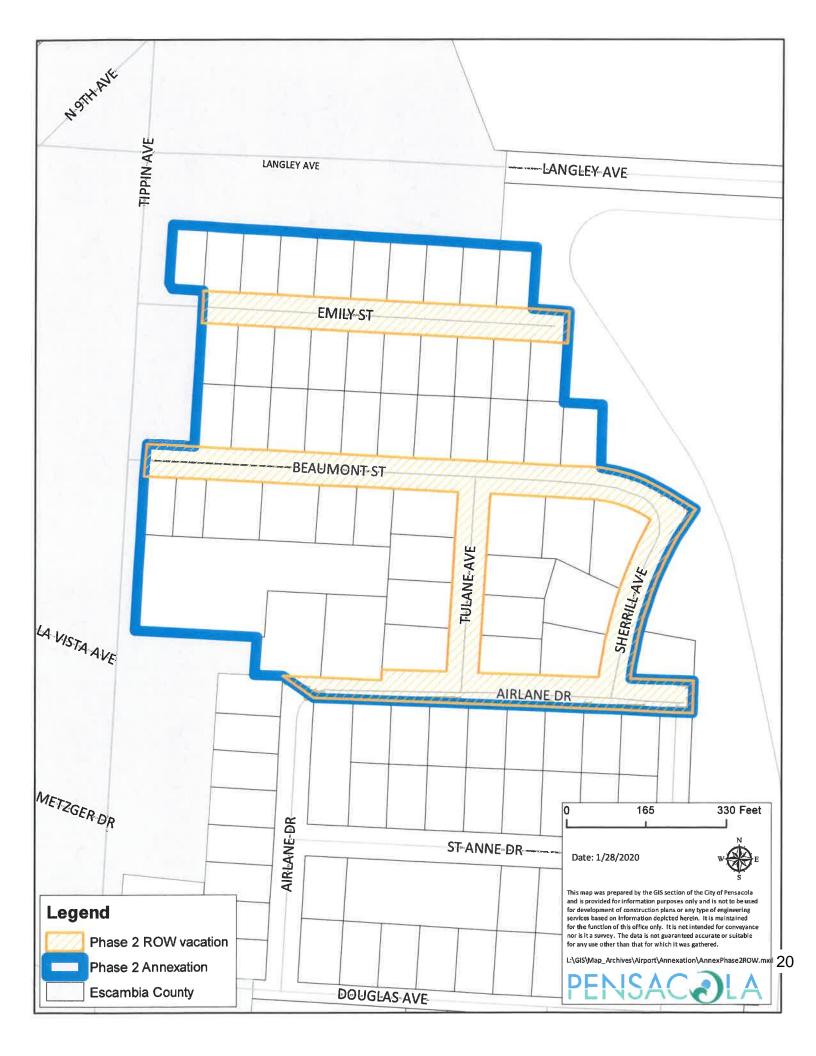
COLLEGE HEIGHTS; THENCE GO N60°28'25"W A DISTANCE OF 66.00 FEET TO THE SOUTHEAST CORNER OF LOT 16, BLOCK 2 OF SAID COLLEGE HEIGHTS; THENCE GO NORTHWESTERLY ALONG THE SOUTH LINE OF BLOCK 2, SAID SOUTH LINE BEING A CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIUS OF 373.00 FEET, A DELTA ANGLE OF 23°17'52", A CHORD BEARING OF N72°07'21"W, AND A CHORD DISTANCE OF 150.63', FOR AN ARC DISTANCE OF 151.67 FEET TO A POINT; THENCE DEPARTING SAID SOUTH LINE, GO N03°19'10"E A DISTANCE OF 127.17 FEET TO THE SOUTHEAST CORNER OF LOT 12 IN SAID BLOCK 2; THENCE GO N86°52'44"W ALONG THE SOUTH LINE OF SAID LOT 12 A DISTANCE OF 75.19 FEET TO THE SOUTHWEST CORNER OF SAID LOT 12: THENCE DEPARTING SAID SOUTH LINE, GO N03°18'20"E ALONG THE WEST LINE OF SAID LOT 12 AND ITS EXTENSION A DISTANCE OF 192.64 FEET TO THE SOUTHEAST CORNER OF LOT 18 IN BLOCK 1 OF SAID COLLEGE HEIGHTS; THENCE GO N87°04'35"W ALONG THE SOUTH LINE OF SAID LOT 18 A DISTANCE OF 75.01 FEET TO THE SOUTHWEST CORNER OF SAID LOT 18; THENCE DEPARTING SAID SOUTH LINE, GO N03°17'53"E ALONG THE WEST LINE OF SAID LOT 18 A DISTANCE OF 126.69 FEET TO THE NORTHWEST CORNER OF SAID LOT 18; THENCE DEPARTING SAID WEST LINE, GO N87°00'35"W ALONG THE NORTH LINE OF LOT 19 IN SAID BLOCK 1 AND ITS EXTENSION A DISTANCE OF 750.59 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID TIPPIN AVENUE; THENCE GO S03°15'02"W ALONG SAID EAST RIGHT-OF-WAY LINE A DISTANCE OF 120.05 FEET TO A POINT; THENCE GO SOUTH 42°56'03"E ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 9.26 FEET TO A POINT ON THE SOUTH LINE OF LOT 28 IN SAID BLOCK 1; THENCE GO \$87°00'15"E ALONG THE SOUTH LINE OF SAID BLOCK 1 A DISTANCE OF 143.94 FEET TO A THE SOUTHEAST CORNER OF LOT 27 IN SAID BLOCK 1; THENCE DEPARTING SAID SOUTH LINE OF BLOCK 1. GO \$03°19'58"W A DISTANCE OF 66.36 FEET TO THE NORTHEAST CORNER OF LOT 2 IN BLOCK 2 OF SAID COLLEGE HEIGHTS; THENCE GO N87°02'07"W ALONG THE NORTH LINE OF SAID LOT 2 A DISTANCE OF 75.12 FEET TO THE NORTHWEST CORNER OF SAID LOT 2: THENCE DEPARTING SAID NORTH LINE, GO S03°13'09"W ALONG THE WEST LINE OF LOTS 2 AND 27 IN SAID BLOCK 2 TO A DISTANCE OF 253.04 FEET TO THE SOUTHWEST CORNER OF SAID LOT 27; THENCE GO N86°50'42"W ALONG THE SOUTH LINE OF SAID BLOCK 2 A DISTANCE OF 86.96 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID TIPPIN AVENUE; THENCE GO S03°15'02"W ALONG SAID EAST RIGHT-OF-WAY LINE A DISTANCE OF 386.53 FEET TO A POINT ON THE NORTH LINE OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 374 AT PAGE 57 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA; THENCE DEPARTING SAID EAST RIGHT-OF-WAY LINE, GO S87°07'22"E ALONG THE NORTH LINE OF SAID PARCEL A DISTANCE OF 238.49 FEET TO THE NORTHEAST CORNER OF SAID PARCEL; THENCE DEPARTING SAID NORTH LINE, GO S03°35'24"W ALONG THE EAST LINE OF SAID PARCEL A DISTANCE OF 80.16 FEET TO THE POINT OF BEGINNING, THE ABOVE DESCRIBED PROPERTY LIES IN SECTION 14, TOWNSHIP 1 SOUTH, RANGE 29 WEST, ESCAMBIA COUNTY, FLORIDA AND CONTAINS 19.345 ACRES.

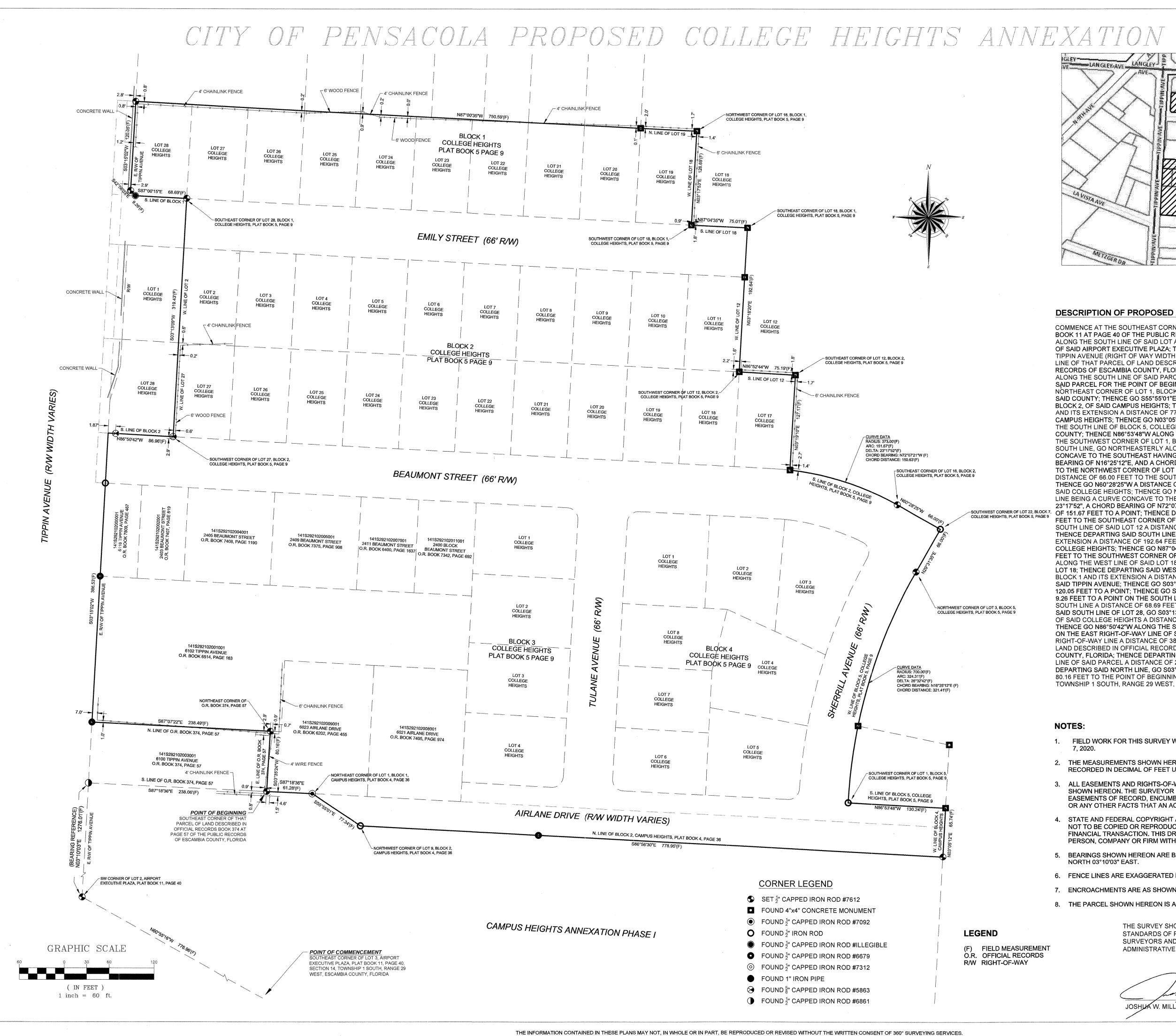
Joshua Miller, PSM #7238

04/23/20

Date

PG 2 OF 2





AMA LAN GLEY, AVE LANGLEY -LAN GLEY'AVE A CANGLEY AVE APPROXIMATE LOCATION OF SURVEY NORTH VICINITY MAP N.T.S.

DESCRIPTION OF PROPOSED ANNEXATION: (CREATED BY UNDERSIGNED)

COMMENCE AT THE SOUTHEAST CORNER OF LOT 3, AIRPORT EXECUTIVE PLAZA, AS RECORDED IN PLAT BOOK 11 AT PAGE 40 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA; THENCE GO N60°55'16"W ALONG THE SOUTH LINE OF SAID LOT A DISTANCE OF 776.96 FEET TO THE SOUTHWEST CORNER OF LOT 2 OF SAID AIRPORT EXECUTIVE PLAZA; THENCE GO N03°10'03"E ALONG THE EAST RIGHT OF WAY LINE OF TIPPIN AVENUE (RIGHT OF WAY WIDTH VARIES) A DISTANCE OF 1276.01 FEET TO A POINT ON THE SOUTH LINE OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 374 AT, PAGE 57 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA; THENCE DEPARTING SAID RIGHT OF WAY LINE, GO S87°18'36"E ALONG THE SOUTH LINE OF SAID PARCEL A DISTANCE OF 238.06 FEET TO THE SOUTHEAST CORNER OF SAID PARCEL FOR THE POINT OF BEGINNING; THENCE GO S87°18'36"E A DISTANCE OF 61.28 FEET TO THE NORTHEAST CORNER OF LOT 1, BLOCK 1 CAMPUS HEIGHTS, AS RECORDED IN PLAT BOOK 4 AT PAGE 36 OF SAID COUNTY; THENCE GO S55°55'01"E A DISTANCE OF 77.34 FEET TO THE NORTHWEST CORNER OF LOT 9, BLOCK 2, OF SAID CAMPUS HEIGHTS; THENCE GO S86°56'30"E ALONG THE NORTH LINE OF SAID BLOCK 2 AND ITS EXTENSION A DISTANCE OF 778.95 FEET TO A POINT ON THE WEST LINE OF BLOCK 4 OF SAID CAMPUS HEIGHTS; THENCE GO N03°05'12"E A DISTANCE OF 65.74 FEET TO A CONCRETE MONUMENT ON THE SOUTH LINE OF BLOCK 5, COLLEGE HEIGHTS, AS RECORDED IN PLAT BOOK 5 AT PAGE 9 OF SAID COUNTY; THENCE N86°53'48"W ALONG THE SOUTH LINE OF SAID BLOCK 5 A DISTANCE OF 130.24 FEET TO THE SOUTHWEST CORNER OF LOT 1, BLOCK 5 OF SAID COLLEGE HEIGHTS; THENCE DEPARTING SAID SOUTH LINE. GO NORTHEASTERLY ALONG THE WEST LINE OF BLOCK 5, SAID WEST LINE BEING A CURVE CONCAVE TO THE SOUTHEAST HAVING A RADIUS OF 700.00 FEET, A DELTA ANGLE OF 26°32'42", A CHORD BEARING OF N16°25'12"E, AND A CHORD DISTANCE OF 321.41 FEET, FOR AN ARC DISTANCE OF 324.31 FEET TO THE NORTHWEST CORNER OF LOT 3, BLOCK 5 OF SAID COLLEGE HEIGHTS; THENCE GO N29°31'35"E A DISTANCE OF 66.00 FEET TO THE SOUTHWEST CORNER OF LOT 22, BLOCK 7 OF SAID COLLEGE HEIGHTS; THENCE GO N60°28'25"W A DISTANCE OF 66.00 FEET TO THE SOUTHEAST CORNER OF LOT 16, BLOCK 2 OF SAID COLLEGE HEIGHTS; THENCE GO NORTHWESTERLY ALONG THE SOUTH LINE OF BLOCK 2, SAID SOUTH LINE BEING A CURVE CONCAVE TO THE SOUTHWEST HAVING A RADIUS OF 373.00 FEET, A DELTA ANGLE OF 23°17'52", A CHORD BEARING OF N72°07'21"W, AND A CHORD DISTANCE OF 150.63', FOR AN ARC DISTANCE SOUTHWEST CORNER OF LOT 22, BLOCK 7. OF 151.67 FEET TO A POINT; THENCE DEPARTING SAID SOUTH LINE, GO N03°19'10"E A DISTANCE OF 127.17 FEET TO THE SOUTHEAST CORNER OF LOT 12 IN SAID BLOCK 2; THENCE GO N86°52'44"W ALONG THE SOUTH LINE OF SAID LOT 12 A DISTANCE OF 75.19 FEET TO THE SOUTHWEST CORNER OF SAID LOT 12: THENCE DEPARTING SAID SOUTH LINE, GO N03°18'20"E ALONG THE WEST LINE OF SAID LOT 12 AND ITS EXTENSION A DISTANCE OF 192.64 FEET TO THE SOUTHEAST CORNER OF LOT 18 IN BLOCK 1 OF SAID COLLEGE HEIGHTS; THENCE GO N87°04'35"W ALONG THE SOUTH LINE OF SAID LOT 18 A DISTANCE OF 75.01 FEET TO THE SOUTHWEST CORNER OF SAID LOT 18; THENCE DEPARTING SAID SOUTH LINE, GO N03°17'53"E ALONG THE WEST LINE OF SAID LOT 18 A DISTANCE OF 126.69 FEET TO THE NORTHWEST CORNER OF SAID LOT 18; THENCE DEPARTING SAID WEST LINE, GO N87°00'35"W ALONG THE NORTH LINE OF LOT 19 IN SAID BLOCK 1 AND ITS EXTENSION A DISTANCE OF 750.59 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID TIPPIN AVENUE; THENCE GO S03°15'02"W ALONG SAID EAST RIGHT-OF-WAY LINE A DISTANCE OF 120.05 FEET TO A POINT; THENCE GO SOUTH 42°56'03"E ALONG SAID RIGHT-OF-WAY LINE A DISTANCE OF 9.26 FEET TO A POINT ON THE SOUTH LINE OF LOT 28 IN SAID BLOCK 1; THENCE GO S87°00'15"E ALONG SAID SOUTH LINE A DISTANCE OF 68.69 FEET TO THE SOUTHEAST CORNER OF SAID LOT 28; THENCE DEPARTING SAID SOUTH LINE OF LOT 28, GO S03°13'09"W TO AND ALONG THE WEST LINE OF LOTS 2 AND 27 IN BLOCK 2 OF SAID COLLEGE HEIGHTS A DISTANCE OF 319.43 FEET TO THE SOUTHWEST CORNER OF SAID LOT 27; THENCE GO N86°50'42"W ALONG THE SOUTH LINE OF SAID BLOCK 2 A DISTANCE OF 86.96 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF SAID TIPPIN AVENUE; THENCE GO \$03°15'02"W ALONG SAID EAST RIGHT-OF-WAY LINE A DISTANCE OF 386.53 FEET TO A POINT ON THE NORTH LINE OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 374 AT PAGE 57 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA; THENCE DEPARTING SAID EAST RIGHT-OF-WAY LINE, GO S87°07'22"E ALONG THE NORTH LINE OF SAID PARCEL A DISTANCE OF 238.49 FEET TO THE NORTHEAST CORNER OF SAID PARCEL; THENCE DEPARTING SAID NORTH LINE, GO S03°35'24"W ALONG THE EAST LINE OF SAID PARCEL A DISTANCE OF 80.16 FEET TO THE POINT OF BEGINNING. THE ABOVE DESCRIBED PROPERTY LIES IN SECTION 14, TOWNSHIP 1 SOUTH, RANGE 29 WEST, ESCAMBIA COUNTY, FLORIDA AND CONTAINS 19.459 ACRES.

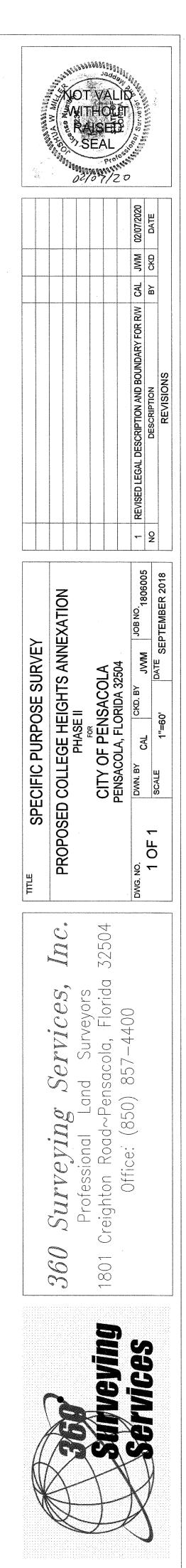
NOTES:

- FIELD WORK FOR THIS SURVEY WAS COMPLETED ON AUGUST 23, 2018 AND UPDATED ON FEBRUARY 7, 2020.
- 2. THE MEASUREMENTS SHOWN HEREON WERE MADE TO UNITED STATES SURVEY FOOT AND WERE RECORDED IN DECIMAL OF FEET UNLESS OTHERWISE MARKED.
- 3. ALL EASEMENTS AND RIGHTS-OF-WAY OF WHICH THE SURVEYOR HAS KNOWLEDGE HAVE BEEN SHOWN HEREON. THE SURVEYOR HAS MADE NO INVESTIGATION OR INDEPENDENT SEARCH FOR EASEMENTS OF RECORD, ENCUMBRANCES, RESTRICTIVE COVENANTS, OWNERSHIP TITLE EVIDENCE, OR ANY OTHER FACTS THAT AN ACCURATE AND CURRENT TITLE SEARCH MAY DISCLOSE.
- 4. STATE AND FEDERAL COPYRIGHT ACTS PROTECT THIS MAP FROM UNAUTHORIZED USE. THIS MAP IS NOT TO BE COPIED OR REPRODUCED EITHER IN WHOLE OR IN PART, OR TO BE USED FOR ANY OTHER FINANCIAL TRANSACTION. THIS DRAWING CANNOT BE USED FOR THE BENEFIT OF ANY OTHER PERSON, COMPANY OR FIRM WITHOUT THE PRIOR WRITTEN CONSENT OF THE COPYRIGHT OWNER.
- BEARINGS SHOWN HEREON ARE BASED ON THE EAST RIGHT OF WAY LINE OF TIPPIN AVENUE AS NORTH 03°10'03" EAST.
- 6. FENCE LINES ARE EXAGGERATED FOR CLARITY.
- 7. ENCROACHMENTS ARE AS SHOWN.
- 8. THE PARCEL SHOWN HEREON IS A NEW PARCEL CREATED AT THE REQUEST OF THE CLIENT.

THE SURVEY SHOWN HEREON IS TRUE AND CORRECT AND IN COMPLIANCE WITH THE STANDARDS OF PRACTICE SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS AND MAPPERS IN CHAPTER 5J-17.050, 5J-17.051 AND 5J-17.052, FLORIDA ADMINISTRATIVE CODE PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

02/07/20

JOSHUA W. MILLER P.L.S. FLORIDA REGISTRATION NO. 7238





Memorandum

| File #: 20-00127 | Planning Board | 3/10/2020 |
|------------------|---|-----------|
| то: | Planning Board Members | |
| FROM: | Cynthia Cannon, AICP, Assistant Planning Director | |
| DATE: | 3/3/2020 | |
| SUBJECT: | | |

Request for Vacation of Right-of-Way - Stanley Avenue

BACKGROUND:

The Planning Department received a Vacation of Right-of-Way (ROW) application from Ryan Ditthardt, property owner at 500 Stanley Avenue, which included the required petitions signed by the adjacent neighbors at 2802 E. Strong Street, 2804 E. Strong Street and 2803 E. Desoto Street. The Vacation of ROW for each property owner is to the centerline of the alley, which is 20 feet wide. This will result in an increase of 10 feet to each property owner's current boundary line.

The purpose of the Vacation of ROW for Mr. Ditthardt is to accommodate a future accessory dwelling unit. The purpose of the Vacation of ROW for the adjacent property owners is to accommodate the existing encroachments in the alley.

This request has been routed through the various City departments and utility providers and their comments are attached for your review.

| Department: | Comments: |
|--------------------------|--|
| FIRE PW/E InspSvcs | No objections. No objections. No concerns. |
| ESP | Pensacola Energy has no gas facilities within the alley east of Stanley Ave right-of-way and north of the parcel at 500 Stanley Ave. |
| ECUA | No concerns. |
| GPW | No comments received. |
| ATT | AT&T does not have any facilities in this ROW/Alley and has no objection to the Vacation of Alley request. |

From: Sent: To: Subject: Annie Bloxson Thursday, February 27, 2020 9:45 AM Cynthia Cannon RE: Vacation of ROW - Stanley Avenue

Good Morning,

I have no opposes to the Vacation of ROW of Stanley Avenue.

Respectfully,

Annie Bloxson

Fire Marshal Visit us at <u>PensacolaFire.com</u> 475 E. Strong St. Pensacola, FL 32501 Office: 850.436.5200 <u>abloxson@cityofpensacola.com</u>



Florida has a very broad public records law. As a result, any written communication created or received by City of Pensacola officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this office. Instead, contact our office by phone or in writing

From: Cynthia Cannon

Sent: Tuesday, February 25, 2020 3:51 PM

To: Amy Hargett <ahargett@cityofpensacola.com>; Andre Calaminus (ECUA) <andre.calaminus@ecua.fl.gov>; Annie Bloxson <ABloxson@cityofpensacola.com>; Bill Kimball <bkimball@cityofpensacola.com>; Brad Hinote <bradhinote@cityofpensacola.com>; Brian Cooper <bcooper@cityofpensacola.com>; Chris Mauldin <CMauldin@cityofpensacola.com>; Cynthia Cannon <CCannon@cityofpensacola.com>; Derrik Owens <DOwens@cityofpensacola.com>; Diane Moore <DMoore@cityofpensacola.com>; Heather Lindsay <HLindsay@cityofpensacola.com>; Jonathan Bilby <JBilby@cityofpensacola.com>; Karl Fenner (AT&T) <KF5345@att.com>; Kellie L. Simmons (Gulf Power) <kellie.simmons@nexteraenergy.com>; Leslie Statler <LStatler@cityofpensacola.com>; Miriam Woods <MWoods@cityofpensacola.com>; Paul A Kelly(GIS) <PAKelly@cityofpensacola.com>; Robbie Weekley <rweekley@cityofpensacola.com>; Ryan J. Novota <RNovota@cityofpensacola.com>; Sherry Morris <SMorris@cityofpensacola.com>; Stephen Kennington (AT&T)

From: Sent: To: Cc: Subject: Derrik Owens Wednesday, February 26, 2020 8:08 AM Cynthia Cannon Ryan J. Novota RE: Vacation of ROW - Stanley Avenue

PW&F has no objection to the subject request.....

From: Cynthia Cannon

Sent: Tuesday, February 25, 2020 3:51 PM

To: Amy Hargett <ahargett@cityofpensacola.com>; Andre Calaminus (ECUA) <andre.calaminus@ecua.fl.gov>; Annie Bloxson <ABloxson@cityofpensacola.com>; Bill Kimball <bkimball@cityofpensacola.com>; Brad Hinote <bradhinote@cityofpensacola.com>; Brian Cooper <bcooper@cityofpensacola.com>; Chris Mauldin <CMauldin@cityofpensacola.com>; Cynthia Cannon <CCannon@cityofpensacola.com>; Derrik Owens <DOwens@cityofpensacola.com>; Diane Moore <DMoore@cityofpensacola.com>; Heather Lindsay <HLindsay@cityofpensacola.com>; Jonathan Bilby <JBilby@cityofpensacola.com>; Karl Fenner (AT&T) <KF5345@att.com>; Kellie L. Simmons (Gulf Power) <kellie.simmons@nexteraenergy.com>; Leslie Statler <LStatler@cityofpensacola.com>; Miriam Woods <MWoods@cityofpensacola.com>; Paul A Kelly(GIS) <PAKelly@cityofpensacola.com>; Robbie Weekley <rweekley@cityofpensacola.com>; Stephen Kennington (AT&T) <sk1674@att.com>

Subject: Vacation of ROW - Stanley Avenue

Good Afternoon All,

Please review and comment on the attached request before the Planning Board for a Vacation of Right of Way application. A site plan and legal description of the area proposed to be vacated along Stanley Avenue are included in the attached.

Please provide comments by close of business on Friday February 28, 2020.

Thank you!

Cynthia Cannon, AICP

Assistant Planning Director Visit us at <u>http://cityofpensacola.com</u> 222 W Main St. Pensacola, FL 32502 Office: 850.435-1670 <u>ccannon@cityofpensacola.com</u>

DENICA/

FLORIDA'S FIRST & FUTURE

Florida has a very broad public records law. As a result, any written communication created or received by City of Pensacola officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email

From:Jonathan BilbySent:Thursday, February 27, 2020 1:55 PMTo:Cynthia CannonSubject:RE: Vacation of ROW - Stanley Avenue

No issues or concerns from me.

From: Cynthia Cannon Sent: Thursday, February 27, 2020 12:55 PM To: Jonathan Bilby <JBilby@cityofpensacola.com> Subject: FW: Vacation of ROW - Stanley Avenue

Jonathon,

Do you have any concerns with this application?

Thank you!

Cynthia Cannon, AICP

Assistant Planning Director Visit us at <u>http://cityofpensacola.com</u> 222 W Main St. Pensacola, FL 32502 Office: 850.435-1670 <u>ccannon@cityofpensacola.com</u>

DENICA

FLORIDA'S FIRST & FUTURE

Florida has a very broad public records law. As a result, any written communication created or received by City of Pensacola officials and employees will be made available to the public and media, upon request, unless otherwise exempt. Under Florida law, email addresses are public records. If you do not want your email address released in response to a public records request, do not send electronic mail to this office. Instead, contact our office by

From: Cynthia Cannon < CCannon@cityofpensacola.com >

Sent: Tuesday, February 25, 2020 3:51 PM

To: Amy Hargett <<u>ahargett@cityofpensacola.com</u>>; Andre Calaminus (ECUA) <<u>andre.calaminus@ecua.fl.gov</u>>; Annie Bloxson <<u>ABloxson@cityofpensacola.com</u>>; Bill Kimball <<u>bkimball@cityofpensacola.com</u>>; Brad Hinote <<u>bradhinote@cityofpensacola.com</u>>; Brian Cooper <<u>bcooper@cityofpensacola.com</u>>; Chris Mauldin <<u>CMauldin@cityofpensacola.com</u>>; Cynthia Cannon <<u>CCannon@cityofpensacola.com</u>>; Derrik Owens <<u>DOwens@cityofpensacola.com</u>>; Diane Moore <<u>DMoore@cityofpensacola.com</u>>; Heather Lindsay <<u>HLindsay@cityofpensacola.com</u>>; Jonathan Bilby <JBilby@cityofpensacola.com>; Karl Fenner (AT&T) <<u>KF5345@att.com</u>>; Kellie L. Simmons (Gulf Power) <<u>kellie.simmons@nexteraenergy.com</u>>; Leslie Statler <<u>LStatler@cityofpensacola.com</u>>; Miriam Woods <<u>MWoods@cityofpensacola.com</u>>; Paul A Kelly(GIS) <<u>PAKelly@cityofpensacola.com</u>>; Robbie Weekley <<u>rweekley@cityofpensacola.com</u>>; Ryan J. Novota <<u>RNovota@cityofpensacola.com</u>>; Sherry Morris <<u>SMorris@cityofpensacola.com</u>>; Stephen Kennington (AT&T)

| From: | ST PIERRE, ROB A <rs634y@att.com></rs634y@att.com> |
|--------------|--|
| Sent: | Wednesday, February 26, 2020 2:04 PM |
| То: | Cynthia Cannon |
| Subject: | [EXTERNAL] FW: Vacation of ROW - Stanley Avenue |
| Attachments: | Stanley Ave Vacation of ROW App.pdf |

THIS EMAIL IS FROM AN EXTERNAL EMAIL ACCOUNT

Cynthia,

AT&T does not have any facilities in this ROW/Alley and has no objection to the Vacation of Alley Request.

Thanks,

Rob St. Pierre Manager, OSP Plng & Eng Technology Operations

AT&T

605 W Garden St. Pensacola, FL 32502 o 850.436.1701 | <u>rs634y@att.com</u>

This e-mail and any files transmitted with it are AT&T property, are confidential, and are intended solely for use by the individual or entity to whom this email is addressed. If you are not one of the named recipient(s) or otherwise have reason to believe that you have received this message in error, please notify the sender and delete this message immediately from your computer. Any other use, retention, dissemination, forwarding, printing, or copying of this e-mail is strictly prohibited.

From: Cynthia Cannon [mailto:CCannon@cityofpensacola.com]

Sent: Tuesday, February 25, 2020 3:51 PM

To: Amy Hargett <<u>ahargett@cityofpensacola.com</u>>; Andre Calaminus (ECUA) <<u>andre.calaminus@ecua.fl.gov</u>>; Annie Bloxson <<u>ABloxson@cityofpensacola.com</u>>; Bill Kimball <<u>bkimball@cityofpensacola.com</u>>; Brad Hinote <<u>bradhinote@cityofpensacola.com</u>>; Brian Cooper <<u>bcooper@cityofpensacola.com</u>>; Chris Mauldin <<u>CMauldin@cityofpensacola.com</u>>; Cynthia Cannon <<u>CCannon@cityofpensacola.com</u>>; Derrik Owens <<u>DOwens@cityofpensacola.com</u>>; Diane Moore <<u>DMoore@cityofpensacola.com</u>>; Heather Lindsay <<u>HLindsay@cityofpensacola.com</u>>; Jonathan Bilby <JBilby@cityofpensacola.com>; FENNER, KARL L <<u>kf5345@att.com</u>>; Kellie L. Simmons (Gulf Power) <<u>kellie.simmons@nexteraenergy.com</u>>; Leslie Statler <<u>LStatler@cityofpensacola.com</u>>; Robbie Weekley <<u>rweekley@cityofpensacola.com</u>>; Ryan J. Novota <<u>RNovota@cityofpensacola.com</u>>; Sherry Morris <<u>SMorris@cityofpensacola.com</u>>; KENNINGTON, STEPHEN <<u>sk1674@att.com</u>> Subject: Vacation of ROW - Stanley Avenue

Good Afternoon All,

Please review and comment on the attached request before the Planning Board for a Vacation of Right of Way application. A site plan and legal description of the area proposed to be vacated along Stanley Avenue are included in the attached.

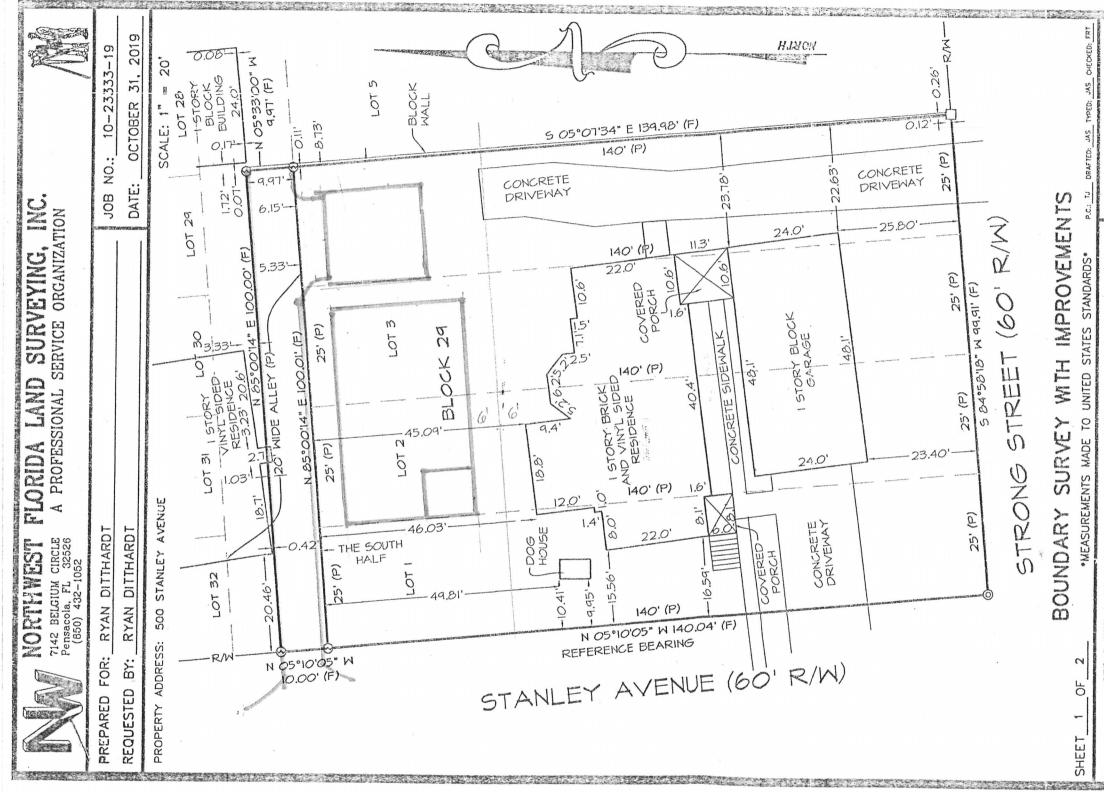
| VACATION OF ALLEY OR STREET RIGHT OF WAY | |
|--|------------------|
| Fee: \$2,000.00 | |
| Rehearing/Rescheduling Planning Board: \$250.00 | FLORIDA |
| Rehearing/Rescheduling City Council: \$500.00 | |
| Applicant Information: Name: IBRICH, Simburd, Atterne | y for Properly |
| Address: 495 Gontend Stud # 206, Minimp Beach, H | 3050 averes |
| Phone: 954-433-1285 Fax: 914-433-0913 Email: F | EQUITRUST 200520 |

| Phone: 954-433-1285 Fax: 954-433-0913 Email: FOULTRUST2005@all.com | • |
|--|----|
| Property Information: Owner Name: RYAN Dit HAWEOF | |
| Location/Address: 500 Stanley Ave, Ansacola, FL 32503 | |
| Legal Description: <u>Please attach a full legal description (from deed or survey)</u> Purpose of vacation of city right of way/comments: | |
| IN essence the alley has Already been NACated AS | |
| and homeowner then Dittherette would like the city | |
| to efficially vAca Be the alley so that my client con | |
| Its my inderstinding that the following neichbors have | |
| already Aut on the alley Way', 2803 E. Desto, 519 FORRY Are | 9 |
| I must be present on the date of the Planning Board and City Council meeting. | Au |
| Signature of Applicant Date (Owner of Property or Official Representative of Owner) | |
| | |

| | FOR OFFICE USE ONLY | |
|------------------------|---------------------|---|
| District: | | |
| Date Received: | Case Number: | |
| Date Postcards mailed: | | * |
| Planning Board Date: | Recommendation: | |
| Council Date: | | |

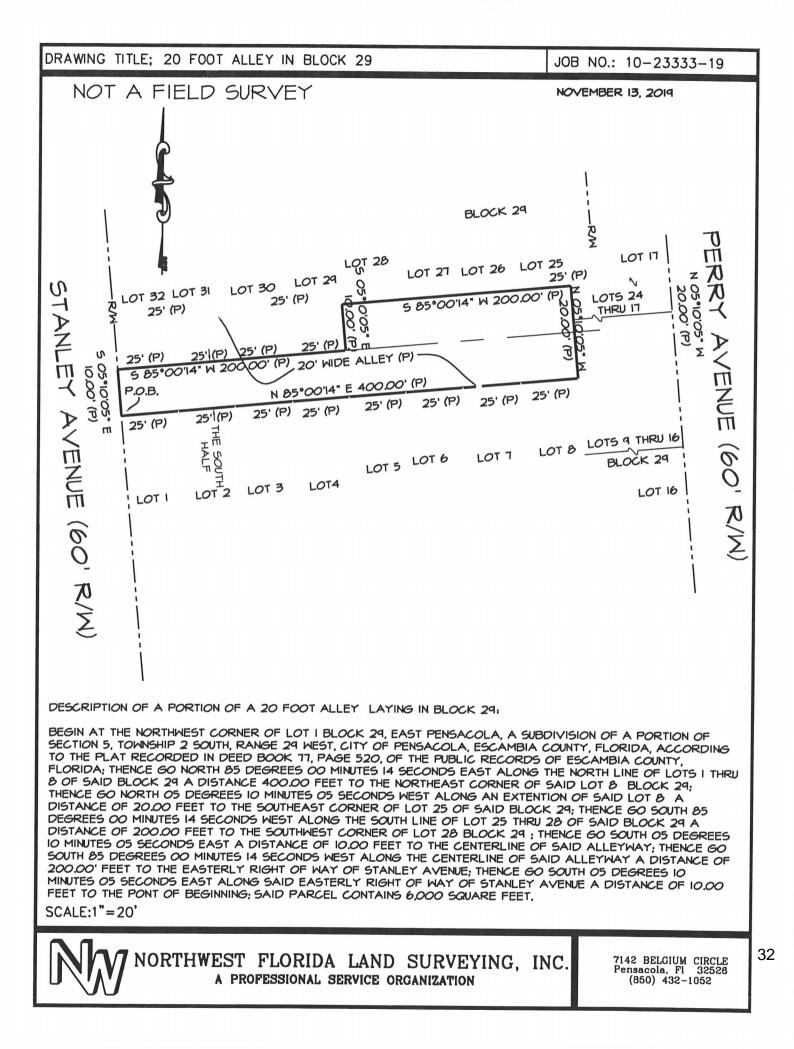
28

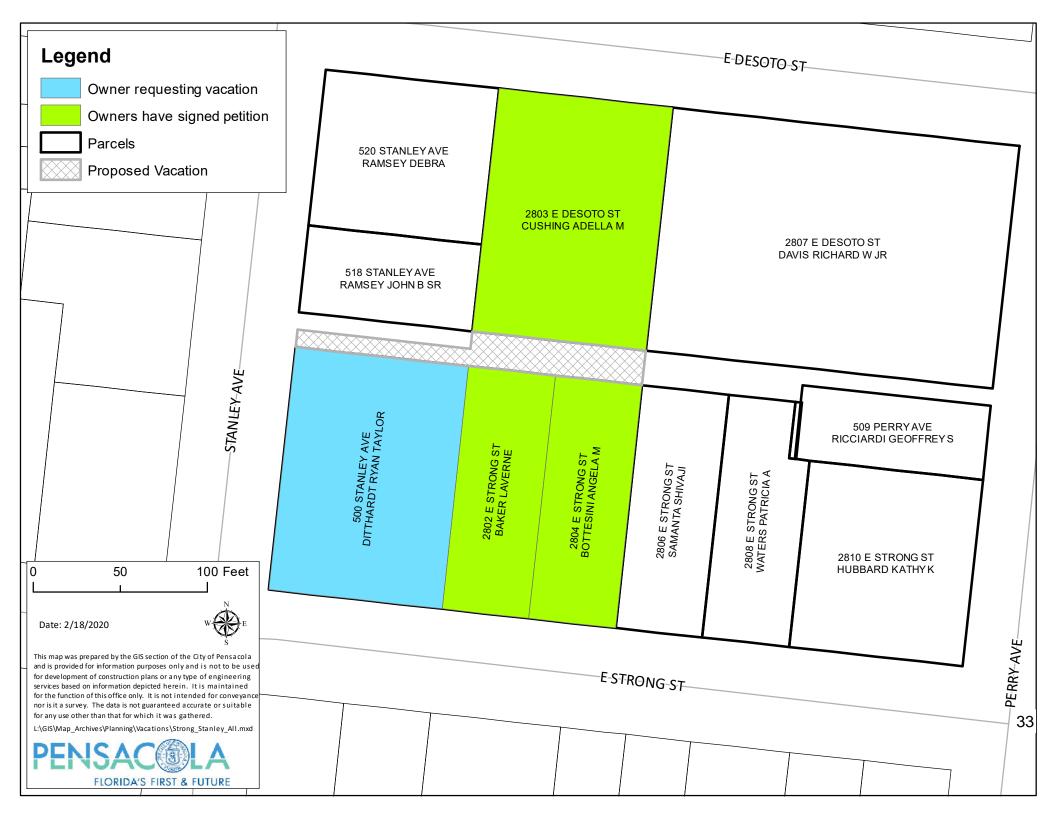
1. Accurate site plan drawn to scale



and and an and the second of the second MOT VALID WITHGUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED PROFESSIONAL LAND SURVEYOR *NWOHS FLORIDA. AS AMBIA COUNTY, STATE OF •THE ENCROACHMENTS ARE AS 11/4/19 REVISE SURVEY 41 REVISIONS: PG. 1.12 , FIELD BOOK: ESCAMBIA 6 FRED R. THOMPSON PROFESSIONAL LAND SURVEYOR INC. 2.2 (r) NORTHWEST FLORIDA LAND SURVEYING, FLORIDA CORPORATION NUMBER 7277 520 RGE. 29W PAGE. 3 Ч :12 N SHEET BOOK TWP. 2S 10/30/19 SEE DB DESCRIPTION: DATE: RECORDED 5 FIELD SEC.

2. A legal description of the property proposed to be vacated





3. Proof of ownership of the adjacent property, including a copy of the deed and a title opinion, title insurance policy, or other form of proof acceptable to the city attorney

Y ADDITUWHIL WED CAN BE FURNISHED IF WSUMANCE PAPELLULLE DUES NOT SUFFICE Recorded in Public Records 3/20/2017 11:33 AM OR Book 7682 Page 803, Instrument #2017019901, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$18.50 Deed Stamps \$1,470.00

> This Document Prepared By: Valerie Ditthardt Equitrust Title Company 42 Business Centre Dr. #106 Miramar Beach, FL 32550

Parcel ID Number: 05-28-29-5905-001-029

Warranty Deed

This Indenture, Made this 17 day of February , 2017 A.D., Between JONATHAN W. RUSSELL, joined by his wife, SHANNON ELIZABETH RUSSELL, and WARREN R. RUSSELL, a married man of the County of Escambia , State of Florida , grantors, and RYAN TAYLOR DITTHARDT, a single man

whose address is: 500 Stanley Avenue, Pensacola, FL 32503

and other good and valuable consideration to GRANTORS in hand paid by GRANTEE, the receipt whereof is hereby acknowledged, have granted, bargained and sold to the said GRANTEE and GRANTEE's heirs, successors and assigns forever, the following described hand, situate, lying and being in the County of Escambia State of Florida to wit: Lots 1, 2, 3 and 4, BLOCK 29, EAST PENSACOLA, A Subdivision of a portion of Section 5, Township 2 South, Range 29 West, City of Pensacola, Escambia County, Florida, according to the Plat recorded in Deed Book 77, Page 520, of the Public Records of Escambia County, Florida.

Subject to restrictions, reservations and easements of record, if any, and taxes subsequent to 2016.

The property herein conveyed DOES NOT constitute the HOMESTEAD property of the Grantor, WARREN R. RUSSELL. The Grantor's HOMESTEAD address is 1721 18th Street, Niceville, Florida 32578.

Warranty Deed - Page 2

Parcel ID Number: 05-28-29-5905-001-029

In Witness Whereof, the grantors have hereunto set their hands and seals the day and year first above written.

| Signed, sealed and delivered in our presence: | | |
|---|--|-----------|
| AN | Datte W. Derell | |
| Printed Name: Ut Sin C Hallan Witness to JWR and SER | JONATHAN W. RUSSELL | (Seal) |
| | P.O. Addgess: 4319 Ellison Street, Wuhinwn, III, 96786 | |
| Printed Name: Jeanelle Patel | SHANNON ELIZABETH RUSSELL | (Seal) |
| Printed Name: Scalle Pate | P.O. Addyses: 4319 Ellison Stypet, Wahinyan, III 96786 | |
| | - Maren K- Musel | (C) |
| Printed Name: Brinn S. Ditthadt Witness to WBR | WARREN R. RUSSELL | (Seal) |
| Withess to With | P.O. Address: 1721 18th Street, Niceville, FL 32578 | |
| Printed Name: Krister Verse | | |
| Witness to WRR | | |
| STATE OF Hawaii COUNTY OF Honolulu | | |
| The foregoing instrument was acknowledged before me this 2 JONATHAN W. RUSSELL and SHANNON EL | JZABETH RUSSELL, husband and wife | by |
| who are personally known to me or who have produced their Florida | Printed Name: Jil M. T. GOLAN MARY | pecialist |
| STATE OF Florida COUNTY OF Escambia | |).4 |
| The foregoing instrument was acknowledged before me this WARREN R. RUSSELL, a married man | 17 day of February , 2017 | by |
| who is personally known to me or who has produced a Florida Driv | ers License as identification. | |
| | | |
| | Printed Name: Notary Public My Commission Expires: | |
| | BRIAN J. DITTHARDT MY COMMISSION • FF 92355 • EXPIRES: December 26, 2019 Bander Thru Budget Natary Serrices | |

Recorded in Public Records 07/23/2015 at 12:49 PM OR Book 7380 Page 33, Instrument #2015055990, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$18.50 Deed Stamps \$987.00

This instrument prepared by: Denis A. Braslow Attorney at Law 917 N. 12TH AVE Pensacola, FL 32501

Parcel ID Number: 05-25-29-5905-025-029

Warranty Deed

This Indenture,Made this22ndday ofJuly, 2015 A.D.,BetweenMary Grace Garner,an unremarried widow

of the County of Escambia , State of Florida , grantor, and Matthew H. Cushing and Adella M. Cushing, husband and wife

whose address is: 2803 East DeSoto Street, Pensacola, FL 32503

of the County of Escambia , State of Florida , grantees. Witnesseth that the GRANTOR, for and in consideration of the sum of

and other good and valuable consideration to GRANTOR in hand paid by GRANTEES, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said GRANTEES and GRANTEES' heirs, successors and assigns forever, the following described land, situate, lying and being in the County of Escambia State of Florida to wit: Lots 25, 26, 27 and 28, Block 29, EAST PENSACOLA HEIGHTS, A Subdivision of

Lots 25, 26, 27 and 28, Block 29, EAST PENSACOLA HEIGHTS, A Subdivision of a portion of Section 05, Township 2 South, Range 29 West, Escambia County, Florida, according to Plat recorded in Deed Book 77, page 520, of the public records of said County.

and the grantor does hereby fully warrant the title to said land, and will defend the same against lawful claims of all persons whomsoever. In Witness Whereof, the grantor has hereunto set her hand and seal the day and year first above written. Signed, sealed and delivered in our presence:

Mary Grace Garner P.O. Add(ss: 5918 N. Davis Hwy, Room 224 Pensacola, FL 32503 ___ (Seal) Denis A. Braslow Witness ta m Pamela Larkin Witness STATE OF Florida COUNTY OF EScambia The foregoing instrument was acknowledged before me this 22nd day of July ,2015 by Mary Grace Garner, an unremarried widow who is personally known to me or who has produced her Florida driver's license as identification. ~ DENIS A. BRASLOW Commission # EE 205106 Expires September 7, 2016 Addet The Toy Finishing Middle Att Printed Name: Notary Public My Commission Expires:

CUS15505

Laser Generated by @ Display Systems, Inc., 2015 (863) 763-5555 Form FLWD-1

RESIDENTIAL SALES ABUTTING ROADWAY MAINTENANCE DISCLOSURE

ATTENTION: Pursuant to Escambia County Code of Ordinances Chapter 1-29.2, Article V, sellers of residential lots are required to disclose to buyers whether abutting roadways will be maintained by Escambia County. The disclosure must additionally provide that Escambia County does not accept roads for maintenance that have not been built or improved to meet county standards. Escambia County Code of Ordinances Chapter 1-29.2, Article V requires this disclosure be attached along with other attachments to the deed or other method of conveyance required to be made part of the public records of Escambia County, Florida. Note: Acceptance for filing by County Employees of this disclosure shall in no way be construed as an acknowledgment by the County of the veracity of any disclosure statement.

Name of Roadway: 2803 East DeSoto Street

Legal Address of Property: 2803 East DeSoto Street, Pensacola, FL 32503

C A The Gounty (X) has accepted () has not accepted the abutting roadway for maintenance.

This form completed by:

Denis A. Braslow, Attorney at Law 917 N. 12th Avenue Pensacola, FL 32501

WITNESSES AS_TO SELLER(S):

BRASLON DENIS

Mary Anace Harmer/ Mary Grace Garner

WITNESSES AS TO BUYER(S): Panda Larr

ZRA

Matthew H, Cushing POA Adella M. Cushing

THIS FORM IS APPROVED BY THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS

Recorded in Public Records 6/27/2018 4:37 PM OR Book 7924 Page 1100, Instrument #2018050782, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$18.50 Deed Stamps \$805.00

Prepared by: William E. Farrington II Wilson, Harrell, Farrington, Ford, et.al., P.A. 307 South Palafox Street Pensacola, Florida 32502 File Number: 3722-53022

General Warranty Deed

Made this A.D. By Zach Schweigert and Rob McDavid, whose post office address is: 2210 McCuthen Place, Pensacola, Florida 32503, hereinafter called the grantor, to Angela M. Bottesini, whose post office address is: 1118 East Strong Street, Pensacola, Florida 32501, hereinafter called the grantee:

(Whenever used herein the term "grantor" and "grantee" include all the parties to this instrument and the heirs, legal representatives and assigns of individuals, and the successors and assigns of corporations)

Witnesseth, that the grantor, for and in consideration of the sum of Ten Dollars, (\$10.00) and other valuable considerations, receipt whereof is hereby acknowledged, hereby grants, bargains, sells, aliens, remises, releases, conveys and confirms unto the grantee, all that certain land situate in Escambia County, Florida, viz:

Lot(s) 7 and 8, Block 29, East Pensacola Heights Subdivision, according to the map or plat thereof, as recorded in Deed Book 77, Page(s) 520, of the Public records of Escambia County, Florida.

Said property is not the homestead of the Grantor(s) under the laws and constitution of the State of Florida in that neither Grantor(s) or any members of the household of Grantor(s) reside thereon.

Parcel ID Number: 052S29-5905-005-029

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

To Have and to Hold, the same in fee simple forever.

And the grantor hereby covenants with said grantee that the grantor is lawfully seized of said land in fee simple; that the grantor has good right and lawful authority to sell and convey said land; that the grantor hereby fully warrants the title to said land and will defend the same against the lawful claims of all persons whomsoever; and that said land is free of all encumbrances except taxes accruing subsequent to December 31, 2017.

In Witness Whereof, the said grantor has signed and sealed these presents the day and year first above written.

| Signed, sealed and delivered in our presence: |
|---|
| Rolm M Anold |
| Witness Printed Name_ROBINI MARNIND Zach Schweigert |
| Jour Brown |
| Witness Printed Name Tonjia Brown |

DEED Individual Warranty Deed With Non-Homestead-Legal on Face

BK: 7924 PG: 1101 Last Page

Prepared by: William E. Farrington II Wilson, Harrell, Farrington, Ford, et.al., P.A. 307 South Palafox Street Pensacola, Florida 32502 File Number: 3722-53022

McDar

Rob McDa Address:

Witness Printed Norte Kenzie Fitzpatrick Tonjia Brown Witness Printed Name

State of Florida County of Escambia



The foregoing instrument was acknowledged before me this day of June, 2018, by Zach Schweigert who is/are personally known to me or who has produced druge licensfas identification.



Votary Pub Tonjia Brown Print Name:

My Commission Expires:

State of Florida County of Escambia

The foregoing instrument was acknowledged before me this μ_{day} of June, 2018, by Rob McDavid, who is/are personally known to me or who has produced μ_{uv} as identification.



Notary Public Print Name: Tonjia Brown

My Commission Expires:

DEED Individual Warranty Deed With Non-Homestead-Legal on Face

Recorded in Public Records 6/20/2018 4:08 PM OR Book 7920 Page 953, Instrument #2018048502, Pam Childers Clerk of the Circuit Court Escambia County, FL Recording \$35.50 Deed Stamps \$805.00

> This instrument prepared by: CHARLES F. JAMES, IV Clark Partington 125 East Intendencia St. 4th Floor Pensacola, Florida 32502 CP File no. 18-0677

Parcel ID Number: 05-2S-29-5905-005-029 (Parent Parcel)

STATE OF FLORIDA COUNTY OF ESCAMBIA

STATUTORY WARRANTY DEED

(§ 689.02, F.S.)

KNOW ALL MEN BY THESE PRESENTS, THAT Zach Schweigert, a married man, and Rob McDavid, a married man (hereinafter collectively referred to as the "Grantor"), whose mailing address is 2210 McCrutchen Place, Pensacola, Florida 32503, for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, do bargain, sell, convey and grant unto Richard Baker and Laverne Baker, husband and wife, whose mailing address is 84 Baybridge Drive, Gulf Breeze, Florida 32561 (hereinafter referred to as the "Grantee"), Grantee's heirs, successor's and assigns, forever, the real property in Escambia County, Florida, and more particularly described as follows (hereinafter referred to as the "Property"):

Lot(s) 5 and 6, Block 29, East Pensacola Heights Subdivision, according to the map or plat thereof, as recorded in Deed Book 77, Page(s) 520, of the Public Records of Escambia County, Florida.

Neither the Grantors named herein, nor the spouses thereof or anyone for whose support they are responsible reside on or adjacent to the real property herein described and is not therefore their homestead property.

Subject to taxes for the current and subsequent years; zoning ordinances, development orders and other restrictions and prohibitions imposed by applicable governmental authorities; and covenants, conditions, easements, agreements, mineral reservations and restrictions of record, if any, which are not hereby re-imposed.

Grantor does hereby fully warrant the title to said real property, and will defend the same against the lawful claims of all persons whomsoever.

"Grantor" and "Grantee" are used for singular or plural, as context requires.

Signature Page To Follow On The Next Page.

1

Signed, sealed and delivered in the presence of:

(00)PARCIA F Witness Signature Venecia RWilliams Print/Type Name of Witness

Witness Signature MEUSSA K. PAULSON

Print/Type Name of Witness

<u>GRANTOR</u>:

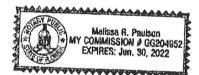
Velon Rob McDavid

STATE OF FLORIDA COUNTY OF ESCAMBIA

3

(NOTARIAL SEAL)

NOTARY PUBLIC Commission number:______ My Commission expires:



IN WITNESS WHEREOF, the Grantor has executed these presents causing its name to be signed on the 19th day of June, 2018.

.

. .

Signed, sealed and delivered in the presence of:

ILLAND

Witness Signature Venecuc R. Williams Print/Type Name of Witness

relizion R. Witness Signature

GRANTOR:

Zach Schweigert

R Print/Type Name of Witness

Melissa R. Paulson MY COMMISSION & GG204952 EXPIRES: Jun. 30, 2022

STATE OF FLORIDA COUNTY OF ESCAMBIA

The foregoing instrument was acknowledged before me this day of June, 2018, by Zach Schweig who is () personally known to me or who has () produced <u>Devers</u> as identification. 19 day of June, 2018, by Zach Schweigert

Theh'ssn ()20

NOTARY PUBLIC Commission number: My Commission expires:

(NOTARIAL SEAL)

AMARAASignature Page Continued On the Next Page.



2

...

. . . .

ABUTTING ROADWAY MAINTENANCE DISCLOSURE

ATTENTION: Pursuant to section 86-165 of the Escambia County Code of Ordinances, sellers of residential lots are required to disclose to buyers whether abutting roadways will be maintained by Escambia County. The disclosure must additionally provide that Escambia County does not accept roads for maintenance that have not been built or improved to meet county standards. Section 86-166 of the Escambia County Code of Ordinances requires this disclosure be attached along with other attachments to the deed or other method of conveyance required to be made part of the public records of Escambia County, Florida. Note: Acceptance for filing by County employees of this disclosure shall in no way be construed as an acknowledgment by the County of the veracity of any disclosure statement.

Name of Roadway: EAST STRONG STREET

Legal Address of Property: 2802 EAST STRONG STREET, PENSACOLA, FL 32503

The County () has accepted (XX) has not accepted this abutting roadway for maintenance. Road is maintained by the City of Pensacola.

This information is believed to be correct and is being provided as it appears on the County's website at www.myescambia.com.

This form completed by: CLARK PARTINGTON, P. O. BOX 13010, PENSACOLA, FL 32591-3010

Witness' Signature

WEUSSA R. PAUSON Witness' Printed Name:

<u>Venecia</u> Williams Witness' Signature: <u>Venecia</u> Williams Witness' Printed Name:

Each Schweigert

AS TO BUYER:

AS TO SELLER:

Richard Baker

Richard Ba

4

Laverne Baker

Witness' Signature: MEUSSA R Witness' Printed Name:

Witness' Signature: Charles F. Janes

Witness' Printed Name:

THIS FORM APPROVED BY THE ESCAMBIA COUNTY BOARD OF COUNTY COMMISSIONERS Effective 4/15/95

5314



POLICY NUMBER: FLHOV-0015844-03



PREMIUM STATEMENT

Statement Date: 01/18/2020

Policy Term: 03/17/2020 - 03/17/2021

RYAN DITTHARDT 500 STANLEY AVE PENSACOLA, FL 32503-6364 000472

Insured Copy

Agent: Bobby E Emmons Inc dba Thompson Walden Ins 4761 N 9th Ave Pensacola, FL 32503-2445

| BILLING SUMMARY | |
|--------------------------------|------------|
| Original Premium: | \$1,684.00 |
| Premium Changes: | \$0.00 |
| Policy Fees: | \$27.00 |
| Installment Fee: | \$0.00 |
| Balance Due From Prior Policy: | \$0.00 |
| Payments Received: | \$0.00 |
| Total Balance: | \$1,711.00 |
| Current Balance Due: | \$1,711.00 |
| Due Date: | 03/17/2020 |

This is a notice of premium due. Failure to pay the current installment balance due may result in your policy being canceled. To change your payment plan or for questions about billing please contact your agent at (850) 478-0401.

PLEASE DETACH AND RETURN THE BOTTOM PORTION WITH YOUR PAYMENT

GO PAPERLESS. Manage your payments and policy 24/7 at www.RelyOnAnchor.com/MyPolicy

The mortgage company listed on your policy has been billed.

FLHOV-0015844-03

AMOUNT DUE: \$1,711.00

AMOUNT PAID: \$ _____

RETURN PAYMENT TO:

Anchor Property and Casualty Insurance Company Service Center PO Box 31019 Tampa, FL 33631-3019

P472

4. Reason for vacation request

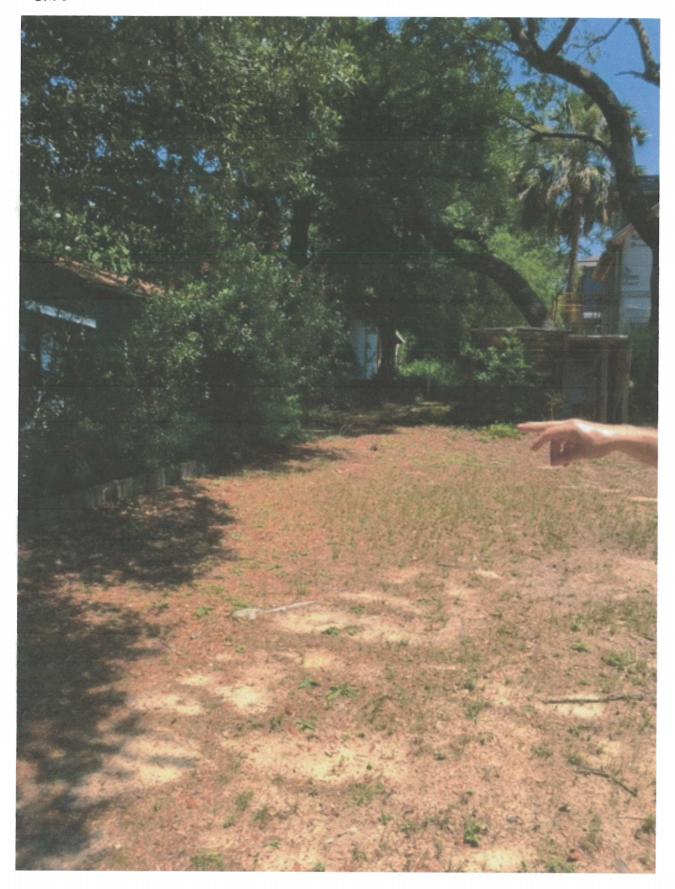
+ SEE 1ST FORM APPLICATION

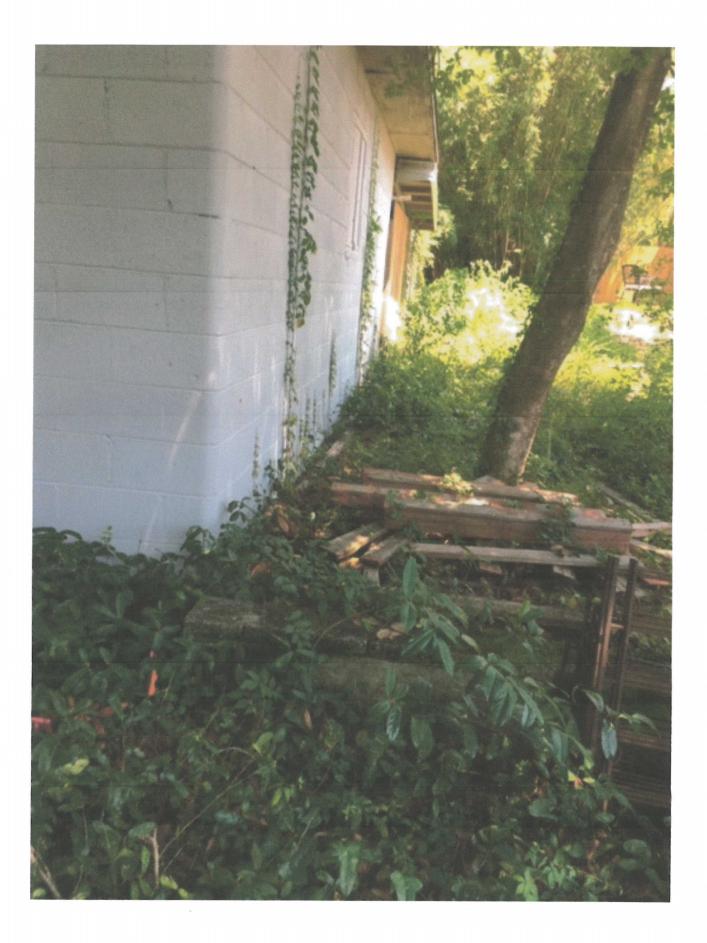
5. Petition form signed by all property owners abutting the portion of the rightof-way or alley to be vacated.

| <u>ACATION OF ALLEY (</u> | <u> MOINLEI MOI</u> | | | 1913 | |
|---|--|--|---|----------------------------------|------------------|
| e: \$2,000.00 hearing/Rescheduling Planning Bo hearing/Rescheduling City Counci | | | | Florida | |
| plicant Information: | | 2 | | | |
| me: ANGELA 1 | SOTT ESINI | | | | |
| dress: <u>2804 Eff</u> | ST HE | JTRONG | 37 | | |
| one: <u>850-449-036</u> | 8Fax: | | nail: | | |
| | | ANGELA | 4, BOTTESIN | , Ochose li | Went |
| pperty Information: | B | | | | |
| nbul | BOTT ESIN | 11- | | | |
| cation/Address: <u>ABO4</u> | AST STRON | NGSI | | | |
| gal Description: <u>Please attach a ful</u> | legal description (from d | eed or survey) | | | |
| pose of vacation of city right of wa | y/comments: | | | | |
| E would Like | TO Also | Ann Ani | ADDITTO. | | |
| - usury ance | 10 17/00 | | | | |
| al mil proper | TI that | | | | |
| nd mil proper | / | would 1. | | | 7 |
| n mj proper roperní valu | / | | | | - |
| roperní valu Foothqe, | / | would 1. | | | - |
| ropert value FootAge, | / | would 1. | | | 7 - - |
| ropert value FootAge, | E AND C | unula 1. eguires 7 | NICTEASE TRAT ADI | m/ 21 HIUNIA | 7 - - - |
| n m property property variation FODTAGE, ne undersigned applicant, understand uest and that no refund of these fee | AND Control of this ap \$ will be made. I have rev | <u>finites</u> | <i>NICTEAS</i> E <i>KAT ADA</i> le me to approval of t plicable regulations an | M 21 THE DRUG his vacation | 7 - - - |
| n m property property variation FODTAGE, ne undersigned applicant, understand uest and that no refund of these fee | AND Control of this ap \$ will be made. I have rev | <u>finites</u> | <i>NICTEAS</i> E <i>KAT ADA</i> le me to approval of t plicable regulations an | M 21 THE DRUG his vacation | 7 - - - |
| n m property property Value FODTAGE, ne undersigned applicant, understand uest and that no refund of these feet ust be present on the date of the Pl Nature of Applicant | C AND Co C AND Co C C C C C C C C C C C C C C C C C C | <u>finites</u> | NICIEAS E RAT ADI le me to approval of t | M 21 THE DRUG his vacation | - |
| n m property property variation FODTAGE, ne undersigned applicant, understand uest and that no refund of these fee | C AND Co C AND Co C C C C C C C C C C C C C C C C C C | <u>finites</u> | <i>NICTEAS</i> E <i>KAT ADA</i> le me to approval of t plicable regulations an | M 21 THE DRUG his vacation | - |
| n m property property Value FODTAGE, ne undersigned applicant, understand uest and that no refund of these feet ust be present on the date of the Pl Nature of Applicant | C AND Co C AND Co C C C C C C C C C C C C C C C C C C | <u>finites</u> | <i>NICTEAS</i> E <i>KAT ADA</i> le me to approval of t plicable regulations an | M 21 THE DRUG his vacation | - |
| n m property property Value FODTAGE, ne undersigned applicant, understand uest and that no refund of these feet ust be present on the date of the Pl Nature of Applicant | AND Control of this application of the submittal of this application of the second sec | plication does not entitiewed a copy of the approximation does not entited a copy of the approximation does not | <i>NICTEAS</i> E <i>KAT ADA</i> le me to approval of t plicable regulations an | M 21 THE DRUG his vacation | - |
| a undersigned applicant, understan te undersigned applicant, understan uest and that no refund of these fee ust be present on the date of the PI <i>Yauta</i> hature of Applicant wher of Property or Official Repres | C AND Co C AND Co C C C C C C C C C C C C C C C C C C | plication does not entitiewed a copy of the approximation does not entited a copy of the approximation does not | <i>NICTEAS</i> E <i>KAT ADA</i> le me to approval of t plicable regulations an | M 21 THE DRUG his vacation | - |
| District: | C AND C | plication does not entitiewed a copy of the appuncies of | $\frac{AICICAS}{BAT}$ | M 21 THE DRUG his vacation | - |
| District: | Case Number: | plication does not entitiewed a copy of the approximation does not entited a copy of the approximation does not | $\frac{AICICAS}{BAT}$ | M 21 THE DRUG his vacation | - |
| District: Date Postcards mailed: | C AND C C C AND C C C C C C C C C C C C C C C C C C C | LIDUIA I. | $\frac{AICICAS}{BAT}$ | M 21 THE DRUG his vacation | - |
| District: | C AND C C C AND C C C C C C C C C C C C C C C C C C C | plication does not entitiewed a copy of the appuncies of | $\frac{AICICAS}{BAT}$ | M 21 THE DRUG his vacation | - |

| ve: \$2,000.0 0 ehearing/Rescheduling Planning B ehearing/Rescheduling City Counc | | |
|--|---|--|
| oplicant Information: | | |
| ame: | | |
| | | |
| | Fax: | |
| operty Information: vner Name: <u>Matheu</u> | H Cushing DE SOTO ST | |
| cation/Address: <u>2003</u> E | DE SOTO ST O | |
| | If legal description (from deed or survey) | |
| rpose of vacation of city right of v | vav/comments: | |
| T support + | his motion. | |
| | | |
| he undersigned applicant, understa uest and that no refund of these fe | and that submittal of this application does not es will be made. I have reviewed a copy of the lanning Board and City Council meeting. Date | entitle me to approval of this vacation he applicable regulations and understand that |
| he undersigned applicant, understa uest and that no refund of these fe nust be present on the date of the P | and that submittal of this application does not es will be made. I have reviewed a copy of th lanning Board and City Council meeting. Date | entitle me to approval of this vacation |
| he undersigned applicant, understa uest and that no refund of these fe nust be present on the date of the P | and that submittal of this application does not es will be made. I have reviewed a copy of the lanning Board and City Council meeting. Date | entitle me to approval of this vacation he applicable regulations and understand that |
| he undersigned applicant, understa uest and that no refund of these fe ust be present on the date of the P mature of Applicant wner of Property or Official Repre | and that submittal of this application does not es will be made. I have reviewed a copy of the lanning Board and City Council meeting. Date resentative of Owner) | entitle me to approval of this vacation a applicable regulations and understand that - 19 |
| he undersigned applicant, understa uest and that no refund of these fe ust be present on the date of the P mature of Applicant wner of Property or Official Repre | and that submittal of this application does not es will be made. I have reviewed a copy of th lanning Board and City Council meeting. Date sentative of Owner) | entitle me to approval of this vacation a applicable regulations and understand that - 19 |
| he undersigned applicant, understa uest and that no refund of these fe ust be present on the date of the F mature of Applicant wner of Property or Official Represent District: Date Received: | and that submittal of this application does not es will be made. I have reviewed a copy of the lanning Board and City Council meeting. | entitle me to approval of this vacation ne applicable regulations and understand that - 19 |

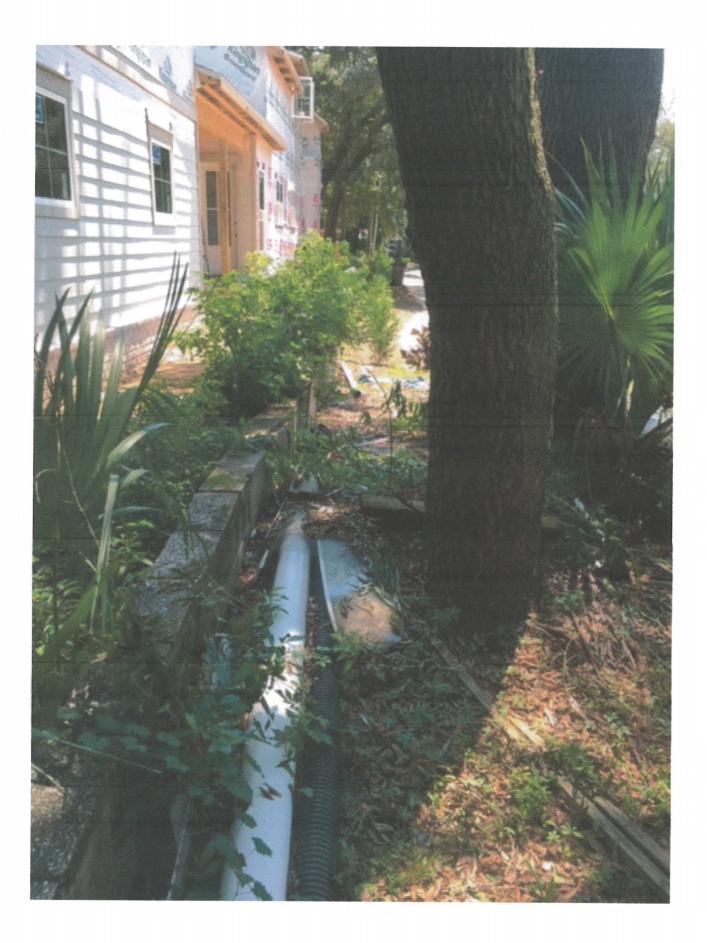
| Fee: \$2,000.00 Rehearing/Rescheduling Planning Ba Rehearing/Rescheduling City Counci | | |
|--|---|--|
| Applicant Information: Jame: <u>LAVUML</u> V. L Address: EEEE 84 B Thone: <u>850 - 554 - 0.600</u> | Baker and Richard R. Baybridge Drive, Gulf Breeze Fax: | Baker CFL 32561 Tero heronsforest. |
| roperty Information: wher Name: <u>2802</u> ocation/Address: <u>2802</u> | Y. Baker and Richard R. B. E Strong ST, Pensacola, F | a Ker -L 32.503 |
| | Hegal description (from deed or survey) | |
| the undersigned applicant, understar quest and that no refund of these fee | a that submittal of this application does not entitle me to app s will be made. I have reviewed a conv of the applicable rem | |
| anature of Applicant wher of Property or Official Represe | Bahn b/24 | 119 |
| District | FOR OFFICE USE ONLY | |
| | | |
| District: Date Received: Date Postcards mailed: | | |
| | | |

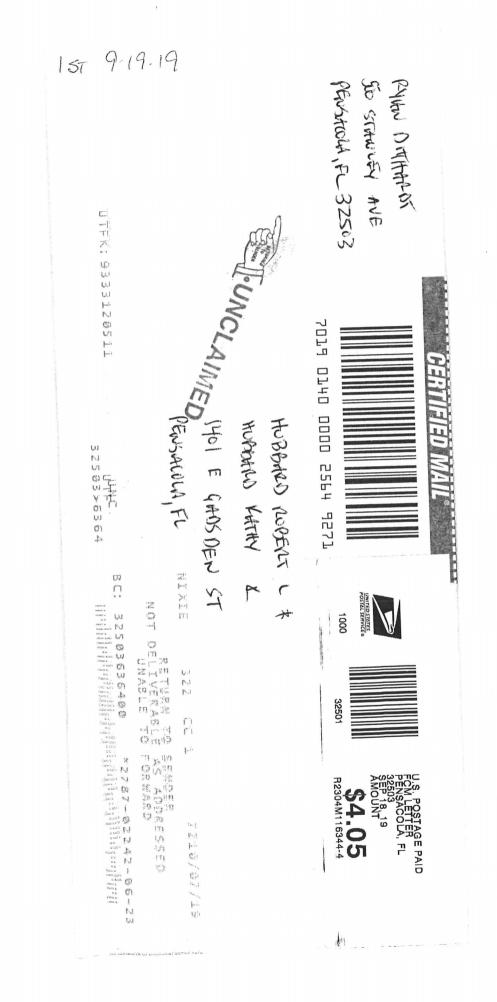


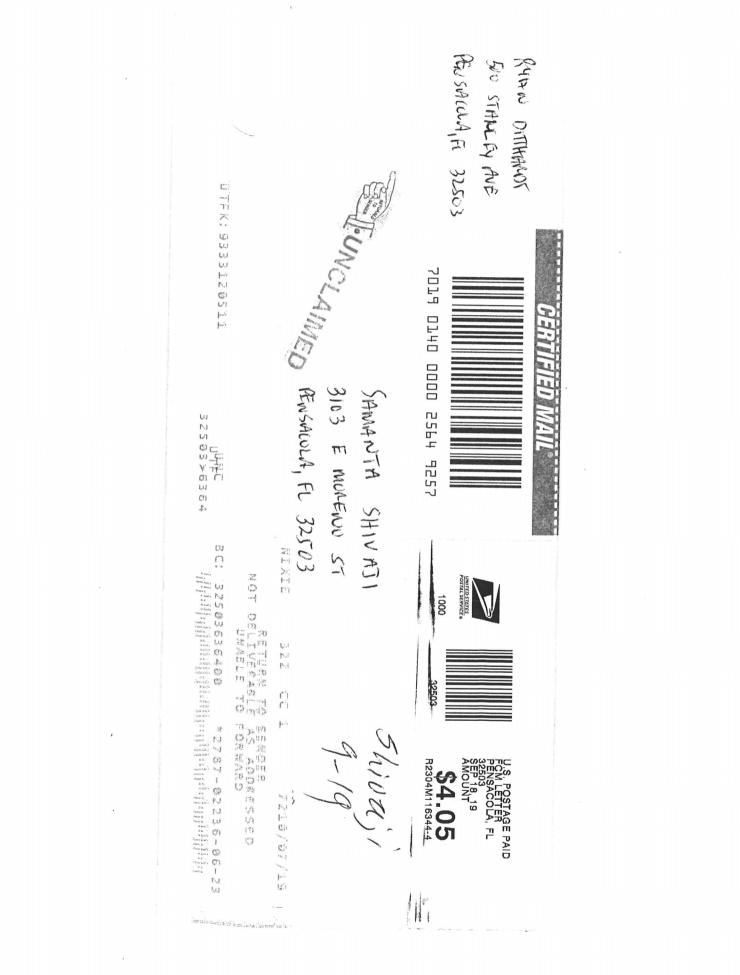




CINDERBLOCK RETAINING WALL BUILT THROUGH ALLEYWAY AS EVIDENCED ON SURVEY























| 3001 N DAVIS HWY PENSACOLA EL 22502 2000 | | | | |
|--|-------------|---------------|-------------------|--|
| PENSACOLA, FL 32503-9998 117414-0003 | | | | |
| (800)275-8777 09/18/2019 09:20 AM | | | | |
| | 2019 0 | 9:20 AM | | |
| | | | | |
| Product | | | | |
| | Qty | Unit Price | Price | |
| First-Class Tutl | | | | |
| First-Class Intl Letter | 1 | \$1.15 | \$1.15 | |
| (International) | | | | |
| (Taiwan) (Weight:O Lb 0.8 | 20 0 1 | | | |
| NULL Mach. Surch | 50 UZ) | | (10, or | |
| Registered | | | \$0.21 \$16.00 | |
| (Amount:\$1.00) First-Class Mail® | 1 | 0 FF | | |
| Letter | 1 | \$0.55 | \$0.55 | |
| (Domestic) | 00500 | | - | |
| (PENSACOLA, FL (Weight:0 Lb 0.7 | 32503) | | | |
| Certified | | | \$3.50 | |
| (USPS Certified) (701901400000256) | Mail # |) | 40.00 | |
| TISC-CLASS Maila | 19257) | \$0.55 | 40 FF | |
| Letter (Domestic) | - | ψ0.00 | \$0.55 | |
| (PENSACOLA, FL C | 25021 | | | |
| |) 0z) | | | |
| Certified (USPS Certified M | | | \$3.50 | |
| (7019014000002564 | 02611 | | | |
| First-Class Mail® Letter | | \$0.55 | \$0.55 | |
| (Domestic) | | | | |
| (PENSACOLA, FL 3) | 2501) | | | |
| (Weight:0 Lb 0.70 Certified | 0z) | | | |
| (USPS Certified Ma | ail #) | | \$3.50 | |
| (70190140000025649 First-Class Mail® 1 | 271) | | | |
| Letter 1 | \$ | \$0.55 | \$0.55 | |
| (Domestic) | | | | |
| (FORT WALTON BEACH (Weight:O Lb 0.70 | , FL | 32548) | | |
| Certified | 02) | | #0 F0 | |
| (USPS Certified Ma | il #> | | \$3.50 | |
| (70190140000025649) First-Class Mail@ 1 | 295) | 0.55 | | |
| Letter | ф | 5.05 | \$0.55 | |
| (Domestic) (PENSACOLA EL 2005 | 001 | | | |
| (PENSACOLA, FL 325 (Weight:0 Lb 0.70 0 | $ z\rangle$ | | | |
| Lestimated Delivery | Date) | | | |
| (Friday 09/20/2019) Certified | | | 4.4 | |
| (USPS Certified Mai | 1 #) | | \$3.50 | |
| (701901400000256493) First-Class Mail® 1 | 01) | | | |
| Letter | \$0 | . 55 | \$0.55 | |
| (Domestic) | | | | |
| (PENSACOLA, FL 3250 (Weight:0 Lb 0.70 0z |)3) | | | |
| Certified | | | \$3.50 | |
| (USPS Certified Mail (7019014000002564409 | #) | | ψυ.υθ | |
| the set was not used and the set and the set and the set of the set was the set of the set of the set of the | <u>(</u>) | | | |
| lotal | | | 41.66 | |
| iotar, | | ······ | | |

| 3001 PENSACOL 1 (09/1 | EAST HILL N DAVIS A, FL 325 17414-000 800)275-8 8/2019 08 | HWY 03-9998 13 1777 :49 AM | |
|--|--|--|-------------|
| | | | |
| Product | Qty | Unit Price | Price |
| US Flag Bklt/20 | 1 | \$11.00 | \$11.00 |
| Total: | | | \$11.00 |
| Credit Card Remi (Card Name:A (Account #:X (Approval #:3 | MEX) XXXXXXXXXX 845720) | X3008) | \$11.00 |
| (Transaction (AID:A000000 (AL:AMERICAN (PIN:Not Requ | 025010801 EXPRESS) | | Chip) |
| Track y | ew your Ma your Packa o for FREI meddeliver | ages E @ | |
| All sales final o Refunds for guar Thank you fo | ranteed se | ervices or | age. ly. |
| HELP US SE | ERVE YOU E | BETTER | |
| TELL US AE POSTAL | BOUT YOUR | | |
| (https://postal | ao to: experienc | ce.com/Pos | |
| 840-5320-0177- | 002-00038 | 8-05943-01 |) |
| or scan t your mo | his code bile devi | | |
| 2 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 7 | | | |
| or call 1 | -800-410- | 7420. | |
| YOUR OP | INION COU | NTS | |
| Receipt #: 840-53 Clerk: 4 | 200177-2- | 3805943-1 | |

Credit Card Remitd \$41.66 (Card Name:AMEX) (Account #:XXXXXXXXXX3008) (Approval #:860738) (Transaction #:376) (AID:A000000025010801 Chip) (AL:AMERICAN EXPRESS) (PIN:Not Required)

Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811.

Save this receipt as evidence of insurance. For information on filing an insurance claim go to https://www.usps.com/help/claims.htm

> Preview your Mail Track your Packages Sign up for FREE @ www.informeddelivery.com

Please visit

https://www.usps.com/international/cus oms-forms.htm to complete International Mail customs forms online and to ship packages from your home or office using Click-N-Ship(R) service.

All sales final on stamps and postage. Refunds for guaranteed services only. Thank you for your business.

HELP US SERVE YOU BETTER

TELL US ABOUT YOUR RECENT

Go to: https://postalexperience.com/Pos

840-5320-0177-002-00038-06134-02

or scan this code with your mobile device:



or call 1-800-410-7420.

YOUR OPINION COUNTS

Receipt #: 840-53200177-2-3806134-2 Clerk: 4

EAST HILL 3001 N DAVIS HWY PENSACOLA, FL 32503-9998 117414-0003 (800)275-8777 12/12/2019 03:56 PM Product Qty Unit Price Price -----First-Class Mail® 1 \$1.15 \$1.15 Large Envelope (Domestic) (PENSACOLA, FL 32503) (Weight:0 Lb 1.90 0z) (Estimated Delivery Date) (Saturday 12/14/2019) Certified (USPS Certified Mail #) \$3.50 (70190140000025668456) Return Receipt \$2.80 (USPS Return Receipt #) (9590940246278323168756) Total: \$7.45 Credit Card Remitd \$7.45 (Card Name:AMEX) (Transaction #:545) (AID:A000000025010801 Chip) (AL:AMERICAN EXPRESS) (PIN:Not Required) Text your tracking number to 28777 (2USPS) to get the latest status. Standard Message and Data rates may apply. You may also visit www.usps.com USPS Tracking or call 1-800-222-1811. Preview your Mail Track your Packages Sign up for FREE @ www.informeddelivery.com All sales final on stamps and postage. Refunds for guaranteed services only. Thank you for your business. HELP US SERVE YOU BETTER TELL US ABOUT YOUR RECENT POSTAL EXPERIENCE Go to: https://postalexperience.com/Pos 840-5320-0177-002-00040-38587-02 or scan this code with your mobile device:

1 1 1 1 1 h

