

Recorded in Public Records 09/20/2007 at 01:32 PM OR Book 6221 Page 366,  
Instrument #2007090546, Ernie Lee Magaha Clerk of the Circuit Court Escambia  
County, FL Recording \$18.50

PROPOSED  
ORDINANCE NO. 14-07

ORDINANCE NO. 18-07

AN ORDINANCE  
TO BE ENTITLED:

AN ORDINANCE CLOSING, ABANDONING AND VACATING  
A PORTION OF THE COLFAX STREET AND 10<sup>TH</sup>  
AVENUE RIGHTS-OF-WAY IN PENSACOLA, ESCAMBIA  
COUNTY, STATE OF FLORIDA; REPEALING CLAUSE;  
AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a public hearing was held on April 26, 2007,  
as to the vacation of a portion of the Colfax Street and 10<sup>th</sup>  
Avenue rights-of-way adjacent to property located at the  
northwest corner of 9<sup>th</sup> Avenue and Romana Street in Pensacola,  
Escambia County, Florida; and

WHEREAS, the vacation of said right-of-way,  
hereinafter described, will contribute to the general welfare of  
the City of Pensacola in that said right-of-way is no longer  
needed as a public thoroughfare; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. That the following described portion of  
the Colfax Street and 10<sup>th</sup> Avenue rights-of-way adjacent to  
property located at the northwest corner of 9<sup>th</sup> Avenue and Romana  
Street is hereby closed, discontinued, vacated and forever  
abandoned by the City of Pensacola as a public thoroughfare:

FROM THE SOUTH FACE OF THE EXISTING SOUTHER-MOST CURB TO THE  
SOUTH EDGE OF THE COLFAX STREET RIGHT-OF-WAY (OR APPROXIMATELY  
25 FEET) BEGINNING AT THE EAST EDGE OF THE 9TH AVENUE RIGHT OF  
WAY AND EXTENDING TO THE WEST EDGE OF THE 10TH AVENUE RIGHT OF  
WAY (OR APPROXIMATELY 395 FEET);

AND ALSO;

FROM THE WEST FACE OF THE EXISTING WESTERN-MOST CURB TO THE  
WEST EDGE OF THE 10TH AVENUE RIGHT OF WAY (OR APPROXIMATELY 39  
FEET) BEGINNING AT THE NORTH EDGE OF THE EAST ROMANA STREET  
RIGHT OF WAY AND EXTENDING TO THE SOUTH FACE OF THE SOUTHERN-  
MOST CURB OF COLFAX STREET (OR APPROXIMATELY 225 FEET)

subject area

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SECTION 2. That the owners of the abutting property be, and they are hereby authorized to acquire possession of the right-of-way more particularly described in Section 1 of this ordinance, and the City of Pensacola does hereby abandon all claim of right, if any it has, in said property, and it shall remain and be the property of the abutting property owners.

SECTION 3. That, notwithstanding the foregoing sections, the City of Pensacola reserves for itself, Gulf Power Company, Bell South, Cox Cable, and the Emerald Coast Utilities Authority, their successors and assigns, a full width easement in the entire portion of the Colfax Street and 10<sup>th</sup> Avenue rights-of-way vacated hereby for the purpose of locating and maintaining public utilities and improvements.

SECTION 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 5. This ordinance shall take effect immediately upon its passage by the City Council.

Passed: May 10, 2007

Approved: \_\_\_\_\_

Mayor

Attest:

City Clerk

Legal form and valid if enacted:

City Attorney