

## **ORDINANCE 2023-105**

**AN ORDINANCE OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA, VACATING AND ABANDONING A PORTION OF THE REAR TEN (10) FOOT PUBLIC UTILITY AND DRAINAGE EASEMENT, LOCATED WITHIN LOT 15, BLOCK 2124, PORT MALABAR UNIT 42, ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 21, PAGE 114, OF THE PUBLIC RECORDS OF BREVARD COUNTY, FLORIDA, AND LEGALLY DESCRIBED HEREIN; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, John and Colleen Pechulis have requested the City of Palm Bay, Florida, to vacate a portion of a certain public utility and drainage easement, which portion is legally described herein, and

**WHEREAS**, the vacation and abandonment of said portion of the public utility and drainage easement will neither adversely affect nor benefit the public.

**NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF PALM BAY, BREVARD COUNTY, FLORIDA**, as follows:

**SECTION 1.** The City Council of the City of Palm Bay hereby vacates and abandons a portion of the rear public utility and drainage easement located within Lot 15, Block 2124, Port Malabar Unit 42, according to the plat thereof as recorded in Plat Book 21, Page 114, of the Public Records of Brevard County, Florida, Section 27, Township 28S, Range 36E, being more particularly described as follows:

Commencing at the northeast corner of said Lot 15 and run S 89°40'06" W along the north line of said Lot 15, a distance of 10.00 feet; thence S 00°19'54" E, a distance of 6.00 feet to the point of beginning of the herein described easement; thence N 89°40'06" E, a distance of 6.00 feet; thence S 00°19'54" E, a distance of 19.00 feet; thence S 89°40'06" W, a distance of 6.00 feet; thence N 00°19'54" W, a distance of 19.00 feet to the point of beginning; containing 114 square feet or 0.003 acres, more or less.

**SECTION 2.** The provisions within this ordinance shall take effect immediately upon submission and approval of the appropriate variance application.

Read in title only at Meeting 2023- , held on , 2023; and read in title only and duly enacted at Meeting 2023- , held on , 2023.

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Rob Medina, MAYOR

ATTEST:

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Terese M. Jones, CITY CLERK

Reviewed by CAO: \_\_\_\_\_

Applicant: John and Colleen Pechulis  
Case: VE-16-2023

cc: Brevard County Recording  
Applicant  
Case File