



CITY COUNCIL AGENDA ITEM

REQUESTED COUNCIL MEETING DATE 8/28/07

SUBJECT: 07-350000009 / PROPOSED CONSERVATION EASEMENT VACATION - TAYLOR / AIRPORT SUBDIVISION, LOT 1 (1633B TAYLOR ROAD; TAX PARCEL NO. 6319-27-00-0010)

DEPARTMENT: COMMUNITY DEVELOPMENT

RECOMMENDED MOTION


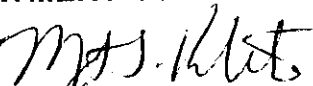

To approve Resolution #07-13, vacating a Conservation Easement located on Lot 1 of the Taylor / Airport subdivision, per the attached legal description.

SUMMARY

The Community Development Department has received a request to vacate a Conservation Easement located on Lot 1 of the Taylor / Airport subdivision. The property owner has made this request in connection with the proposed Port Orange Properties Development. Staff supports the applicant's request to vacate the easement. The area will be disturbed with the development of the Port Orange Properties. Required buffers and tree conservation easement areas will be provided with the completion and final acceptance of the Port Orange Properties Development.

The easement vacation application and legal description have been reviewed for completeness and accuracy. City departments have reviewed this request and have no outstanding concerns. The easement may be vacated to the extent that it will be replaced with a proper tree conservation easement.

ATTACHMENTS: Ordinance Resolution Budget Resolution
 Other Support Documents/Contracts Available for Review in Manager's Office

DEPARTMENT HEAD		Submitted	Date 8/17/07
FINANCE DEPARTMENT	N/A	Approved as to Budget Requirements	Date
CITY ATTORNEY		Approved as to Form and Legality	Date 10.16.07
CITY MANAGER		Approved Agenda Item For:	8/28/07

COUNCIL ACTION: Approved as Recommended Disapproved
 Tabled Indefinitely Continued to Date Certain Approved with Modification

RESOLUTION NO. 07-73

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA, VACATING A CONSERVATION EASEMENT FOR LOT 1, TAYLOR/AIRPORT SUBDIVISION; AUTHORIZING THE MAYOR AND CITY MANAGER TO EXECUTE A QUIT CLAIM DEED; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Port Orange Properties, L.C. is the record owner of Lot 1, of the Taylor/Airport Subdivision, according to the plat thereof, recorded in Plat Book 49, Page 1, Public Records of Volusia County, Florida, and have applied for the vacation of a conservation easement in connection with the proposed Port Orange Properties Development; and

WHEREAS, the City Council of the City of Port Orange has the power and authority to vacate easements under constitutional home rule powers and Chapter 166, Florida Statutes; and

WHEREAS, the City Council of the City of Port Orange has determined that the easement to be vacated is not presently necessary and that vacation of the easement is consistent with the objectives of the City's tree protection requirements and it is in the best interest and welfare of the City of Port Orange and the citizens thereof to vacate and abandon the conservation easement as more particularly described hereinbelow.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PORT ORANGE, VOLUSIA COUNTY, FLORIDA:

Section 1. The interest of the City of Port Orange, Volusia County, Florida, in the following described easement is hereby declared to be vacated and abandoned and any right, title and interest of the City of Port Orange and any public rights in and to the easement hereby vacated are renounced and disclaimed. The easement to be vacated is more particularly described as follows:

See Exhibit "A", attached hereto and made a part hereof.

Section 2. The Mayor and City Manager are hereby authorized and directed to execute a Quit Claim Deed to the aforescribed property to effectuate the intent of this resolution.

Section 3. Required buffers and Tree Conservation Easement areas will be required prior to the completion and final acceptance of the Port Orange Properties Development.

Section 4. This resolution shall become effective immediately upon recording in the public records of Volusia County, Florida.


MAYOR ALLEN GREEN

ATTEST:

Kenneth W. Parker, City Manager

Adopted on the day of

Reviewed and Approved:



City Attorney

EXHIBIT A

THE PLATTED CONSERVATION EASEMENT LYING WITHIN LOT 1, TAYLOR / AIRPORT SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 49, PAGE 1 OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 1, TAYLOR / AIRPORT SUBDIVISION RUN ALONG THE EAST LINE OF SAID LOT 1, S26°02'09"E, A DISTANCE OF 20.00 FEET TO THE SOUTHEAST CORNER OF SAID CONSERVATION EASEMENT; THENCE ALONG THE SOUTH LINE OF SAID CONSERVATION EASEMENT, S46°08'46"W, A DISTANCE OF 97.57 FEET; THENCE, CONTINUING ALONG SAID SOUTH LINE, S84°01'08"W, A DISTANCE OF 201.77 FEET TO A POINT ON THE WEST LINE OF SAID LOT 1; THENCE, ALONG THE WEST LINE OF SAID LOT 1, N25°58'52"W, A DISTANCE OF 50.00 FEET TO THE NORTH LINE OF SAID LOT 1; THENCE ALONG THE NORTH LINE OF SAID LOT 1, N64°01'08"E, A DISTANCE OF 294.60 FEET TO THE POINT OF BEGINNING.

CONTAINING 13,338 SQUARE FEET OR 0.3082 ACRES, MORE OR LESS.

PREPARED BY: CITY ATTORNEY
CITY OF PORT ORANGE
1000 CITY CENTER CIRCLE
PORT ORANGE, FLORIDA 32129

Parcel No. 6319-27-00-0010

This document has been prepared by the City of Port Orange without the benefit of title examination or survey; and shall not constitute a waiver of compliance with local and general laws regulating the subject property.

QUIT CLAIM DEED

THIS INDENTURE, made this _____ day of _____, 2007, between THE CITY OF PORT ORANGE, a Florida municipality, of the County of Volusia and State of Florida, Grantor, and PORT ORANGE PROPERTIES, L.C., whose permanent address is 444 Seabreeze Boulevard, Suite 1000, Daytona Beach, FL 32118, Grantee.

WITNESSETH, that the said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, in hand paid by the said Grantee, the receipt whereof is hereby acknowledged, has remised, released and quit claimed, and by these presents does remise, release and quit claim unto the said Grantee, and Grantee's heirs and assigns forever, all the right, title, interest, claim and demand which the said Grantor has in and to the following described land, situate, lying and being in Volusia County, Florida, to-wit:

See Exhibits "A", attached hereto and made a part hereof.

THIS QUIT CLAIM DEED IS INTENDED TO RELEASE ONLY THE PLATTED CONSERVATION EASEMENT. THE GRANTOR SPECIFICALLY RESERVES ALL OTHER EXISTING EASEMENT RIGHTS OF RECORD, INCLUDING BUT NOT SPECIFICALLY LIMITED TO: ACCESS, UTILITIES, SIDEWALK, BICYCLE & PEDESTRIAN.

TO HAVE AND TO HOLD the same, together with all and singular the appurtenances thereunto belonging or in anywise thereunto appertaining, and all the estate, right, title, interest and claim whatever of the said Grantor, either in law or equity, to the only proper use, benefit and behoof of the said Grantee, its heirs and assigns forever.

By accepting the above-described Quit Claim Deed, the Grantee, its successors and assigns, agree that the City shall have the continued right to perform maintenance within the drainage easement of record; and further the Grantee accept full and sole responsibility for any damage that the maintenance or that the storm water drainage may cause to any private improvements placed or constructed within the property described in Exhibit "A".

IN WITNESS WHEREOF, the said Grantor has hereunto set Grantor's hand and seal the day and year first above written.

Signed, sealed and delivered
in our presence:

Witnesses

THE CITY OF PORT ORANGE,
a Florida municipality

By: _____
Mayor Allen Green

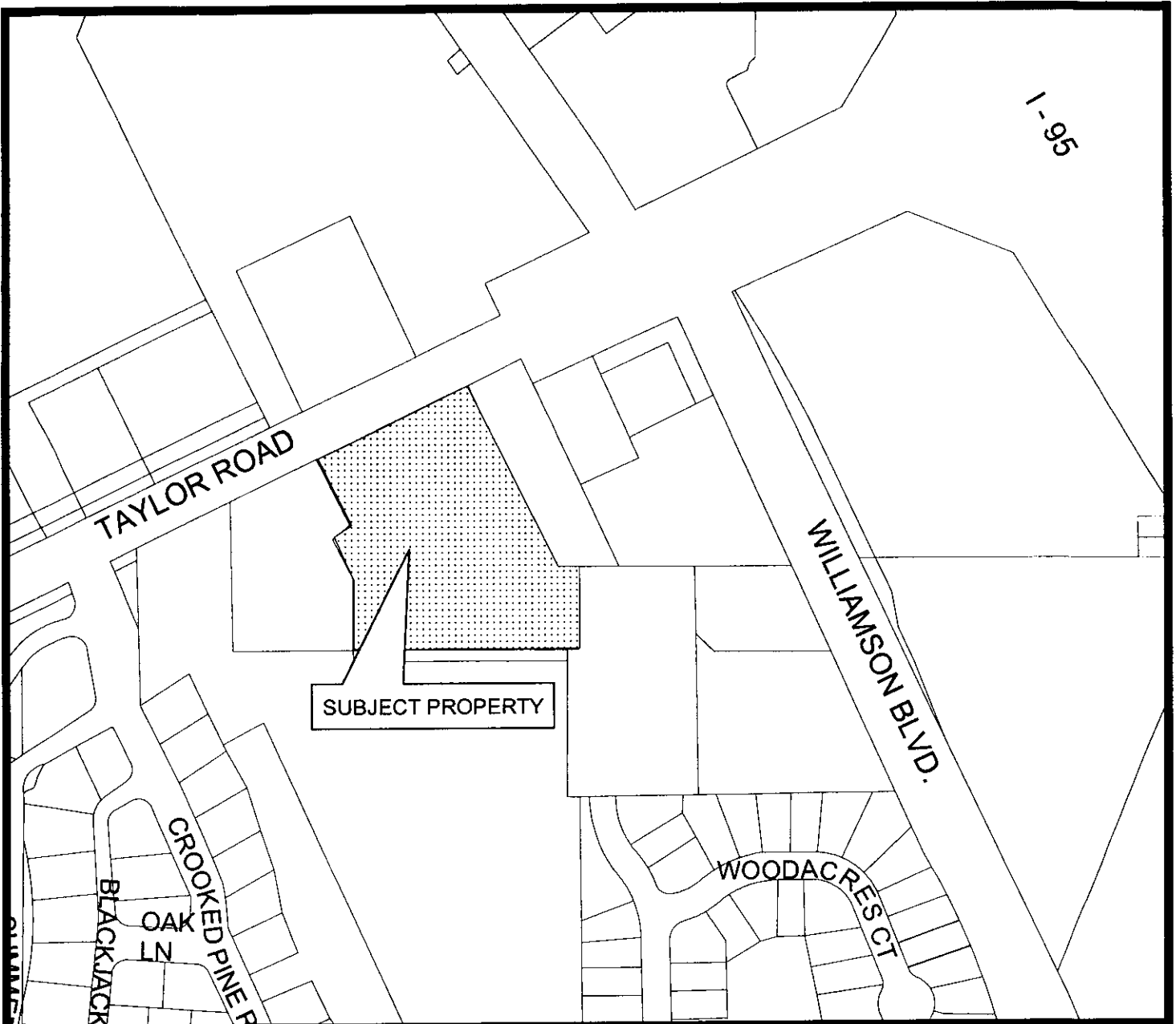
ATTEST: _____
Kenneth W. Parker,
City Manager

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this ____ day of _____, 2007, by Allen Green and Kenneth W. Parker, as Mayor and City Manager, respectively, of the City of Port Orange, a Florida municipality, on behalf of said city. They are personally known to me.

Notary Public, State of
Florida at Large

Commission No. _____



Case No.: 07-350000009

Applicant: Suzanne Konchan on behalf of Port Orange Properties, L.C., the property owner

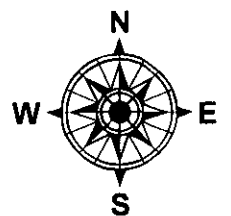
Location: Lot 1, Taylor / Airport Subdivision (1633B Taylor Road)

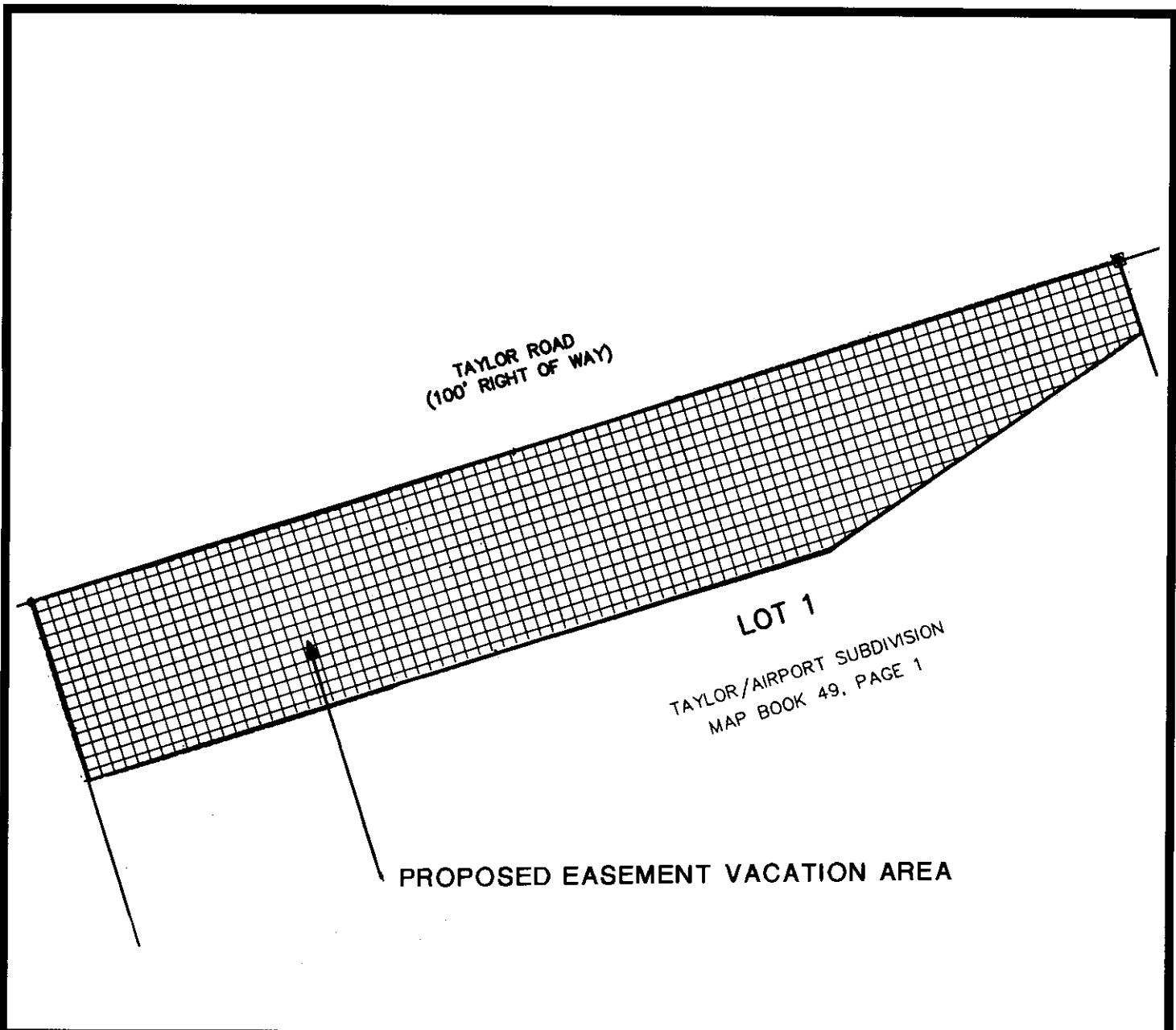
Requested Action: To vacate a Conservation Easement located on Lot 1 of the Taylor / Airport Subdivision



Location Map
CITY OF PORT ORANGE

DEPARTMENT OF COMMUNITY DEVELOPMENT





Case No.: 07-350000009

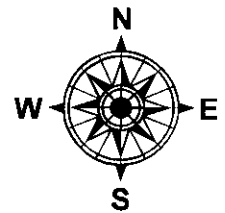
Applicant: Suzanne Konchan on behalf of Port Orange Properties, L.C., the property owner

Location: Lot 1, Taylor / Airport Subdivision (1633B Taylor Road)

Requested Action: To vacate a Conservation Easement located on Lot 1 of the Taylor / Airport Subdivision

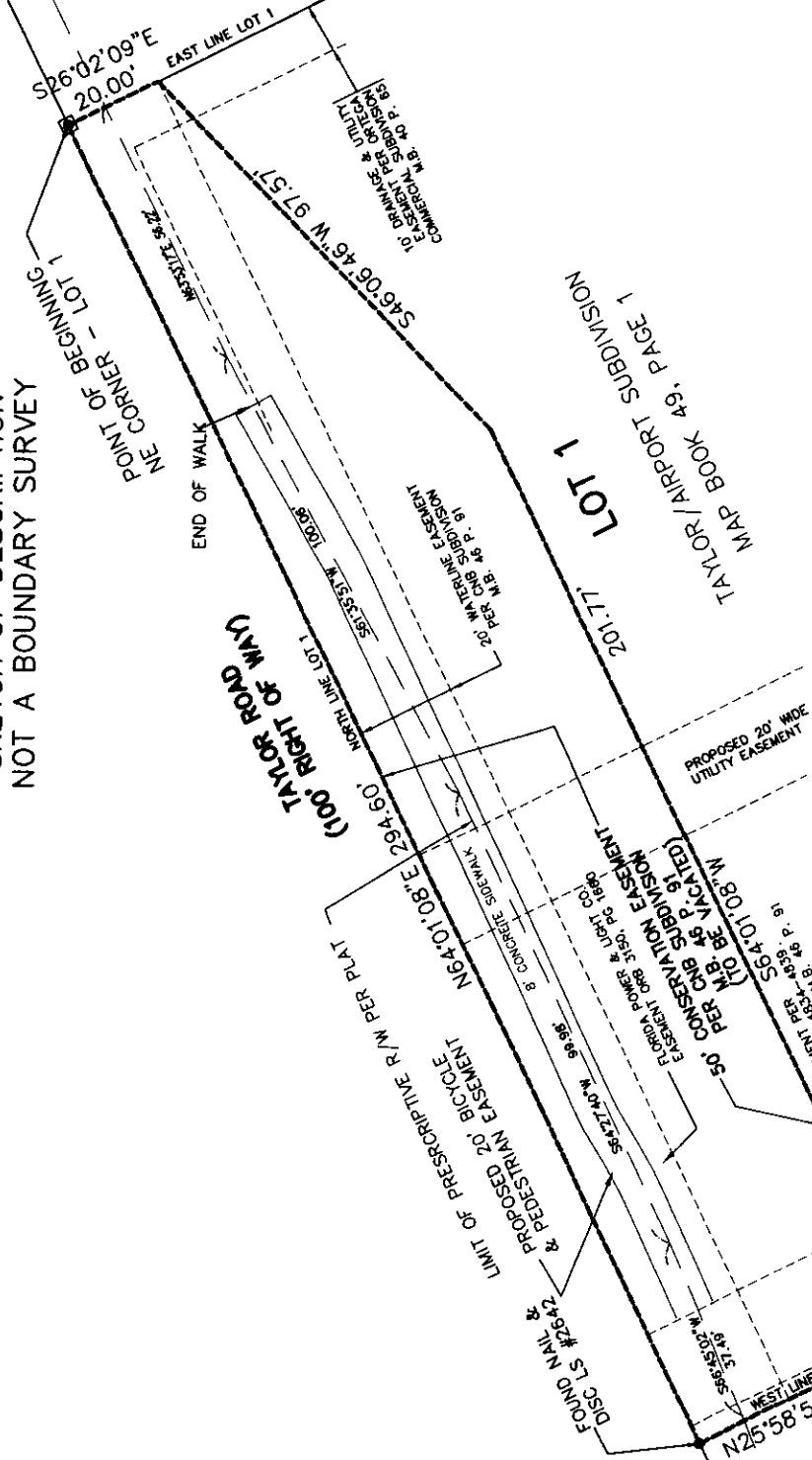


Location Map
CITY OF PORT ORANGE
 DEPARTMENT OF COMMUNITY DEVELOPMENT



SKETCH OF DESCRIPTION
NOT A BOUNDARY SURVEY

LOT 2
ORTEGA
SUBDIVISION MAP
BOOK 40, PAGE
65



LOT 1
CNB SUBDIVISION
MAP BOOK 46,
PAGE 91

NOTE: NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

50.00' CONSERVATION EASEMENT (TO BE VACATED) LOT 1, TAYLOR AIRPORT SUBDIVISION
PLAT PREPARED FOR THE FOLLOWING: (ONLY THE LAST DATE IS CERTIFIED ON SEALED COPY)

REFERENCE:
THIS PLAT OF SURVEY IS CERTIFIED TO AND PREPARED FOR THE SOLE AND EXCLUSIVE BENEFIT OF THE ENTITIES AND/OR INDIVIDUALS LISTED BELOW, ON THE MOST CURRENT DATE, AND SHALL NOT BE RELIED UPON BY ANY OTHER ENTITY OR INDIVIDUAL, WHOMSOEVER.

CERTIFIED TO	DATE	JOB NUMBERS
PORT ORANGE PROPERTIES, LLC	JUNE 1, 2007	07-0286-9
NOT CERTIFIED TO ANY ENTITIES AND/OR INDIVIDUALS OTHER THAN THOSE LISTED ABOVE.		

DATE	JOB NO.	P.C.	DRAWN	CHECKED BY
JUNE 1, 2007	07-0286-9	DD	DD	STK

SKETCH OF DESCRIPTION
ORIGINAL BOUNDARY
TOPOGRAPHIC INFORMATION

SLIGER & ASSOCIATES, INC.
PROFESSIONAL LAND SURVEYORS
LICENSED BUSINESS CERTIFICATION NO. 3019
3921 NOVA ROAD
PORT ORANGE, FL 32127
(386) 781-5365
Copyright © 2007 Sliger & Associates, Inc.
www.sligerassociates.com

SCALE: 1" = 30'
FIELD BOOK: P.C.: JOB NO. 07-0286

VALID WITH SIGNATURE & EMBOSSED SEAL ONLY
I HEREBY CERTIFY THAT THIS PLAT MEETS THE MINIMUM TECHNICAL STANDARDS SET BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS IN CHAPTER 61G17-6, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES.

LE. ZAPERT, P.L.S. NO. 4048
STEVEN T. SLAGER, P.L.S. NO. 4722
C.O. VAN KLEECK, JR., P.S.M. NO. 6149

ABBREVIATIONS
 DT DRAWING
 DO DEED
 TO TOPOG
 US UNIVERSAL
 JUS JURIS
 P.P. PLAT
 C.C. COUNTY
 S.S. SECTION
 T.T. TOWNSHIP
 R.R. RANGE
 N.S. NORTH
 S.S. SOUTH
 E.S. EAST
 W.S. WEST
 N.A. NORTH ANGLE
 S.A. SOUTH ANGLE
 N.M. NORTH MERIDIAN
 S.M. SOUTH MERIDIAN
 N.P. NORTH POINT
 S.P. SOUTH POINT
 N.C. NORTH CORNER
 S.C. SOUTH CORNER
 N.E. NORTH EAST
 S.E. SOUTH EAST
 N.W. NORTH WEST
 S.W. SOUTH WEST
 N.M.S. NORTH MERIDIAN SOUTH
 S.M.S. SOUTH MERIDIAN SOUTH
 N.P.S. NORTH POINT SOUTH
 S.P.S. SOUTH POINT SOUTH
 N.C.S. NORTH CORNER SOUTH
 S.C.S. SOUTH CORNER SOUTH
 N.E.S. NORTH EAST SOUTH
 S.E.S. SOUTH EAST SOUTH
 N.W.S. NORTH WEST SOUTH
 S.W.S. SOUTH WEST SOUTH
 N.M.S.M. NORTH MERIDIAN SOUTH MERIDIAN
 S.M.S.M. SOUTH MERIDIAN SOUTH MERIDIAN
 N.P.S.M. NORTH POINT SOUTH MERIDIAN
 S.P.S.M. SOUTH POINT SOUTH MERIDIAN
 N.C.S.M. NORTH CORNER SOUTH MERIDIAN
 S.C.S.M. SOUTH CORNER SOUTH MERIDIAN
 N.E.S.M. NORTH EAST SOUTH MERIDIAN
 S.E.S.M. SOUTH EAST SOUTH MERIDIAN
 N.W.S.M. NORTH WEST SOUTH MERIDIAN
 S.W.S.M. SOUTH WEST SOUTH MERIDIAN

SKETCH OF DESCRIPTION
SHEET 1 OF 2
 LEGEND
 1 PLAT WITH CAP
 2 DEED WITH CAP
 3 TOPOG WITH CAP
 4 SET WITH 100 AND CAP
 5 CURV WITH ELECTRIC
 6 ROAD LINE UNABLE
 7 UNDEVELOPED
 8 EXISTING BRIDGE VALUE
 9 STREET CONNECTION
 10 WATER WALK
 11 WATER WALK
 12 DEPT. LINE ANCHOR
 13 CURVE ELEVATION
 14 CURVE ELEVATION
 15 100' WIDE ROAD
 16 100' WIDE ROAD



SLIGER & ASSOCIATES, INC.

PROFESSIONAL LAND SURVEYORS

LICENSED BUSINESS CERTIFICATION NO. 3019

3921 NOVA ROAD
PORT ORANGE, FL. 32127
(386) 761-5385

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www.sligerassociates.com

SURVEYORS NOTES

1. NOTICE: THERE MAY BE ADDITIONAL RESTRICTIONS AND/OR OTHER MATTERS THAT ARE NOT SHOWN ON THIS PLAT OF SURVEY/SKETCH OF DESCRIPTION THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY. THIS SURVEY/SKETCH OF DESCRIPTION PREPARED WITHOUT BENEFIT OF AN ABSTRACT.
2. DIMENSIONS ARE SHOWN IN FEET AND DECIMALS THEREOF.
3. BEARING STRUCTURE BASED ON RECORD PLAT WITH THE BEARING ON THE EAST LINE OF LOT 1 BEING S.25°59'09"E.
4. "NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER."
5. DESCRIPTION PREPARED BY SLIGER & ASSOCIATES, INC.

THE PLATTED CONSERVATION EASEMENT LYING WITHIN LOT 1, TAYLOR / AIRPORT SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 49, PAGE 1 OF THE PUBLIC RECORDS OF VOLUSIA COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 1, TAYLOR / AIRPORT SUBDIVISION RUN ALONG THE EAST LINE OF SAID LOT 1, S26°02'09"E, A DISTANCE OF 20.00 FEET TO THE SOUTHEAST CORNER OF SAID CONSERVATION EASEMENT; THENCE ALONG THE SOUTH LINE OF SAID CONSERVATION EASEMENT, S46°06'46"W, A DISTANCE OF 97.57 FEET; THENCE, CONTINUING ALONG SAID SOUTH LINE, S64°01'08"W, A DISTANCE OF 201.77 FEET TO A POINT ON THE WEST LINE OF SAID LOT 1; THENCE, ALONG THE WEST LINE OF SAID LOT 1, N25°58'52"W, A DISTANCE OF 50.00 FEET TO THE NORTH LINE OF SAID LOT 1; THENCE ALONG THE NORTH LINE OF SAID LOT 1, N64°01'08"E, A DISTANCE OF 294.60 FEET TO THE POINT OF BEGINNING.

CONTAINING 13,338 SQUARE FEET OR 0.3062 ACRES, MORE OR LESS.

NOTE:

NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

50 FOOT CONSERVATION EASEMENT TO BE VACATED - LOT 1, TAYLOR AIRPORT SUBDIVISION

PLAT PREPARED FOR THE FOLLOWING: (ONLY THE LAST DATE IS CERTIFIED ON SEALED COPY)

REFERENCE:

THIS PLAT OF SURVEY IS CERTIFIED TO AND PREPARED FOR THE SOLE AND EXCLUSIVE BENEFIT OF THE ENTITIES AND/OR INDIVIDUALS LISTED BELOW, ON THE MOST CURRENT DATE, AND SHALL NOT BE RELIED UPON BY ANY OTHER ENTITY OR INDIVIDUAL WHOMSOEVER.

TYPE OF SURVEY |

CERTIFIED TO

|

DATE

|

JOB NUMBER

04/23/2004 10:38 AM
Doc stamps .70
(Transfer Amt \$ 10)
Instrument# 2004-096731
Book : 5303
Page : 1875

This instrument prepared by
and return after recording to:
Larry R. Stout, Esq.
Post Office Box 15200
Daytona Beach, Florida 32115-5200

QUIT-CLAIM DEED

This Quit-Claim Deed, Executed this 20th day of April, 2004, by **Lightco Limited Partnership, a Nevada limited partnership (as to an undivided 50% interest) and Devin Tower, as Trustee of the Devin Tower Trust dated May 6, 2002 (as to an undivided 50% interest)**, with a post office address of 1030 West International Speedway Blvd., Daytona Beach, Florida 32114 (hereafter called the "Grantors"), to **Port Orange Properties, L.C., a Florida limited liability company**, with a post office address of 1030 West International Speedway Blvd., Suite 201, Daytona Beach, Florida 32114, (hereafter called the "Grantee"):

(Wherever used herein the terms "Grantor" and "Grantee" shall include singular and plural, heirs, legal representatives, and assigns of individuals, and the successors and assigns of corporations, wherever the context so admits or requires.)

Witnesseth, That the Grantors, for and in consideration of the sum of Ten Dollars and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, do hereby remise, release and quit-claim unto the Grantee forever, all the right, title, interest, claim and demand which the Grantors have in and to the following described real property located in Volusia County, Florida, to wit:

Lot 1, Taylor/Airport Subdivision, according to the map or plat thereof as recorded in Plat Book 49, Page 1, Public Records of Volusia County, Florida; together with all of Grantors' right, title and interest in and to that easement agreement dated December 23, 1997 and recorded December 31, 1997 in Official Records Book 4265, Pages 1509 through 1513, inclusive, Public Records of Volusia County, Florida.

Parcel Identification Number: 6319-27-00-0010.

To Have and to Hold the same together with all and singular the appurtenances thereunto belonging or in anywise appertaining, and all the estate, right, title, interest, lien, equity and claim whatsoever of the Grantors, either in law or equity, to the proper use and benefit of the Grantee forever.

IN WITNESS WHEREOF, the Grantors have executed this Quit-Claim Deed on the day and year stated above.

WITNESSES AS TO GRANTORS:



Printed Name: **Larry R. Stout**.....


Printed Name: **April M. Rosamilia**.....


Printed Name: **Larry R. Stout**.....


Printed Name: **April M. Rosamilia**.....

Lightco Limited Partnership, a Nevada
limited partnership

By: 
Charles S. Lichtigman, Its General Partner


Devin Tower, as Trustee of the Devin Tower
Trust dated May 6, 2002

Book : 5303
Page : 1876
Diane H. Matousek
Volusia County, Clerk of Court

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this 20th day of April, 2004, by Charles S. Lichtigman, General Partner of Lightco Limited Partnership, a Florida limited partnership, on behalf of the limited partnership. He is (check one) personally known to me or has produced his Florida driver's license as identification.

April M. Rosamilia

Notary Public State of Florida at Large

(SEAL)



April M. Rosamilia
COMMISSION # 00079527 EXPIRES
January 6, 2006
BONDED THRU TROY FAIR INSURANCE, INC.

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this 25th day of April, 2004, by Devin Tower, as Trustee of the Devin Tower Trust dated May 6, 2002, on behalf of the Trust. He is (check one) personally known to me or has produced his Florida driver's license as identification.

April M. Rosamilia

Notary Public State of Florida at Large

(SEAL)



April M. Rosamilia
COMMISSION # 00079527 EXPIRES
January 6, 2006
BONDED THRU TROY FAIR INSURANCE, INC.



Volusia County
FLORIDA

FINANCIAL AND ADMINISTRATIVE SERVICES

Revenue • Ad Valorem Tax

123 W. Indiana Avenue • Room 103 • DeLand, Florida 32720

(386) 736-5938 • FAX (386) 822-5729

www.volusia.org

CERTIFICATION

DATE: June 7, 2007

PARCEL: 6319-27-00-0010

LEGAL: LOT 1 INC N 15 FT S OF LOT 1 OF UNPLATTED S19 T16S R33E EXC E 15 FT
THEROF TAYLOR/AIRPORT SUB MB 49 PG 1 PER OR 5303 PG 1875-1876 & PER OR
5303 PG 1893

PROPERTY OWNER: Port Orange Properties L C

PROPERTY ADDRESS: No Physical Address

I hereby certify that there are no delinquent or unpaid real estate taxes against or due on
the lands described above as required by Section 197.192 of the Florida Statutes.

By: Stephanie Mikell
Revenue Specialist



CITY OF PORT ORANGE

Department of Community Development
Engineering Division

CASE NO. <u>07-350000009</u>
DATE APPLICATION RECEIVED <u>6/11/07</u>

1000 CITY CENTER CIRCLE, PORT ORANGE, FLORIDA 32129 (386) 506-5600 FAX: (386) 506-5699

EASEMENT VACATION APPLICATION

Property Owner: Port Orange Properties, L.C.

Address: c/o Charles Wayne Properties Inc, 444 Seabreeze Blvd. Suite 1000
Daytona Beach, FL 32118 Phone: 386-238-3600

Applicant's Name (if other than owner): Suzanne Konchan

Address: c/o Charles Wayne Properties D.B., FL 32118 Phone: 386-238-3600
444 Seabreeze Blvd Suite 1000

Property Address/Location: 1633 B Taylor Rd

Subdivision Name: Taylor Airport Subdivision

Lot Number(s): Lot 1 Parcel No.: 6319-27-00-0010 TAX Parcel No.

Legal Description of proposed easement vacation: 50' Conservation Easement
across northern property line

Purpose for proposed easement vacation: To permit minor subdivision improvements
within easement area, and replace majority of 50' easement
with bicycle/pedestrian easement, utility easement and tree preservation
easement.

REQUIRED ATTACHMENTS

1. Sealed property survey showing all structures, easements, area of proposed easement vacation;
2. Legal description of proposed easement vacation;
3. Copy of recorded deed for the property;
4. Application/recording fee of \$250 (payable to the City of Port Orange); and
5. Completed application form (signatures required on reverse side of application form)

Applicant's Signature: Shamee Kond Date: 6/07/07

I HEREBY GRANT AUTHORIZATION FOR THE ABOVE LISTED APPLICANT TO ACT IN MY BEHALF:

Owner's Signature: Charles S. Lichtigman Date: 6/7/07

STATE OF FLORIDA
COUNTY OF VOLUSIA

The foregoing instrument was acknowledged before me this June 7th, 2007 by Charles S. Lichtigman, who is personally known to me or who has produced _____ as identification and who did (did not) take an oath.

Lola L. Affolter Notary Public, Commission No. DD 381534
(Signature)

