

CITY OF ST. PETE BEACH, FLORIDA

ORDINANCE NO. 2015-11

AN ORDINANCE OF THE CITY OF ST. PETE BEACH, FLORIDA PROVIDING FOR THE VACATION OF A PORTION OF THE RIGHT-OF-WAY LOCATED ADJACENT TO THE LOTS 17 & 18, BAHIA SHORES FIRST ADDITION, ST. PETE BEACH, AS DETAILED IN THE ATTACHED SURVEY; CONSIDERING THE PRELIMINARY AND FINAL PLAT OF LOTS 16, 17 & 18 OF BAHIA SHORES FIRST ADDITION; PROVIDING FOR THE DEDICATION OF LANDS ADJACENT TO LOTS 17 & 18, AS DETAILED IN THE ATTACHED SURVEY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the record owners of real property located at 5810 Bimini Way have requested the City vacate the Right-of-Way located adjacent to the subject property; and

WHEREAS, the record owners of real property located at 5810 Bimini Way have requested the aggregation of lots 17 & 18 into one lot 17; and

WHEREAS, the record owners of real property located at 5810 Bimini Way have requested a reconfiguration of lot 16; and

WHEREAS, the record owners of real property located at 5810 Bimini Way have requested the City accept conveyance of land adjacent to lot 18; and

WHEREAS, the City Commission has found that the subject application meets all of the criteria for approval of the vacation, conveyance and re-plat request, and that it would be in the best interest of the citizens of the City of St. Pete Beach for the application to be granted;

WHEREAS, all property owners within 300 feet have been notified pursuant to Section 3.4(b) (3) of the St. Pete Beach Land Development Code.

NOW, THEREFORE, THE CITY COMMISSION OF THE CITY OF ST. PETE BEACH, FLORIDA, HEREBY ORDAINS:

Section 1. The City of St. Pete Beach, Florida, hereby vacates that portion of Bimini Way Right-of-Way coincident with Lots 16, 17 & 18, Bahia Shores First Addition, as recorded in plat book 36, page 3 of the public records of Pinellas County, Florida, as shown on that certain survey filed with the City by the applicant for such vacation, as more particularly described in the legal description set forth in Exhibit "A" attached hereto.

Section 2. The City of St. Pete Beach makes no warranties of any kind as to the title or ownership of the property being vacated, or as to the existence of any liens, easements or encumbrances against the same. This Ordinance shall only be construed to release any legal or equitable interest the City may have in the subject property. Nothing contained herein shall be construed to affect the rights of parties having an interest in the subject property prior to its becoming a City Right-of-Way, except to the extent provided in this Ordinance and allowed by law.

Section 3. Nothing contained herein shall be construed to alter the application of all City laws, regulations and Ordinances to the subject property.

Section 4. If any section paragraph, provision or term of this Ordinance, or any portion thereof, shall be determined by a Court of competent jurisdiction to be invalid, such decision shall not otherwise affect the validity of the remaining portions of this Ordinance that were not declared to invalid.

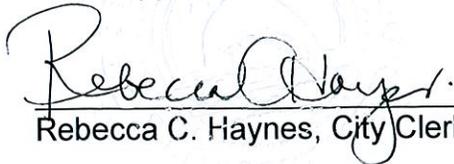
Section 5. This Ordinance shall become effective immediately upon final passage or as otherwise provided by law.



Maria Lowe, Mayor

FIRST READING:	June 25, 2015
PUBLISHED:	June 26, 2015
SECOND READING:	July 14, 2015
PUBLIC HEARING:	July 14, 2015

I, Rebecca C. Haynes, City Clerk of the City of St. Pete Beach, Florida, do hereby certify that the foregoing ordinance was duly adopted in accordance with the provisions of the applicable law on this 14th day of July, 2015.



Rebecca C. Haynes, City Clerk

APPROVED AS TO LEGAL FOR AND CORRECTNESS:



Andrew Dickman, City Attorney