

RESOLUTION NO. 25 - R _____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA; INCORPORATING RECITALS; PROVIDING A FINDING THAT CHAPTER 336, FLORIDA STATUTES, AUTHORIZES AND EMPOWERS THE BOARD TO ACT ON THE PETITION TO VACATE, ABANDON, DISCONTINUE AND CLOSE CERTAIN ROADS AND TO RENOUNCE AND DISCLAIM ANY RIGHTS AND OBLIGATIONS OF MARION COUNTY AND THE PUBLIC IN AND TO ANY LAND IN CONNECTION WITH SAID CERTAIN ROADS; PROVIDING A FINDING THAT SAID CERTAIN ROADS ARE NOT A PORTION OF FEDERAL OR STATE HIGHWAY SYSTEM; PROVIDING A FINDING THAT THE ROADS ARE NOT BEING USED BY THE GENERAL PUBLIC AS ROADS; PROVIDING A FINDING THAT IT IS NOT THE INTENT OF THE BOARD TO VACATE ANY EASEMENTS FOR PUBLIC UTILITIES THAT MAY EXIST WITHIN SAID CERTAIN ROADS; PROVIDING A FINDING THAT VACATING, ABANDONING, DISCONTINUING, AND CLOSING SAID CERTAIN ROADS AND DISCLAIMING ANY RIGHTS AND OBLIGATIONS OF MARION COUNTY AND THE PUBLIC IN AND TO ANY LAND IN CONNECTION WITH SAID CERTAIN ROADS WOULD BENEFIT THE GENERAL PUBLIC WELFARE AND WOULD BE IN THE BEST INTEREST OF THE PUBLIC; VACATING, ABANDONING, DISCONTINUING, AND CLOSING SAID CERTAIN ROADS; RENOUNCING AND DISCLAIMING ANY RIGHTS AND OBLIGATIONS OF MARION COUNTY AND THE PUBLIC IN AND TO ANY LAND IN CONNECTION WITH SAID CERTAIN ROADS; PROVIDING FOR SEVERABILITY; PROVIDING FOR THE REPEAL OF CONFLICTING RESOLUTIONS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Kathleen O. Dudley petitioned to vacate, abandon, discontinue and close those certain roads described in Exhibit A hereto (the "Roads") and to renounce and disclaim any rights and obligations of the County and the Public in any land in connection therewith pursuant to the provisions of Chapter 336, Florida Statutes, (the "Petition"); and

WHEREAS, a Notice of Public Hearing was published in a newspaper of general circulation, as required by Chapter 336, Florida Statutes, all persons through such notice were invited to appear and comment; and

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF MARION COUNTY, FLORIDA, THAT:

SECTION 1. RECITALS. The above recitals are hereby incorporated as a basis for the passage of this Resolution.

SECTION 2. FINDINGS. The Board of County Commissioners of Marion County, Florida, after due consideration, makes the following findings:

- A. Pursuant to Chapter 336, Florida Statutes, the Board is authorized and empowered to act on the Petition and to vacate, abandon, discontinue and close the Roads described in **Exhibit A** and to renounce and disclaim any rights and obligations of Marion County and the public in and to any land in connection therewith;
- B. The Roads described in **Exhibit A** do not constitute a portion of the Federal or State highway system;
- C. The Roads described in **Exhibit A** are not being used by the general public as roads;
- D. It is not the intent of the Board to vacate any easements for public utilities that may exist within the Roads described in **Exhibit A**; and
- E. Vacating, abandoning, discontinuing, and closing the Roads described in **Exhibit A** and renouncing and disclaiming any rights and obligations of Marion County and the public in and to any land in connection therewith would benefit the general public welfare and would be in the best interest of the public;

SECTION 3. APPROVAL. The Board of County Commissioners of Marion County, Florida, does hereby:

- A. Vacate, abandon, discontinue and close the Roads described in **Exhibit A** hereto, in accordance with Chapter 336, Florida Statutes;
- B. To the extent of the termination of any easement or the surrender of title vested, renounce and disclaim any rights and obligations of the County and the public in and to any land in connection with the Roads described in **Exhibit A** hereto, in accordance with Chapter 336, Florida Statutes; and
- C. Expressly reserve any easements for public utilities currently located within the legal description of the Roads described in **Exhibit A** hereto, and such easements are not included in this vacation and abandonment.

SECTION 4. SEVERABILITY. The provisions of this Resolution are severable. If any word, sentence, clause, phrase or provision of this Resolution for any reason is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this Resolution shall remain in full force and effect.

SECTION 5. CONFLICT. All Resolutions in conflict with this Resolution are repealed to the extent necessary to give this Resolution full force and effect.

SECTION 6. EFFECTIVE DATE. That this Resolution shall take effect immediately upon passage.

DULY ADOPTED by the Board of County Commissioners of Marion County, Florida, on the 19th day of August, 2025.

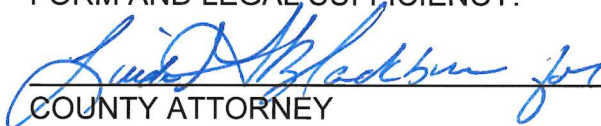
ATTEST:

MARION COUNTY, A POLITICAL
SUBDIVISION OF THE STATE OF FLORIDA

GREGORY C. HARRELL,
CLERK OF THE COURT

BY: _____
KATHY BRYANT, CHAIRMAN

FOR USE AND RELIANCE OF MARION
COUNTY ONLY, APPROVED AS TO
FORM AND LEGAL SUFFICIENCY:



COUNTY ATTORNEY

EXHIBIT "A"

SKETCH OF LEGAL DESCRIPTION FOR KATHLEEN O. DUDLEY FAMILY TRUST

LEGAL DESCRIPTION

A PORTION OF THE ROAD RIGHTS -OF-WAY LYING IN THE REVISED MAP OF GOODWIN'S ADDITIONS, STANTON, FLORIDA AS RECORDED IN PLAT BOOK A, PAGES 189 AND 190 OF THE PUBLIC RECORDS OF MARION COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PORTION OF RAPELLO AVENUE (80 FEET WIDE), LYING EAST OF THE CENTERLINE OF HIGH STREET (S.E. 141st TERRACE)(60 FEET WIDE) AND LYING WEST OF THE WEST RIGHT-OF-WAY LINE OF RIDGE STREET (S.E. 142nd COURT)(60 FEET WIDE), SAID PORTION LYING SOUTH OF BLOCK 9 AND NORTH OF BLOCK 16.

AND

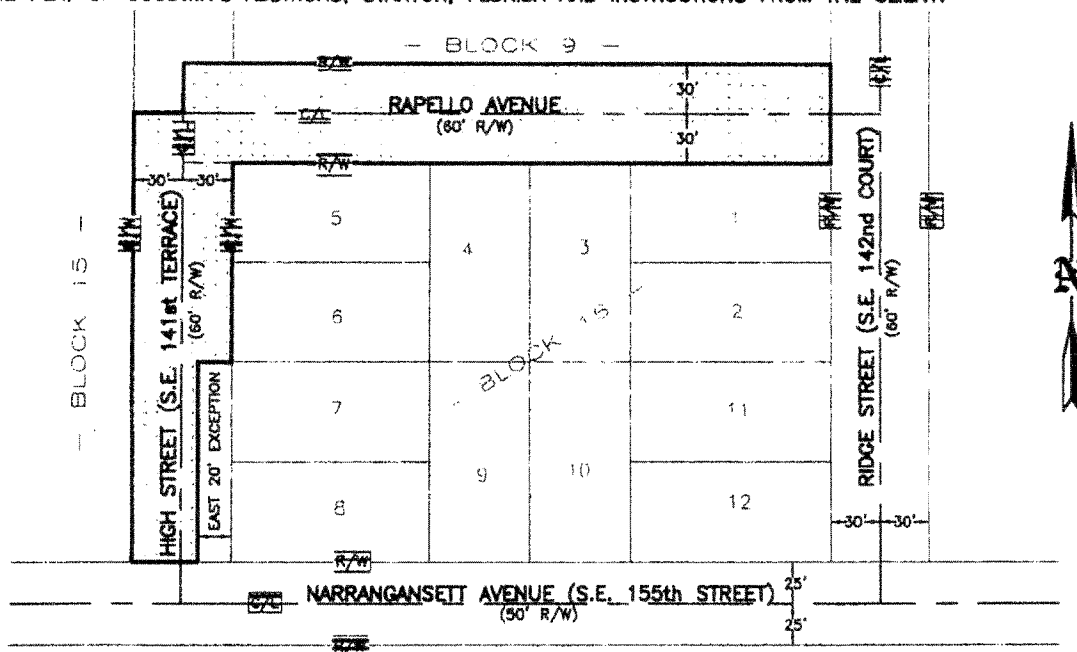
THAT PORTION OF THE WEST 1/2 OF AFOREMENTIONED HIGH STREET (S.E. 141st TERRACE), LYING SOUTH OF THE CENTERLINE OF AFOREMENTIONED RAPELLO AVENUE AND LYING NORTH OF THE NORTH RIGHT-OF-WAY LINE OF NARRANGANSETT AVENUE (S.E. 155th STREET)(50 FEET WIDE), SAID PORTION LYING EAST OF BLOCK 15 AND WEST OF SAID CENTERLINE OF HIGH STREET.

AND

THAT PORTION OF THE EAST 1/2 OF AFOREMENTIONED HIGH STREET, LYING SOUTH OF THE SOUTH RIGHT-OF-WAY LINE OF AFOREMENTIONED RAPELLO AVENUE AND LYING NORTH OF THE NORTH RIGHT-OF-WAY LINE OF NARRANGANSETT AVENUE (S.E. 155th STREET)(50 FEET WIDE), SAID PORTION LYING WEST OF BLOCK 15 AND EAST OF SAID CENTERLINE OF HIGH STREET, EXCEPT THE EAST 20 FEET, LYING WEST OF LOTS 7 AND 8, BLOCK 16.

NOTES:

1. THIS SKETCH OF LEGAL DESCRIPTION DOES NOT REPRESENT A BOUNDARY SURVEY.
2. THE LEGAL DESCRIPTION SHOWN HEREON WAS WRITTEN BY THE SURVEYOR BASED ON DEEDS OF RECORD, THE PLAT OF GOODWIN'S ADDITIONS, STANTON, FLORIDA AND INSTRUCTIONS FROM THE CLIENT.



RODNEY K. ROGERS DATE
PROFESSIONAL SURVEYOR & MAPPER
REGISTRATION NO. 5274
STATE OF FLORIDA

ROGERS ENGINEERING, LLC
Civil Engineering & Land Surveying

• 1105 S.E. 3rd Avenue • Ocala, Florida 34471
• Ph. (352) 622-9214 • Lic. Bus. #4074

SCALE
1" = 100'

DATE
11-06-2024