

This Instrument Prepared by:
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1531 SE 36th Avenue
Ocala, FL 34471

Return to:
Marion County
Office of the County Engineer
412 SE 25th Avenue
Ocala, FL 34471

RESOLUTION NO. ____ - R - ____

**RESOLUTION TO VACATE A PORTION OF PLAT OF MARION OAKS UNIT SEVEN, AS
RECORDED IN PLAT BOOK O, PAGE 140,
PUBLIC RECORDS OF MARION COUNTY, FLORIDA**

WHEREAS, TDC Deltona Land, L.L.C., a Delaware limited liability company ("Petitioner"), has petitioned the Board of County Commissioners of Marion County, Florida to vacate that certain portion of the Marion Oaks Unit Seven, according to the Plat thereof recorded in Plat Book O, Page 140, Public Records of Marion County, Florida as described on attached **Exhibit A**; and

WHEREAS, Petitioner is the owner in fee simple of all platted lands described above except dedicated public areas as may therein be included; and

WHEREAS, the Development Review Committee has reviewed the petition and has recommended approval subject to the Petitioner entering into an *Agreement Concerning Plat Vacation and Road Closing* with County; and

WHEREAS, Developer and County have entered into the Agreement Concerning Plat Vacation and Road Closing; and

WHEREAS, owners of property in the vicinity of the lands herein described and the general public will not be adversely affected by vacating that certain portion of said Plat, in part because of the *Agreement Concerning Plat Vacation and Road Closing*; and

WHEREAS, Petitioner has caused the Notice of Intention to Vacate A Portion of the Plat to be published in a newspaper of general circulation, as required by Chapter 177, Florida Statutes, and all persons through such notice were invited to comment; and

WHEREAS, in accordance with Florida Statute 177.101, Petitioner hereby requests that the Marion County Board of County Commissioners take appropriate action, including the adoption of a resolution confirming the vacation of that certain portion of the Plat; and

NOW, THEREFORE, BE IT RESOLVED, that the Marion County Board of County Commissioners does hereby vacate that certain portion of the Marion Oaks Unit Seven, according to the Plat thereof recorded in Plat Book O, Page 140, Public Records of Marion County, Florida as described on attached **Exhibit A**. All rights and interests of Marion County and the public existing in the platted lands arising out of the Plat are hereby disclaimed and abandoned; and

DULY ADOPTED in a regular session this June ____, 2023.

MARION COUNTY, FLORIDA, a political
subdivision of the State of Florida, by its
Board of County Commissioners

By: _____
Craig Curry as Chair

ATTEST:

Gregory C. Harrell, Clerk of Court and
Comptroller

For use and reliance of Marion County only,
approved as to form and legal sufficiency:



Matthew Guy Minter, County Attorney

EXHIBIT A

	Description	Tax Parcel ID
1.	D.R.A. west of Lot 9 of Block 1100 and east of Lawrence Boulevard, n/k/a SW 29th Avenue Road.	8007-1100+09
2.	D.R.A. south of Byrd Boulevard and between Lots 1 and 2 of Block 1098. ¹	8007-1098+01
3.	D.R.A. between Lots 5 and 6 of Block 1094.	8007-1094+05
4.	D.R.A. between Lots 4 and 5 of Block 1131.	8007-1131+04
5.	D.R.A. between Lots 12 and 13 of Block 1124.	8007-1124-00 (portion)
6.	D.R.A. between Lots 5 and 6 of Block 1124, and attached Drainage Right of Way between Lots 5 and 6 of Block 1124.	8007-1124-00 (portion)
7.	Drainage Right of Way between Lots 1 and 2 of Block 1129.	8007-1124-00 (portion)
8.	Drainage Easement between Lots 1 and 2 of Block 1128.	8007-1124-00 (portion)
9.	That portion of Byrd Boulevard lying east of the westerly projection of the 40' Alley lying between Blocks 1099 and 1100	None
10.	Howard Drive from intersection with Daniel Avenue to northern boundary of Elvin Street.	None
11.	That portion of Daniel Avenue north of the northern boundary of Elvin Street.	None
12.	Henry Circle.	8007-1124-00 (portion)
13.	40' Alley between Lots 1 through 5 of Block 1129 and Lots 1 through 5 of Block 1128.	8007-1124-00 (portion)
14.	40' Alley between Lots 1 through 5 of Block 1095 and Lots 10 through 13 of Block 1094.	None
15.	40' Alley bounded by Lots 4 and 5 of Block 1099; that portion of Lot 4 of Block 1100 southeast of a northeasterly prolongation of the northwesterly boundary line of Lot 4 of Block 1099; Lots 5, 6, 7 and 9 of Block 1100; and D.R.A. located west of Lot 9 of Block 1100 and East of Lawrence Boulevard n/k/a/ SW 29th Avenue Road.	None

¹ All references to D.R.A.s, Lots, Blocks, Tracts Streets, and Avenues refer to Marion Oaks Unit Seven, according to the plat thereof recorded in Plat Book O, Pages 140 through 153, public records of Marion County, Florida.

	Description	Tax Parcel ID
16.	40' Alley bounded by: Lots 9 through 12 of Block 1098; Lot 1 of Block 1098; the D.R.A. between Lots 1 and 2 of Block 1098; Lots 3 through 6 of Block 1098; and Lots 7 and 8 of Block 1098.	8007-1124-00 (portion)
17.	40' Alley between Lots 1 through 6 of Block 1096 and Lots 1 through 6 of Block 1097.	None
18.	Tract AA	None
19.	Tract Z less and except that portion lying south of an easterly prolongation of the southerly boundary line of Lot 3 of Block 1493.	None
20.	All other platted lots within Marion Oaks Unit Seven: (a) east of Lawrence Boulevard n/k/a/ SW 29th Avenue Road except Lots 1 of 3 of Block 1099 and Tract V; and (b) north of Elvin Street.	8007-1094-01; 8007-1094-02; 8007-1094-03; 8007-1094-04; 8007-1094-05; 8007-1094-06; 8007-1094-07; 8007-1094-08; 8007-1094-09; 8007-1094-10; 8007-1094-11; 8007-1094-12; 8007-1094-13; 8007-1095-01; 8007-1095-02; 8007-1095-03; 8007-1095-04; 8007-1095-05; 8007-1096-01; 8007-1096-02; 8007-1096-03; 8007-1096-04; 8007-1096-05; 8007-1096-06; 8007-1097-01; 8007-1097-02; 8007-1097-03; 8007-1097-04; 8007-1097-05; 8007-1097-06; 8007-1098-01; 8007-1098-02; 8007-1098-03; 8007-1098-04; 8007-1098-05; 8007-1098-06; 8007-1098-07; 8007-1098-08; 8007-1098-09; 8007-1098-10; 8007-1098-11; 8007-1098-12; 8007-1099-02; 8007-1099-04; 8007-1099-05; 8007-1100-01; 8007-1100-02; 8007-1100-03; 8007-1100-04; 8007-1100-05; 8007-1100-06; 8007-1100-08; 8007-1100-09; 8007-1124-00; 8007-1130-01; 8007-1130-02; 8007-1130-03; 8007-1130-04; 8007-1131-01; 8007-1131-02;

	Description	Tax Parcel ID
		8007-1131-03; 8007-1131-04; 8007-1131-05; 8007-1131-06; 8007-1131-07; 8007-1131-08; 8007-1131-09; 8007-1131-10; 8007-1493-01; 8007-1493-02; 8007-1493-03

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