



Marion County Board of County Commissioners

Office of the County Engineer

412 SE 25th Ave.
Ocala, FL 34471
Phone: 352-671-8686
Fax: 352-671-8687

Application for Road(s) Closing

Chapter 336 F.S. provides that before any such road(s) shall be closed and vacated, or before any right or interest of the county or public in any land delineated on any recorded map or plat as a road(s) shall be renounced and disclaimed, the commissioners shall hold a public hearing, and shall publish notice thereof, one time, in a newspaper of general circulation in such county at least 2 weeks prior to the date stated therein for such hearing. After such public hearing, any action of the commissioners, as herein authorized, shall be evidenced by a resolution duly adopted and entered upon the minutes of the commissioners. The proof of publication of notice of public hearing, the resolution as adopted, and the proof of publication of the notice of the adoption of such resolution shall be recorded in the deed records of the county.

All information must be typed or legibly written

1. APPLICANT INFORMATION:

Date: 2/18/2021

Applicant: RLR Investments, LLC

Address: 600 Gilliam Road

City: Wilmington State: OH Zip Code: 45177

Agent / Contact: Michael J. Cooper, Esquire and Stephanie L. Emrick, Esquire

Phone Number: 732-4500 / 416-3419 Fax Number: _____

Cell Number: _____ E-mail: mcooper@michaeljcooper.com / emrick@scwlegal.org

2. PROPERTY INFORMATION:

Road(s) Name / Number to be closed: unnamed streets lying within the boundaries of parcel 21630-002-01 & 21630-005-00

Parcel Number(s): 21630-002-01 & 21630-005-00

Subdivision Name: West End Ocala Sec/Twp/Range: 8 & 17 / 15 / 21

Plat Bk/Pg: A / 57 Unit/Block/Lot: _____ / _____ / _____

Attach a plat or current property ownership map and an aerial photo that includes the requested property highlighted and the surrounding area. Property ownership map and aerial photo may be printed from the Marion County website at: <https://maps.marioncountyfl.org/interactivemap/>

3. PURPOSE / REASON FOR REQUEST TO CLOSE ROAD(S) – check all that apply and describe below:

- Has never been opened or constructed
- Divides Applicant's property
- Transfer Development Rights
- Consolidate properties

- To redevelop
- To clear an existing encroachment
- Other

Form RC-AP

March 4, 2021

PROJECT NAME: WEST END OCALA

PROJECT NUMBER: 1999001370 APPLICATION: #26317

ROAD CLOSING

1 DEPARTMENT: 911 - 911 MANAGEMENT

REMARKS: **APPROVED**

2 DEPARTMENT: ENGDRN - STORMWATER REVIEW

REMARKS: INFO. West Ocala subdivision is an 1889 plat. It appears this area is open pasture. No homes are currently developed on these parcels. Please be aware there are County Drainage Retention Areas on or near these parcels with pipes leading from NW 60th Ave across the property.

3 DEPARTMENT: DOH - ENVIRONMENTAL HEALTH

REMARKS: N/A

4 DEPARTMENT: ENRAA - ACQ AGENT ENG ROW

REMARKS: The petitioner(s) are requesting to abrogate unnamed road(s) or portions of, located in West End Ocala within the boundaries of parcel 21630-005-00 and parcel 21630-002-01 for future development and has never been constructed. No person or entity is dependent upon the platted roads for access or for any other purpose. No objections were received regarding this petition.

5 DEPARTMENT: FRMSH - FIRE MARSHAL REVIEW

REMARKS: **CONDITIONAL APPROVAL** for road closures. Although parcel 21630-003-00 is under the same ownership. With the road closure at NW 3rd place, parcel 21630-003-00 would have no access to a public road. Under the condition of being approved the owner or owners would need to combine parcel 21630-003-00 with another parcel or provide an easement for this parcel for emergency access.

6 DEPARTMENT: LUCURR - LAND USE CURRENT REVIEW

REMARKS: Appears acceptable as the area of the plat south of this application remains unconstructed and has roads abrogated.

Staff notes that the right-of-way between Lots 23 and 42 does not appear to be marked for abrogation, although Lots 23 and 42 appear to be part of the companion vacate proposal; if so, this will leave a right-of-way segment between lots 23 and 42, but not Lots 24 and 41.

Retention of the full north-to-south right-of-way along the west boundary of the proposed vacation is supported (lying west of Lots 10, 23, 42, and 55).

7 DEPARTMENT: ENGTRF - TRAFFIC REVIEW

REMARKS: **CONDITIONAL APPROVAL** - Subject to approval of the corresponding plat vacation. If the corresponding plat vacation is not approved the roads can't be closed as there would be no legal access for the platted lots.

8 DEPARTMENT: ZONE - ZONING DEPARTMENT

REMARKS: **APPROVED**. Note-properties have CD land use, A-1 zoning and are within the UGB.

9 DEPARTMENT: MSTU - ASSESSMENT REVIEW DEPARTMENT

REMARKS: **REVIEWER DID NOT RESPOND**

PETITION TO CLOSE AND ABANDON ROAD(S)

Whereas, R.L.R. INVESTMENTS, L.L.C. herewith petitions the Board of County Commissioners of Marion County, Florida, to adopt a Resolution declaring a Public Hearing for the purpose of considering the closing and abandonment of the following described road(s) pursuant to the provisions in Chapter 336, Florida Statutes, to wit:

See Attached Exhibit 'A'

Whereas, Petitioner hereby states and represents the above described road(s) proposed for closing and abandonment does not constitute a portion of Federal or State Highway Systems nor was the land contained in the above description acquired for the State of Federal Highway system; and

Whereas, Petitioner states the road(s) proposed for closing and abandonment has been found not to provide access for adjacent property owners.

Now therefore, Petitioner respectfully requests the Board of County Commissioners to adopt a resolution to close and abandon the road(s) above described, in accordance with the provisions of Chapter 336, Florida Statutes, to adopt and record a Resolution declaring a Public Hearing for the purpose of considering the closing and abandonment of the same.

DATE: March 25, 2020

320 NW Third Avenue, Ocala, FL 34475
(Address)

BY: 
(Signature)

(Address)

Michael J. Cooper, Esquire
(Print Name)

(352) 732-4500
(Phone)

(Signature)

(Print Name)

EXHIBIT 'A'

THAT PORTION OF WEST END OCALA, AS PER PLAT THEREOF
RECORDED IN PLAT BOOK "A", PAGE 57 OF THE PUBLIC RECORDS OF
MARION COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

ALL OF THAT ROAD LYING NORTH OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9 & 10
AND

ALL OF THE ROAD LYING BETWEEN LOTS 2 & 3, 4 & 5, 6 & 7, 8 & 9
AND

THAT PORTION OF THE ROAD LYING BETWEEN LOTS 24 & 41
AND

THAT PORTION OF THE ROADS LYING BETWEEN LOTS 24 & 25, 26 &
27, 28 & 29, 30 & 31, LYING WITHIN THE BOUNDARIES OF PARCEL ID NUMBER
21630-005-00 & 21630-002-01.

PETITION TO CLOSE AND ABANDON ROADS

Whereas, R.L.R. Investments, L.L.C., herewith petitions the Board of County Commissioners of Marion County, Florida, to adopt a Resolution declaring a Public Hearing for the purpose of considering the closing and abandonment of the following described road(s) pursuant to the provisions in Chapter 336, Florida Statutes, to wit:

See Attached Exhibit "A"

Whereas, Petitioner hereby states and represents the above described road(s) proposed for closing and abandonment does not constitute a portal of Federal or State Highway Systems nor was the land contained in the above description acquired for the State and Federal Highway system; and

Whereas, Petitioner states the roads proposed for closing and abandonment has been found to provide access for adjacent property owners.

Now therefore, Petitioner respectfully requests the Board of County Commissioners to adopt a resolution to close and abandon the roads above described, in accordance with the provisions of Chapter 336, Florida Statutes, to adopt and record a Resolution declaring a Public Hearing for the purpose of considering the closing and abandonment of the same.

Date: 12-4-2020

600 Gilliam Rd
(Address)

BY: 
(Signature)

Wilmington, OH 45177
(City, State, Zip)

Donald R. DeLuca
Vice President and General Counsel

(Print Name)

239 275 2300
(Phone)

(Signature)

(Print Name)

EXHIBIT 'A'

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RECORDED IN PLAT BOOK "A", PAGE 57 OF THE PUBLIC RECORDS OF
MARION COUNTY, FLORIDA, BEING DESCRIBED AS FOLLOWS:

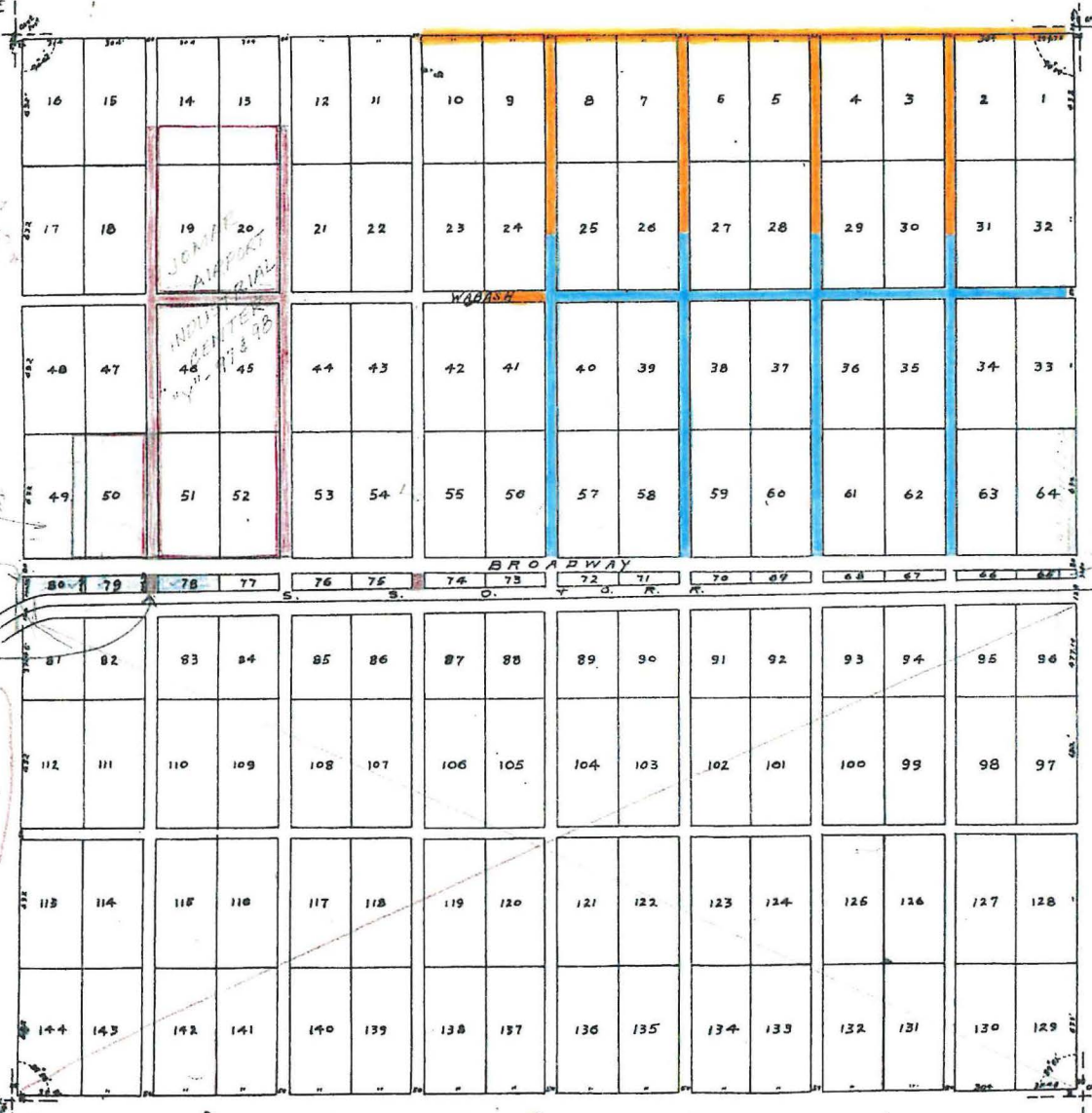
ALL OF THAT ROAD LYING NORTH OF LOTS 1, 2, 3, 4, 5, 6, 7, 8, 9 & 10
AND

ALL OF THE ROAD LYING BETWEEN LOTS 2 & 3, 4 & 5, 6 & 7, 8 & 9
AND

THAT PORTION OF THE ROAD LYING BETWEEN LOTS 24 & 41
AND

THAT PORTION OF THE ROADS LYING BETWEEN LOTS 24 & 25, 26 &
27, 28 & 29, 30 & 31, LYING WITHIN THE BOUNDARIES OF PARCEL ID NUMBER
21630-005-00 & 21630-002-01.

Plat of
Sec. 17, T. 15, S. R. 21 E.
WEST END, OCALA
Fire Acc. lots.



55-17-000-00

LT 1 - 60' x 120'

W. 1/2 Sec 17, T. 15, S. R. 21 E.

3-12-99

OR 411/155

Abrogated

6-2-71

"P" 155

APPLICABLE ST

BCR BK 74 & 75

OR 190/236

ETC OF

VE-3E

U. 1/2

County

SR 5-225-A

S.H. Richmond, Surveyor & Draftsman
1889

Filed and Recorded this
30th day of Nov. A.D. 1889
D.R. Miller, Clerk.

 ROADS PROPOSED TO BE CLOSED

 ROADS PREVIOUSLY ABROGATED - OR BK 6588 / PG 809-812 - RESO 17-R-151

