

**RESOLUTION: 09-\_\_\_\_\_**

**ABANDONMENT, RENUNCIATION, AND DISCLAIMER OF  
RIGHT-OF-WAY ON GEM TERRACE ROAD**

**WHEREAS**, on the \_\_\_\_ day of \_\_\_\_\_, 2009, the Board of County Commissioners of Leon County, Florida (hereinafter the "Board") published a notice of public hearing to take place on August 25, 2009 at which the Board would consider the abandonment, renunciation, and disclaimer of the rights and interests of Leon County in the hereinafter described rights-of-way; and

**WHEREAS**, said notice of public hearing is evidenced by the Proof of Publication attached hereto as Exhibit "A", which reflects the advertisement of said notice of public hearing in the Tallahassee Democrat, a newspaper of general circulation in Leon County, Florida; and

**WHEREAS**, pursuant to said notice of public hearing and Chapter 336, Florida Statutes, the Board conducted said public hearing on August 25, 2009 in the Commission Chambers of the Leon County Courthouse, during which the Board received public comment from each and every person so requesting.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Leon County, Florida, that:

1. The Board hereby renounces, disclaims, vacates and abandons any right or interest of Leon County or the public in the right-of-way legally described and depicted in Exhibit "B" attached hereto.

2. The Clerk of the Board is hereby directed to publish notice of the adoption of this Resolution, within thirty (30) days following its adoption, in one issue of a newspaper of general publication in Leon County, Florida, and that the Clerk thereafter record in the official records of

Leon County, Florida the Proof of Publication of notice of public hearing, this Resolution as adopted, and the Proof of Publication of the notice of the adoption of this Resolution.

**DONE AND ADOPTED** by the Board of County Commissioners of Leon County, Florida, on this the 25th day of August, 2009.

LEON COUNTY, FLORIDA

By: \_\_\_\_\_  
Bryan Desloge, Chairman  
Board of County Commissioners

ATTEST:

Bob Inzer, Clerk of the Circuit Court  
Leon County, Florida

By: \_\_\_\_\_

Approved as to Form:

Office of the County Attorney  
Leon County, Florida

By: \_\_\_\_\_  
Herbert W. A. Thiele  
County Attorney

EXHIBIT "A"

PUBLIC HEARING  
Notice of Abandonment

Leon County Board of County Commissioners  
August 25, 2009 - 6:00 p.m.  
County Commission Chambers  
Fifth Floor - Leon County Courthouse

The Board of County Commissioners proposes to adopt a resolution abandoning right-of-way indicated in the legal description below which lies in unincorporated Leon County. The application is on file at the Public Works Center, located at 2280 Miccosukee Road and may be reviewed between 8:00 A.M. and 5:00 P.M. For further information please call (850) 606-1500. You are hereby notified in accordance with Chapter 288.0105, Florida Statutes, should you decide to appeal any decision made by the County Commission or take exception to any findings of fact with respect to any matter considered at the hearing referred to above, you may need to ensure that verbatim record of the proceedings is made. Such a record shall include the testimony and evidence upon which the appeal is to be based. In accordance with Section 285.26, Florida Statutes, persons needing a special accommodation to participate in this proceeding should contact Christine Coble or Facilities Management, 301 South Monroe Street, Tallahassee, Florida 32301, by written request at least 48 hours prior to the proceeding. Telephone: 606-5300 or 606-5000: 1-800-955-8771 (TDD), or 1-800-955-8770 (Voice), via Florida Relay Service.

GEM TERRACE ROAD ABANDONMENT

That part of Gem Terrace Road as described in Official Record Book 254 Page 363 of the Public Records of Leon County, Florida. A strip or parcel of land 60 feet in width to be used for road right of way purposes described as follows: Commence at the Northwest corner of the Southeast Quarter of the Northwest Quarter of Section 24, Township 1 South, Range 1 West, thence run South 259.66 feet to a point which is the point of beginning. From said point of beginning continue South 60 feet, thence run South 87 degrees 46 minutes East 719.07 feet to the Westerly boundary line of State Road No. 61, thence run in a Northeasterly direction along said Westerly boundary of said State Road No. 61 a distance of 64.35 feet, thence run North 87 degrees 46 minutes West 744.53 feet to point of beginning, the terminal point of said survey.

s/ Bryan Desloge  
Chairman Board of County Commissioners  
Leon County, Florida

/s/ Bob Inzer  
Clerk of the Circuit Court  
Leon County, Florida

EXHIBIT "B"

GEM TERRACE ROAD ABANDONMENT

That part of Gem Terrace Road as described in Official Record Book 254 Page 363 of the Public Records of Leon County, Florida. A strip or parcel of land 60 feet in width to be used for road right of way purposes described as follows: Commence at the Northwest corner of the Southeast Quarter of the Northwest Quarter of Section 24, Township 1 South, Range 1 West, thence run South 259.66 feet to a point which is the point of beginning. From said point of beginning continue South 60 feet, thence run South 87 degrees 46 minutes East 719.07 feet to the Westerly boundary line of State Road No. 61, thence run in a Northeasterly direction along said Westerly boundary of said State Road No. 61 a distance of 64.35 feet, thence run North 87 degrees 46 minutes West 744.53 feet to point of beginning, the terminal point of said survey.