

RESOLUTION NO. 2005- 290
RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF ST. JOHNS, STATE OF FLORIDA
VACATING A PORTION OF THE PLAT OF COLLEGE PARK
SUBDIVISION

WHEREAS, a petition has been filed by the qualified fee simple land owner to vacate a portion of a certain subdivision plat hereinafter described in accordance with Section 177.101 Florida Statutes; and

WHEREAS, Notice of the intent to request the vacation has been duly published and Proof of Publication has been filed with this Board; and

WHEREAS, All current county taxes have been paid and vacation of the plat will not deny convenient public access; and

WHEREAS, it appears that there are no objections and the facts contained in the petition are true.

NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES,
BE IT RESOLVED BY THE BOARD OF COUNTY
COMMISSIONERS OF ST. JOHNS COUNTY, FLORIDA AS
FOLLOWS:

1. That the allegations of fact recited in paragraph 3 and 4 of the petition are hereby adopted as findings of fact in this resolution.

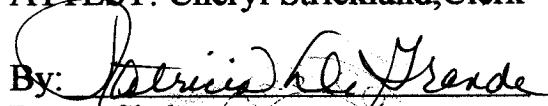
2. That the following described portion of the Plat of College Park as described in Map Book 2, Page 55, Public Records of St. Johns County, Florida (Exhibit A) is hereby vacated and abandoned and this Board hereby renounces and disclaims any right of the County and the public in and to the above described property, such property being returned into acreage.
3. That a certified copy of this resolution shall be filed in the Offices of the Clerk of the Circuit Court and duly recorded in the public records of St. Johns County, Florida.
4. That the applicant shall pay all recording costs.

PASSED AND ADOPTED THIS 4th DAY OF October, 2005.

BOARD OF COUNTY
COMMISSIONERS
OF ST. JOHNS COUNTY,

By: 
Bruce A. Maguire
Chairman

ATTEST: Cheryl Strickland, Clerk

By: 
Deputy Clerk

RENDITION DATE 10-6-05

Exhibit A

ALL OF BLOCK 33, LESS LOT "E", AND ALL THAT PART OF LOTS 6,7,10, BLOCK 34, LYING WEST OF STATE ROAD NO. 214, IN COLLEGE PARK SUBDIVISION AS IN MAP BOOK 2, PAGE 55, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY FLORIDA AND A PORTION OF GREENE STREET AND A PORTION OF A 15' ALLEY LYING WITHIN BLOCK 33, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF COMMENCEMENT BEGIN AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF 2ND STREET (A 40' RIGHT OF WAY) WITH THE EAST RIGHT OF WAY LINE OF WASHINGTON STREET (A 55' RIGHT OF WAY); THENCE SOUTH 89 DEGREES 41 MINUTES 45 SECONDS EAST, ALONG SAID SOUTH RIGHT OF WAY LINE, A DISTANCE OF 388.81 FEET TO THE INTERSECTION OF THE WEST RIGHT OF WAY LINE OF GREENE STREET (A 40' RIGHT OF WAY); THENCE SOUTH 00 DEGREES 16 MINUTES 23 SECONDS WEST, ALONG SAID WEST RIGHT OF WAY LINE, A DISTANCE OF 131.72 FEET TO A POINT ON THE WESTERLY PROLONGATION OF THE NORTH LINE OF SAID LOT 6, BLOCK 34; THENCE NORTH 89 DEGREES 09 MINUTES 31 SECONDS EAST ALONG SAID WESTERLY PROLONGATION AND THE NORTH LINE OF SAID LOT 6, A DISTANCE OF 150.83 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF STATE ROAD NO. 214 (A 66' RIGHT OF WAY); THENCE SOUTH 29 DEGREES 19 MINUTES 53 SECONDS WEST ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE, A DISTANCE OF 304.51 FEET TO THE INTERSECTION OF THE NORTHERLY RIGHT OF WAY LINE OF 1ST STREET (A 55' RIGHT OF WAY); THENCE NORTH 89 DEGREES 53 MINUTES 49 SECONDS WEST ALONG SAID NORTHERLY RIGHT OF WAY LINE, A DISTANCE OF 189.81 FEET TO THE EAST LINE OF A 15' ALLEY; THENCE NORTH 00 DEGREES 19 MINUTES 02 SECONDS EAST ALONG THE EAST LINE OF SAID 15' ALLEY A DISTANCE OF 151.95 FEET TO A POINT ON THE NORTHEASTERLY PROLONGATION OF THE NORTHWESTERLY LOT LINE OF SAID LOT "E"; THENCE SOUTH 37 DEGREES 45 MINUTES 18 SECONDS WEST ALONG SAID NORTHEASTERLY PROLONGATION AND THE NORTHWESTERLY LOT LINE OF SAID LOT "E", A DISTANCE OF 191.91 FEET TO A POINT IN SAID NORTH RIGHT OF WAY LINE OF 1ST STREET; THENCE NORTH 89 DEGREES 53 MINUTES 49 SECONDS WEST ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 85.54 FEET TO THE INTERSECTION WITH THE AFORESAID EAST RIGHT OF WAY LINE OF WASHINGTON STREET; THENCE NORTH 00 DEGREES 19 MINUTES 02 SECONDS EAST ALONG EAST RIGHT OF WAY LINE, A DISTANCE OF 396.34 FEET TO THE POINT OF BEGINNING.

DESCRIPTION OF THE PORTION OF GREENE STREET TO BE VACATED:

BEING A PART OF COLLEGE PARK SUBDIVISION AS RECORDED IN MAP BOOK 2, PAGE 55, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT THE NORTHEAST CORNER OF BLOCK 33, THENCE RUN SOUTH 89 DEGREES 41 MINUTES 45 SECONDS EAST A DISTANCE OF 40 FEET TO THE NORTHWEST CORNER OF BLOCK 34, OF THE AFORESAID SUBDIVISION; THENCE RUN SOUTH 00 DEGREES 16 MINUTES 23 SECONDS WEST, ALONG THE WEST LINE OF SAID BLOCK 34, A DISTANCE OF 328.30 FEET TO THE INTERSECTION WITH THE WESTERLY RIGHT OF WAY OF COUNTY ROAD NO. 214; THENCE RUN SOUTH 29 DEGREES 19 MINUTES 53 SECONDS WEST ALONG SAID WESTERLY RIGHT OF WAY OF COUNTY ROAD NO. 214. A DISTANCE OF 76.38 FEET; THENCE RUN NORTH 89 DEGREES 53 MINUTES 49 SECONDS WEST A DISTANCE OF 2.90 FEET TO THE SOUTHEAST CORNER OF THE AFORESAID BLOCK 33; THENCE RUN NORTH 00 DEGREES 16 MINUTES 23 SECONDS EAST ALONG THE EAST LINE OF SAID BLOCK 33. A DISTANCE OF 394.98 FEET TO THE POINT OF BEGINNING, CONTAINING 0.334 ACRES.

DESCRIPTION OF ALLEY IN BLOCK 33 TO BE VACATED:

BEING A PART OF COLLEGE PARK SUBDIVISION AS RECORDED IN MAP BOOK 2, PAGE 55, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: START AT THE NORTHEAST CORNER OF BLOCK 33, THENCE RUN NORTH 89 DEGREES 41 MINUTES 45 SECONDS WEST A DISTANCE OF 186.60 FEET, ALONG THE NORTH LINE OF BLOCK 33 TO THE NORTHEAST CORNER OF THE ALLEY WITHIN SAID BLOCK 33 OF THE AFORESAID SUBDIVISION, AND THE POINT OF BEGINNING OF THE PROPERTY BEING DESCRIBED HEREIN; THENCE RUN SOUTH 00 DEGREES 19 MINUTES 02 SECONDS WEST ALONG THE WEST LINE OF SAID ALLEY, A DISTANCE OF 395.63 FEET TO THE SOUTH LINE OF SAID BLOCK 33; THENCE RUN NORTH 89 DEGREES 53 MINUTES 49 SECONDS WEST A DISTANCE OF 15 FEET TO THE WEST LINE OF SAID ALLEY; THENCE RUN NORTH 00 DEGREES 19 MINUTES 02 SECONDS EAST, ALONG THE WEST LINE OF SAID ALLEY A DISTANCE OF 395.69 FEET TO THE NORTH LINE OF THE AFORESAID BLOCK 33; THENCE RUN SOUTH 89 DEGREES 41 MINUTES 45 SECONDS EAST A DISTANCE OF 15 FEET TO THE POINT OF BEGINNING, CONTAINING 0.136 ACRES.

DESCRIPTION OF TOCOI ROAD BLOCK 33 TO BE VACATED:

THAT PORTION OF TOCOI ROAD LYING WITHIN BLOCK 33, COLLEGE PARK AS RECORDED IN MAP BOOK 2, PAGE 55 OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, IF ANY.

THE ST. AUGUSTINE RECORD

PUBLISHED EVERY MORNING MONDAY THROUGH FRIDAY, SATURDAY AND SUNDAY MORNING ST. AUGUSTINE AND ST. JOHNS COUNTY, FLORIDA

STATE OF FLORIDA, COUNTY OF ST. JOHNS

Before the undersigned authority personally appeared CHARLES BARRETT who on oath says that he is an Accounting Clerk of the St. Augustine Record, a daily newspaper published at St. Augustine in St. Johns County, Florida: that the attached copy of advertisement, being NOTICE TO VACATE

in the matter of VACATE/COLLEGE PARK SUBDIVISION

was published in said newspaper in the issues of

SEPTEMBER 5, 2005

Affiant further says that the St. Augustine Record is a newspaper published at St. Augustine, in said St. Johns County, Florida, and that the said newspaper heretofore been continuously published in said St. Johns County, Florida, each day and has been entered as second class mail matter at the post office in the City of St. Augustine, in said St. Johns County, for a period of one year preceding the first publication of the copy of advertisement; and affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing the advertisement for publication in the said newspaper.

Sworn to and subscribed before me this 6TH day of SEPTEMBER, 2005.

by [Signature] who is personally known to me or who has produced PERSONALLY KNOWN as identification.

[Signature of Patricia A. Bergquist] (Signature of Notary Public)



Patricia A. Bergquist My Commission DD275991 Expires December 18, 2007 (Seal)

PATRICIA A. BERGQUIST

OF SAID BLOCK 33; THENCE RUN NORTH 89 DEGREES 53 MINUTES 49 SECONDS WEST A DISTANCE OF 15 FEET TO THE WEST LINE OF SAID ALLEY; THENCE RUN NORTH 89 DEGREES 19 MINUTES 02 SECONDS WEST ALONG THE WEST LINE OF SAID ALLEY A DISTANCE OF 395.69 FEET TO THE NORTH LINE OF THE AFORESAID BLOCK 33; THENCE RUN SOUTH 89 DEGREES 41 MINUTES 45 SECONDS EAST A DISTANCE OF 15 FEET TO THE POINT OF BEGINNING, CONTAINING 0.136 ACRES.

BEING A PART OF COLLEGE PARK SUBDIVISION AS RECORDED IN MAP BOOK 2, PAGE 55, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: START AT THE NORTHEAST CORNER OF BLOCK 33; THENCE RUN NORTH 89 DEGREES 19 MINUTES 02 SECONDS WEST A DISTANCE OF 15 FEET; ALONG THE NORTH LINE OF BLOCK 33 TO THE NORTHEAST CORNER OF THE ALLEY WITHIN SAID BLOCK 33 OF THE AFORESAID SUBDIVISION, AND THE POINT OF BEGINNING OF THE PROPERTY BEING DESCRIBED HEREIN; THENCE RUN SOUTH 89 DEGREES 19 MINUTES 02 SECONDS WEST ALONG THE WEST LINE OF SAID ALLEY, A DISTANCE OF 395.69 FEET TO THE SOUTH LINE

PLAT VACATION NOTICE IS HEREBY GIVEN THAT Edward O. Tustin, Jr. and Edward O. Tustin III intends to petition the Board of County Commissioners for St. Johns County, Florida to vacate the following described portion of the Plat of College Park Subdivision, recorded in Map Book 2, Page 55, public records of St. Johns County, Florida; and all streets lying therein which have not become highways necessary for use by the traveling public. The portion of said College Park Subdivision sought to be vacated is described as follows: ALL OF BLOCK 33, LESS LOT "E", AND ALL THAT PART OF LOTS 6, 7, 10, BLOCK 34, LYING WEST OF STATE ROAD NO. 214, IN COLLEGE PARK SUBDIVISION AS IN MAP BOOK 2, PAGE 55, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA AND A PORTION OF GREENE STREET AND A PORTION OF A 15' ALLEY LYING WITHIN BLOCK 33, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: FOR A POINT OF BEGINNING BEGIN AT THE INTERSECTION OF THE SOUTH RIGHT OF WAY LINE OF 2ND STREET (A 40' RIGHT OF WAY) WITH THE EAST RIGHT OF WAY LINE OF WASHINGTON STREET (A 55' RIGHT OF WAY); THENCE SOUTH 89 DEGREES 41 MINUTES 45 SECONDS EAST, A DISTANCE OF 15 FEET TO THE SOUTH RIGHT OF WAY LINE, A DISTANCE OF 15 FEET TO THE INTERSECTION OF THE EAST RIGHT OF WAY LINE OF GREENE STREET (A 40' RIGHT OF WAY); THENCE SOUTH 89 DEGREES 19 MINUTES 02 SECONDS WEST, A DISTANCE OF 181.72 FEET TO A POINT ON THE WESTERLY PROLONGATION OF THE NORTH LINE OF SAID LOT 6, BLOCK 34; THENCE NORTH 89 DEGREES 09 MINUTES 31 SECONDS EAST ALONG SAID WESTERLY PROLONGATION AND THE SOUTH LINE OF SAID LOT 6, A DISTANCE OF 10.83 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF STATE ROAD NO. 214 (A 66' RIGHT OF WAY); THENCE SOUTH 29 DEGREES 51 MINUTES 50 SECONDS WEST ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE, A DISTANCE OF 304.51 FEET TO THE INTERSECTION OF THE NORTHERLY RIGHT OF WAY LINE OF 1ST STREET (A 55' RIGHT OF WAY); THENCE NORTH 89 DEGREES 53 MINUTES 49 SECONDS WEST ALONG SAID NORTHERLY RIGHT OF WAY LINE, A DISTANCE OF 189.81 FEET TO THE EAST LINE OF A 15' ALLEY; THENCE NORTH 00 DEGREES 19 MINUTES 02 SECONDS EAST ALONG THE EAST LINE OF SAID 15' ALLEY, A DISTANCE OF 151.95 FEET TO A POINT ON THE NORTHEASTERLY PROLONGATION OF THE NORTHWESTERLY RIGHT OF WAY LINE OF SAID LOT "E"; THENCE SOUTH 37 DEGREES 45 MINUTES 18 SECONDS WEST ALONG SAID NORTHEASTERLY PROLONGATION AND THE NORTHWESTERLY LOT LINE OF SAID LOT "E", A DISTANCE OF 107.77 FEET TO THE EAST LINE OF SAID 15' ALLEY; THENCE NORTH 89 DEGREES 19 MINUTES 02 SECONDS WEST ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 154 FEET TO THE INTERSECTION OF THE EAST RIGHT OF WAY LINE OF WASHINGTON STREET; THENCE NORTH 00 DEGREES 19 MINUTES 02 SECONDS EAST ALONG THE EAST RIGHT OF WAY LINE, A DISTANCE OF 396.34 FEET TO THE POINT OF BEGINNING. THE PORTION OF GREENE STREET TO BE VACATED BEING A PART OF COLLEGE PARK SUBDIVISION AS RECORDED IN MAP BOOK 2, PAGE 55, OF THE PUBLIC RECORDS OF ST. JOHNS COUNTY, FLORIDA, PARTICULARLY DESCRIBED AS FOLLOWS: BEGIN AT THE NORTHWESTERLY CORNER OF BLOCK 33; THENCE RUN NORTH 89 DEGREES 19 MINUTES 02 SECONDS WEST ALONG THE WEST LINE OF SAID BLOCK 33, A DISTANCE OF 15 FEET TO THE INTERSECTION WITH THE EAST RIGHT OF WAY LINE OF WASHINGTON STREET; THENCE RUN SOUTH 29 DEGREES 51 MINUTES 50 SECONDS WEST ALONG SAID WEST LINE OF WASHINGTON STREET, A DISTANCE OF 76.38 FEET TO THE INTERSECTION OF THE WESTERLY PROLONGATION OF THE NORTH LINE OF SAID LOT 6, BLOCK 34; THENCE RUN NORTH 89 DEGREES 09 MINUTES 31 SECONDS EAST ALONG SAID WESTERLY PROLONGATION AND THE SOUTH LINE OF SAID LOT 6, A DISTANCE OF 10.83 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF STATE ROAD NO. 214 (A 66' RIGHT OF WAY); THENCE SOUTH 29 DEGREES 51 MINUTES 50 SECONDS WEST ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE, A DISTANCE OF 304.51 FEET TO THE INTERSECTION OF THE NORTHERLY RIGHT OF WAY LINE OF 1ST STREET (A 55' RIGHT OF WAY); THENCE NORTH 89 DEGREES 53 MINUTES 49 SECONDS WEST ALONG SAID NORTHERLY RIGHT OF WAY LINE, A DISTANCE OF 189.81 FEET TO THE EAST LINE OF A 15' ALLEY; THENCE NORTH 00 DEGREES 19 MINUTES 02 SECONDS EAST ALONG THE EAST LINE OF SAID 15' ALLEY, A DISTANCE OF 151.95 FEET TO A POINT ON THE NORTHEASTERLY PROLONGATION OF THE NORTHWESTERLY RIGHT OF WAY LINE OF SAID LOT "E"; THENCE SOUTH 37 DEGREES 45 MINUTES 18 SECONDS WEST ALONG SAID NORTHEASTERLY PROLONGATION AND THE NORTHWESTERLY LOT LINE OF SAID LOT "E", A DISTANCE OF 107.77 FEET TO THE EAST LINE OF SAID 15' ALLEY; THENCE NORTH 89 DEGREES 19 MINUTES 02 SECONDS WEST ALONG SAID NORTH RIGHT OF WAY LINE, A DISTANCE OF 154 FEET TO THE INTERSECTION OF THE EAST RIGHT OF WAY LINE OF WASHINGTON STREET; THENCE NORTH 00 DEGREES 19 MINUTES 02 SECONDS EAST ALONG THE EAST RIGHT OF WAY LINE, A DISTANCE OF 396.34 FEET TO THE POINT OF BEGINNING. 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