

RESOLUTION NO. 2022/2023 - ____

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF CLAY COUNTY, FLORIDA, CLOSING, VACATING AND ABANDONING A PORTION OF CERTAIN PUBLIC ROAD SHOWN ON THE PLAT OF FELLOWSHIP PARK, RECORDED IN PLAT BOOK 2, PAGE 61, PUBLIC RECORDS OF CLAY COUNTY, FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

Recitals

WHEREAS, pursuant to Sections 336.09 and 336.10, Florida Statutes, a petition (the Petition) has been filed with the Board of County Commissioners (the Board) of Clay County, Florida, on behalf of Troy Anderson, to close a portion of a certain public road shown on the plat of Fellowship Park, recorded in Plat Book 2, page 61, public records of Clay County, Florida (the Subject Road Section); and,

WHEREAS, by the adoption of Resolution No. 2022/2023-13, and pursuant to Section 336.09, Florida Statutes, the Board scheduled a public hearing (the Public Hearing) on Tuesday November 22, 2022, at 5:00 p.m., or as soon thereafter as could be heard, in the Board's meeting room on the Fourth Floor of the County Administration Building located at 477 Houston Street, Green Cove Springs, Florida, to consider the adoption of a resolution closing, vacating and abandoning the Subject Road Section pursuant to Section 336.10, Florida Statutes; and,

WHEREAS, notice of the Public Hearing was duly published as required under Section 336.09, Florida Statutes, and the Public Hearing was held as provided in the notice; and,

WHEREAS, at such Public Hearing it was decided to continue the Public Hearing to Tuesday, January 24, 2023, at 5:00 p.m., or as soon thereafter as could be heard; and,

WHEREAS, the Public Hearing was held on Tuesday, January 24, 2023; and,

WHEREAS, the Board has determined that the Subject Road Section is not required for public use, and that closing, vacating and abandoning the Subject Road Section will serve a public purpose; and,

WHEREAS, the Subject Road Section is more particularly described as follows:

All that part of Seminole Avenue according to the plat of Fellowship Park recorded in the public records of Clay County, Florida, in Plat Book 2, page 61, lying north of Middleburg Avenue and south of the portion of Seminole Avenue that was vacated in Resolution No. 2020/2021-28, as recorded in Official Records Book 4421, page 570, of the public records of Clay County.

Be It Resolved by the Board of County Commissioners of Clay County:

Section 1. The Recitals set forth hereinabove are adopted as the findings of the Board, and said findings provide the authority and justification for the adoption of this Resolution.

Section 2. On behalf of the County and pursuant to its authority under Section 336.10, Florida Statutes, the Board hereby closes, vacates and abandons the Subject Road Section as hereinabove described.

Section 3. This Resolution shall take effect immediately upon its adoption, but shall not be deemed effective unless and until the Petitioner shall have caused to be recorded in the public records of the County, proof of the publication of the notice of the Public Hearing, a certified copy of this Resolution, and proof of the publication of a notice in the *Clay Today* within thirty days following the adoption of this Resolution in the form attached hereto as Appendix A.

DULY ADOPTED by the Board of County Commissioners of Clay County, Florida, this 24th day of January, 2023.

BOARD OF COUNTY COMMISSIONERS
CLAY COUNTY, FLORIDA

By: _____
Betsy Condon
Its Chairman

ATTEST:

Tara S. Green
Clay County Clerk of Court and Comptroller
Ex Officio Clerk to the Board

Appendix A
[Form of Notice of Adoption of Resolution Closing a Road]

To be advertised **Thursday, February 9, 2023**
in the *Clay Today*:

NOTICE OF ADOPTION OF RESOLUTION CLOSING A ROAD

The Board of County Commissioners (the Board) of Clay County, Florida, has received a petition (the Petition) filed pursuant to Sections 336.09 and 336.10, Florida Statutes, on behalf of Troy Anderson, to close a portion of a certain public roadway hereinafter described. In accordance with the Petition, the Board held a public hearing on Tuesday, November 22, 2022, which was continued to Tuesday, January 24, 2023, and thereafter adopted a resolution pursuant to Section 336.10, Florida Statutes, closing, vacating and abandoning said portion of the public road, said portion being more particularly described as follows:

All that part of Seminole Avenue according to the plat of Fellowship Park recorded in the public records of Clay County, Florida, in Plat Book 2, page 61, lying north of Middleburg Avenue and south of the portion of Seminole Avenue that was vacated in Resolution No. 2020/2021-28, as recorded in Official Records Book 4421, page 570, of the public records of Clay County.

Board of County Commissioners
Clay County, Florida

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Special Instructions to Publisher:

THIS NOTICE MUST BE PUBLISHED WITHIN 30 DAYS AFTER ADOPTION OF THE RESOLUTION REFERRED TO IN THE NOTICE.

Please submit galley proof to the County Engineer's Office
(nelson.anderson@claycountygov.com) for approval prior to publication.

Send Invoice and Proof of Publication to:

County Engineer's Office
P.O. Box 1366
Green Cove Springs, FL 32043