

APPLICATION TO VACATE



PLANNING AND ZONING DEPARTMENT

CITY OF INDIAN ROCKS BEACH

www.indian-rocks-beach.com

There is a link to the Indian Rocks Beach Code of Ordinances at the website noted above.

(This form was revised February 2014 and replaces and supersedes all previous application forms)

NOTE: A request to vacate will be considered ONLY for 10 foot wide strips of land. No partial vacations will be considered.

REQUEST TO VACATE - Instruction Sheet

*The City Commission of Indian Rocks Beach has sole authority to approve or deny all vacation requests.

1. Petition filled out properly, accompanied by a completed addendum sheet.
2. Letter of NO OBJECTION from the following: (Prepared and mailed by the Planning and Zoning Department)
 - (a) Duke Energy
 - (b) General Telephone Co.
 - (c) Pinellas County Water System
 - (d) Bright house Networks
 - (e) Clearwater Gas System
 - (f) Verizon
 - (g) Indian Rocks Fire Dept.
 - (h) Public Services Dept., City of Indian Rocks Beach
3. All easements and/or rights of way required to satisfy letters of no objection must be executed and delivered to this office before the public hearings (2) will be scheduled.
4. Legal survey of petitioner's property.
5. Copy of deed or deeds assigned to petitioner.
6. Legal survey and written description of property being offered to the City in exchange for vacated property.
7. Payment in the amount of \$500.00 payable to the City of Indian Rocks Beach.

THIS FEE IS NON-REFUNDABLE:The applicant shall pay the advertising and notification costs of the public hearing. A deposit of \$100.00 for advertising fees shall be required at the time the petition is submitted. If the costs of advertising and notification are less than \$100.00, the difference will be refunded to the applicant. If the actual costs are greater than \$100.00, the applicant shall pay the difference within 30 days after final action. When legal counsel and/or a consultant are required by the city, actual cost of legal and consulting fees shall be paid by the applicant within 30 days after final action.

NOTE: Advertising includes the cost of running ads in the newspaper. Notification costs include the cost of postage for each letter mailed to surrounding property owners. In signing this application the applicant is responsible for these fees regardless of whether the application is approved or disapproved by the City Commission.

8. When the above conditions are met and the application is complete, the applicant will receive notice of when the City Commission meeting(s) will be held.

BE IT UNDERSTOOD that if this vacation is granted, the petitioner will place in escrow monies required for taxes on property exchanged and given to the City for that portion of the year it was owned by the petitioner.

PETITION TO VACATE

TO: CITY COMMISSION OF THE
CITY OF INDIAN ROCKS BEACH, FLORIDA

I, _____ respectfully request this
(name(s) of petitioner(s))

Commission to adopt a Resolution vacating _____

Your petitioner(s) represents that the vacation requested herein will not cause injury to any surrounding property or property owners, and that the above described property does not now serve and is not needed for any public purpose. Further, the interest of the public will not be adversely affected by this vacation, nor will such vacation affect the ownership of persons owning any other parts of said subdivision or any other person whomsoever.

Your petitioner(s) hereby propose to deed to the City the following property in exchange for above requested vacation.

Respectfully submitted,

(Signature)

(Address & Telephone Number)

(Signature)

(Address & Telephone Number)

(Signature)

(Address & Telephone Number)

Date: _____

ADDENDUM TO VACATION PETITION

Please answer the following as completely as possible and if more space is needed, please attach an additional sheet.

1. List all persons and corporations having a financial interest in the outcome of the petition to vacate. These interests must be specified as to ownership, existing contracts, agreements, options and representatives of third parties.

NOTE: All officers of a corporation must be listed.

2. What is the purpose of requesting this vacation?

3. What are the short and long range implications should this request be granted?

4. Attach a copy of the Indenture of Dedication.

Petitioner(s) Signature

Date: _____

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by _____ who is personally known to me, or who has produced _____ as identification and who did (did not) take an oath.

Notary Public

My Commission expires _____