

RESOLUTION NO. 2020-___

**A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF
NASSAU COUNTY, FLORIDA, ABANDONING A RIGHT-OF-WAY LOCATED
AT THE EAST END OF CLEMENTS ROAD, NASSAU COUNTY, FLORIDA**

WHEREAS, John Ferrell Burkett is one of the qualified fee simple land owners of the following described property:

**Lands described in the legal description attached hereto as Exhibit “A”
and by this reference made a part hereof**

and;

WHEREAS, the Board of County Commissioners is authorized to adopt a resolution abandoning and disclaiming any right or interest to those certain rights-of-way or alleys pursuant to Section 177.101, Florida Statutes; and

WHEREAS, the application of John Ferrell Burkett, herein referred to as Applicant, was duly presented to the Board of County Commissioners at its regular meeting on July 27, 2020 in order to set a public hearing; and

WHEREAS, a public hearing was held on August 24, 2020 by the Board of County Commissioners of Nassau County, Florida; and

WHEREAS, it appears that the Applicant is one of the fee simple owners of the above-described property maintained by Nassau County and its successors. The right-of-way does not serve a public purpose and the Board of County Commissioners has no objections to abandonment of the right-of-way; and

WHEREAS, notice was published in accordance with the requirements of Section 177.101(4), Florida Statutes, and all state and county taxes due and payable assessed against the owners of the lands to be abandoned have been paid in full; and

WHEREAS, a notice of intention to apply to the Board of County Commissioners to abandon the right-of-way was duly published in a newspaper of general circulation in Nassau County, Florida, on August 12, 2020 and August 19, 2020; and

WHEREAS, the Board of County Commissioners, in accordance with Section 177.101(3), Florida Statutes, has determined that abandoning the right-of-way will not affect the ownership or right of

convenient access of persons owning other parts of the subdivision or adjacent properties, and is in the best interest of the public welfare.

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

1. Recitals. The above recitals are true and are incorporated as legislative findings.
2. Abandonment. Upon request of Petitioner, the Board finds that the right-of-way described within Exhibit "A" located within Nassau County, Florida is hereby abandoned insofar as this Board of County Commissioners has the authority to do so and this Board hereby renounces and disclaims any right of the County and the public in and to the described property.
3. The Board, based on the abandonment, shall not be responsible for the maintenance or repair of the right-of-way described within Exhibit "A".
4. This Resolution shall be spread upon the minutes of the Board of County Commissioners of Nassau County, Florida, and said Petitioner shall publish a notice of its adoption one (1) time within thirty (30) days hereafter in a newspaper of general circulation in Nassau County, Florida.

DULY ADOPTED this _____ day of _____, 2020.

BOARD OF COUNTY COMMISSIONERS
NASSAU COUNTY, FLORIDA

DANIEL J. LEEPER
Its: Chairman

ATTEST AS TO CHAIRMAN'S
SIGNATURE:

JOHN A. CRAWFORD
Its: Ex-Officio Clerk

APPROVED AS TO FORM BY THE
NASSAU COUNTY ATTORNEY:

MICHAEL S. MULLIN