



Agenda Item Cover Sheet

Agenda Item N^o. _____

Meeting Date December 13, 2022

☐ Consent Section

☐ Regular Section

☒ Public Hearing

Subject: Public Hearing – Vacating Petition by AC Tanner LLC to vacate a portion of unimproved public right-of-way adjacent to Folios 065057-0000, 062829-0000, and 062830-0000, in East Lake Orient Park.

Department Name: Facilities Management & Real Estate Services Department

Contact Person: Anne-Marie Lenton (C. Allen)

Contact Phone: 813-272-5810

Sign-Off Approvals

Thomas H. Fass  11.21.22

Assistant County Administrator

N/A

Management and Budget – Approved as to Financial Impact Accuracy

Date

John Muller  11/21/2022

Department Director

Todd Sobel  11/21/22

County Attorney – Approved as to Legal Sufficiency

Date

Staff's Recommended Board Motion:

Adopt a Resolution vacating a portion of unimproved public right-of-way, according to Commissioner's Minute Book (CMB) S, Page 330, of the public records of Hillsborough County, and being more particularly described in the Resolution. The proposed vacate area is located adjacent to folios: 065057-0000, 062829-0000, and 062830-0000, generally lying south of East US Highway 92, east of North Falkenburg Road, and west of Interstate 75, and consists of approximately 69,005 square feet (1.58 acres), in East Lake Orient Park. The Petitioner, AC Tanner LLC, has submitted this vacate request in support of the redevelopment of the Tanner West Planned Development Rezoning project. The Planning Commission finds the proposed vacating consistent with the Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County. Reviewing departments, agencies, and utility providers have raised no objections. Although there are currently drainage ditches within the subject right-of-way, Public Works Stormwater has confirmed that adequate drainage will be provided through the proposed stormwater system in future redevelopment plans thus no drainage easement is needed. The financial impact associated with this item consists of required advertising per statute, recording fees and processing, estimated to be less than \$175.00, which are paid by the Petitioner.

Financial Impact Statement:

The financial impact associated with this item consists of required advertising per statute, recording fees and processing, estimated to be less than \$175.00, which are paid by the Petitioner.

Background:

This petition is submitted by AC Tanner LLC, as owner of the properties abutting the proposed vacate area, to vacate a portion of unimproved public right-of-way known as East Old Hillsborough Avenue, according to Commissioner's Minute Book (CMB) S, Page 330, of the public records of Hillsborough County. The petitioner is requesting to vacate a portion of unimproved public right-of-way totaling 1.58 +/- acres (69,005 square feet), which is part of a larger area that is proposed to be redeveloped and rezoned as the Tanner West Planned Development PD 22-0692. Pursuant to F.S. 336.10, Public Notice of this public hearing was published in *La Gaceta* on November 18, 2022, and on November 25, 2022.

Staff Reference: V22-0018 Vacate a portion of East Old Hillsborough Avenue ROW (AC Tanner LLC)

List Attachments: Location Map, Overview Map, Resolution, CMB Excerpt, Review Summary and Comments, Petition.

V22-0018

Vacate a portion of East Old Hillsborough Ave ROW (AC Tanner LLC)



LEGEND

- Subject Properties
Owner - AC Tanner LLC
- ROW Vacate
Approx. 69,005 SF (1.58 Ac)



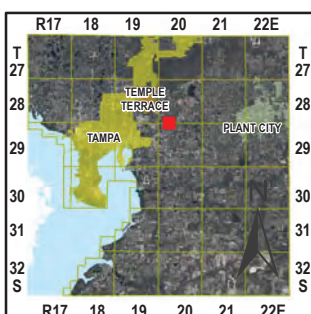
**Hillsborough
County Florida**

Geospatial Services Division
601 E Kennedy Blvd, Tampa, FL 33602

NOTE: Every reasonable effort has been made to assure the accuracy of this map; Hillsborough County does not assume any liability arising from use of this map. THIS MAP IS PROVIDED WITHOUT WARRANTY OF ANY KIND, either expressed or implied, including, but not limited to, the implied warranties of merchantability and fitness for a particular purpose.

SOURCE: This map has been prepared for the inventory of real property found within Hillsborough County and is compiled from recorded deeds, plats, and other public records; it has been based on BEST AVAILABLE data.

Users of this map are hereby notified that the aforementioned public primary information sources should be consulted for verification of the information contained on this map.





SEC 32 TWP 28S RNG 20E
SEC 05 TWP 29S RNG 20E

V22-0018

Vacate a portion of East Old Hillsborough Ave ROW (AC Tanner LLC)



LEGEND

-  Subject Properties
Owner - AC Tanner LLC
-  ROW Vacate
Approx. 69,005 SF (1.58 Ac)



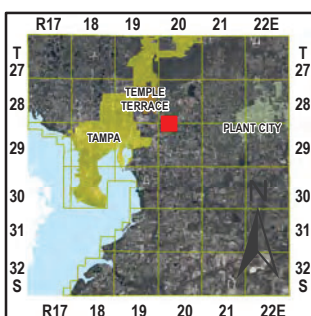
**Hillsborough
County Florida**

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SEC 32 TWP 28S RNG 20E
SEC 05 TWP 29S RNG 20E

Vacating Petition V22-0018
AC Tanner LLC - Petitioner
Portion of East Old Hillsborough
Avenue, unimproved public ROW
established per CMB S Page 330
Folios: 065057-0000; 062829-0000;
and 062830-0000.
Attn: Valerie Georgelin
Section 05, Township 29 S, Range 20 E;
and Section 32, Township 28 S, Range 20 E.

RESOLUTION NUMBER R22-_____

Upon motion by Commissioner _____, seconded by
Commissioner _____, the following resolution was
adopted by a vote of _____ to _____, Commissioner(s)
_____ voting no.

WHEREAS, AC Tanner LLC, a Texas limited liability company, has
petitioned the Board of County Commissioners of Hillsborough
County, Florida, in which petition said Board is asked to close,
vacate, and abandon a portion of unimproved public right-of-way
described as follows:

**LANDS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND MADE A PART
HEREOF;
SKETCHES ATTACHED HERETO FOR ILLUSTRATIVE PURPOSES ONLY**

WHEREAS, it appears that said property affected by such closure is
owned by the above named petitioner; and,

WHEREAS, the Board of County Commissioners finds that granting the
petition to vacate said portion of unimproved public right-of-way
is in the best interest of the general public and does not violate
any individual property rights; and,

WHEREAS, there is attached Proof of Publication and Notice of
Hearing of said request; and,

WHEREAS, said petition came on for hearing before this Board of
County Commissioners on December 13, 2022, and the same having been
investigated and considered, and it appearing that the
representations and statements contained therein are true:

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS
OF HILLSBOROUGH COUNTY, FLORIDA, IN REGULAR MEETING ASSEMBLED THIS
13TH DAY OF DECEMBER, 2022:

1. That the above-described portion of public right-of-way is hereby closed, vacated, and abandoned, and the right of the public and the County in and to the right-of-way is hereby renounced, disclaimed, and terminated.
2. That the petitioner and successors in title shall indemnify and hold harmless Hillsborough County from any claims, damages, expenses and costs that result from damage to or destruction of any improvement, structure or property located within the above-described right-of-way being vacated herein as a result of the exercise by Hillsborough County of its rights within any remaining public right-of-way not vacated herein.
3. That notice of said adoption of this Resolution be published in one issue of a newspaper of general circulation published in Hillsborough County, Florida, such publication to be made within thirty days of the adoption of this Resolution.
4. That this Resolution shall be filed in the offices of the Circuit Court Clerk and duly recorded on the public records of Hillsborough County, Florida.

STATE OF FLORIDA
COUNTY OF HILLSBOROUGH

I, Cindy Stuart, Clerk of the Circuit Court and Ex Officio Clerk of the Board of County Commissioners of Hillsborough County, Florida, do hereby certify that the above and foregoing is a true and correct copy of a resolution adopted by the Board at its regular meeting of December 13, 2022, as the same appears of record in Minute Book _____, of the Public Records of Hillsborough County, Florida.

WITNESS my hand and official seal this _____ day of _____, 2022.

CINDY STUART, CLERK

APPROVED BY COUNTY ATTORNEY

BY: Todd Sobel
Approved As to Form and Legal
Sufficiency

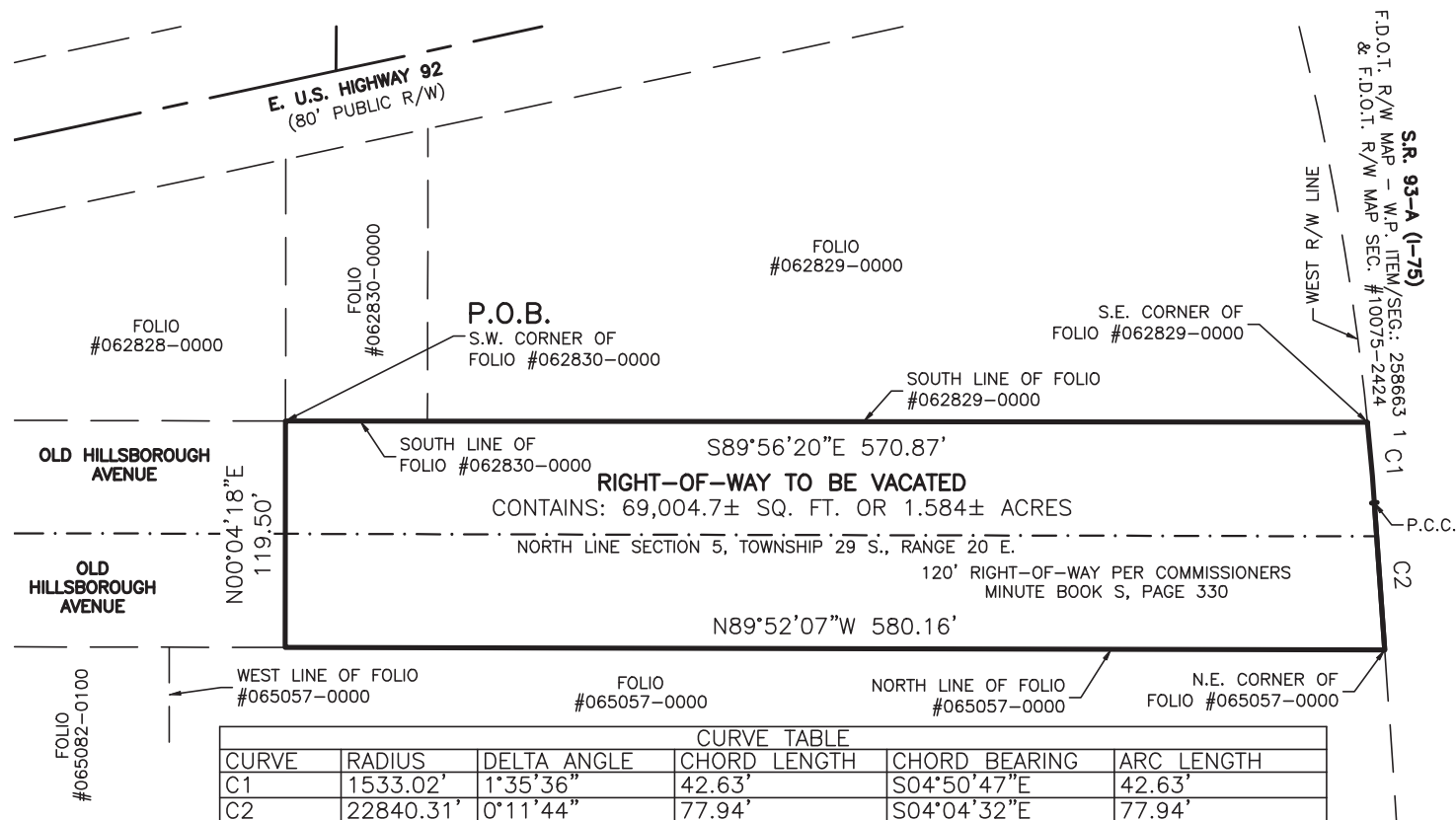
BY: _____
Deputy Clerk

R/W = RIGHT-OF-WAY
R.P.B. = ROAD PLAT BOOK
P.B. = PLAT BOOK
PG. = PAGE
C/L = CENTERLINE
P.O.B. = POINT OF BEGINNING
P.O.C. = POINT OF COMMENCEMENT
O.R.B. = OFFICIAL RECORDS BOOK
O.R.I. = OFFICIAL RECORDS INSTRUMENT
B.B. = BEARING BASIS
P.I.D. = PROPERTY IDENTIFICATION
N.T.S. = NOT TO SCALE
NO. = NUMBER
F.D.O.T. = FLORIDA DEPARTMENT OF
TRANSPORTATION
P.C.C. = POINT OF COMPOUND CURVATURE

NOT TO SCALE
V22-0018

A PARCEL OF LAND LYING AND BEING IN SECTION
32, TOWNSHIP 28 SOUTH, RANGE 20 EAST &
SECTION 5, TOWNSHIP 29 S., RANGE 20 E.
HILLSBOROUGH COUNTY, FLORIDA

"NOT A SURVEY"



A PARCEL OF LAND LYING AND BEING IN SECTION 32, TOWNSHIP 28 SOUTH, RANGE 20 EAST, AND SECTION 5, TOWNSHIP 29 SOUTH, RANGE 20 EAST, HILLSBOROUGH COUNTY, FLORIDA, BEING A PORTION OF OLD HILLSBOROUGH AVENUE (120' RIGHT-OF-WAY PER COMMISSIONERS MINUTE BOOK S, PAGE 330), AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE SOUTHWEST CORNER OF FOLIO #062830-0000; THENCE ON THE SOUTH LINE OF FOLIO #062829-0000, THENCE S 89°56'20" E. 570.87 FEET, TO THE SOUTHEAST CORNER OF FOLIO #062829-0000, ALSO BEING THE WEST RIGHT-OF-WAY LINE OF STATE ROAD 93 (INTERSTATE 75) AND A POINT ON A NON-TANGENT CURVE TO THE RIGHT, HAVING: A RADIUS OF 1,533.02 FEET, A DELTA ANGLE OF 01°35'36", A CHORD BEARING OF S. 04°50'47" E., AND A CHORD LENGTH OF 42.63 FEET; THENCE ON SAID WEST RIGHT-OF-WAY LINE OF STATE ROAD 93 (INTERSTATE 75), AND THE ARC OF SAID CURVE, 42.63 FEET; THENCE TO A POINT ON A COMPOUND CURVE TO THE RIGHT, HAVING: A RADIUS OF 22,840.31 FEET, A DELTA ANGLE OF 00°11'44", A CHORD BEARING OF S. 04°04'32" E., AND A CHORD LENGTH OF 77.94 FEET; THENCE ON THE ARC OF SAID CURVE, 77.94 FEET, TO THE NORTHEAST CORNER OF FOLIO #065057-0000; THENCE ON THE NORTH LINE OF SAID FOLIO #065057-0000, N. 89°52'07" W., 580.16 FEET; THENCE N. 00°04'18" W., 119.50 FEET, TO THE POINT OF BEGINNING.

SAID LANDS HAVING AN AREA OF 69,004.7 SQUARE FEET, OR 1.584 ACRES, MORE OR LESS.

3. BEARINGS SHOWN HEREON ARE BASED ON GRID NORTH.

4. THE SKETCH & DESCRIPTION SHOWN HEREON DOES NOT REPRESENT A BOUNDARY SURVEY.

SHEET 1 OF 1



FILE NO. : 22-01-45

DRAWN BY:	E.B.B.	DATE:	07/07/2022
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CHECKED BY:	B.G.R.	DATE:	07/08/2022
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PARCEL CONTAINS: 69,004.7± SQ. FT.

REVISIONS:

DESCRIPTION	BY	DATE
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REVISE VACATION WIDTH	E.B.B.	10/05/22
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COUNTY COMMENTS	E.B.B.	10/28/22
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THIS DOCUMENT WAS PREPARED IN ACCORDANCE WITH THE "STANDARDS OF PRACTICE FOR SURVEYS" SET FORTH BY THE FLORIDA BOARD OF PROFESSIONAL SURVEYORS & MAPPERS IN CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE, PURSUANT TO SECTION 472.027, FLORIDA STATUTES, AND IS NOT INTENDED TO MEET ANY OTHER MUNICIPAL OR NATIONAL STANDARD OR REQUIREMENT UNLESS NOTED.

ERICK B. BENNETT

FLORIDA SURVEYOR & MAPPER REG'N #7301

PRINTED COPIES OF THIS DOCUMENT ARE NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. ELECTRONIC COPIES OF THIS DOCUMENT ARE ONLY VALID IF THE DIGITAL SIGNATURE AND DATE HAVE BEEN VERIFIED.

Placeholder for Notice of Hearing Affidavit

A notice of the hearing will be published on November 18, 2022 and November 25, 2022.

NOTICE OF HEARING FOR CLOSING AND VACATING

Notice is hereby given that a Public Hearing will be held by the Board of County Commissioners of Hillsborough County, Florida at 9:00 A.M., Tuesday, December 13, 2022, to determine whether or not:

Vacating Petition V22-0018, an unimproved portion of East Old Hillsborough Avenue Right-of-Way, according to Commissioner's Minute Book S, Page 330, of the Public Records of Hillsborough County, located in Section 05, Township 29 S, and Range 20 E and Section 32, Township 28 S, Range 20 E, lying adjacent to folio numbers: 065057-0000, 062829-0000 and 062830-0000

shall be closed, vacated, discontinued and abandoned, and any rights of Hillsborough County, Florida, and the public in and to any lands in connection therewith renounced and disclaimed.

PARTICIPATION OPTIONS. In response to the COVID-19 pandemic, Hillsborough County is making it possible for interested parties to participate in this public hearing by means of communications media technology or in person.

Virtual Participation: Virtual participation is highly encouraged. **In order to participate virtually, you must have access to a communications media device that will enable you to be heard (audio) during the public hearing.** Additionally, should you opt to participate virtually in this public hearing, you will be able to provide oral testimony, but you will be unable to submit documentation during the public hearing. Therefore, if you opt to participate virtually in this public hearing, you must submit any documentation you wish to be considered by the Board of County Commissioners to the staff of the Facilities Management and Real Estate Services Department at least two business days prior to the Land Use Meeting so that it may be included in the record for the hearing.

Anyone who wishes to participate virtually in this public hearing will be able to do so by completing the online Public Comment Signup Form found at: **[HillsboroughCounty.org/SpeakUp](https://www.hillsboroughcounty.org/SpeakUp)**. You will be required to provide your name and telephone number on the online form. This information is being requested to facilitate the audio conferencing process. The Chair will call on the applicant representatives and speakers by name, depending on the application(s) to which each speaker signed up to speak. An audio call-in number will be provided to participants that have completed the form after it is received by the County. All callers will be muted upon calling and will be unmuted in the submission order after being recognized by the Chair by name. Call submissions for the public hearing will close 30 minutes prior to the start of the hearing. Public comments offered using communications media technology will be afforded equal consideration as if the public comments were offered in person.

In Person: While virtual participation is encouraged, standard in-person participation is still available. The format and procedures for in-person participation may differ from a traditional hearing. For the safety of participants and staff, social distancing will be properly adhered to at all times. For planning purposes, parties wishing to participate in person are encouraged to sign up ahead of time at **[HCFLGov.net/SpeakUp](https://www.hillsboroughcounty.org/SpeakUp)**.

The BOCC fully encourages public participation in its communications media technology hearing in an orderly and efficient manner. For more information on how to view or participate in a virtual meeting, visit: <https://www.hillsboroughcounty.org/en/government/meeting-information/speak-at-a-virtual-meeting>.

You will be required to provide your name and telephone number on the online form. This information is being requested to facilitate the audio-conferencing process. The Chair will call on speakers by name in the order in which they have completed the online Public Comment Signup Form. Prioritization is on a first-come, first-served basis. An audio call-in number will be provided

The public can listen and view the public hearing live in the following ways:

- Hillsborough County's Facebook page: HillsboroughFL
- The County's official YouTube channel: YouTube.com/HillsboroughCounty
- The County's HTV channels on cable television: Spectrum 637 and Frontier 22
- The HCFLGov.net website by going to HCFLGov.net/newsroom and selecting the "Live Meeting" button
- Listen to the meeting on smart phones by going to the above Facebook or YouTube link.

Participants are encouraged (whenever possible) to submit questions related to vacating petitions to Facilities Management and Real Estate Services Department in advance of the meeting by email to RP-Vacating@hcflgov.net or by calling (813) 307-1059. To best facilitate advance public comments, visit <https://hillsboroughcounty.org/en/government/board-of-county-commissioners> to leave comments with the Commissioners who represents your district.

Pursuant to provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in the meeting is asked to contact the Hillsborough County ADA Officer Carmen LoBue at lobuec@hcflgov.net or 813-276-8401; TTY: 7-1-1. For individuals who require hearing or speech assistance, please call the Florida Relay Service Numbers, (800) 955-8771 (TDD) or (800) 955-8700 (v) or Dial 711 no later than 48 hours prior to the proceedings. All BOCC meetings are closed captioned.

The Notice of Hearing Publication Affidavit will be inserted prior to execution of the Resolution.

Friday, May 20th, 1927

Pursuant to adjournment, the Board of County Commissioners of Hillsborough County, Florida, met at 9:00 A. M. in the County Courthouse, in Tampa, Florida, the usual place of meeting.

On roll being called the following answered to their names W. T. Williams, Chairman, and Commissioners W. T. Watkins, J. N. Holmes, J. R. Hendry and J. T. Gunn.

The minutes of the previous meeting were read and approved.

A check was received from the Traffic Department in the amount of \$3808.00 for estreated bonds during the month of April.

A petition was received from seventy citizens and tax payers of Seffner requesting that the County remove such portions of the Old Pemberton Packing House that now occupies South Railroad Street, which is county property, and upon motion of Commissioner Gunn, seconded by Commissioner Watkins, said petition was referred to J. R. Hendry Commissioner of District No. 1, with power to act.

The petition for the opening of a certain road, signed by D. C. Taylor et al., coming on to be heard, upon motion of Commissioner Hendry, seconded by Commissioner Watking, said petition was granted and ordered filed.

D. C. Taylor, J. Q. Alderman and J. E. Taylor, were appointed as a Committee to view and mark out road as petitioned for above.

Dr. Jno W. Also brook of the committee appointed to view and mark out the road as petitioned for by L. G. Walden et al, submitted proof of posting. All the requirements of the law having been complied with and no protests having been made, it was ordered that the following described road be and the same is hereby declared to be a public highway, to wit:

Beginning at township line between townships 28 and 29 south at the intersection of said township line with the Orient Road, run thence east to the range line between ranges 20 and 21 east; run thence in a northeasterly direction across sections 21, 32, 29 and 28, township 28 south, range 21 east to about the northeast corner of the southwest quarter of the southwest quarter of section 28, township 28, range 21 east; run thence east along quarter section line to the range line between ranges 21 and 22 east. Said road to be of a width of 120 feet.

S. F. Sloan, O. A. Erikson and Isaac P. Groome, of the committee appointed to view and mark out road as petitioned for, submitted their report, which was accepted and filed and notices were ordered posted for thirty days.

At 11 A. M. the time named in the notice for bids for the purchase of twenty-eight pieces 15" I beams at 42.9 pounds per foot, 25 ft long, and 42 pieces plate 3/8" X 12" X 30", bidding was closed and the bids of the Ingalls Iron Works Company, Gulf Iron Works, Nashville Bridge Co., C. T. Dawkins, F. P. Lyons Iron Works, Inc., and Lukens Steel Company, were found to have been filed. Upon motion of Commissioner Holmes seconded by Commissioner Hendry, said bids were referred to the County Engineer for tabulation.

After tabulating the above bids the County Engineer reported that the Gulf Iron Works was the lowest and best bid, whereupon Commissioner Gunn moved that said bid be accepted, which motion was seconded by Commissioner Hendry and unanimously carried, said bid being as follows; total purchase price \$1025.00, delivery to begin within two weeks.

Vacating Petition V22-0018

Petition To Vacate a portion of unimproved public right-of-way
East Old Hillsborough Avenue Right-of-Way (CMB S, Page 330)
Section 05 – Township 29 S – Range 20 E and
Section 32 – Township 28 S – Range 20 E
Adjacent to Folios 065057-0000, 062829-0000 and 062830-0000.

Petitioner – AC Tanner LLC

☒ 1ST FEE (\$169.00) REC'D ☒ 2ND FEE (\$250.00) REC'D
☒ NOTICE OF HEARING AD PUBL'D ☒ NOTICE OF HEARING SIGN PST'D

REVIEWING DEPARTMENTS

- | | |
|------------------------------------|----------------|
| • HC DEVELOPMENT SERVICES | – NO OBJECTION |
| • HC PUBLIC UTILITIES | – NO OBJECTION |
| • HC PUBLIC WORKS-STORMWATER | – NO OBJECTION |
| • HC PUBLIC WORKS-TRANSPORTATION | – NO OBJECTION |
| • HC PUBLIC WORKS-SYSTEMS PLANNING | – NO OBJECTION |
| • HC PUBLIC WORKS-STREET LIGHTING | – NO OBJECTION |
| • HC PUBLIC WORKS-SERVICE UNIT | – NO OBJECTION |
| • HC FIRE RESCUE | – NO OBJECTION |
| • HC COMMUNITY & INFRASTRUCTURE | – NO OBJECTION |
| • HC ENVIRONMENTAL PROTECTION | – NO OBJECTION |
| • HC ADDRESSING/E 911 | – NO OBJECTION |
| • HC CONSERVATION (CELM) | – NO OBJECTION |
| • PLANNING COMMISSION | – CONSISTENT |

REVIEWING AGENCIES

- | | |
|--------------------------|-----------|
| • CHARTER/SPECTRUM | – CONSENT |
| • PEOPLES GAS | – CONSENT |
| • TAMPA ELECTRIC COMPANY | – CONSENT |
| • FRONTIER | – CONSENT |

VACATING REVIEW COMMENT SHEET

DATE: 11/1/22

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Development Services

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

Additional Comments: _____

Reviewed By: Mike Williams / J. Brian Grady

Date: 11/1/22

Email: williamsm@hillsboroughcounty.org / gra

Phone: 813-276-8343

VACATING REVIEW COMMENT SHEET

DATE 10/31/2022


Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

Project: V22-0018 - Vacate portions of East Old Hillsborough Avenue Right-of-Way per
Commissioners Bk S, Pg 330 - Folio(s) # 65057.0000, 62829.0000 & 62830.0000

Reviewing Agency: Public Utilities department - Administrative Division - Randy Sears
General Manager II - 925 Twiggs Street Tampa, FL 33602

S., T., R. 05 - 29 - 20

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.

	NO OBJECTION by this agency to the vacating as petitioned. (If you have no objections, check here and sign below.
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- 1) Do you currently use or have facilities in said area to be vacated? _____ YES ☒ NO
If YES, please explain:

- 2) Do you foresee a need for said area in the future? _____ YES ☒ NO
IF YES, please explain:

- 3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? _____ YES _____ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an
easement over all or part of area to be vacated? _____ YES _____ NO

- 4) If there are facilities in said area to be vacated, could they be
moved at petitioner's expense if they so desire? _____ YES _____ NO

Phone No. _____

Additional Comments: Hillsborough County has no existing water, wastewater and/or reclaimed water facilities located within the area to be vacated, therefore we have no objections to the proposed vacating request.

Reviewed By: Randy Rochelle Date: October 31, 2022

FROM: _____

VACATING REVIEW COMMENT SHEET

DATE: 11/15/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: PW Engineering & Operations Dept./ Stormwater Services Section

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☒ YES ☐ NO

If YES, please explain:

No pipes on vacate area, but ditches on north and south side of the ROW receiving flow from our ROW to the west. Can turn it into a drainage easement.

However, the proposed plans show a proposed FDOT pond and a dedicated offsite conveyance system around the pond to the same ultimate outfall location at the NE corner of the site.

2) Do you foresee a need for said area in the future? ☒ YES ☐ NO

IF YES, please explain:

Conveyance of the flow from the west and possible pond for storage of water quality treatment.

However, the proposed plans show a proposed FDOT pond and a dedicated offsite conveyance system around the pond to the same ultimate outfall location at the NE corner of the site.

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☒ YES ☐ NO

If YES, please specify which portion may be vacated:

No easement over the vacated ROW is needed. The conveyance system can be located within the FDOT ROW

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☒ YES ☐ NO

The conveyance and pond can be located within the FDOT ROW

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☒ YES ☐ NO

The County's system may be rerouted through the conveyance system to the ultimate discharge point in the FDOT ROW at the NE corner of the site, at petitioner's expense.

Additional Comments: Objection withdrawn based on followup presented plans. The County's system will be rerouted through the conveyance system to the ultimate discharge point in the FDOT ROW at the NE corner of the site.

An easement over the proposed offsite conveyance system around the FDOT pond is acceptable. Therefore, no easement over the vacated ROW is needed. The conveyance system can be located within the FDOT ROW

reservation area and was confirmed with the FDOT, at the time of ROW dedication the County easement could be vacated for the FDOT.

Reviewed By: Ronald Steijlen

Date: 11/15/2022

Email: SteijlenR@HillsboroughCounty.Org

Phone: 813-307-1801

VACATING REVIEW COMMENT SHEET

DATE: 10/31/22

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Public Works - Technical Services Division - Transportation Design

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☒ NO

Additional Comments: Transportation Review Team has no Objection to the ROW vacate request.

Reviewed By: Marcia Bento

Date: 10/31/22

Email: PW-CIPTransportationReview@hcfllgov

Phone: _____

VACATING REVIEW COMMENT SHEET

DATE: 10/28/22

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Systems Planning (Stormwater Team)

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

N/A

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

N/A

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☒ YES ☐ NO

Additional Comments: _____

Reviewed By: William Hand

Date: 10/28/22

Email: handwt@hillsboroughcounty.org

Phone: 813-635-5404

VACATING REVIEW COMMENT SHEET

DATE: 10/28/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Hillsborough County Residential Street Lighting Program

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

Additional Comments: _____

Reviewed By: Landon Hamilton

Date: 10/28/2022

Email: HamiltonL@HCFL.Gov

Phone: 813-538-5452

VACATING REVIEW COMMENT SHEET

DATE: 10/31/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: PW - SSU

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

Additional Comments: _____

Reviewed By: Juan O. Olivero Lopez

Date: 10/31/2022

Email: oliveroj@hillsboroughcounty.org

Phone: 813-671-7624 Ext.41539

VACATING REVIEW COMMENT SHEET

DATE: 11/3/22

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Hillsborough County Fire Rescue

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

N/A

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

N/A

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

N/A

Additional Comments: _____

Reviewed By: Ray Hansen, Deputy Fire Marshal

Date: Nov 3 2022

Email: hansenr@hcflgov.net

Phone: 813-744-5541

VACATING REVIEW COMMENT SHEET

DATE: 11/01/22

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Hillsborough County Community & Infrastructure Planning Department

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

Additional Comments: _____

Reviewed By: Sarah Caper

Date: 11/01/22

Email: capers@hillsboroughcounty.org

Phone: 813-807-0743

VACATING REVIEW COMMENT SHEET

DATE: 11/03/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: EPC Wetlands

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

N/A

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

N/A

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

N/A

Additional Comments: OSW 2 within area to be vacated previously determined to qualify for EPC Noticed Exemption and approved for Impacts per EPC# 74800

Reviewed By: Jackie Perry Cahanin

Date: 11/03/2022

Email: cahaninj@epchc.org

Phone: 813-627-2600 X 1241

VACATING REVIEW COMMENT SHEET

DATE: 11/03/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Core Data Services (Streets & Addresses Unit)

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

Additional Comments: _____

Reviewed By: Deborah S. Franklin

Date: 11/03/2022

Email: franklinds@HCFLGov.net

Phone: 813-264-3050

VACATING REVIEW COMMENT SHEET

DATE: 4 Nov. 2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Conservation & Environmental Lands Management

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

Additional Comments: _____

Reviewed By: Bernard W. Kaiser

Date: 4 Nov. 2022

Email: kaiserb@hillsboroughcounty.org

Phone: 813-504-1236

VACATING REVIEW COMMENT SHEET

DATE: 11/4/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Hillsborough County City-County Planning Commission

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.



NO OBJECTION by this agency to the vacating as petitioned.



OBJECTION (If you have objections, check here, complete and sign below.

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Do you foresee a need for said area in the future? ☐ YES ☒ NO
IF YES, please explain:

3) IF THE ANSWER TO EITHER QUESTION 1 OR QUESTION 2 IS "YES";
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If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☒ NO

4) If there are facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO

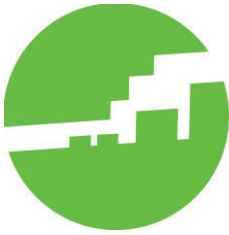
Additional Comments: _____

Reviewed By: Yeneka Mills

Date: 11/4/2022

Email: millsy@plancom.org

Phone: 813-547-4373



Hillsborough County City-County Planning Commission

Memorandum

November 17, 2022

To: Valerie Georgelin, Esq., Real Property Specialist, Technical Services

From: Yeneka Mills, Principal Planner

Re: VACATING PETITION: V22-0018 (AC Tanner LLC), a portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section, 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios 065057-0000; 062829-0000; and 062830-0000.

Planning Commission staff has reviewed the requested petition to vacate a portion of a ROW lying in Section 5, Township 29 South, Range 20 East, and Section 32 Township 28 S, Range 20 E, within Folios 065057-0000, 062829-0000, and 062830-0000.

The applicant requests to vacate a portion of right-of-way (ROW) totaling 1.58+/- acres (69,005 square feet) that is part of a larger area proposed to be redeveloped. The vacating is associated with rezoning PD 22-0692.

The area's subject site and surrounding properties are designated as Urban Mixed Use-20 (UMU-20) on the Future Land Use Map. The subject site is in the Urban Service Area. The subject site is also within the East Lake-Orient Park Community Plan limits. The vacating of this ROW will not have any adverse impacts on the abutting properties. Access to neighboring properties will continue through existing roadways.

The request to vacate this portion of ROW should not have adverse impacts on the future development pattern of this area. The Planning Commission staff finds the proposed vacating **CONSISTENT** with the Goals, Objectives, and Policies of the *Future of Hillsborough Comprehensive Plan for Unincorporated Hillsborough County*.

Thank you for the opportunity to review the ROW vacating. If you have any questions regarding these comments or need further information, please contact me at (813) 547-4373.



Plan Hillsborough
planhillsborough.org
planner@plancom.org
813- 272-5940
601 E Kennedy Blvd
18th Floor
Tampa, FL, 33602

VACATING REVIEW UTILITY COMMENT SHEET

DATE: 10/2/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios: 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Spectrum Sunshine

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.

<input checked="checked" type="checkbox"/>	CONSENT by this agency to the vacating as petitioned.
<input type="checkbox"/>	OBJECTION by this agency to the vacating as petitioned

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
 If YES, please explain:

2) Is QUESTION #1 is "YES", answer question 2, otherwise skip.

A) Could any portion of said area be vacated? ☐ YES ☐ NO
 If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over **all or part of area** to be vacated? ☐ YES ☐ NO
 If YES, please specify if easement should be over all or part of the area to be vacated:

C) If there are existing facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO
 If YES, please explain:

Additional Comments: _____

Reviewed By: Eric Oertel

Date: 10/28/2022

Email: eric.oertel@charter.com

Phone: 813-293-9729

VACATING REVIEW UTILITY COMMENT SHEET

DATE: 11/1/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios: 065057-0000; 062829-0000; and 062830-0000. East Old Hillsborough Ave.

Reviewing Agency: TECO-PGS

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.

<input checked="" type="checkbox"/>	CONSENT by this agency to the vacating as petitioned.
<input type="checkbox"/>	OBJECTION by this agency to the vacating as petitioned

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Is QUESTION #1 is "YES", answer question 2, otherwise skip.

A) Could any portion of said area be vacated? ☐ YES ☐ NO

If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over all or part of area to be vacated? ☐ YES ☐ NO

If YES, please specify if easement should be over all or part of the area to be vacated:

C) If there are existing facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO
If YES, please explain:

Additional Comments:



Joan Domning-Senior Admin Specialist
TECO-PGS-Distribution Engineering
8416 Palm River Rd, Tampa, FL 33619

Revi 813-275-3783
Ema jdomning@tecoenergy.com

Date: 11-1-2022
Phone:

VACATING REVIEW UTILITY COMMENT SHEET

DATE: 11/08/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios: 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Tampa Electric Company

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.

<input checked="" type="checkbox"/>	CONSENT by this agency to the vacating as petitioned.
<input type="checkbox"/>	OBJECTION by this agency to the vacating as petitioned

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
If YES, please explain:

2) Is QUESTION #1 is "YES", answer question 2, otherwise skip.
A) Could any portion of said area be vacated? ☐ YES ☐ NO
If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over **all or part of area** to be vacated? ☐ YES ☐ NO
If YES, please specify if easement should be over all or part of the area to be vacated:

C) If there are existing facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO
If YES, please explain:

Additional Comments: Survey provided by developer indicates all teco equipment is outside of the area to be vacated.

Reviewed By: Taylor J. Leggatt

Date: 11/08/2022

Email: tjleggatt@tecoenergy.com

Phone: 813-228-1424

VACATING REVIEW UTILITY COMMENT SHEET

DATE: 10/31/2022

Return to: Hillsborough County Real Estate Department, P. O. Box 1110, Tampa, Florida 33601

VACATING PETITION:

V22-0018 (AC Tanner LLC) portion of East Old Hillsborough Ave ROW as per CMB S Pg 330, located in Section 5, Township 29 S, Range 20 E; and Section 32, Township 28 S, Range 20 E, within Folios: 065057-0000; 062829-0000; and 062830-0000.

Reviewing Agency: Frontier Florida LLC

Please review attached information on above-stated petition to vacate and check appropriate boxes (making comments when necessary) as the following statements pertain to your company or agency. Upon completion, please return this form to the County Real Estate Department. The back of this form may be used for additional comments.

<input checked="checked" type="checkbox"/>	CONSENT by this agency to the vacating as petitioned.
<input type="checkbox"/>	OBJECTION by this agency to the vacating as petitioned

1) Do you currently use or have facilities in said area to be vacated? ☐ YES ☒ NO
 If YES, please explain:

2) Is QUESTION #1 is "YES", answer question 2, otherwise skip.

A) Could any portion of said area be vacated? ☐ YES ☐ NO
 If YES, please specify which portion may be vacated:

B) Could said area be vacated subject to reserving an easement over **all or part of area** to be vacated? ☐ YES ☐ NO
 If YES, please specify if easement should be over all or part of the area to be vacated:

C) If there are existing facilities in said area to be vacated, could they be moved at petitioner's expense if they so desire? ☐ YES ☐ NO
 If YES, please explain:

Additional Comments: _____

Reviewed By: Stephen Waidley

Date: 10/31/2022

Email: stephen.waidley@ftr.com

Phone: (941) 266-9218



**Hillsborough
County Florida**

PETITION TO VACATE

Hillsborough County Geospatial & Land Acquisition Services Department
County Center
601 East Kennedy Boulevard – 23rd Floor
Tampa, Florida 33602
Telephone: (813) 272-5810 | Fax: (813) 272-5597

Right-of-Way

☒

Easement

☐

Subdivision Plat

☐

PETITIONER'S INFORMATION

Name(s): AC Tanner LLC
Address: 2525 Knight Street, Suite 300
City: Dallas State: TX Zip Code: 75219-2525
Phone Number(s): _____
Email address: _____

For multiple Petitioners, attach additional signature sheets for each additional Petitioner

The above named Petitioner(s) hereby petition(s) the Honorable Board of County Commissioners of Hillsborough County to adopt a resolution vacating, abandoning, renouncing, and disclaiming any right or interest of Hillsborough County and the public in and to the following described right(s)-of-way, easement(s), or subdivision plat or portion thereof (*provide or attach legal description of area or property interest to be vacated*):

Section 5, Township 29, Range 20 Folio #065057.0000
Located in Section 32, Township 28, Range 20, Folio #062829-0000 and 062830-0000

AGENT AUTHORIZATION - PLEASE COMPLETE IF APPLICABLE

The above-named Petitioner(s) hereby authorizes as the following to act as agent on my/our behalf:

Name(s): Jacob T. Cremer
Company: Stearns Weaver Miller
Address: P.O. Box 3299
City: Tampa State: FL Zip Code: 33601-3299
Phone Number(s): (813) 223-4800
Email address: jcremer@stearnsweaver.com and cwalden@stearnsweaver.com

Provide a detailed reason for, and the purpose of, the Vacating request. Please be specific:

The proposed Petition to Vacate is being filed in order for the redevelopment of the subject property for the Tanner West Planned Development Rezoning project.

For Right-of-Way Vacating Petitions Only:

If any adjacent property owners have not signed the Petition, please explain why an adjacent property owner has not signed.

If the Petition seeks to clear or resolve an encroachment into an easement or right-of-way, please state the construction date of the encroachment:

If the Petition seeks to clear or resolve a code enforcement violation, please provide all information regarding such violation (date of violation, nature of violation, assigned officer, etc.):

Please review and initial:

1. BW The Petitioner(s) hereby acknowledges that the average minimum processing time for bringing a Petition for public hearing is sixty (60) to ninety (90) days from the date the County receives a completed, sufficient Petition. The Petitioner(s) acknowledge that this timeframe is only an estimate and Hillsborough County is not responsible for any extensions, delays, or otherwise due to unfulfilled or incomplete Petition requirements.
2. BW The Petitioner(s) hereby expressly acknowledges and agrees that all Petitions are circulated for review and comment by both internal and external departments and agencies, and that it is the Petitioner(s) sole responsibility to address and/or resolve any and all objections in writing prior to scheduling the matter for public hearing. Note: failure to cure such objections prior to public hearing may result in a staff recommendation of denial of the Petition.
3. BW The Petitioner(s) attaches a check for the initial filing fee in the amount of \$414.10 made payable to the Board of County Commissioners of Hillsborough County, Florida, to cover the administrative costs of processing the Petition prior to the scheduling of a public hearing. Petitioner acknowledges and agrees that the initial filing fee is non-refundable in whole or in part.
4. BW The Petitioner(s) hereby waive(s), renounce(s), absolve(s), relinquish(es) and discharge(s) Hillsborough County from any claims or damages of any nature and kind whatsoever that such Petitioner(s) may have or claim or demand, now or in the future, by reason of the vacating, closing, discontinuing and abandoning of said right(s)-of-way, easement(s), or subdivision plat.
5. BW The Petitioner(s) acknowledges and agrees that if the Petition proceeds to public hearing the Petitioner(s) will pay the additional filing fee of \$250.00 made payable to the Board of County Commissioners of Hillsborough County, Florida. Petitioner further acknowledges and agrees the additional filing fee is non-refundable in whole or in part.
6. BW The Petitioner(s) hereby acknowledges and agrees that all terms and conditions of the Vacating Resolution, if approved and adopted by the Board of County Commissioners, shall be strictly complied with by the Petitioner(s).
7. BW The Petitioner(s) hereby acknowledges and agrees they have read and understand all applicable steps listed within the VACATING PETITION INFORMATION PACKET received by Petitioner(s) prior to submittal of this PETITION TO VACATE.
8. BW The Petitioner(s) hereby acknowledges and agrees that the Petition may not cure any and/or all code enforcement violations and that additional curative measures may be required to be completed by Petitioner prior to removal of such violation.
9. BW The Petitioner(s) hereby acknowledges and agrees that **HILLSBOROUGH COUNTY MAKES NO STATEMENT, OPINION OR WARRANTY AS TO THE TITLE OF VACATED PUBLIC PROPERTY INTERESTS BY VIRTUE OF ANY VACATING ACTION BY ITS BOARD OF COUNTY COMMISSIONERS. PETITIONER(S) SHOULD VERIFY WITH A TITLE COMPANY WHERE TITLE VESTS FOLLOWING THE VACATING ACTION.**

REMAINDER OF PAGE INTENTIONALLY LEFT BLANK

The Petitioner(s) herein named hereby waive(s), renounce(s), relinquish(es), absolve(s), and discharge(s) Hillsborough County from any claims for damages of any nature and kind whatsoever that petitioner(s) may have or claim or demand, now or in the future, by reason of the vacating, closing, discontinuing, and abandoning of public right(s)-of-way, easement(s) or subdivision plat(s), or any part or portion thereof; and shall indemnify and hold harmless Hillsborough County from any claims, damages, expenses and costs that result from damage to or destruction of any improvement, structure or property located within the portion of right(s)-of-way, easement(s) or subdivision plat(s) being vacated herein as a result of the exercise by Hillsborough County of its rights within any remaining public right(s)-of-way, easement(s), or subdivision plat(s) not vacated.

[Signature]

PETITIONERS' SIGNATURES

MAILING ADDRESS

2525 Knight St. Ste 300 Dallas TX 75219

Name: Brian Wertz

Title: Manager of Arrow Capital
LLC, a Texas limited liability
company, as Manager of
AC Tanner LLC, a Texas limited
liability company.

STATE OF TEXAS

COUNTY OF DALLAS

The following instrument was sworn to (or affirmed) and subscribed before me by means of ☒ physical presence or ☐ online notarization this 11 day of July, 2022, by Brian Wertz who is/are personally known to me or who has produced _____ as identification.

NOTARY PUBLIC:

Signature:

[Signature]

Printed Name:

Donna Tool

Title or Rank:

Notary Public

Serial / Commission Number:

133156822

My Commission Expires:

6.15.2025

(SEAL)

