

0029182

Exhibit "A"

ORDINANCE NO. 90- 22

CITY OF POMPANO BEACH
Broward County, Florida

AN ORDINANCE ABANDONING CERTAIN RIGHTS OF WAY AND UTILITY EASEMENTS IN THE VICINITY OF WADE HORN PARK, SECTION 33, TOWNSHIP 48 SOUTH, RANGE 42 EAST, BROWARD COUNTY, FLORIDA; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to law, fifteen (15) days' notice has been given by publication in a paper of general circulation in the City notifying the public of this proposed Ordinance and of a public hearing in the Commission Meeting Room of the City of Pompano Beach, Florida; and

WHEREAS, a public hearing before the City Commission was held, pursuant to the published notice described above, at which hearing the parties in interest and all other citizens so desiring had an opportunity to be and were in fact heard; and

WHEREAS, the City Commission has received a request for the abandonment of certain rights-of-way and utility easements.

WHEREAS, the Planning and Zoning Board has made its recommendation upon said request; now, therefore

BE IT ENACTED BY THE CITY OF POMPANO BEACH, FLORIDA:

SECTION 1: It is hereby found and determined by the City Commission that the public health, welfare, safety and necessity no longer requires retention of an interest by the public in those certain rights-of-way and utility easements particularly described below.

JAN 23 9 11 AM '90

BK 71004R0754



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SECTION 2: It is hereby further found and determined that abandonment and vacation of said rights-of-way and utility easements will not have a detrimental effect to the surrounding property or area.

SECTION 3: That the City of Pompano Beach does hereby abandon and vacate the following described rights-of-way and utility easements, to wit:

That certain Utility Easement described in Exhibit "A".

That certain Utility Easement described in Exhibit "B".

That certain portion of the right of way for N.W. 11th Street described in Exhibit "C".

That certain portion of the right of way for N.W. 9th Court described in Exhibit "D".

That certain portion of the right of way for N.W. 28th Avenue described in Exhibit "E".

All of which Exhibits are attached hereto and incorporated herein by reference as if set forth in full.

SECTION 4: That the City Clerk is hereby instructed to record this Ordinance in the public records of Broward County, Florida.

SECTION 5: If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable.

BK 171004 PC 0755

SECTION 6: This Ordinance shall become effective upon passage.

PASSED FIRST READING this 9th day of January,
1990.

PASSED SECOND READING this 16th day of January,
1990.




E. PAT LARKINS MAYOR

ATTEST:



VERNADETTE FULLER
CITY CLERK

DCR/md 
11/28/89
#001AD/049

BK 7/10/89 0756

EXHIBIT "A"

Descriptions of Utility Easement No. 1

The south 12 feet of the north 109.61 feet, less the east 135.73 feet of the following described property:

Commencing at the northeast corner of the southeast quarter of the northwest one-quarter (NW 1/4) of Section 33, Township 48 South, Range 42 East, Broward County, Florida; thence, with a bearing of north 89° 39' 49" west, a distance of 25.00 feet to the point of beginning; thence, with a bearing of south 00° 20' 11" west, a distance of 412.86 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 89° 40' 16" and an arc length of 39.13 feet to a point; thence, with a bearing of north 89° 59' 33" west, a distance of 565.20 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 90° 14' 26" and an arc length of 39.37 feet to a point; thence, with a bearing of north 00° 14' 53" east, a distance of 412.05 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 89° 40' 38" and an arc length of 39.13 feet to a point; thence, with a bearing of north 89° 55' 31" east, a distance of 565.83 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 90° 24' 40" and an arc length of 39.45 feet, more or less, to the point of beginning.

BKA 7/10/04 PG 07/57

EXHIBIT "B"

Descriptions of Utility Easement No. 2.

The north 12 feet of the south 98 feet of the following described property:

Commencing at the northeast corner of the southeast quarter of the northwest one-quarter (NW 1/4) of Section 33, Township 48 South, Range 42 East, Broward County, Florida; thence, with a bearing of north 89 39' 49" west, a distance of 25.00 feet to the point of beginning; thence, with a bearing of south 00 20' 11" west, a distance of 412.86 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 89 40' 16" and an arc length of 39.13 feet to a point; thence, with a bearing of north 89 59' 33" west, a distance of 565.20 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 90 14' 26" and an arc length of 39.37 feet to a point; thence, with a bearing of north 00 14' 53" east, a distance of 412.05 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 89 40' 38" and an arc length of 39.13 feet to a point; thence, with a bearing of north 89 55' 31" east, a distance of 565.83 feet to a point of curvature of a curve to the right having a radius of 25.00 feet, a central angle of 90 24' 40" and an arc length of 39.45 feet, more or less, to the point of beginning.

BK 71004R80758

EXHIBIT "C"

Description of N.W. 11 Street to be vacated:

Commencing at the northeast corner of the southeast quarter of the northwest quarter of section 33-48S-42E Broward County, Florida; thence due south 25 feet; thence due west 40 feet to a point of beginning; thence due west 575.83 feet; thence due north 50 feet to a point which is on intersection of the east right of way line of N.W. 28 Avenue and the north right of way line of N.W. 11 Street; thence due east 575.83 feet; thence due south 50 feet to the point of beginning.

BK 7/10/04 20 07/59

EXHIBIT "D"

Descriptions of N.W. 9 Court to be vacated:

Commencing at the northeast corner of the southeast quarter of the northwest quarter of section 33-48S-42E, Broward County, Florida; thence due south 437.86 feet; thence due west 320.97 feet to a point of beginning; thence due west 244.23 feet to a point which is the intersection of the north right of way line of N.W. 9 Court with the east right of way line of N.W. 28 Avenue; thence due south 50.00 feet; thence due east 244.23 feet to the point of beginning.

BK 71104 PG 0760

EXHIBIT "E"

Description of N.W. 28 Avenue to be vacated:

Commencing at the northeast corner of the southeast quarter of the northwest quarter of section 33-48S-42E, Broward County, Florida; thence due south 437.86 feet; thence due west 615.20 feet to a point of beginning; thence due west 30 feet; thence due north 462.05 feet; thence due east 30 feet; thence due south 462.05 feet to a point of beginning.

RECORDED IN THE OFFICIAL RECORDS BOOK
OF BROWARD COUNTY, FLORIDA
L. A. HESTER
COUNTY ADMINISTRATOR

BK 71004 PG 07/61