



City of Marco Island
Growth Management Department
50 Bald Eagle Drive
Marco Island, FL 34145
Phone: 239-389-5000

APPLICATION FOR VACATING STREETS, ALLEYS, EASEMENTS & SUBDIVISION PLATS

APPLICABLE SECTIONS OF THE MARCO ISLAND LAND DEVELOPMENT CODE SEC 30-581 (AA)

Petition number: _____ Date Received: _____

Planner: _____

Above to be completed by Staff

APPLICANT CONTACT INFORMATION

Applicant/Agent Name: Zachary W. Lombardo, Esq.

Applicant/Agent Firm: Woodward, Pires & Lombardo, P.A.

Address: 3200 Tamiami Trail N. Ste. 200, Naples, FL 34103

Phone: (239) 649-6555 E-mail: zlombardo@wpl-legal.com; kchylinski@wpl-legal.com

Property owner's name: Douglas C. and Beth M. Smith

Address: 1610 Briarwood Ct. Marco Island, FL 34145

Phone: C/O Agent E-mail: C/O Agent

SUBJECT PROPERTY INFORMATION

Reason for Request: Vacation of utility easement

Address of Subject Property: 1610 Briarwood Ct. Marco Island, FL 34145

Property ID: 56857480005 Zoning Designation: RSF-3

Legal Description: MARCO BCH UNIT 3 BLK 81 LOT 10, AND N1/2 OF LOT 11

SUBMITTAL REQUIREMENTS CHECKLIST

This completed checklist is to be submitted with the application packet in the exact order. Incomplete submittals will not be accepted.

REQUIREMENTS FOR REVIEW	# OF COPIES
Completed Application (download current form from City website)	2
Signed and sealed boundary survey showing existing and proposed lot dimensions, access to new lots, new lot areas, all easements of record, all utilities, and structures on	2
Recorded warranty deed to show current ownership from Clerk of Courts Recording Office	2
Fee Simple Deed	2
Letters of No Objection from each of the following, as applicable: (addresses may not be current) Electric Company – Lee County Electric Co-op (LCEC), 433 N 15 th St. Immokalee, FL 34142 (239)656-2300. Cable Television - Comcast: ATTN: Mark Cook, 26100 West Links Drive, Ste 4, Fort Myers, FL 33913. (239) 432-1805. Telephone Company- Century Link, Florida: ATTN: Jigs Silang, 3530 Kraft Road, Naples, FL 34105. (239)263-6234. Internet – Summit Broadband, 2367 Vanderbilt Beach Rd, Naples, FL 34109. (407)996-8900 Water & Sewer - Marco Island Utilities: ATTN: Jeff Poteet, 50 Bald Eagle Dr., Marco Island, FL 34145. (239)389-5000 Adjacent Property Owners Homeowners Association	2
Digital copy of all items above	1

FEE REQUIREMENTS

Application Fee: \$2,000.00 (payable to the City of Marco Island).

APPROVAL PROCESS

- The planning board shall hold a public hearing to consider such petitions and shall submit its recommendation in writing to the city council.
- The city council shall hold a public hearing to consider the vacation, and shall publish notice thereof in a newspaper of general circulation in the city in not less than two weekly issues of the paper.
- Following the public hearing, the city council may, by resolution, approve the vacation if it is determined that there is no present necessity, or reasonably foreseeable necessity, for the retention of the street, alleyway, easement or subdivision plat, and that the right to convenient access of adjoining property owners will not be affected thereby.

□ Significant portions of Marco Island are subject to recorded deed restrictions. As the city is not responsible for enforcement of private deed restrictions, it is incumbent upon individuals to know what private restrictions may apply to their property. Please contact Marco Island Civic Association (MICA) for more information at (239) 642-7778 or www.marcocivic.com. By signing this application, the owner/applicant certifies that the owner/applicant has been informed about the existence of such private deed restrictions.

By acceptance of this application, the applicant agrees to defend, hold harmless and indemnify the City of Marco Island and its employees and agents from any and all liability which may arise as a result of this meeting.

/s/ Zachary W. Lombardo, Esq.
Applicant/Agent

08/26/2024
Date

Application accepted by:

Planner

Date

AFFIDAVIT OF AUTHORIZATION

FOR PETITION NUMBERS(S) _____

I, Beth Smith (print name), as _____ (title, if applicable) of _____ (company, if applicable), swear or affirm under oath, that I am the (choose one) owner applicant contract purchaser and that:

1. I have full authority to secure the approval(s) requested and to impose covenants and restrictions on the referenced property as a result of any action approved by the County in accordance with this application and the Land Development Code;
2. All answers to the questions in this application and any sketches, data or other supplementary matter attached hereto and made a part of this application are honest and true;
3. I have authorized the staff of Collier County to enter upon the property during normal working hours for the purpose of investigating and evaluating the request made through this application; and that
4. The property will be transferred, conveyed, sold or subdivided subject to the conditions and restrictions imposed by the approved action.
5. We/I authorize Zachary W. Lombardo, Esq. and the law firm of Woodward, Pires & Lombardo, P.A. to act as our/my representative in any matters regarding this petition including 1 through 2 above.

***Notes:**

- If the applicant is a corporation, then it is usually executed by the corp. pres. or v. pres.
- If the applicant is a Limited Liability Company (L.L.C.) or Limited Company (L.C.), then the documents should typically be signed by the Company's "Managing Member."
- If the applicant is a partnership, then typically a partner can sign on behalf of the partnership.
- If the applicant is a limited partnership, then the general partner must sign and be identified as the "general partner" of the named partnership.
- If the applicant is a trust, then they must include the trustee's name and the words "as trustee".
- In each instance, first determine the applicant's status, e.g., individual, corporate, trust, partnership, and then use the appropriate format for that ownership.

Under penalties of perjury, I declare that I have read the foregoing Affidavit of Authorization and that the facts stated in it are true.


Signature

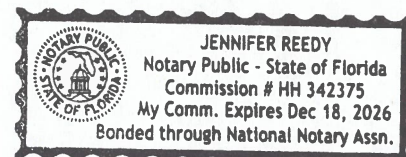
8/12/2024
Date

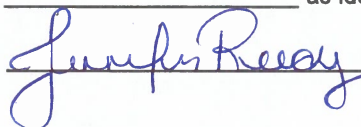
STATE OF FLORIDA
COUNTY OF COLLIER

The foregoing instrument was acknowledged before me by means of physical presence or online notarization this 12 day of August, 2024 by (printed name of owner or qualifier) Beth Smith.

Such person(s) Notary Public must check applicable box:

- Are personally known to me
- Has produced a current drivers license _____
- Has produced _____ as identification.



Notary Signature: 

Notary Seal

AFFIDAVIT OF AUTHORIZATION

FOR PETITION NUMBERS(S) _____

I, Douglas Smith (print name), as _____ (title, if applicable) of _____ (company, If applicable), swear or affirm under oath, that I am the (choose one) owner applicant contract purchaser and that:

1. I have full authority to secure the approval(s) requested and to impose covenants and restrictions on the referenced property as a result of any action approved by the County in accordance with this application and the Land Development Code;
2. All answers to the questions in this application and any sketches, data or other supplementary matter attached hereto and made a part of this application are honest and true;
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[Signature]
Signature

8/12/24
Date

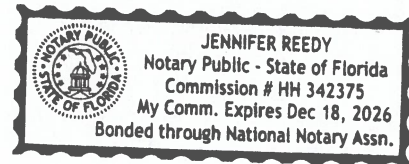
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- Has produced _____ as identification.

Notary Signature: Jennifer Reedy

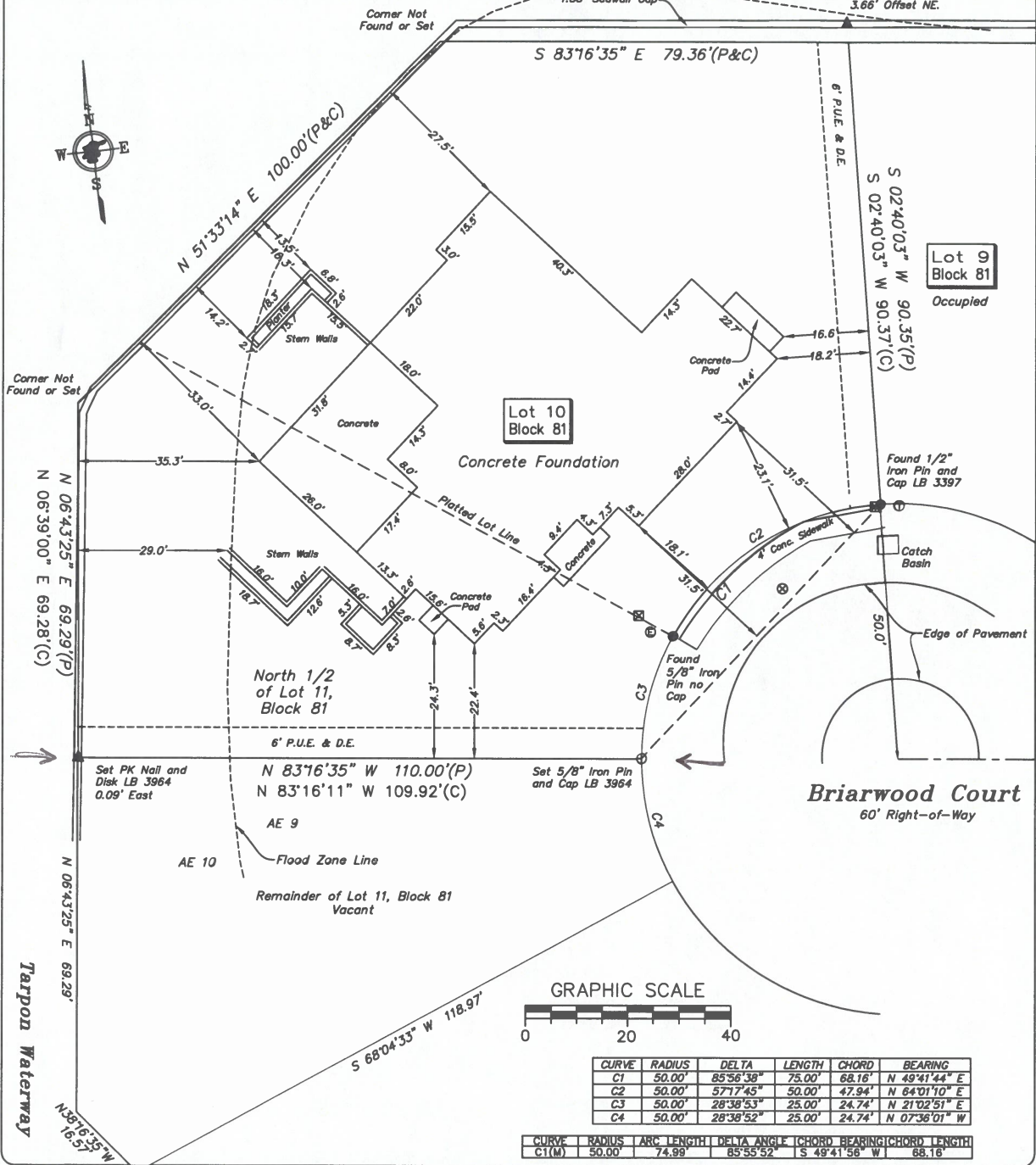


Notary Seal

BOUNDARY SURVEY
1610 Briarwood Court

Briarwood Waterway

Set PK Nail and Disk LB 3964
3.66' Offset NE.



I HEREBY CERTIFY TO:

THOMAS MARTIN CONSTRUCTION, LLC

THAT A SURVEY OF THE HEREON DESCRIBED PROPERTY WAS MADE UNDER MY DIRECTION AND MEETS THE MINIMUM TECHNICAL STANDARDS AS PER CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE.

ELECTRONIC SIGNATURE USED IN ACCORDANCE WITH APPLICABLE STATE LAWS AND RULES INCLUDING BUT NOT LIMITED TO FLORIDA STATUTES 688.001, 688.50 AND FLORIDA ADMINISTRATIVE CODE CHAPTER 5J-17.

ADDITION OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES, IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE PARTY OR PARTIES.

John Pacetti
Digitally signed by John Pacetti
Date: 2024.07.09
06:38:36 -04'00'

John P. Pacetti, PSM
Florida License No. 6916

THIS CERTIFICATION IS ONLY FOR THE LANDS AS DESCRIBED ABOVE. IT IS NOT A CERTIFICATION OF TITLE, ZONING OR FREEDOM OF ENCUMBRANCES. ABSTRACT NOT REVIEWED. UNDERGROUND IMPROVEMENTS NOT LOCATED UNLESS NOTED.

LEGEND:

- = FOUND CONCRETE MONUMENT
- = SET CONCRETE MONUMENT (LB 3964)
- = FOUND IRON PIN
- = SET 5/8" IRON PIN (LB 3964)
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- C/S = CONCRETE SLAB
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- EL. = ELEVATION
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- TE = TELEPHONE SERVICE
- ES = ELECTRIC SERVICE
- SM = SANITARY MANHOLE
- FH = FIRE HYDRANT
- WM = WATER METER
- SC = SANITARY CLEAN OUT
- WV = WATER VALVE

NOTE: ELEVATIONS ARE BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD)

FLOOD ZONE INFORMATION
FLOOD ZONE: "AE" ELEV. 9' & 10' (NAVD)
COMMUNITY: 120426
PANEL: 12021C 0829J
DATE: 02/08/2024
SPOT ELEVATION (NAVD) = 10.0

DESCRIPTION: AS FURNISHED BY CLIENT
LOT 10 & N. 1/2 OF 11, BLOCK 81 OF MARCO BEACH UNIT THREE

AS RECORDED IN PLAT BOOK 6 PAGE 17 THRU 24 OF THE PUBLIC RECORDS OF Collier COUNTY, FLORIDA
THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

SURVEY DATE: 5-18-2022
FIELD BOOK 724 PAGE 43
DRAWN BY: CMC SCALE: 1" = 20'

REVISIONS:
01/03/2024 Survey Update
06/27/2024 Add Foundation Location

BOOK PAGE
DWG DWG



TRIGO-PACETTI SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS & MAPPERS
4544 CORPORATE SQUARE, SUITE 3
NAPLES, FLORIDA 34104
LAND SURVEYING BUSINESS # 9884

FILE NO: A 22.0070.05

DEDICATION

KNOW ALL MEN BY THESE PRESENTS:- That the corporation named below, being the owner in fee simple of the lands described in the foregoing caption to this plat, does hereby dedicate said lands and plot for the uses and purposes therein expressed and dedicate the Streets, Roads, Courts, Terraces, Avenues, Alley, Circles, Drive, and Waterways shown hereon to the perpetual use of the public. Unless otherwise indicated a strip of land 10 feet wide at the rear of each lot and 6 feet wide at the sides of each lot is reserved to the Marco Island Development Corporation its successors or assigns for the installation and maintenance of Public Utilities and drainage facilities with the following exceptions: (1) side lot lines lying adjacent to streets shall contain no easement; (2) all lot lines adjacent to and abutting on waterways shall contain no easement; and (3) where more than one lot is intended as a building site, or where parts of one or more lots are intended as a building site the outside boundaries of said building site shall carry said side easements.

Warranty Deed

This Indenture, made this 27th day of JUNE, 2012, between **Charles M. Smith and Priscilla C. Smith Husband and Wife**, GRANTOR, whose post office address is: 23 Sages Way, P.O. Box 1727, Orleans, MA 02653. and **Douglas C. Smith and Beth M. Smith, Husband and Wife**, GRANTEE, whose post office address is: 1610 Briarwood Ct. Marco Island, Fl. 34145.

WITNESSETH, that the Grantor, for and in consideration of the sum of TEN DOLLARS, and other good and valuable considerations to said Grantor in hand paid by said Grantee, the receipt whereof is hereby acknowledged, has granted, bargained and sold to the said Grantee, and Grantee's heirs and assigns forever, the following described land, situate, lying and being in the County of Collier, State of Florida, to wit:

Lot 10, Block 81, of Marco Beach Unit Three, a subdivision according to the plat thereof, recorded in Plat Book 6, Pages 17-24 of the Public Records of Collier County, Fl, and

The north 1/4 of Lot 11, Block 81 of Marco Beach Unit Three, a subdivision according to the Plat thereof, recorded in Plat Book 6, Pages 17-24 of the Public Records of Collier County, Fl., which half lot is further described in the deed recorded at O.R. Book 2062 Page 524 of the Public Records of Collier County, Fl.

Subject to restrictions, reservations and easements of record and taxes for the year 2012 and subsequent years.

Tax Folio Numbers: 56857480005 and 56857520004 .

This transfer is a gift for no consideration and with no underlying mortgage on the property there are no Florida Documentary Stamp tax due on the recording of this deed.

TO HAVE AND TO HOLD, the same in fee simple forever.

AND the Grantor does hereby fully warrant the title to the land and will defend the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, Grantor has hereunto set Grantor's hand and seal the day and year first above written.

Signed, sealed and delivered in the presence of:

Signature of Witness No. 1

Printed Signature of Witness No. 1

Signature of Witness No. 2

Printed Signature of Witness No. 2

Charles M. Smith (seal) by Priscilla C. Smith
Charles M. Smith by Priscilla C. Smith under
Power of Attorney dated 1/30/2006 Under P.O.A
1/30/2006

Priscilla C. Smith (seal)
Priscilla C. Smith

STATE OF MASSACHUSETTS
COUNTY OF BARSTABLE

The foregoing instrument was acknowledged before me this 27th day of JUNE, 2012 by Priscilla C. Smith, who is personally known to me or presented DRIVERS LICENSE (drivers' license) as identification and did take an oath.

Notary Seal/Stamp

Warren S. Bateman
Notary Public

WARREN S. BATEMAN
Printed Signature of Notary Public
My commission expires:

THIS INSTRUMENT PREPARED BY:
Craig R. Woodward, Esquire
Woodward, Pres & Lombard P.A.
606 Bald Eagle Drive, Suite 500
Marco Island, Florida 34145
(239) 394-5161



7/29/2024



Beth Smith

P862808
No Reservations/No Objection

SUBJECT: Vacation request for 6' wide platted easements located on Lots 10 & 11, Block 81, Marco Beach Unit Three, as recorded in Plat Book 6, Pages 17 – 24 as shown on the attached exhibit within Collier County, Florida.

To Whom It May Concern:

CenturyLink of Florida, Inc. d/b/a CENTURYLINK ("CenturyLink") has reviewed the request for the subject vacation and has determined that it has no objections with respect to the areas proposed for vacation as shown and/or described on Exhibit "A", said Exhibit "A" attached hereto and incorporated by this reference.

It is the intent and understanding of CenturyLink that this Vacation shall not reduce our rights to any other existing easement or rights we have on this site or in the area.

This vacation response is submitted WITH THE STIPULATION that if CenturyLink facilities are found and/or damaged within the vacated area as described, the Applicant will bear the cost of relocation and repair of said facilities.

If you have any questions please contact Jerry Peacock at 850-933-8440 or jerry.a.peacock@lumen.com.

Sincerely yours,

CenturyLink Right of Way Team

Exhibit "A"

(SEE SHEET

Vacate 6' Wide Easement

BRIARWOOD WATERWAY

BRIARWOOD

Vacate 6' Wide Easement

COURT

ROMANO TEX

BARBADOS WATERWAY

BARBADOS

SEE SHEET 4)

TARPON

NASSAU

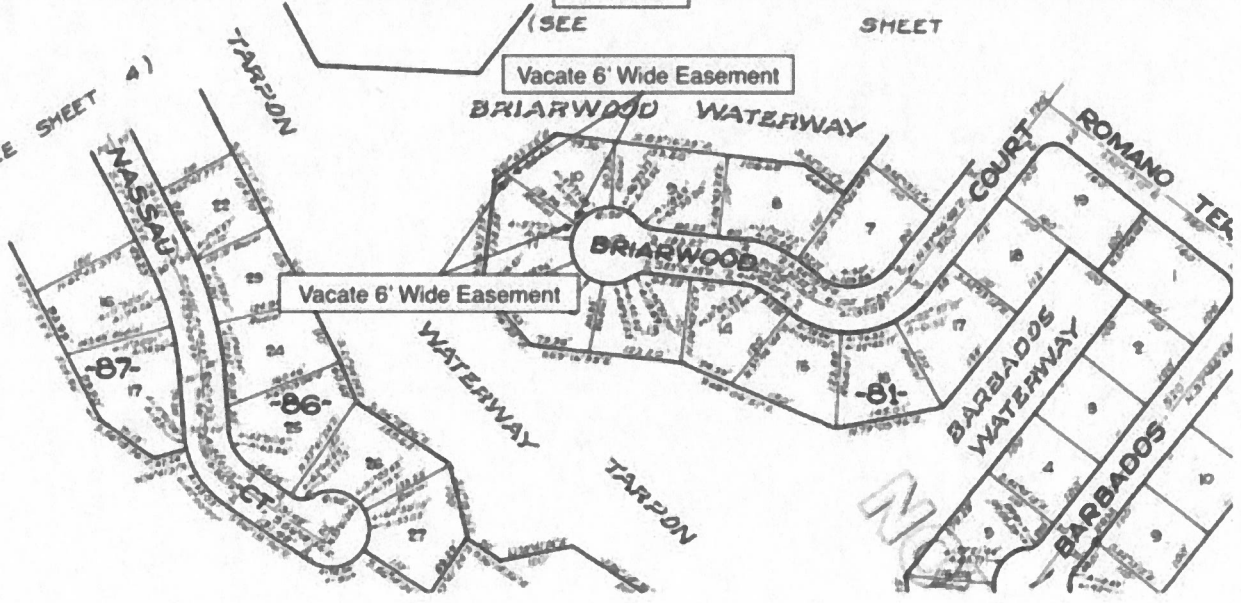
-87-

-86-

WATERWAY

TARPON

N





July 30th, 2024

Attn: Beth Smith

RE- Letter of No Objection- Release of Easement 1610 Briarwood Ct. Marco Island FL
34145

Dear Beth Smith

Thank you for contacting Comcast regarding your request to vacate the easement situated between lots. This is to inform you that Comcast has no facilities within the site's development area. We currently have no objection to your plans at this location.

If Comcast facilities are found and/or damaged within the area as described, the applicant will bear the cost of repairs or relocation of said facilities. If you have any further question or concerns, please do not hesitate to contact me at (574) 808-8943.

Sincerely,

Christopher Plank

Construction Manager SWFL

12600 Westlinks Dr. Suite #4
Fort Myers, FL 33913
574-808-8943
Christopher.Plank@Comcast.com



August 8, 2024

1610 Briarwood Court
Marco Island, FL 34145
Attention: Doug Smith & Beth Smith

Re: No-Objection
Location: 1610 Briarwood Court, Marco Island, FL 34145, as specifically designated in Exhibit "A" hereto.

To Whom It May Concern:

On behalf of **HOTWIRE COMMUNICATIONS** this letter shall serve as a notice of "no-objection" to the following:

No objection to removal of any facilities owned and/or operated by Hotwire Communications in the 6' wide platted utility easement highlighted in **Exhibit "A"** hereto.

If you have any questions, please feel free to contact us.

Sincerely,

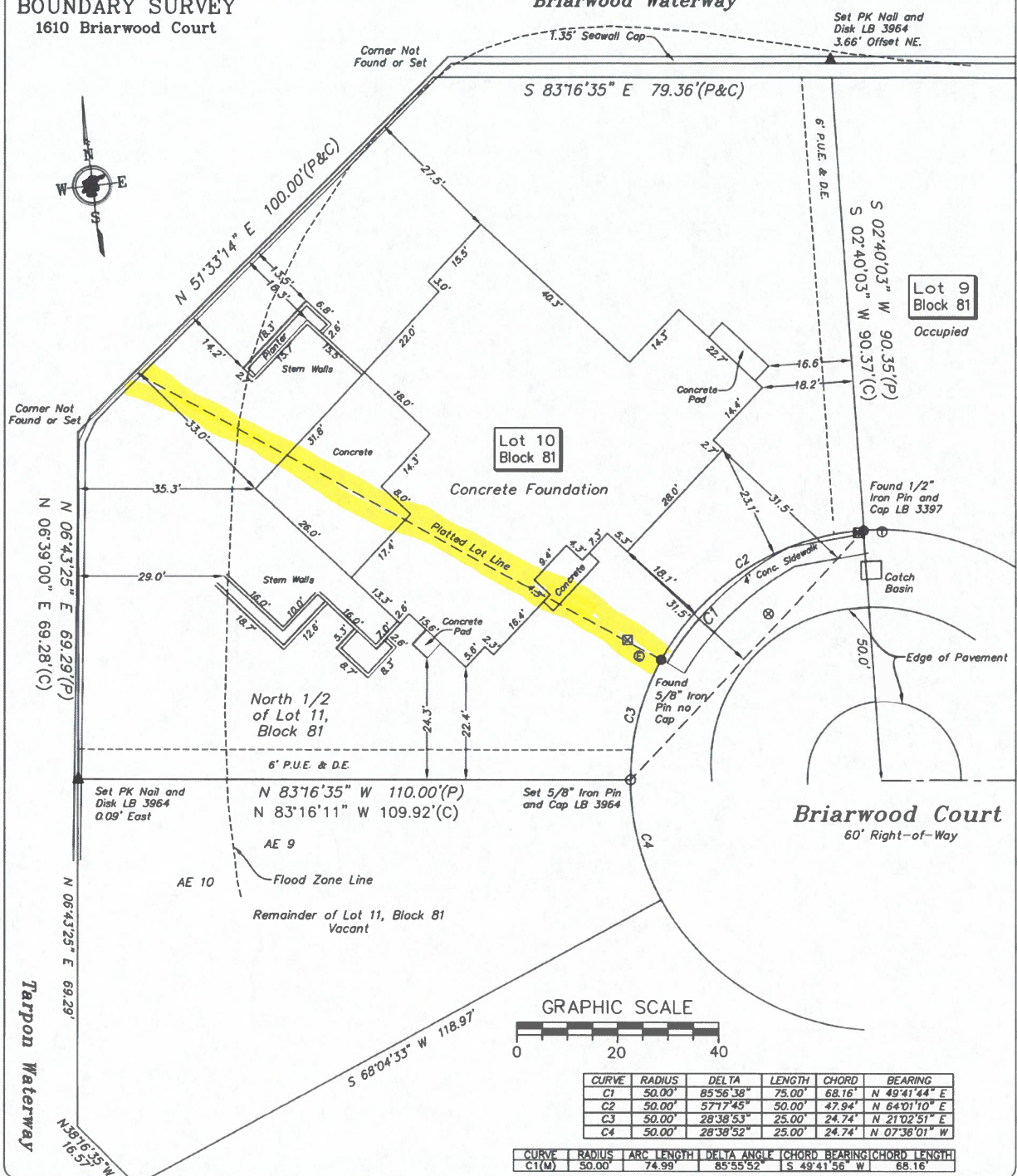
A handwritten signature in black ink that reads "Martin Mohr". The signature is written in a cursive, flowing style.

Martin Mohr
EVP, Growth Construction

cc: Pete Ferreira

BOUNDARY SURVEY
1610 Briarwood Court

Briarwood Waterway



Set PK Nail and Disk LB 3964
3.66' Offset NE.

Lot 9
Block 81
Occupied

Lot 10
Block 81

Found 1/2" Iron Pin and Cap LB 3397

Briarwood Court
60' Right-of-Way

GRAPHIC SCALE



CURVE	RADIUS	DELTA	LENGTH	CHORD	BEARING
C1	50.00'	85°56'38"	75.00'	68.16'	N 49°41'44" E
C2	50.00'	57°17'45"	50.00'	47.94'	N 64°01'10" E
C3	50.00'	28°38'53"	25.00'	24.74'	N 21°02'51" E
C4	50.00'	28°38'52"	25.00'	24.74'	N 07°38'01" W

CURVE	RADIUS	ARC LENGTH	DELTA ANGLE	CHORD	BEARING	CHORD LENGTH
C1(M)	50.00'	74.99'	85°55'52"	1	S 49°41'56" W	68.16'

I HEREBY CERTIFY TO:

THOMAS MARTIN CONSTRUCTION, LLC

THAT A SURVEY OF THE HEREON DESCRIBED PROPERTY WAS MADE UNDER MY DIRECTION AND MEETS THE MINIMUM TECHNICAL STANDARDS AS PER CHAPTER 5J-17, FLORIDA ADMINISTRATIVE CODE.

ELECTRONIC SIGNATURE USED IN ACCORDANCE WITH APPLICABLE STATE LAWS AND RULES INCLUDING BUT NOT LIMITED TO FLORIDA STATUTES 668.001, 668.50 AND FLORIDA ADMINISTRATIVE CODE CHAPTER 5J-17.

ADDITION OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES, IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE PARTY OR PARTIES.

John P. Pocetti
STATE OF FLORIDA
Professional Surveyor & Mapper

John P. Pocetti, PSM
Florida License No. 6916

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- LEGEND:**
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 - = SET 5/8" IRON PIN (LB 3964)
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 - C.B.S. = CONCRETE BLOCK STRUCTURE
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NOTE: ELEVATIONS ARE BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD)

FLOOD ZONE INFORMATION
FLOOD ZONE: "AE" ELEV. 9' & 10' (NAV)

COMMUNITY: 120426
PANEL: 12021C 0829J
DATE: 02/08/2024
SPOT ELEVATION (NAVD) = 2.00'

DESCRIPTION: AS FURNISHED BY CLIENT
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FIELD BOOK 724 PAGE 43
DRAWN BY: CMC SCALE: 1" = 20'

REVISIONS:
01/03/2024 Survey Update
06/27/2024 Add Foundation Location

BOOK PAGE
DWG



TRIGO-PACETTI SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS & MAPPERS
4344 CORPORATE SQUARE, SUITE 3
NAPLES, FLORIDA 34104
LAND SURVEYING BUSINESS # 3864

FILE NO: A 22.0070.05



Lee County Electric Cooperative, Inc.
Post Office Box 3455
North Fort Myers, FL 33918-3455
(239) 656-2300 • Fax (239) 995-7904
www.lcec.net

July 22, 2024

Beth and Douglas Smith
1610 Briarwood Court
Marco Island, FL 34145

RE: Letter to Vacate Public Utility Easement:

1610 Briarwood Court, Marco Island, FL 34145
STRAP No: 772 81 107B16: Parcel ID: 56857480005

Dear Mr. and Mrs. Smith:

We have received your request for a Letter of Approval to vacate the utility easement at the address mentioned above, and described as:

Lot 10 and the N ½ of Lot 11, Block 81, of Marco Beach Unit Three, a subdivision according to the plat thereof, recorded in Plat Book 6, Pages 17-24 of the Public Records of Collier County, FL.

We have reviewed your request, the submitted documents, and our internal files. LCEC has **No Objection** to the requested vacation of the requested public utility easement.

If there are any significant changes to the submitted plans, LCEC reserves the right to review and comment further with additional conditions as needed. If the local jurisdiction does not approve the petition within six months from the date above, this letter will expire. It cannot be transferred to a third party or recorded. Once recorded, the letter becomes void.

Should you have any questions, please feel free to call me at 239-656-2228, or you can reach me by email at steve.sousa@lcec.net.

Very truly yours,

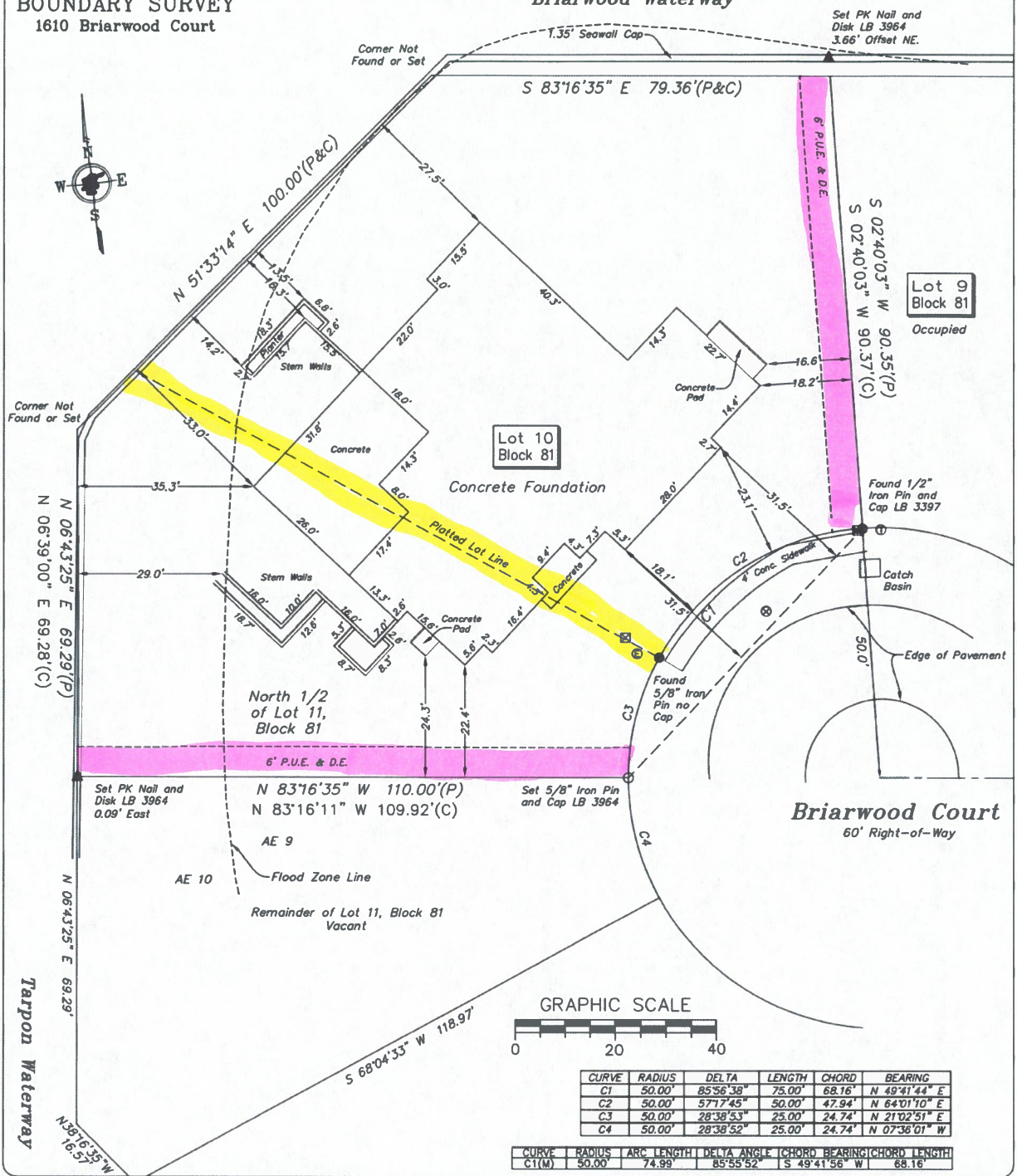
A handwritten signature in blue ink, appearing to read "Steve Sousa", is written over the closing text.

Steve Sousa
Right-of-Way Agent
LEE COUNTY ELECTRIC COOPERATIVE, INC.

RE:400971239

BOUNDARY SURVEY
1610 Briarwood Court

Briarwood Waterway



I HEREBY CERTIFY TO:

THOMAS MARTIN CONSTRUCTION, LLC

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Digitally signed by John Pacetti
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John P. Pacetti, PSM
Florida License No. 6916

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- R/W = RIGHT-OF-WAY
- L.S. = LAND SURVEYOR
- EL = ELEVATION
- PL = PLAT
- CB = CABLE TV SERVICE
- CP = CONC POWER POLE
- TE = TELEPHONE SERVICE
- ES = ELECTRIC SERVICE
- SM = SANITARY MANHOLE
- FW = FIRE HYDRANT
- WM = WATER METER
- SC = SANITARY CLEAN OUT
- WV = WATER VALVE

NOTE: ELEVATIONS ARE BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD)

FLOOD ZONE INFORMATION
FLOOD ZONE: "AE" ELEV. 9' & 10' (NAVD)
COMMUNITY: 120426
PANEL: 12021C 0829J
DATE: 02/08/2024
SPOT ELEVATION (NAVD) = +0.0'

DESCRIPTION: AS FURNISHED BY CLIENT
LOT 10 & N. 1/2 OF 11, BLOCK 81 OF MARCO BEACH UNIT THREE

AS RECORDED IN PLAT BOOK 6 PAGE 17 THRU 24 OF THE PUBLIC RECORDS OF Collier COUNTY, FLORIDA

THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

SURVEY DATE: 5-18-2022
FIELD BOOK 724 PAGE 43
DRAWN BY: CMC SCALE: 1" = 20'

REVISIONS:
01/03/2024 Survey Update
06/27/2024 Add Foundation Location

BOOK PAGE
DWG DWG

TRIGO-PACETTI SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS & MAPPERS
4344 CORPORATE SQUARE, SUITE 3
NAPLES, FLORIDA 34104
LAND SURVEYING BUSINESS # 3984

FILE NO: A 22.0070.05

August 1, 2024

VIA EMAIL
(thesmith@comcast.net)

Ms. Beth Smith
(thesmith@comcast.net)

*Re: Reply to Second Request to Vacate Easement at 1610 Briarwood Court,
Marco Island, FL 34145 – Letter of No Objection*

Dear Beth Smith:

The present communication is in response to your electronic communication dated July 29, 2024, where you request Summit Broadband, Inc. (“**Summit Broadband/ Company**”) to issue a letter of approval stating the Company will vacate a six feet (6’) wide platted utility easement (“**Easement**”) located at 1610 Briarwood Court, Marco Island, FL 34145 (“**Property**”) as depicted in the attached boundary survey (“**Request**”).

After careful consideration, Summit Broadband does not object to the Request, and approves vacating the Easement at the Property. The Company does not have any equipment and/or facilities on the Property.

If you have any questions or concerns, please contact attorney Margarita Medero-Rodríguez at contracts@summit-broadband.com.

Cordially,



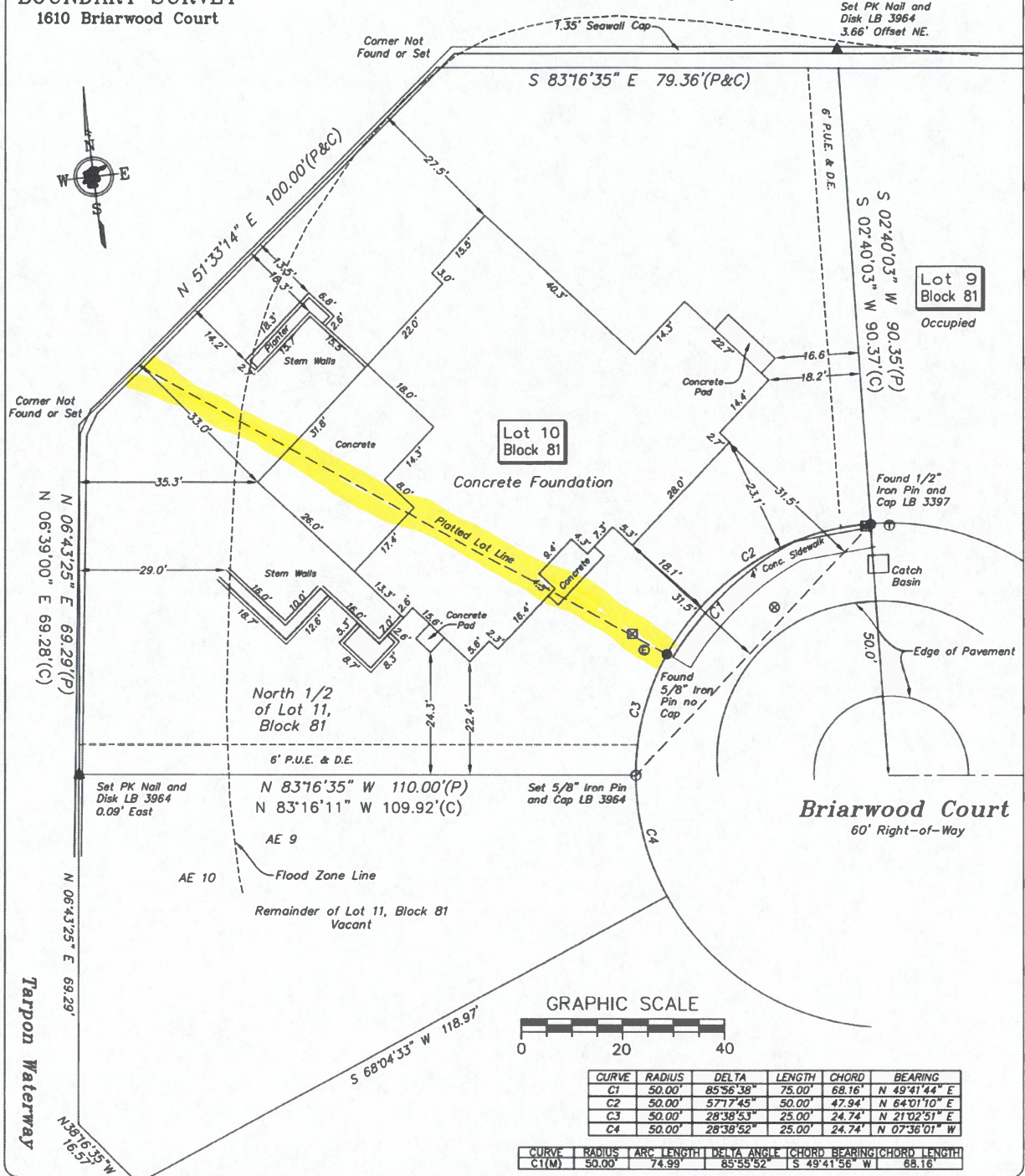
Randall J. Covard
SVP Legal and People Operations

Enclosure: Boundary Survey (1)

CC. James Yeakey
Margarita Medero Rodríguez, Esq.

BOUNDARY SURVEY
1610 Briarwood Court

Briarwood Waterway



I HEREBY CERTIFY TO:

THOMAS MARTIN CONSTRUCTION, LLC

THAT A SURVEY OF THE HEREON DESCRIBED PROPERTY WAS MADE UNDER MY DIRECTION AND MEETS THE MINIMUM TECHNICAL STANDARDS AS PER CHAPTER SJ-17, FLORIDA ADMINISTRATIVE CODE.
ELECTRONIC SIGNATURE USED IN ACCORDANCE WITH APPLICABLE STATE LAWS AND RULES INCLUDING BUT NOT LIMITED TO FLORIDA STATUTES 668.001, 668.50 AND FLORIDA ADMINISTRATIVE CODE CHAPTER SJ-17.

ADDITION OR DELETIONS TO SURVEY MAPS OR REPORTS BY OTHER THAN THE SIGNING PARTY OR PARTIES, IS PROHIBITED WITHOUT WRITTEN CONSENT OF THE PARTY OR PARTIES.

John P. Pacetti, PSM
Florida License No. 6916

THIS CERTIFICATION IS ONLY FOR THE LANDS AS DESCRIBED ABOVE. IT IS NOT A CERTIFICATION OF TITLE, ZONING OR FREEDOM OF ENCUMBRANCES. ABSTRACT NOT REVIEWED. UNDERGROUND IMPROVEMENTS NOT LOCATED UNLESS NOTED.

LEGEND:

- = FOUND CONCRETE MONUMENT
- = SET CONCRETE MONUMENT (LB 3964)
- = FOUND IRON PIN
- = SET 5/8" IRON PIN (LB 3964)
- ▲ = FOUND NAIL
- LB. = LAND SURVEYING BUSINESS
- C.B.S. = CONCRETE BLOCK STRUCTURE
- C/S = CONCRETE SLAB
- BB = BEARING BASIS
- MEAS = MEASURED = M
- CALC. = CALCULATED
- D.E. = DRAINAGE EASEMENT
- U.E. = UTILITY EASEMENT
- CONC. = CONCRETE
- R/W = RIGHT-OF-WAY
- L.S. = LAND SURVEYOR
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NOTE: ELEVATIONS ARE BASED ON THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD)
FLOOD ZONE INFORMATION
FLOOD ZONE: "AE" ELEV. 9' & 10' (NAVD)
COMMUNITY: 120426
PANEL: 12021C 0829J
DATE: 02/08/2024
SPOT ELEVATION (NAVD) = 2.00'

DESCRIPTION: AS FURNISHED BY CLIENT
LOT 10 & N. 1/2 OF 11, BLOCK 81 OF MARCO BEACH UNIT THREE
AS RECORDED IN PLAT BOOK 6 PAGE 17 THRU 24 OF THE PUBLIC RECORDS OF Collier COUNTY, FLORIDA
THERE MAY BE ADDITIONAL RESTRICTIONS THAT ARE NOT RECORDED ON THIS PLAT THAT MAY BE FOUND IN THE PUBLIC RECORDS OF THIS COUNTY.

SURVEY DATE: 5-18-2022
FIELD BOOK: 724 PAGE: 43
DRAWN BY: CMC SCALE: 1" = 20'

REVISIONS:
01/03/2024 Survey Update
06/27/2024 Add Foundation Location

BOOK: DWG
PAGE: DWG



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