PETITION TO VACATE

Hillsborough County Facilities Management & Real Estate Services Department
Telephone: (813) 272-5810
Submission email: RP-Vacating@HillsboroughCounty.org

PLEASE BE ADVISED *that all vacate petitions are processed in accordance with Florida Statutes and are subject to review by County departments, agencies and private utility providers. It is the Petitioner's responsibility to address and/or resolve all objections prior to the petition being considered by the Board of County Commissioners at a public hearing.*

PETITIONER'S INFORMATION

Petitioner Name(s):_____

_____

Primary Petitioner Mailing Address:_____

City:_____ State:_____ Zip Code:_____

Petitioner(s) Phone Number(s):_____

Primary Petitioner Email Address:_____

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):_____

Company:_____

Address:_____

City:_____ State:_____ Zip Code:_____

Phone Number(s):_____

Email address:_____

INTEREST TO BE VACATED

☐Right-of-Way ☐Platted Easement ☐Subdivision Plat (whole or in part)

Folio Number(s) (*For right-of-way vacates, list Petitioner Folio Numbers.*):

_____

Provide the reason for the vacating request, including how the vacate area would be used if vacated:

_____

If the purpose Petition is related to an encroachment into an easement or right-of-way, please provide a description of the encroachment and the date of construction:			
Encroachment		Date of Construction & Permit No.	
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If the purpose of the Petition is to resolve a code enforcement violation, please provide:	
Date of Violation	
Code Compliance Case No.	
Nature of Violation	
Name of Officer Assigned to Case	
Date of Hearing (if applicable)	

If the Petition is related to an existing or approved Zoning application, please provide:	
Zoning Petition No.	
Summary of Zoning Request	
Name of Planner Assigned	
Date of Zoning Hearing Master Hearing (if applicable)	
Date of BOCC Land Use Hearing (if applicable)	

Is there a pending purchase/sale that may affect this request? ☐ Yes ☐ No

- If yes, please provide a tentative closing date for the transaction: _____

PLEASE READ CAREFULLY AND INITIAL (*For multiple Petitioners, attach additional sheets)*:

_____ **Understanding of Process**. The Petitioner hereby acknowledges and agrees they have read and understand all applicable steps listed within the Requirements for Vacate Petitions received by Petitioner prior to submitting this Petition to Vacate.

_____ **Processing Time**. The average processing time to bring a Petition to a public hearing before the BOCC is 6-12 months. Please note that this timeframe is only an estimate. Hillsborough County is not responsible for any delays due to incomplete Petitions or extended coordination required to overcome objections to the vacate request.

_____ **Reviews and Objections**. The Petitioner 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 or conditions in writing prior to scheduling the matter for public hearing. Note: failure to cure such objections or conditions prior to public hearing may result in a staff recommendation of denial of the Petition.

_____ **Conditions**. The Petitioner 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.

_____ **Initial Filing Fee**. The Petitioner will forward 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 after direction from staff that the petition submission is sufficient. The Petitioner acknowledges and agrees that the initial filing fee is non-refundable, in whole or in part.

_____ **Hearing Fee**. The Petitioner acknowledges and agrees that if the Petition proceeds to public hearing the Petitioner 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.

_____ **Other Measures May Be Required**. The Petitioner 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.

_____ **Indemnification and Hold Harmless**. the Petitioner hereby waives, renounces, relinquishes, absolves, and discharges Hillsborough County from any claims for damages of any nature and kind whatsoever that petitioners 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.

_____ **No Warranty by County**. The Petitioner 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. The Petitioner should verify with a title company where title vests following the vacating action.

The below-signed Petitioner hereby petitions 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 right(s)-of-way, easement(s), or subdivision plat or portion thereof described in the legal description and sketch attached to this Petition to Vacate.

PETITIONER SIGNATURE:

_____
Signature

_____
Printed Name (and Title, if applicable)

_____
Entity Name, if applicable (for LLCs, Corporations, Trusts, and Partnerships only)

STATE OF _____

COUNTY OF _____

The foregoing instrument was acknowledged before me by means of ☐ physical presence or ☐ online notarization, this ____ day of _____, 20_____, by _____, who ☐ is personally known to me or ☐ has produced _____ as identification.

NOTARY PUBLIC: (SEAL)

Sign: _____

Print: _____

My Commission Expires: _____