

ORDINANCE NO.690

AN ORDINANCE VACATING AND ABANDONING THE CITY OF MEXICO BEACH'S INTEREST IN THE 37TH STREET RIGHT OF WAY LYING ACROSS THE PROPERTY LOCATED AT 3606 US HIGHWAY 98, DESCRIBED AS LOTS 2 AND 3, BLOCK 1, MEXICO BEACH – UNIT NO. 6 PLAT, ACCORDING TO THE PLAT THEREOF, RECORDED IN THE PUBLIC RECORDS AT PLAT BOOK 7, PAGE 75; VESTING TITLE AS PROVIDED BY LAW; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH AND RECITING AN EFFECTIVE DATE.

WHEREAS, the City of Mexico Beach, Florida, has an interest in the portion of the Right of Way generally known as 37th Street lying north of US Highway 98 and South of the Mexico Beach Canal and lying across the property known as Lots 2 and 3 Block 1, as depicted on the Mexico Beach – Unit No. 6 Plat Recorded in Plat Book 7, Page 75, Public Records of Bay County, Florida (the “Right of Way”); and

WHEREAS, the Tranquil Harbor condominium, either through its association or its individual owners, appear to be the current owners (hereinafter referred to as the “Owners”) of the property which has the Right of Way lying thereon; and

WHEREAS, the City finds that, based on evidence and testimony presented at a noticed public hearing on January 9, 2018, the Right of Way and the boat ramp thereon poses liability risks and expenses to the City and is unlikely to be used again by the City again for any municipal purpose; and

WHEREAS, the City Council of the City of Mexico Beach, Florida, has determined that the City should abandon any interest it may have in the Right of Way; and

WHEREAS, all conditions precedent necessary to abandon the Right of Way have been met; and

WHEREAS, the City of Mexico Beach has determined that abandoning the Right of Way would be in best interest of the public and done in the interest of general welfare.

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF THE CITY OF MEXICO BEACH, FLORIDA:


SECTION 1. The City of Mexico Beach hereby abandons any interest it may have in the Right of Way north of US Highway 98 and South of the Mexico Beach Canal as depicted on the Mexico Beach – Unit No. 6 Plat and as more particularly described above.

SECTION 2. Title to the Right of Way abandoned shall vest in the persons, firms or corporations entitled thereto if any in accordance with the law.

SECTION 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.


SECTION 4. This ordinance shall take effect upon its passage.

PASSED, APPROVED AND ADOPTED at the regular meeting of the City Council of Mexico Beach, Florida, this 9th day of January, 2018.



William A. Cathey, Mayor

ATTEST:



Adrian Welle, City Clerk

ADOPTION HEARING PUBLISHED in the Panama City News Herald on the 5th day of January, 2018.



Adrian Welle, City Clerk

