

This ordinance prepared by:
Stacy Fallon, Esq.
Assistant City Attorney
Orlando City Hall
400 S. Orange Ave.
Orlando, Florida 32801

Space above reserved for use by records agency.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, VACATING, CLOSING, AND ABANDONING APPROXIMATELY 91 FEET OF WEST ILLIANA STREET, GENERALLY LOCATED EAST OF CSX RAILROAD, SOUTH OF WEST MICHIGAN STREET, WEST OF TAYLOR AVENUE AND NORTH OF WEST PINELOCH AVENUE, AS DESCRIBED IN THE PLAT OF GEORGE GREENMORE'S SUBDIVISION, AS RECORDED IN PLAT BOOK G, PAGE 79 AND IN THE CARLTON TERRACE PLAT, AS RECORDED IN PLAT BOOK O, PAGE 38 IN THE PUBLIC RECORDS OF ORANGE COUNTY, FLORIDA, AND COMPRISED OF 0.126 ACRES OF LAND, MORE OR LESS; PROVIDING FOR CONDITIONS OF ABANDONMENT; THE EXECUTION OF EFFECTING DOCUMENTS, SEVERABILITY, CORRECTION OF SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.

WHEREAS, at its regularly scheduled meeting of November 18, 2025, the Municipal Planning Board (the "MPB") of the City of Orlando, Florida (the "City"), considered an application (City of Orlando case number ABN2025-10005) for the abandonment of approximately 0.126 acres of land comprising part of West Illiana Street, which is generally located east of CSX Railroad, south of W. Michigan Street, west of Taylor Avenue and north of W. Pineloch Avenue, more precisely described by the legal description attached to this ordinance as **Exhibit "A"** (hereinafter the "Property"); and

WHEREAS, based upon the evidence presented to the MPB, including the information and analysis contained in the "Staff Report to the Municipal Planning Board" for abandonment application case number ABN2025-10005 (entitled "Abandonment of West Illiana Street" and hereinafter referred to as the "Staff Report"), the MPB recommended that the City Council of the City of Orlando, Florida (the "Orlando City Council"), approve the abandonment application and adopt an ordinance in accordance therewith; and

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WHEREAS, the MPB found that the abandonment application is consistent with:

1. The *City of Orlando Growth Management Plan*, adopted as the City’s “comprehensive plan” for purposes of the Florida Community Planning Act, sections 163.3164 through 163.3217, Florida Statutes (the “GMP”); and
2. The *City of Orlando Land Development Code*, Chapters 58 through 68, Code of the City of Orlando, Florida (the “Orlando City Code”); and

WHEREAS, the Orlando City Council hereby finds that this ordinance is in the best interest of the public health, safety, and welfare, and is consistent with the applicable provisions of the Orlando City Code and the City’s GMP; and

WHEREAS, the City Council of the City of Orlando, Florida, hereby finds and determines that the Property is no longer useful and needed for public right-of-way and that it is in the best interest of the public health, safety, and welfare that it be vacated, closed, and abandoned as public right-of-way; and

WHEREAS, the Property is located within Orange County, Florida, and within the jurisdiction of the City of Orlando, Florida (the “City”),

NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, AS FOLLOWS:

SECTION 1. ABANDONMENT. The Property is hereby vacated, closed, and abandoned as public right-of-way. All right, title, and interest in the Property as the City may hold shall revert to those with interests as provided by law.

SECTION 2. CONDITIONS OF ABANDONMENT. The abandonment and vacation provided for in section 1 of this ordinance is hereby conditioned on an approximately 25-ft. wide sanitary and utility Easement being granted to the City along the north-west side of the abandoned Right-of-Way in conformance with the form Easement attached to this ordinance as **Exhibit “B”**.

SECTION 3. EFFECTING DOCUMENTS. The Mayor, city clerk, and city attorney are hereby authorized and directed to execute such instruments as may be necessary or convenient to implement this ordinance.

SECTION 4. SCRIVENER’S ERROR. The city attorney may correct scrivener’s errors found in this ordinance by filing a corrected copy of this ordinance with the city clerk.

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SECTION 5. SEVERABILITY. If any provision of this ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are severable.

SECTION 6. EFFECTIVE DATE. This ordinance is effective upon adoption, except that section 1 of this ordinance shall not become effective unless and until the Conditions of Abandonment set forth in Section 2 of this ordinance are satisfied.

DONE, THE FIRST PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this _____ day of _____, 2026.

DONE, THE FIRST READING, A PUBLIC HEARING, by the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2026.

DONE, THE SECOND PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this _____ day of _____, 2026.

DONE, THE SECOND READING, A PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this _____ day of _____, 2026.

BY THE MAYOR OF THE CITY OF ORLANDO, FLORIDA:

Mayor

ATTESTED, BY THE CLERK OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA:

City Clerk

APPROVED AS TO FORM AND LEGALITY FOR THE USE AND RELIANCE OF THE CITY OF ORLANDO, FLORIDA:

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Assistant City Attorney