

RESOLUTION NO. 041120

Passed: March 28, 2005

**A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA, AUTHORIZING THE ACCEPTANCE OF LAND FROM THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION TO BE USED IN CONJUNCTION WITH THE DEPOT AVENUE/MAIN STREET RIGHT-OF-WAY AND THE ARCHER ROAD/WALDO ROAD RAIL TRAIL CONNECTOR; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.**

**WHEREAS**, the City of Gainesville proposes to construct the improvements to the Depot Avenue roadway and the entrance to the Depot Avenue Storm Water Park, in Alachua County, Florida; and

**WHEREAS**, it is necessary that certain lands currently owned by the State of Florida Department of Transportation, be used by the City of Gainesville; and

**WHEREAS**, a fraction of the State owned land is currently leased from the State of Florida Department of Transportation for the placement of the historic depot building; and

**WHEREAS**, that fraction that is now being leased, plus the remaining portion currently being used for the Depot Avenue right-of-way and the Archer Road/Waldo Road rail trail connector will be designated by the City of Gainesville as use for placement of the historic Depot Avenue Building and to maintain a pedestrian path and a rail trail connection; and

**WHEREAS**, said land has no potential use by the State of Florida Department of Transportation; and

**WHEREAS**, the City of Gainesville has agreed to indemnify the State of Florida Department of Transportation for any responsibility of any contamination issues on this site; and

**WHEREAS**, the City of Gainesville has made application to the State of Florida Department of Transportation to execute and deliver to the City of Gainesville a deed conveying the land rights necessary for use to reconstruct Depot Avenue and maintain pedestrian trail use.

**NOW, THEREFORE, BE IT RESOLVED** by the City Commission of the City of Gainesville, Florida, that the City of Gainesville hereby requests that the State of Florida Department of Transportation convey the attached-described right-of-way to the City of Gainesville by deed; that the right-of-way so conveyed will be for used for the public and community interest and welfare; that the deed conveyed in favor of the City of Gainesville from the State of Florida Department of Transportation should be accepted by this resolution; and this resolution shall become effective immediately upon adoption.

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution be forwarded forthwith to the State of Florida Department of Transportation at Lake City, Florida.

Dated the 28th day of March AD, 2005.

  
Pegeen Hanrahan, Mayor

ATTEST:

  
Kurt M. Lannon, Clerk of the Commission

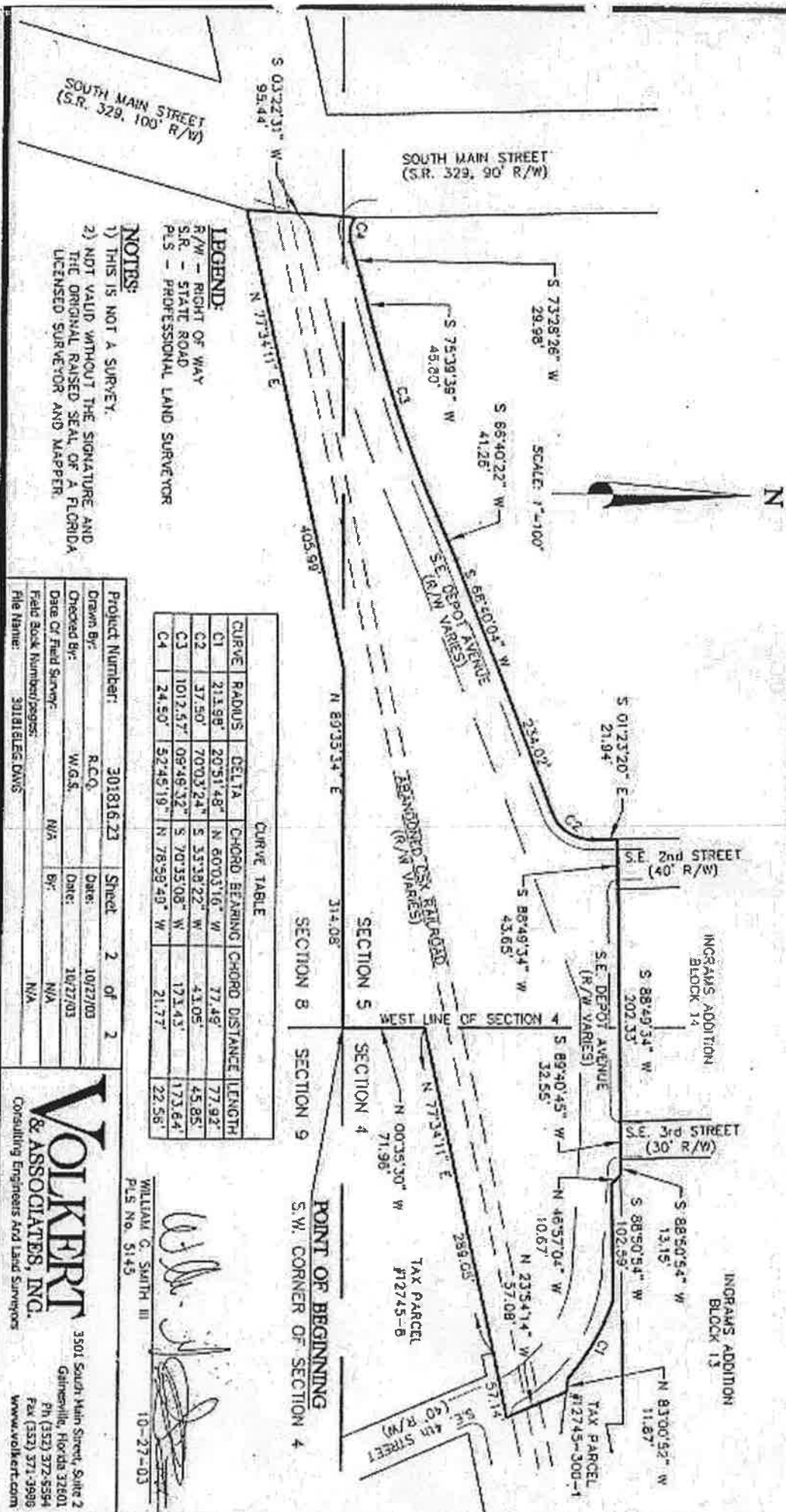
Approved as to Form and Legality:

  
Marion J. Radson, City Attorney

APR - 5 2005

# SKETCH TO ACCOMPANY DESCRIPTION

LOCATED IN SECTIONS 4, 5 AND 8, TOWNSHIP 10 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA



**LEGEND:**  
 R/W - RIGHT OF WAY  
 S.R. - STATE ROAD  
 PLS - PROFESSIONAL LAND SURVEYOR

**NOTES:**  
 1) THIS IS NOT A SURVEY.  
 2) NOT VALID WITHOUT THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER.

CURVE	RADIUS	DELTA	CHORD BEARING	CHORD DISTANCE	LENGTH
C1	21.98'	20°51'48"	N 60°03'16" W	77.48'	77.92'
C2	37.50'	70°03'24"	S 33°19'22" W	43.05'	45.85'
C3	1012.57'	09°46'32"	S 70°35'08" W	123.43'	173.64'
C4	24.50'	52°45'19"	N 78°59'49" W	21.77'	22.56'

Project Number:	301816.23	Sheet	2	of	2
Drawn By:	R.C.Q.	Date:	10/27/03		
Checked By:	W.G.S.	Date:	10/27/03		
Date Of Field Survey:	N/A	By:	N/A		
Field Book Number/series:					
File Name:	301816.23.DWG				

**VOLKERT & ASSOCIATES, INC.**  
 Consulting Engineers And Land Surveyors

3501 South Main Street, Suite 2  
 Gainesville, Florida 32601  
 Ph (352) 372-5594  
 Fax (352) 371-3998  
 www.volkert.com

WILLIAM C. SMITH III  
 PLS No. 5145  
 10-27-03