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Please mark your first choice. If you have a second preference mark that with a "2".

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|-----------|---------|--|--|---|
|           |         |  |  | . /   |
|           |         |  |  | <b>V</b>  |

Please provide below any personal comments that you would like to make.

| Troub provide color, will provide colors and |
|--|
| I do not understand why Hidden Pines must be the first   |
| neighborhood to be a quinea pig for the brand new "connectivity"   |
| mantra. In the 22 years I have lived in Gainesville,   |
| no neighborhood has been opened up when it was previously  |
| a cul-de-sac. On the contrary, streets that were formerly  |
| through streets have been interrupted (Stephen Foster),  |
| calined (liniv Park), or round-abouted. Not stashed open.  |
| Glen Springs Road is scenic - except for the GRU mutilations   |
| of trees - and not suited to such a new load of haffic.  |
| Please allow us to maintain the nature and integrity of the neighborhood where we have purchased homes.  |
| neighborhood where we have purchased homes.  |
| Dlagge complete this form and leave it toned to your front door  |

Please complete this form and leave it taped to your front door by 5:00 p.m. Saturday, March 24, 2001.

March 23, 2001

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|------------------|----------------|--|--|---|
| General Co       | 3230 NW 27 Ten |  | 11 11  | 2   |
| Geraldine Parmen | tal            |  |  |   |

Please provide below any personal comments that you would like to make.

Wilden Pines residents do not need access to NW 39 Ave. If we wanted that we would have brught a home elsewhere!
Walnut Creek does not need access to Glen Sprenge Road at all. Their entrance lexit will be to 39 A ere, a much wider & more a ccessible highway. Dince when has "neighborhood connectivity for violing friends been a priority for a Design Plat? What we do Not want is costing the city (ultimately the tappayers) unnescessary expense for trappic calming measures; and a pidewalk down NW 21 Street will destroy the front properties and cost homeowners on one

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side of the street or the other. All of these (traffic calming measures, sidewalks, break-thru paved Street between Hidden Pinis & Walnut Creek) are to tally unnecessary and unwanted expenses - and up go property takes to cover them!

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### Reasons offered for why the City plans to open NW 27th Street are:

- 1. To increase connectivity between neighborhoods don't want or need!
- 2. To offer a route to emergency vehicles They have 34th, 13th Sts and 39th Ave!
- To offer an additional route out of the Hidden Pines and Walnut Creek neighborhoods don't need t
- To provide a connection to 39th Ave. for residents of Hidden Pines and other commuters don't want it
- 5. To share the traffic burden placed on the new street planned in Walnut Creek which will connect Glen Springs Rd and 39th Ave. - So despite all the hoop-la a the Glen Aprings dehool meeting when the representative from city traffic control said it's not going to be used by three tliffic, Reasons offered to keep NW 27th Street closed to vehicular traffic are: it is !
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|----------------|---------------|--|--|---|
|                | 2726 NW 36 PI | 1  |  | 7   |
| Dharan & Dimin | AX            |  |  |   |

Please provide below any personal comments that you would like to make.

| I am wheelchair-bound and opening            |
|--|
| 77th to 39th will create excessive           |
| traffic through Hidden Finas Himes           |
| while they way slow traffic down             |
| will eliminate My ability to move            |
| around the netahborhood. This                |
| would, as you can see, restrict me to a very |
| limited area to your about I purchased       |
| my home in Hidden Pines 2 years ago          |
| because the area offered me freedom of       |
|  |

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2726 NW 36 Pl 335-6241

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| Signature          | Address 3508 NW 26FER GAINESVILLE, FL 32605 | Do NOT open<br>NW 27 <sup>th</sup> St. to<br>Walnut Creek<br>and 39 <sup>th</sup> Ave. | Open NW<br>27 <sup>th</sup> St. to<br>Walnut<br>Creek and<br>39 <sup>th</sup> Ave. | Connect NW 27 <sup>th</sup> St.<br>to Walnut Creek for<br>pedestrians and<br>emergency vehicles<br>only |
|--------------------|---|--|--|---|
| Jeh Blown          | 3508 N.W. 26 Jun                            |  |  | 24  |
| or ceresign creeds | ( ville) 34605                              |  |  | 3)  |

Please provide below any personal comments that you would like to make.

I HAVE LIVED AND RAISED A CHILDREN FOR LAST 24 YEARS

IN HIDDEN PINES. IN THAT TIME I HAVE HAD NUMEROUS

OPPORTUNITIES TO MOVE A WAY TO MAKE MORE MONEY IN

A BIGGER JOB. MY DECISION HAS BEEN TO STAY HERE MOSTLY

FOR THE QUALITY OF LIFE WE HAVE ENJOYED IN THE

NEIGHBORHOOD. IN THIS TIME I HAVE SEEN NUMEROUS FAMILIES

RAISE THEIR CHILDREN HERE. THEY HAVE All ENJOYED THE

SAFETY AND SECURITY OF HIDDEN PINES. THIS NEW ROAD

TOO POSAL WILL DENY OTHERS THAT SAME ENVIRON MENT. I

Please complete this form and leave it taped to your front door by 5:00 p.m. Saturday, March 24, 2001.

WANT THIS DONE IN THEIR WEIGHBOOK HOODS.

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|--------------|---------------------------|--|--|---|
| Ciff L. Hall | 3531 N.W. 27 St.<br>32605 | #/   |  | #2  |

Please provide below any personal comments that you would like to make.

This situation deserves special attention due to the close proximity of Glen Springs Elementary School and the large number of children that live in the area and walk/bike to and from that school. The increased traffic that will result if 27th st is opened will pose a significant safety risk to these children. The safety of children should be of the utmost concern and importance. Trading the safety of children for a bit of vehicular connectivity convenience simply doesn't make sense; therefore, NW 27th St should not be opened.

PS: Some years ago Glen Springs Road had connectivity straight west to 34th St via 31st Ave, That connectivity was eliminated in response

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to the death of a child, and the barrier is still in place today. Have we learned nothing?

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|--|---|---|---|---|
| Petition 142SUB-00 DB  |   | rch 9, 2001<br>icial Registration R                                   | бтт   | Page 3                                      |
| Name: (please print)   | GORAN A   | CYDEN ABSION  |   |   |
| Address: 3602  | NW 27 2   | Terrace 1,16  | ainesville  | FL 32605                                    |
| Telephone Number:  | 375-028   | Si waa uk dan y   | dediction specific  | 0. 5 126.                                   |
| Please indicate whether  | you are for or aga  | inst this petition: FC  | OR <u>X</u> or AGAINST  | [ (mark "X")                                |
| Please indicate whether  | you are requesting  | g a Formal Hearing:   | YESX or NO_   | (mark "X")                                  |
| Complete the following hearing:  | section of the form   | m only if you are rec   | uesting a formal qu   | asi-judicial                                |
| (Please refer to the enclinformation)  | osed Quasi-Judici   | al Hearing sheet con  | tained in this mail-o   | out for more                                |
| As an affected person rehereby request that the above.  Signature:   | City Commission   | the public hearing or<br>conduct a formal qua                         | n Petition 142SUB-<br>asi-judicial hearing                              | 00 DB, I<br>as described                    |
| This form and exhibits the Commission at leas to you. The Clerk of the University Avenue, Ga of the Commission—M. Box 490, Gainesville, I. | t 7 days prior to the<br>Commission Offinesville, Florida.<br>Iail Station 19, Qu | e public hearing as s<br>ice is located at City<br>Forms may be maile | stated in the notifica<br>Hall, 1st floor, 200<br>ed to the following a | ition letter sent<br>East<br>address: Clerk |
| Attorney Information (   | (f applicable):   |   |   |   |
| Name: (please print)   |   |   |   |   |
| Address:   | 1   |   |   |   |
| Signature:   |   |   |   |   |
| Telephone Number:  |   |   |   |   |
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Planning Division--158
Thomas Center B - 306 Northeast 6th Avenue

phone: 352/334-5023 fax: 352/334-3259

phone: 352/334-5023

fax: 352/334-3259

In 1993, the Florida Supreme Court, in the case of Board of County Commissioners of Brevard v. Snyder, held that an individual rezoning was a quasi-judicial act rather than a legislative act of a local governing body. As a result of this decision, the way that the City holds public hearings on individual land use actions such as rezonings, special use permits and site plans has changed dramatically. The City has established two types of quasi-judicial proceedings: informal and formal. The informal process, which is most widely used, includes a presentation by both City staff and the petitioner, followed by questions by the governing body, of staff and the petitioner. The next step in the process is public comment. During public comment, citizens may ask the governing body questions, and offer their testimony and opinions.

The formal quasi-judicial hearing is more like a trial court (an administrative hearing). All public testimony is taken under oath. Everyone testifying before the governing body is subject to cross-examination. All documents and exhibits that the governing body deems admissible is entered into evidence. The giving of opinion testimony is limited to expert witnesses, i.e., people whom the governing body finds have education or practiced experience in an area to be able to render an informed opinion on the subject. Finally, the closing arguments to the governing body are limited to the evidence presented. After hearing closing arguments for and against the petition the governing body receives public comment (5 min. per person maximum) and makes its decision to approve or deny the petition.

Whether informal or formal, decision makers, City Commission, Plan Board, and the Development Review Board are not allowed to discuss quasi-judicial matters outside of the meeting room with anyone. All discussions about petitions must occur during the hearing. The reason for this restriction is that ex parte contacts with decision makers are presumed to be prejudicial to the side not represented.

What is the meaning of quasi-judicial? Quasi-judicial: means somewhat like a trial process. Rezonings, special use permits and site plan approval applications, which have an impact on a limited number of persons or property owners, on identifiable parties and interests, where the decision is contingent on a fact or facts arrived at from distinct alternatives presented at the hearing, where the decision can be functionally viewed as policy application rather than policy setting, are considered quasi-judicial actions. (Source: Zoning Law and Practice After Brevard County v. Snyder, page 5.93)

Who determines if a quasi-judicial item will follow the formal or informal procedures? All quasi-judicial items are placed on the agenda as informal petitions, unless a formal hearing is requested by the petitioners or an affected party.

Who would be considered an affected party? All property owners who are entitled to actual written notice of the petition provided by the Community Development Department. A party who is not entitled to actual written notice, but who believes that he or she has a special interest or would suffer an injury distinct in kind and degree from that shared by the public at large, by the decision, may apply for affected party status by filling an application form with the Clerk of the Commission during regular business hours no less than 7 days prior to the meeting when the petition is scheduled to be heard. The request must be received by the clerk, during business hours. The decision making body will approve or deny the application prior to the start of the hearing.

How do you request a formal hearing? An affected party is automatically sent a registration form; others may request a form from the Department of Community Development. The form must be received by the Community Development Department no less than seven days prior to the public hearing for Special Use Permits and site plan approvals with all the evidence and documentation to support the affected party's or petitioner's position. For all rezoning petitions, the form must be received by the Clerk of the Commission no less than seven days prior to the City Commission public hearing on the petition.



**Department of Political Science** 

234 Anderson Hall PO Box 117325 Gainesville, FL 32611-7325 (352) 392-0262 Fax (352) 392-8127

Clerk of the Gainesville City Commission Mail Station 19, Quasi-Judicial Hearing Petition 142SUB-00 DB P.O.Box 490 Gainesville FL 32602

March 16, 2001

Dear Sir,

I am writing this letter as an attachment to my Quasi-Judicial Registration Form. I am a long-time resident in the Hidden Pines Sub-Division (since 1986) and for the same period of time a Professor of Political Science at the University of Florida, where, among other things, I teach policy. Regarding the plan for the Walnut Creek sub-division development, I believe there are four strong reasons why the current plan should be modified, if not rejected.

- 1. The notification of the planned development. Residents in the neighboring subdivisions on the 31<sup>st</sup> Boulevard side were notified about this only at a time when it was presented as a fait accompli, i.e. the Director of Cameo Development Corporation at a meeting in October 2000 held at the Alachua Girl Guides premises on NW 39<sup>th</sup> Avenue, let the concerned residents from Hidden Pines and Royal Gardens know that the whole deal pretty much had the blessing of the City's Planning Board.
- 2. The creation of a high-density sub-division. I have no problem with the notion of building on empty spaces in the city, thus avoiding suburban sprawl. I do object, however, to the notion that another fancy concept—connectivity—is being abused in this case to create problems rather than solving them. Why should Walnut Creek sub-division have to be such a high-density area, thereby increasing the traffic in and out it? At the same meeting in October that I have referred to, the Cameo Development Corporation Director specifically said that he 'would love to build bungalows in a low-density pattern', but claimed that the City did not want it that way. That surprises—in fact, if it is correct, disappoints—me. It does not give me confidence in the persons responsible for our City's development.
- 3. The creation of traffic hazards. This would arise from two different proposals: (1) the new roads connecting in and out of Walnut Creek and the neighboring subdivision with 31<sup>st</sup> Boulevard; and (2) making 27<sup>th</sup> Street a thoroughfare for residents in Walnut Creek. I am primarily concerned in this argument with what will happen if the second proposal becomes reality. In addition to taking away parts of existing properties to build sidewalks, this quiet neighborhood of ours

will suffer from a substantial increase in traffic at the risk of local residents, not the least children, who take walking in the streets for given precisely because there is no outlet. Even if traffic bumps were introduced and traffic slowed down, Hidden Pines, and especially  $27^{th}$  Street will never again be the same. I have no objection to opening the street so that it connects with Walnut Creek, but if the idea of connectivity, as presented and understood e.g. by Mr David Coffey for the new neighboring sub-division, is taken seriously, e.g. that people can go and shop in the area without having to take to their cars, then  $27^{th}$  Street between Walnut Creek and Hidden Pines should be open only for pedestrians and cyclists.

4. The destruction of a beautiful county road in the city. This is the point that most persons who have criticized the new developments in the area have focused on. I fully agree with these critics. How can the City Fathers with good conscience, especially at a time when they pride themselves with a new form or urbanism, let one of the nicest city roads be destroyed by increasing traffic to the point where its original character will be lost. This does not only mean threats to the old oak trees that line this 'rural' road, but also to the use of the road by joggers and others who simply want to take a walk in the city and feel its 'greenness'. I have already heard many people say that the image of Gainesville as a 'green city', one which people come to because it has a nice atmosphere, would be seriously hurt by the destruction of the existing rural and lush atmosphere that characterizes Glen Springs Road all the way from NW16th Terrace to NW 34<sup>th</sup> Street.

Yours sincerely

Distinguished Professor

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