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UNIVERSITY OF FLORIDA FOUNDATION, INC.

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November 8, 1999

Gainesville City Commission
City Hall
Gainesville, FL 32601

RE: Tax Parcel # 06023-003-004

Dear Mayor and Commissioners:

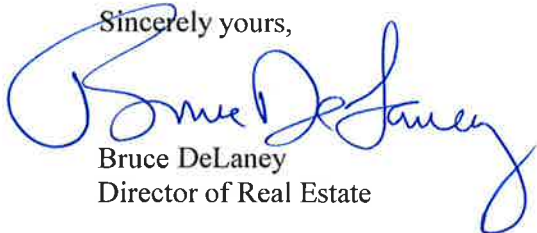
On your agenda tonight are Petition 147LUC-99 PB and Petition 149ZON-99 PB. I ask that you defer or table action on these petitions until your first meeting in January. The above parcel is one of several covered by the above petitions. Should you need or wish to proceed with the other parcels covered by the petitions, then I ask that you separate the above parcel from your action and defer action on it until your first meeting in January.

At the time the University of Florida Foundation, Inc. voluntarily consented to be included in the Ashton annexation, it was our understanding City Planning staff would be recommending an equivalent land use and zoning for the parcel as existed under Alachua County codes. We relied upon this understanding in consenting to be included in the annexation.

At the City Plan Board meeting on October 21, 1999, in the middle of the night, the Plan Board chose to recommend a Conservation land use for this parcel. Not only does this violate the spirit of our cooperation with the City in the annexation, it deprives us of beneficial use of the property. We believe this amounts to a taking of the property. Indeed, if either the Plan Board or prior City staff recommendation is approved, a pending sales contract for the property will be cancelled and we will suffer significant damages.

In discussions with City staff last Thursday afternoon, November 4, it appears there may be other land use or zoning classifications to be considered for this parcel that might be more consistent with the previous classifications by the County. However, more time is needed to evaluate these alternatives. A deferral until January will allow time for this to occur and hopefully should result in a more constructive solution than the course we are currently following.

Sincerely yours,



Bruce DeLaney
Director of Real Estate

cc: W. Bowers
M. Radson
K. Lannon

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