

TE.14-March 2, 2004

This instrument prepared by
or under the direction of:
Kenneth S. Davis
District General Counsel
Florida Department of Transportation
1109 South Marion Avenue
Lake City, Florida 32025-5874

PARCEL NO. 700.1
SECTION 26070-2570
F.P. NO. 2077901
STATE ROAD 26-A
COUNTY OF Alachua

R E S O L U T I O N

ON MOTION of Commissioner _____
seconded by Commissioner _____
the following Resolution was adopted;

WHEREAS, the State of Florida Department of Transportation
proposes to construct or improve State Road No. 26-A, Section No.
26070-2570, F.P. No. 2077901, in Alachua County, Florida; and

WHEREAS, it is necessary that certain lands now owned by **THE
CITY OF GAINESVILLE, FLORIDA**, be used temporarily by the State of
Florida Department of Transportation; and

WHEREAS, said use is in the best interest of the City; and

WHEREAS, the State of Florida Department of Transportation has
made application to said City to execute and deliver to the State
of Florida Department of Transportation a temporary easement, or
easements, in favor of the State of Florida Department of
Transportation, for the purpose of tying in and harmonizing said
property and the driveways, walkways, etc., thereon with the
construction to be undertaken by the Department, in State Road 26-A
adjacent thereto, and said request having been duly considered.

NOW THEREFORE, BE IT RESOLVED by the Board of City
Commissioners of **THE CITY OF GAINESVILLE, FLORIDA**, that the
application of the State of Florida Department of Transportation
for a temporary easement, or easements, is for transportation
purposes which is in the public or community interest and for
public welfare; that a temporary easement, or easements, in favor
of the State of Florida Department of Transportation in **THE CITY OF
GAINESVILLE, FLORIDA**, should be drawn and executed by this Board of
City Commissioners. Consideration shall be \$ 1.00.

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.

STATE OF FLORIDA
COUNTY OF ALACHUA

I HEREBY CERTIFY that the foregoing is a true copy of a
Resolution adopted by the Board of City Commissioners of **THE CITY
OF GAINESVILLE, FLORIDA**, at a meeting held on the _____ day of
_____, 20__.

Print Name:
Clerk, Board of City Commissioners
City of Gainesville, Florida

08-TE.13-March 2, 2004

T. S. #044 - R/W Map Sheet #5
Tax Parcel No. 06484-1007-000

This instrument prepared by
or under the direction of:
Kenneth S. Davis
District General Counsel
Florida Department of Transportation
1109 South Marion Avenue
Lake City, Florida 32025-5874

PARCEL NO. 700.1
(Replacement Temporary Easement)
SECTION 26070-2570
F.P. NO. 2077901
STATE ROAD 26-A
COUNTY OF Alachua

REPLACEMENT TEMPORARY EASEMENT

THIS REPLACEMENT TEMPORARY EASEMENT, made this _____ day of _____, 20____, by THE CITY OF GAINESVILLE, FLORIDA, a municipality of the State of Florida, grantor, and the STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION, 1109 South Marion Avenue, Lake City, Florida 32025-5874, its successors and assigns, grantee.

NOTE: THE PURPOSE OF THIS REPLACEMENT TEMPORARY EASEMENT IS TO REPLACE THAT CERTAIN TEMPORARY EASEMENT EXECUTED MAY 27, 2003, AND RECORDED IN OFFICIAL RECORDS BOOK 2689, PAGE 1042, ON JUNE 12, 2003, IN THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA.

WITNESSETH that for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations, receipt and sufficiency of which is hereby acknowledged, the grantor hereby gives, grants, bargains and releases to the grantee, a temporary easement for the purpose of tying in and harmonizing said property and the driveways, walkways; and the construction of a pool with fountain, underground pump/electrical system, seatwall and landscaping, etc., thereon with the construction to be undertaken by the Department, in State Road 26-A adjacent thereto, in, upon, over and through the following described land in Alachua County, Florida, viz:

PARCEL NO. 700 TEMPORARY CONSTRUCTION EASEMENT SECTION 26070-2570
F.P. NO. 2077901

A PARCEL OF LAND BEING A PORTION OF THE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 214, PAGE 310 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA, LYING IN SECTION 2, TOWNSHIP 10 SOUTH, RANGE 19 EAST, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHEAST CORNER OF SAID SECTION 2; THENCE RUN SOUTH 01°02'02" EAST, ALONG THE EAST LINE OF SAID SECTION 2, AND THE CENTERLINE OF STATE ROAD NO. 121 (NORTHWEST 34TH STREET), A DISTANCE OF 2,679.26 FEET TO THE INTERSECTION OF THE CENTERLINE OF SAID STATE ROAD NO. 121, WITH THE CENTERLINE OF STATE ROAD NO. 26 (WEST UNIVERSITY AVENUE); THENCE RUN SOUTH 83°37'18" WEST, ALONG THE CENTERLINE OF STATE ROAD NO. 26, A DISTANCE OF 583.55 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE NORTHERLY, HAVING A RADIUS OF 7,639.44 FEET; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 04°51'21", AN ARC DISTANCE OF 647.44 FEET TO THE POINT OF TANGENCY OF SAID CURVE;

THENCE RUN SOUTH 88°28'38" WEST, A DISTANCE OF 134.25 FEET; THENCE RUN SOUTH 00°50'42" EAST, ALONG THE NORTHERLY PROJECTION OF THE WESTERLY RIGHT OF WAY LINE OF SOUTHWEST 36TH STREET; A DISTANCE OF 75.30 FEET TO THE POINT OF TANGENCY OF A CURVE; THENCE CONTINUE SOUTH 00°50'42" EAST, ALONG THE SAID WESTERLY RIGHT OF WAY LINE OF SOUTHWEST 36TH STREET, A DISTANCE OF 3.84 FEET FOR A POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°50'42" EAST, ALONG SAID WESTERLY RIGHT OF WAY LINE OF SOUTHWEST 36TH STREET, A DISTANCE OF 6.00 FEET; THENCE RUN SOUTH 89°09'18" WEST, A DISTANCE OF 69.81 FEET; THENCE RUN SOUTH 44°17'37" WEST, A DISTANCE OF 17.90 FEET; THENCE RUN NORTH 45°43'45" WEST, A DISTANCE OF 8.00 FEET; THENCE RUN SOUTH 44°17'37" WEST, A DISTANCE OF 4.30 FEET; THENCE RUN SOUTH 45°43'45" EAST, A DISTANCE OF 8.00 FEET; THENCE RUN SOUTH 44°17'37" WEST, A DISTANCE OF 27.39 FEET; THENCE RUN SOUTH 45°39'38" EAST, A DISTANCE OF 13.40 FEET; THENCE RUN SOUTH 42°57'11" WEST, A DISTANCE OF 13.66 FEET; THENCE RUN SOUTH 89°11'34" WEST, A DISTANCE OF 17.30 FEET TO THE POINT OF CURVATURE OF A CURVE CONCAVE SOUTHEASTERLY, HAVING A RADIUS OF 90.35 FEET, AND A CENTRAL ANGLE OF 08°30'28"; THENCE SOUTHWESTERLY ALONG THE ARC OF SAID CURVE, AN ARC DISTANCE OF 13.42 FEET, SAID ARC BEING SUBTENDED BY A CHORD BEARING AND DISTANCE OF SOUTH 84°56'20" WEST, 13.40 FEET; THENCE NORTH 03°54'10" WEST, A DISTANCE OF 48.34 FEET; THENCE NORTH 41°05'46" EAST, A DISTANCE OF 8.02 FEET; THENCE NORTH 86°05'53" EAST, A DISTANCE OF 133.05 FEET TO THE POINT OF BEGINNING.

CONTAINING 2,729 SQUARE FEET, MORE OR LESS.

THIS EASEMENT is granted upon the condition that any work performed upon the above described land shall conform to all existing structural improvements within the limits designated, and all work will be performed in such a manner that the existing structural improvements will not be damaged.

IT IS UNDERSTOOD AND AGREED by the parties hereto that the rights granted herein shall terminate upon completion of this transportation project, but no later than the last day of July, 2008.

IN WITNESS WHEREOF, the said grantor has caused these presents to be executed in its name by its Mayor, and its seal to be hereto affixed, attested by its City Clerk, the date first above written.

ATTEST: _____
Kurt M. Lannon
Clerk of the Commission

CITY OF GAINESVILLE, FLORIDA,
a municipality of the
State of Florida
Post Office Box 490
Gainesville, Florida 32602-0490

Signed, sealed and delivered in
the presence of:

BY: _____
Thomas D. Bussing
Its Mayor

Witness: _____
Print Name: _____

Witness: _____
Print Name: _____

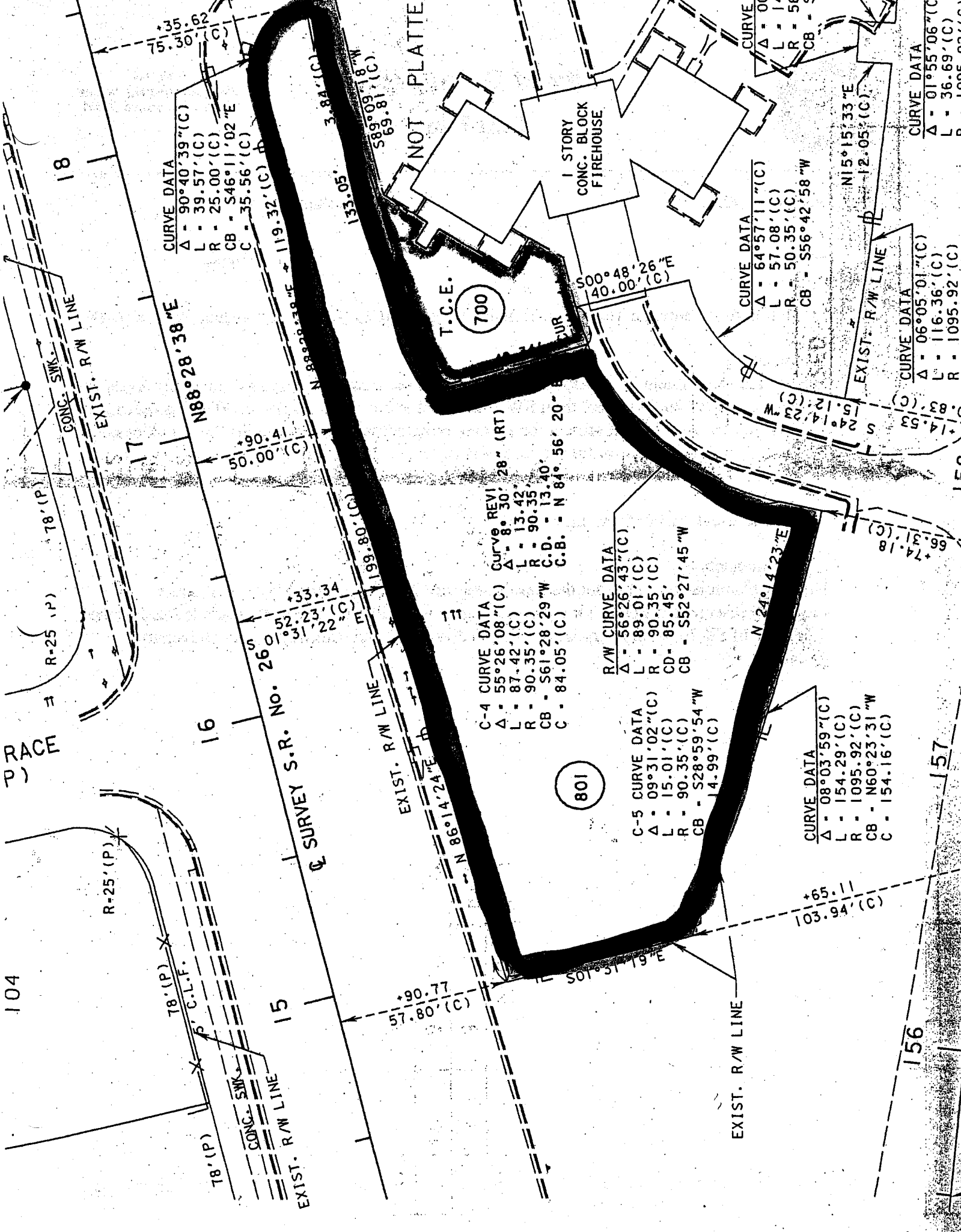
STATE OF FLORIDA
COUNTY OF ALACHUA

The foregoing instrument was acknowledged before me this _____ day of _____, 20____, by THOMAS D. BUSSING AND KURT M. LANNON, the City Mayor and Clerk of the Commission, respectively, of the CITY OF GAINESVILLE, FLORIDA, a municipal corporation, who are personally known to me and duly sworn, and acknowledged that as such officers, and pursuant to authority from said corporation, as its act and deed, and for the uses and purposes set forth and contained in said instrument.

Print Name: _____
NOTARY PUBLIC
State of Florida at Large
My Commission Expires: _____

Approved as to Form and Legality:

Marion J. Radson, City Attorney



CURVE DATA
 $\Delta = 90^\circ 40' 39''$ (C)
 $L = 39.57'$ (C)
 $R = 25.00'$ (C)
 $CB = S46^\circ 11' 02'' E$
 $C = 35.56'$ (C)

CURVE DATA
 $\Delta = 64^\circ 57' 11''$ (C)
 $L = 57.08'$ (C)
 $R = 50.35'$ (C)
 $CB = S56^\circ 42' 58'' W$

CURVE DATA
 $\Delta = 8^\circ 30' 28''$ (RT)
 $L = 13.42'$
 $R = 90.35'$
 $C.D. = 13.40'$
 $C.B. = N 84^\circ 56' 20'' E$

C-4 CURVE DATA
 $\Delta = 55^\circ 26' 08''$ (C)
 $L = 87.42'$ (C)
 $R = 90.35'$ (C)
 $CB = S61^\circ 28' 29'' W$
 $C = 84.05'$ (C)

R/W CURVE DATA
 $\Delta = 56^\circ 26' 43''$ (C)
 $L = 89.01'$ (C)
 $R = 90.35'$ (C)
 $CD = 85.45'$
 $CB = S52^\circ 27' 45'' W$

C-5 CURVE DATA
 $\Delta = 09^\circ 31' 02''$ (C)
 $L = 15.01'$ (C)
 $R = 90.35'$ (C)
 $CB = S28^\circ 59' 54'' W$
 $C = 14.99'$ (C)

CURVE DATA
 $\Delta = 08^\circ 03' 59''$ (C)
 $L = 154.29'$ (C)
 $R = 1095.92'$ (C)
 $CB = N60^\circ 23' 31'' W$
 $C = 154.16'$ (C)

CURVE DATA
 $\Delta = 06^\circ 05' 01''$ (C)
 $L = 116.36'$ (C)
 $R = 1095.92'$ (C)

CURVE DATA
 $\Delta = 01^\circ 55' 06''$ (C)
 $L = 36.69'$ (C)
 $R = 1095.92'$ (C)

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City of Gainesville

Text File

City Hall
200 East University Avenue
Gainesville, Florida 32601

Introduced: 5/12/2003

File Number: 021069

Version: 1

Status: Adopted

..Title

Resolution for Granting a Temporary Easement Along SR 26 (University Avenue) to FDOT (B)

..Explanation

The Florida Department of Transportation (FDOT) is reconstructing SR 26 (University Avenue) and SR 26-A (SW 2nd Avenue) from SW 38th Street to North-South Drive. FDOT is requesting the City grant a temporary easement for a parcel lying between SR 26 and SR 26-A and located on the south side of SR 26 for the purpose of tying in and harmonizing driveways and walkways.

..Fiscal Note

There is no fiscal impact from this request.

..Recommendation

The City Commission: 1) adopt the Resolution; and 2) authorize the Mayor to execute temporary easement to FDOT for a parcel lying between SR 26 and SR 26-A and located on the south side of SR 26 for the purpose of tying in driveways and walkways along University Avenue.