



1 and close the right-of-way as set forth herein to make possible the Shands Cancer Hospital  
2 development, but that the right-of-way is otherwise required for public use and benefit if the  
3 project is not constructed and completed; and

4 **WHEREAS**, the City Commission is willing to vacate, abandon and close the right-of-  
5 way subject to specific terms and conditions in an enforceable agreement between the City and the  
6 owner/developer, its successors and assigns.

7 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**  
8 **CITY OF GAINESVILLE, FLORIDA:**

9 **Section 1.** Except as provided in Sections 2 and 3 below, the following described right-  
10 of-way in the City of Gainesville no longer serves a public purpose and is hereby vacated,  
11 abandoned and closed for use by the public generally in order to make possible the project,  
12 commonly known as "Shands Cancer Hospital":

13 See legal description attached hereto as Exhibit "A", and made a part hereof  
14 as if set forth in full.

15 **Section 2.** The City reserves unto itself, its successors and assigns a public and private  
16 utilities easement over, under, across and through the right-of-way described in Exhibit "A",  
17 attached hereto and made a part hereof, for the purpose of operating, maintaining, removing and  
18 relocating the public and private utilities located therein.

19 **Section 3.** The vacation, abandonment and closure of the right-of-way described in § 1  
20 of this Ordinance is subject to the terms and conditions of a certain Vacation of Right-of-Way  
21 Agreement between the City and the applicant of the petition to vacate the right-of-way,  
22 Southeastern Health Care Foundation, Inc., which Agreement provides, among other things, that  
23 this ordinance may be repealed and the vacation, abandonment and closure of the right-of-way

1 shall be of no further force and effect.

2 **Section 4.** The Clerk of the Commission or designee is authorized to record a true copy  
3 of this Ordinance in the Public Records of Alachua County, Florida.

4 **Section 5.** If any section, sentence, clause or phrase of this ordinance is held to be invalid  
5 or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect  
6 the validity of the remaining portions of this ordinance.

7 **Section 6.** All ordinances, or parts of ordinances, in conflict herewith are to the extent of  
8 such conflict hereby repealed.

9 **Section 7.** This ordinance shall become effective immediately upon final adoption.

10 **PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

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\_\_\_\_\_  
Pegeen Hanrahan, Mayor

ATTEST:

Approved as to form and legality:

\_\_\_\_\_  
KURT LANNON,  
CLERK OF THE COMMISSION

By: \_\_\_\_\_  
MARION J. RADSON, CITY ATTORNEY

This ordinance passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2006.

This ordinance passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2007.

MJR/afm

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112 SVA 06PB

JULY 11, 2006

**PREPARED FOR:** SOUTHEASTERN HEALTHCARE FOUNDATION, INC.  
**PROJECT NO.:** 05-0811  
**DRAWING FILE:** 05-0811 Gandy sketch.dwg

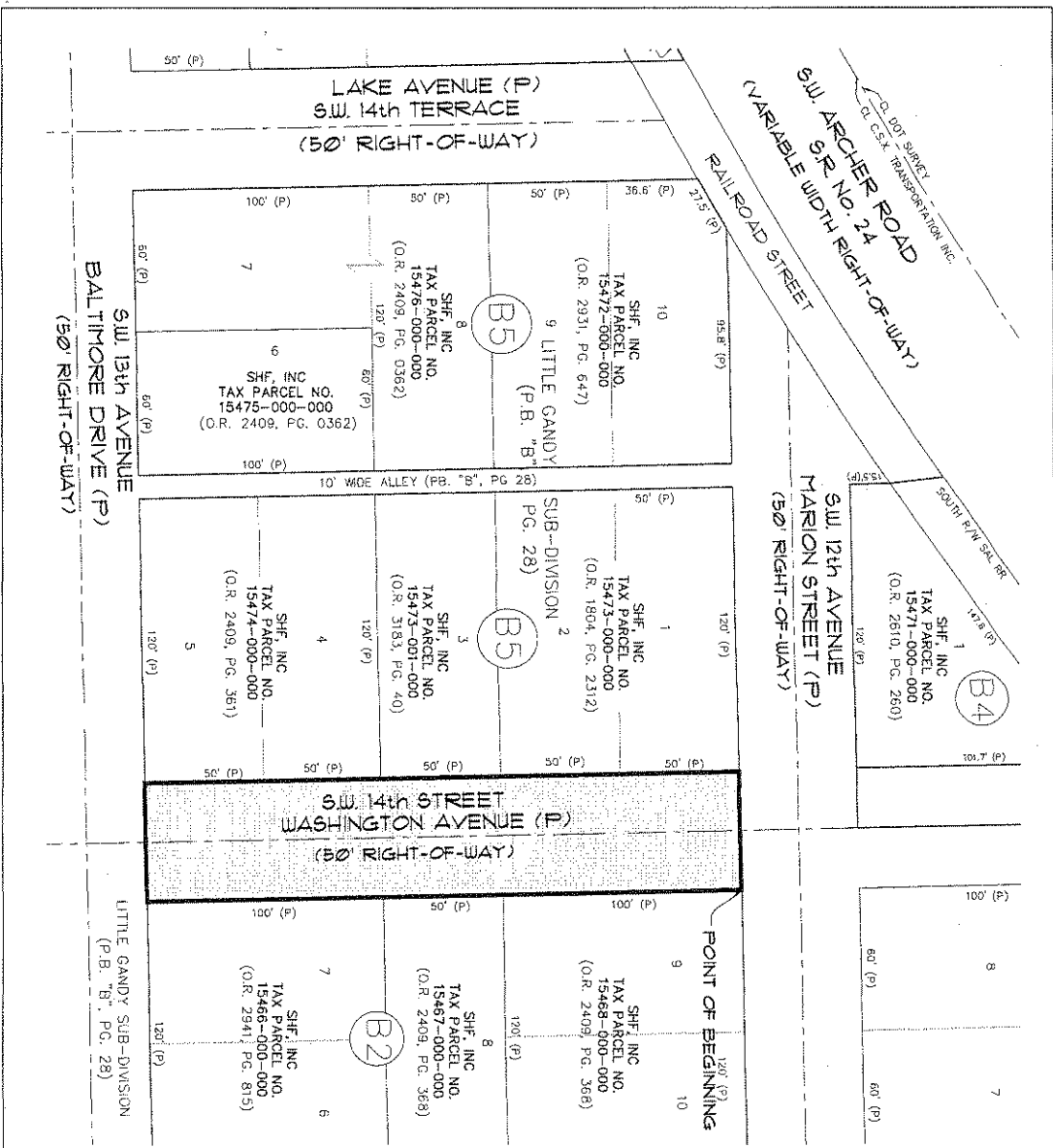
**DESCRIPTION FOR:** S.W. 14<sup>th</sup> Street

**LEGAL DESCRIPTION:**

SOUTHWEST 14<sup>th</sup> STREET (WASHINGTON AVENUE PER PLAT) LYING BETWEEN BLOCK 2 AND BLOCK 5 OF LITTLE GANDY SUB-DIVISION AS RECORDED IN PLAT BOOK "B" PAGE 28 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA, LOCATED IN SECTION 7, TOWNSHIP 10 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 9 OF BLOCK 2 OF SAID LITTLE GANDY SUB-DIVISION; THENCE SOUTHERLY, ALONG THE WESTERLY LINE OF SAID LOT 9 AND ALONG THE WESTERLY LINES OF LOTS 8 AND 7 OF SAID BLOCK 2 OF LITTLE GANDY SUB-DIVISION TO THE SOUTHWEST CORNER OF SAID LOT 7 OF BLOCK 2 OF LITTLE GANDY SUB-DIVISION; THENCE WESTERLY TO THE SOUTHEAST CORNER OF LOT 5 OF BLOCK 5 OF SAID LITTLE GANDY SUB-DIVISION; THENCE NORTHERLY, ALONG THE EASTERLY LINE OF SAID LOT 5 OF BLOCK 5 AND ALONG THE EASTERLY LINES OF LOTS 4, 3, 2, AND 1 OF SAID BLOCK 5 OF LITTLE GANDY SUB-DIVISION TO THE NORTHEAST CORNER OF SAID LOT 1 OF BLOCK 5 OF LITTLE GANDY SUB-DIVISION; THENCE EASTERLY TO THE POINT OF BEGINNING.

All as shown on the Map  
attached herewith and made  
a part hereof



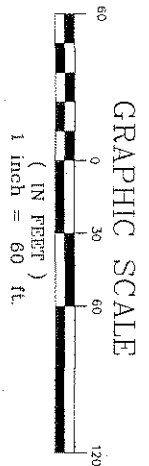
SKETCH TO ACCOMPANY  
 LEGAL DESCRIPTION  
 SITUATED IN SECTION 1, TOWNSHIP 10 SOUTH,  
 RANGE 20 EAST,  
 ALACHUA COUNTY, FLORIDA

DESCRIPTION: (SEE ATTACHED)

LEGEND:

- O.R. = OFFICIAL RECORDS BOOK
- R/W = RIGHT OF WAY
- P.B. = PLAT BOOK
- PG. = PAGE
- (CR) = COMPUTED FROM RECORD MEASUREMENTS
- CL = CENTERLINE
- DOT = DEPARTMENT OF TRANSPORTATION
- (P) = PER RECORD PLAT

DESCRIBED AREA



CERTIFIED TO: SOUTHEASTERN HEALTHCARE FOUNDATION, INC. FIRST AMERICAN TITLE INSURANCE COMPANY		DATE 05-08-11
SOUTH EASTERN HEALTHCARE FOUNDATION, INC. 6011 NW 1st Place, Gainesville, Florida 32607 Phone: (352) 331-1976 Fax: (352) 331-2476		SHEET NO. 1 OF 1

This map prepared by: ALAN L. TILLY Professional Surveyor & Mapper Fla. License No. 6501	COMPUTER FILE: 05-0811gandy sketch	DRAWING SCALE: 1" = 60'
Certificate of Authorization No. LB-5075 NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER	SURVEY DATE: N/A	DATE OF THIS SURVEY: 05-08-11