



MEMORANDUM
Office of the City Attorney

LEGISLATIVE ITEM NO. 060418

Phone: 334-5011/Fax 334-2229
Box 46

TO: Mayor and City Commission

DATE: January 8, 2007

FROM: City Attorney

SECOND READING

SUBJECT: Ordinance No. 0-06-113 Petition 113SVA-06PB
An ordinance of the City of Gainesville, Florida, to vacate, abandon and close that portion of the alley located between Southwest 13th Avenue and Southwest 14th Avenue between S.W. 13th Street and S.W. 14th Street, as more specifically described in this Ordinance; reserving public and private utilities easements; providing conditions and a reversionary interest; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Recommendation: The City Commission adopt the proposed ordinance.

COMMUNITY DEVELOPMENT STAFF REPORT

This is a request to vacate a portion of the Block B 3 alley located between Southwest 13th Avenue and Southwest 14th Avenue to facilitate the development of a cancer hospital and associated facilities.

The Plan Board's recommendation of approval of the street vacation is conditional upon the following: 1) the Special Use Permit and Site Plan for the Shands Cancer Hospital development must be approved by the City; and 2) the second reading of the ordinance approving the street vacation of a portion of Block B 3 alley located between Southwest 13th Avenue and Southwest 14th Avenue shall be coordinated with the final sign-off of the site plans for Shands Cancer Hospital. The Plan Board at this point approved the Special Use Permit for a height of eight stories for the hospital, along with preliminary development plan approval.

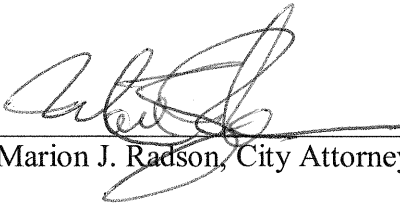
Public notice was published in the Gainesville Sun on August 1, 2006. Letters were mailed to surrounding property owners on August 2, 2006. The Plan Board held a public hearing August 17, 2006.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of September 25, 2006, authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance vacating the public right-of-way. The vacation of the right-of-way is subject to the terms of a Vacation of Right-of-Way

Agreement between the City and the applicant. The Agreement was approved by the City Commission on November 27, 2006 and applies equally to all other street vacation ordinances relating to this Project.

Prepared and
submitted by:



Marion J. Radson, City Attorney

Passed on first reading on November 27, 2006 by a vote of 7-0.

1135/A-06PB

JULY 11, 2006

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

DESCRIPTION FOR: Alley Block 3 Little Gandy Sub-Division

LEGAL DESCRIPTION:

ALLEY LOCATED IN BLOCK 3 OF LITTLE GANDY SUB-DIVISION AS RECORDED IN PLAT BOOK "B" PAGE 28 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA, SITUATED IN A PORTION OF THE D.L. CLINCH GRANT AND SECTION 7, TOWNSHIP 10 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 1 OF BLOCK 3 OF SAID LITTLE GANDY SUB-DIVISION; THENCE SOUTHERLY, ALONG THE WESTERLY LINE OF SAID LOT 1 AND ALONG THE WESTERLY LINES OF LOTS 2, 3, 4, 5, AND 6 OF SAID BLOCK 3 OF LITTLE GANDY SUB-DIVISION TO THE SOUTHWEST CORNER OF SAID LOT 6 OF BLOCK 3 OF LITTLE GANDY SUB-DIVISION ; THENCE NORTHWESTERLY TO THE SOUTHEAST CORNER OF LOT 7 OF SAID BLOCK 3 OF LITTLE GANDY SUB-DIVISION; THENCE NORTHERLY, ALONG THE EASTERLY LINE OF SAID LOT 7 OF BLOCK 3 AND ALONG THE EASTERLY LINES OF LOTS 8, 9, AND 11 OF SAID BLOCK 3 OF LITTLE GANDY SUB-DIVISION TO THE NORTHEAST CORNER OF SAID LOT 11 OF BLOCK 3 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

PROFESSIONAL SURVEYOR & MAPPER Fla. License No. 6501 ALAN L. TILLY COMPUTER FILE 05-0811 gandy sketch DRAWING SCALE 1" = 60' SHEET NO. 1 OF 1 DATE 05-08-11	CERTIFICATE OF AUTHORIZATION NO. LB. 5075 ORIGINAL BASED ON A F.L.C.S.A. LICENSED SURVEYOR AND MAPPER NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL BASED ON A F.L.C.S.A.
FIRST AMERICAN TITLE INSURANCE COMPANY SOUTHEASTERN TITLE INSURANCE COMPANY ALI K.L. SOUTH FLA.	CERTIFIED TO:

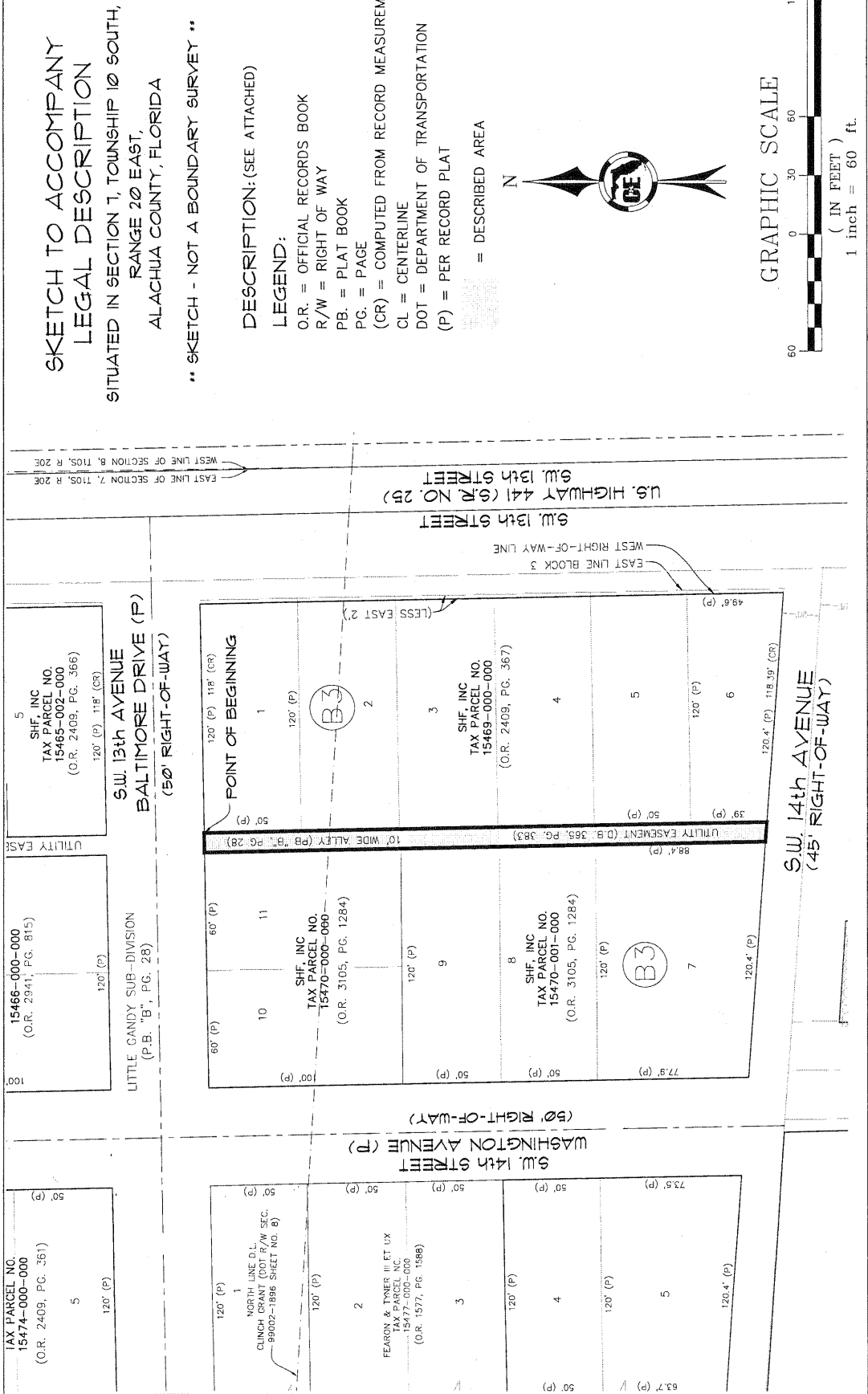


EXHIBIT "A" 2 OF 2