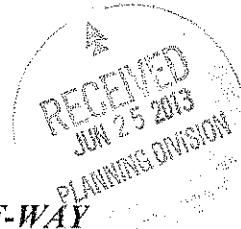


Appendix 3

Petition Application and Legal Description



**APPLICATION TO VACATE PUBLIC RIGHT-OF-WAY
PLANNING & DEVELOPMENT SERVICES**

OFFICE USE ONLY

Petition No. PB-13 66 SVA Fee: \$ 796.25
 Date: June 25, 2013 EZ Fee: \$ N/A
 1st Step Mtg Date: NONE Tax Map No. _____
 Abutting Property Owners Petition City Commission Petition _____
 Account No. 001-670-6710-3401
 Account No. 001-670-6710-1124 (Enterprise Zone)
 Account No. 001-670-6710-1125 (Enterprise Zone Credit)

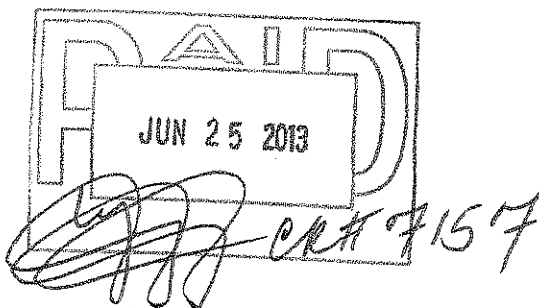
Applicant Information (Please PRINT)	
Name:	STREIT'S INC., C/O THOMAS A. DANIEL
Address:	623 N MAIN STREET
City:	GAINESVILLE
State:	FLORIDA
Zip:	32601
Phone:	352-378-8438
Fax:	352-378-3097
EMAIL:	tdaniellaw@gmail.com

CRITERIA FOR VACATION OR CLOSURE

At the public hearing, the City Commission shall consider the following criteria in determining whether the general public welfare would be best served by the proposed action:

1. Whether the public benefits from the use of the subject right-of-way as part of the city street system.
2. Whether the proposed action is consistent with the city's comprehensive plan.
3. Whether the proposed action would violate individual private property rights.
4. The availability of alternative action to alleviate the identified problems.
5. The effect of the proposed action upon traffic circulation.
6. The effect of the proposed action upon crime.
7. The effect of the proposed action upon the safety of pedestrians and vehicular traffic.
8. The effect of the proposed action upon the provision of municipal services including but not limited to emergency services and waste removal services.
9. The necessity to relocate utilities both public and private.
10. The effect the proposed action will have upon property values in the immediate and surrounding areas.
11. The effect of the proposed action on geographic areas which may be impacted.
12. The effect of the proposed action on the design and character of the area.

Certified Cashier's Receipt:



PB-13-66 SVA
Streit's Street Vacation

Under the provisions of Section 30-192(b) of the Land Development Code, City of Gainesville, **THE ABUTTING PROPERTY OWNERS/THE CITY COMMISSION** hereby petition(s) to have the following public right-of-way vacated (a legal description and a map is required): PORTION N.W. 3RD STREET OFF 441
 "SEE ATTACHED SKETCH"

Provide reasons for vacating this right-of-way (please add additional sheet(s) to provide more information, if needed): SEE ATTACHED INFORMATION

The recording of the approved ordinance abandoning public property effects an automatic reverter of the property back to the fee owners of the property out of which the street was carved. The City of Gainesville does not issue any formal deed instruments. The local title companies will be able to track the accretion of the property to the appropriate abutting property owners.

The signature of all abutting property owners is required for petitions initiated by property owners.

ABUTTING PROPERTY OWNERS' INFORMATION			
PARCEL NO.	PROPERTY OWNER	ADDRESS	SIGNATURE
07895-001-000	STREITS INC	4820 NW 13 TH STREET	<i>Marion Banks Jones</i>
07883-011-000	STREITS INC	NW 13 TH STREET	<i>Marion Banks Jones</i>
7883-10-5	City of Gainesville		<i>S. B. Jones</i>

Petition must be filed with the Department of Community Development in accordance with the application cut-off dates as adopted by the City Plan Board (Development Review Board application cut-off dates). A copy of the schedule may be obtained from the Planning Division, Room 158, Planning Counter, Thomas Center B, 306 NE 6th Avenue. Phone: 334-5022.

STREITS, INC.,

Petitioner's Signature:

Marion Banks Jones, Sec/Tres Date: 6/25/2013
 by Marion Banks Jones, Sec/Tres





[Tax Collector Home](#) [Search](#) [Reports](#) [Shopping Cart](#)

2012 Roll Details — Real Estate Account #07883 011 000

Real Estate Account #07883 011 000

[Parcel details](#) [Full bill history](#)

2012	2011	2010	2009
Paid	Paid	Paid	Paid

[Get Bills by Email](#)

Owner **STREIT'S INC**
 4820 NW 13TH ST
 GAINESVILLE, FL 32609
 Situs (unknown)

Account number **07883 011 000**
 Alternate Key 1070098
 Millage code 3600
 Millage rate 23.6973

Assessed value 211,300
 School assessed value 211,300

Location is not guaranteed to be accurate.

Property Appraiser GIS

2012 annual bill	View	Legal description	Location
Ad valorem	\$5,007.24	MSD BK 2 PG 84 PART OF PARCEL 4 DESC AS: COM NW COR OF NW1/4 N 89 DEG 14 MIN 27 SEC E 2664.71 FT S 00 DEG 42 MIN 53 SEC E 50 FT N 89 DEG 14 MIN 27 SEC E 660.17 FT S 00 DEG 42 MIN 33 SEC E 655.50 FT S 46 DEG 32 MIN 08 SEC E 658.39 FT SELY ALG CURVE	Book, page, item -- Geo number 19-09-20- 07883011000 Range 20 Township 09 Section 19
Non-ad valorem	\$0.00		
Total tax			
Paid 2013-03-29 \$5,007.24 Receipt #12-0115152			



PB-13-66 SVA
 Streit's Street Vacation



[Tax Collector Home](#) [Search](#) [Reports](#) [Shopping Cart](#)

2012 Roll Details — Real Estate Account At 4820 13TH ST NW, GAINESVILLE 32605

Real Estate Account #07895 001 000

[Parcel details](#) [Full bill history](#)

2012	2011	2010	2009	...	2002
Paid	Paid	Paid	Paid		Paid

[Get Bills by Email](#)

Owner STREIT'S INC
 4820 NW 13TH ST
 GAINESVILLE, FL 32609-1796
 Situs 4820 13TH ST NW
 GAINESVILLE 32605

Account number 07895 001 000
 Alternate Key 1070378
 Millage code 3600
 Millage rate 23.6973
 Assessed value 564,200
 School assessed value 564,200

Location is not guaranteed to be accurate.

Property Appraiser GIS

2012 annual bill

[View](#)

Legal description

Location

Ad valorem	\$13,370.01	PARADISE PB A-4 N 100 FT OF LOT 17
Non-ad valorem	\$755.52	OR 1110/659
Total tax		

Book, page, Item --
 Geo number 19-09-20-
 07895001000
 Range 20
 Township 09
 Section 19

Paid 2013-03-29 \$14,125.53
 Receipt #12-0115160



PB-13-66 SVA
 Streit's Street Vacation

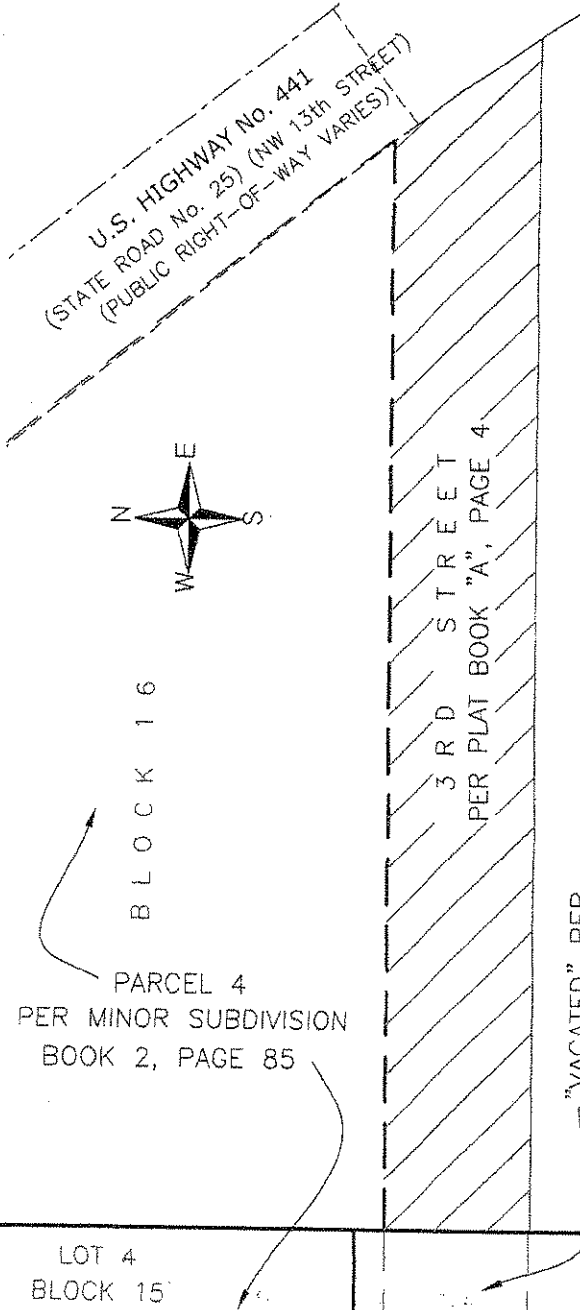
SKETCH TO ACCOMPANY LEGAL DESCRIPTION

IN SECTION 19, TOWNSHIP 9 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA

LEGAL DESCRIPTION

A PARCEL OF LAND LYING IN SECTION 19, TOWNSHIP 9 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PART OF 3RD STREET (NW 49TH AVENUE), A 50 FOOT RIGHT-OF-WAY, LYING NORTH OF BLOCK 17 OF "PARADISE", A SUBDIVISION AS PER PLAT THEREOF, AS RECORDED IN PLAT BOOK "A", PAGE 4 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA AND SOUTH OF PARCEL 4 OF A MINOR SUBDIVISION AS RECORDED IN MINOR SUBDIVISION BOOK 2, PAGE 85 OF SAID PUBLIC RECORDS AND LYING EAST OF PARCEL 5 OF SAID MINOR SUBDIVISION AND LYING WEST OF U.S. HIGHWAY NO. 441 (STATE ROAD NO. 26 & NW 13TH STREET) AS PER FLORIDA DEPARTMENT OF TRANSPORTATION RIGHT-OF-WAY MAP, SECTION NO. 2602-(113)209, DATED: 9-17-56 (RIGHT-OF-WAY WIDTH VARIES)



CERTIFICATE OF SURVEYOR:

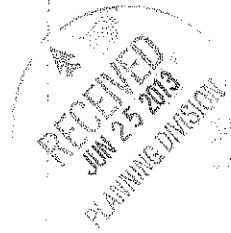
(NOT VALID WITHOUT THE SIGNATURE AND ORIGINAL-RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPING)
 I DO HEREBY CERTIFY THAT THE SURVEY DATA SHOWN HEREON, IS A TRUE AND CORRECT REPRESENTATION OF A SURVEY PERFORMED UNDER MY SUPERVISION OF THE HEREON DESCRIBED PROPERTY, AND IT MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTH BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS PURSUANT TO SECTION 473.027 FLORIDA STATUTES AND CHAPTER 61G17.

BY: *Alan J. Haaker*
 ALAN J. HAAKER, P.S.M. - REGISTERED LAND SURVEYOR
 FLORIDA CERTIFICATE #6548
 DATE: 1-15-08

ABBREVIATIONS
 O.R. = OFFICIAL RECORDS

22031-07.DWG

BROWN, HAAKER & OWEN LAND SURVEYORS, INC. 4421 NW 39th AVE, Suite 2-2, GAINESVILLE, FL 32605		PH. (352) 371-7641
		FAX. 371-7644
		Drawn by: S.L.L.
SCALE: 1" = 50'		DATE: 1-15-2008
THIS IS NOT A BOUNDARY SURVEY		CHECKED BY:
PREPARED FOR: STREIT'S MOTORSPORTS		WORK ORDER # 22567-07



07883-11-0

Petition to vacate portion of N. W. 3rd St/off 441

The roadway parcel is a 50 foot wide which runs the length of the two parcels owned by Streit's Inc. The parcel to the South is the original Streit's business location and the parcel to the North is the parcel purchased by Streit's from Home Depot at the time the Home Depot Park was being established. The road ends at the park and the previous extension of the road was closed by the county prior to annexation into the City of Gainesville. That ordinance was recorded in O. R. Book 1772 page 2471. There was a three way closing between Home Depot, the City of Gainesville, and Streits. As part of the closing the City of Gainesville received the park lands and received an access easement from Streit's in order to have access to portions of the park. That easement is recorded and will be unaffected by the vacating of the road. Streit's purchased the North parcel and granted the City of Gainesville the easement for access to the park. The road has not been used as a road, has not been maintained as a road and only services the parcels owned by the petitioner. At the time of purchase of the North parcel, it was contemplated that the additional lands would be necessary for expansion as the South parcel is constrained in size for future development of the business. In order to expand the business operation the business will need to combine the parcels. The parcel does not benefit the public and the public does not use the road. There are no issues about utility service which would be impacted by the granting of the petition. There are no issues regarding public safety, emergency services and as stated the easement granted to the City will provide maintenance access to the park as the city requested at the time of closing.

