

RESOLUTION NO. 140683

A Resolution of the City Commission of the City of Gainesville, Florida finding and declaring as surplus certain real property being a portion of Southeast 3rd Street, between Southeast 2nd Avenue and Southeast 2nd Place as more fully described herein and authorizing the disposition of the surplus property in accordance with the City's Real Estate Policies; and providing an effective date.

WHEREAS, the City of Gainesville, Florida, adopted Real Estate Policies on April 18, 2013 by Resolution No. 100630 (the "Policies") that govern the disposition of City-owned real property: and

WHEREAS, pursuant to the Policies, prior to disposition of real property, the City Commission must first find and declare that the property is surplus; and

WHEREAS, the Policies define surplus as "property which no longer serves a public purpose, or is in excess of the City's needs, or the sale of which would serve a greater public purpose than the retention of the property;" and

WHEREAS, the Policies allow the City to impose conditions on the disposition of surplus property in order to achieve certain objectives.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA, AS FOLLOWS:

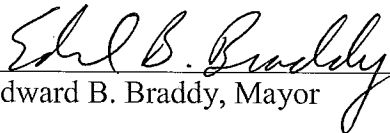
Section 1. The City Commission does hereby find and declare as surplus that portion of Southeast 3rd Street, lying between Southeast 2nd Avenue and Southeast 2nd Place, Gainesville, Florida, as more fully described in Exhibit "A" attached hereto and incorporated herein by reference. The property is depicted in Exhibit "B" for visual reference. In the event of conflict or inconsistency, Exhibit "A" shall prevail over Exhibit "B."

Section 2. The City Commission waives the competitive disposal requirement contained in the Policies, and authorizes the sale of the property to the adjacent property owner, subject to retention of an overall utility easement for existing utilities.

Section 3. In accordance with the Policies, the Mayor (or in his absence the Mayor Pro-tem) is authorized to execute and the Clerk of the Commission is authorized to attest the Special Warranty Deed to convey the property and the City Manager (or in his absence an Assistant City Manager) is authorized to execute all other closing documents.


Section 4. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this 19th day of February, 2015.


Edward B. Braddy, Mayor

ATTEST:

Approved as to form and legality:


Kurt Lannon, Clerk of the Commission


Nicolle M. Shalley, City Attorney

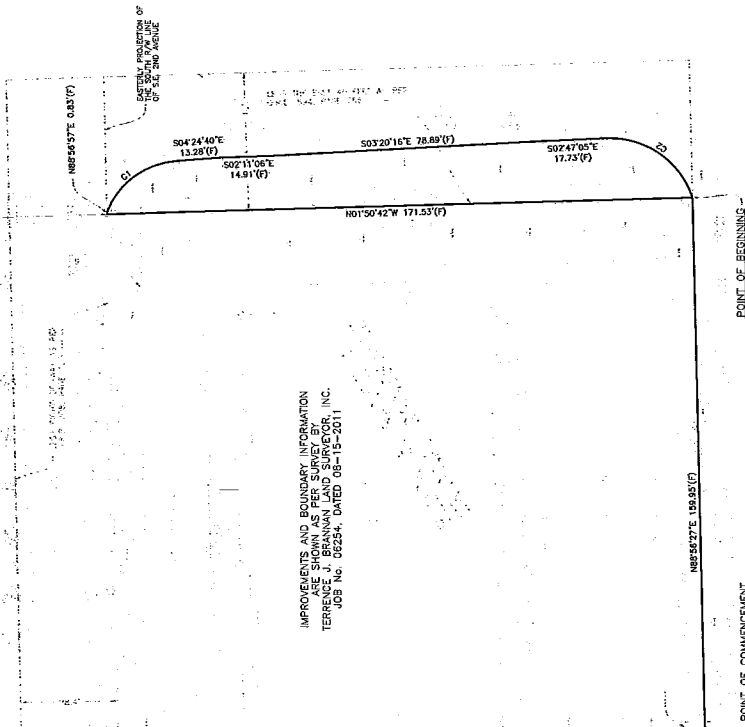
Exhibit "A"
SKETCH OF DESCRIPTION
A PORTION OF BLOCK 5, RANGE 1
ORIGINAL SURVEY OF GAINESVILLE
 SECTION 04, TOWNSHIP 10 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA
"THIS IS NOT A BOUNDARY SURVEY"

LAND DESCRIPTION: (PREPARED BY THIS FIRM)
 A PORTION OF BLOCK 5, RANGE 1, OF THE ORIGINAL SURVEY OF GAINESVILLE AS RECORDED IN DEED BOOK "H", PAGE 393 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA, LYING AND BEING IN SECTION 04, TOWNSHIP 10 SOUTH, RANGE 20 EAST AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID BLOCK 5, RANGE 1, OF THE ORIGINAL SURVEY OF GAINESVILLE, THENCE S80°55'57"E 190.95' TO A POINT MARKING THE WEST LINE OF SAID BLOCK 5, RANGE 1, ALSO THE WEST RIGHT-OF-WAY LINE OF S.E. 3RD STREET AND BEING THE BOUNDARY BETWEEN THENCE NORTH 01°50'42" WEST, ALONG SAID WEST LINE, A DISTANCE OF 17.53 FEET TO A POINT MARKING THE SOUTH RIGHT-OF-WAY LINE OF S.E. 2ND AVENUE, THENCE NORTH 85°45'57" EAST, ALONG THE BATTERY PROJECTION OF SAID SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 0.83 FEET TO A POINT MARKING THE SOUTHWEST CORNER OF SAID CONCRETE SIDEWALK, SAID POINT BEING ON A CURVE CONCAVE TO THE SOUTHWEST, HAVING A RADIUS OF 78.89 FEET, THENCE ALONG THE ARC OF SAID CURVE AND ALONG THE WESTERLY EDGE OF SAID CONCRETE SIDEWALK, A DISTANCE OF 26.75 FEET TO A POINT, THENCE SOUTH 04°24'40" EAST, A DISTANCE OF 13.28 FEET TO A POINT; THENCE SOUTH 02°11'05" EAST, A DISTANCE OF 14.91 FEET TO A POINT; THENCE SOUTH 02°20'16" EAST, A DISTANCE OF 78.89 FEET TO A POINT; THENCE SOUTH 02°47'05" EAST, A DISTANCE OF 17.73 FEET TO A POINT BEING ON A CURVE CONCAVE TO THE NORTHWEST, HAVING A RADIUS OF 26.00 FEET, A CENTRAL ANGLE OF 77°23'50" AND A CHORD BEARING AND DISTANCE OF SOUTH 30°08'34" WEST, 33.81 FEET, THENCE LEAVING THE WESTERLY EDGE OF SAID CONCRETE SIDEWALK, A DISTANCE OF 33.81 FEET TO THE POINT OF BEGINNING.

SURVEYORS' NOTES:

1. THIS IS NOT A BOUNDARY SURVEY.
2. SKETCH BASED ON PREVIOUS SURVEY BY TERENCE J. BRANNAN LAND SURVEYOR, INC., JOB NO. 06254, DATED 08-15-2011.
3. BEARINGS ARE BASED ON AN ASSUMED SCAL OF SOUTH 01°50'42" EAST FOR THE WEST LINE OF THIS PROPERTY.
4. ALL DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.
5. REPRODUCTIONS OF THIS SKETCH ARE NOT VALID UNLESS SIGNED AND SEALED BY THE LAND SURVEYOR IN RESPONSIBLE CHARGE.
6. UNLESS NOTED, NO UNDERGROUND INSTALLATIONS OR IMPROVEMENTS WERE LOCATED FOR THIS SKETCH.
7. NO INSTRUMENTS OF RECORD REFLECTING EASEMENTS, RIGHT-OF-WAYS, AND/OR OWNERSHIP WERE FURNISHED TO THIS SURVEYOR EXCEPT AS SHOWN.
8. NORTH ARROW IS BASED ON BEARING STRUCTURE.



IMPROVEMENTS AND BOUNDARY INFORMATION
 AS SHOWN ARE PER SURVEY BY
 TERENCE J. BRANNAN LAND SURVEYOR, INC.
 JOB NO. 06254, DATED 08-15-2011

SCALE @
1" = 20'

CURVE #	LENGTH	INSIDE DELTA	THROW	CHORD BEARING AND DISTANCE
C1	26.75(F)	22.75(F)	44°34'30(F)	15.02(F) S33°23'06(E) 53.3(F)
C2	33.81(F)	23.00(F)	73°23'50(F)	20.85(F) S33°08'34(W) 51.3(F)

DEREN
LAND SURVEYING

TERENCE J. BRANNAN, P.S.M.
 2727 N.W. 43RD STREET, SUITE 20
 GAINESVILLE, FLORIDA 32606
 PHONE: (352) 338-1010
 PHONE: (352) 338-3983
 FAX: (352) 338-1084
 DERENLANDSURVEYING.COM

PAGE 1 OF 1

DATE: 08-29-2014
 DRAWN BY: DJT
 FIELD BOOK: 1

SCALE: 1" = 20'
 BAR IS ONE INCH ON ORIGINAL DRAWING
 IF NOT ONE INCH ON REPRODUCTIONS, USE THESE SCALES ACCORDINGLY

SURVEYED BY:
 TERENCE J. BRANNAN, LAND SURVEYOR & MAPPER (LICENSE # 6948)

NO. 14548
 FILE NO. 14548

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POINT OF COMMENCEMENT
 S.W. CORNER OF SAID BLOCK 5, RANGE 1, ORIGINAL SURVEY OF GAINESVILLE (DEED BOOK "H", PAGE 393)

POINT OF BEGINNING

City of Gainesville
Public Works



Portion of right of way
for conceptual approval

Exhibit "B"

THE CITY OF GAINESVILLE
PUBLIC WORKS DEPARTMENT
100 SOUTH WASHINGTON AVENUE
GAINESVILLE, FLORIDA 32601
PHONE: 352/339-2000
WWW.CITYOFGAINESVILLE.FL



City of Gainesville

Date: 10/14/2014

