RESOLUTION NO. <u>120037</u>

PASSED _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA GRANTING A PERPETUAL EASEMENT TO THE STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION IN THE 15000 BLOCK OF SW ARCHER, ROAD, GAINESVILLE, FLORIDA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, the State of Florida Department of Transportation proposes to construct or improve State Road No. 24, Section No. 26090, F.P. No. 2078374, in Alachua County, Florida; and

WHEREAS, it is necessary that an easement across certain lands now owned by the City of Gainesville, Florida, be acquired 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 perpetual easement, or easements, in favor of the State of Florida Department of Transportation for the purpose of construction, operation, and maintenance of a pedestrian trail, and said request having been duly considered.

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

Section 1. That the application of the State of Florida Department of Transportation for a perpetual easement, or easements, is for transportation purposes which are in the public or community interest and for public welfare; that a perpetual easement, or easements, in favor of the State of Florida Department of Transportation in Gainesville, Florida, should be drawn and executed by this Board of City Commissioners.

Section 2. The Clerk of the Commission is authorized to convey a certified copy of this Resolution to the State of Florida Department of Transportation at Lake City, Florida.

Section 3. This Resolution shall become effective immediately upon adoption.

PASSED AND ADOPTED this _____ day of June, 2012.

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Craig Lowe, Mayor

Approved as to form and legality:

_____
Marion J. Radson, City Attorney

ATTEST:

_____
Kurt M. Lannon, Clerk of Commission