

RESOLUTION NO. _____

A Resolution of the City Commission of the City of Gainesville, Florida, requesting and accepting title to certain right-of-way for Depot Avenue (from Southwest 11th Street to South Main Street), for Southeast 7th Avenue (from Southeast 7th Street to Southeast 11th Street (Waldo/Williston Road)), and for the Archer Road/Waldo Road Rail Trail (from Southwest 13th Street to East University Avenue), from the State of Florida Department of Transportation.

WHEREAS, the State of Florida Department of Transportation owns portions of the Depot Avenue (FDOT's Project #4205373), and Southeast 7th Avenue (FDOT's Project #4205374) right of ways and the adjacent Depot Avenue Rail Trail, referred to as the Archer Road/Waldo Road Rail Trail, per FDOT Right of Way maps Section 99002-1896; and

WHEREAS, the City of Gainesville, seeks to acquire right of way for the enhancements of the Depot Avenue Transportation Corridor Project and for management and maintenance of the Rail Trail; and

WHEREAS, the State of Florida Department of Transportation is willing to convey these right of ways to the City of Gainesville by a Right of Way Map pursuant to Section 337.29(3), Florida Statutes.

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Gainesville, Florida, that:

Section 1. The City of Gainesville hereby requests that the State of Florida Department of Transportation convey the following portions of right-of-way to the City: (a) Depot Avenue from Southwest 11th Street to South Main Street, (b) Southeast 7th Avenue from Southeast 7th Street to Southeast 11th Street (Waldo/Williston Road), and (c) Archer Road/Waldo Road Rail Trail from Southwest 13th Street to East University Avenue (collectively the "Right-of-Way");

Section 2. The City hereby accepts title to the Right-of-Way, transfer of which will be effective upon delivery of the right-of-way map(s) to the City and recording of said map(s) by the City in the Public Records of Alachua County, Florida, in accordance with Section 337.29(3), Florida Statutes.

Section 3. The Clerk of the Commission is directed to provide a certified copy of this Resolution to the State of Florida Department of Transportation at Lake City, Florida.

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

PASSED and ADOPTED this ____ day of _____, 2013.

Ed Braddy
Mayor

ATTEST:

APPROVED AS TO FORM AND LEGALITY:

Kurt M. Lannon
Clerk of the Commission

Nicolle Shalley
City Attorney