

INSTRUMENT # 2087563
3 PGS

RESOLUTION NO. 040668
PASSED November 8, 2004

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA, DECLARING THAT CERTAIN REAL PROPERTY LOCATED IN THE VICINITY OF UNIVERSITY AVENUE AND N.W. SIXTH STREET, SOUTHWEST SIDE, IS EXCLUDED FOR USE AS RIGHT-OF-WAY; PROVIDING DIRECTIONS TO THE CLERK OF THE COMMISSION; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE.

WHEREAS, the City of Gainesville conveyed certain real property to the Gainesville Community Redevelopment Agency by Warranty Deed dated April 10, 2001, recorded in the Official Records Book 2358, Page 640 of Alachua County, Florida, for the purpose of seeking the redevelopment of the property (hereinafter "redevelopment") in accordance with the adopted Community Redevelopment Plan; and

WHEREAS, the aforesaid Warranty Deed excluded the east fifteen of the real property for the express purpose of retaining same for "street-right-of way consisting of approximately 0.1 acres plus or minus (hereinafter referred to as the "excluded area");

WHEREAS, the City Commission finds that at no time has the excluded area ever been used as right-of-way or included in any official city map as right-of-way, and the City further has no future plans for use of the excluded area as right-of-way; and

WHEREAS, the City of Gainesville has conveyed by warranty deed entitled "Amended Warranty Deed" dated January 28, 2004, recorded in Official Records Book 2857, Page 1457 of Alachua County, Florida, certain additional real property related to the redevelopment, which real property is within the excluded area; and

WHEREAS, the City Commission of the City of Gainesville desires to declare that the City has no plans for use of the excluded area as right-of-way, and that the excluded area is available for redevelopment;

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

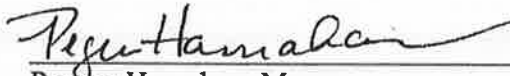
3 **Section 1.** The City Commission adopts the findings made in the Whereas clauses set
4 forth above.

5 **Section 2.** The City Commission declares as follows: 1) the City has no plans for use of
6 the excluded area as right-of-way; and 2) the additional area was conveyed to the Gainesville
7 Community Redevelopment Agency for redevelopment purposes.

8 **Section 3.** The Clerk of the Commission shall record a true copy of this Resolution in the
9 Public Records of Alachua County, Florida.

10 **PASSED AND ADOPTED** this 8th day of November, 2004.


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Pegeen Hanrahan, Mayor

ATTEST:

APPROVED AS TO FORM AND LEGALITY:



Kurt Lannon, Clerk of the Commission



Marion J. Radson, City Attorney

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