Legislative # 130382

1	ORDINANCE NO. <u>130382</u>
2	An ordinance of the City of Gainesville, Florida, to vacate, abandon and close unimproved right-of-way located in the vicinity of 4820 NW 13 th Street, as
4 5 6	more specifically described in this Ordinance; providing a severability clause; providing a repealing clause; and providing an immediate effective date.
7	WHEREAS, pursuant to Section 30-192 of the Code of Ordinances of the City of
8	Gainesville, an application was initiated by the abutting land owner to vacate, abandon and close
9	unimproved right-of-way located in the vicinity of 4820 NW 13th Street, as more specifically
10	described herein; and
11	WHEREAS, notice was given and publication made as required by law and a public
12	hearing was held by the City Plan Board on August 22, 2013; and
13	WHEREAS, notice was given and publication made and a public hearing was held by
14	the City Commission on November 7, 2013; and
15	WHEREAS, at least ten (10) days notice has been given of the public hearing once by
16	publication in a newspaper of general circulation notifying the public of this proposed ordinance
17	and of the public hearings in the City Commission meeting room, First Floor, City Hall, in the
18	City of Gainesville; and
19	WHEREAS, prior to the public hearings the application was presented to and approved
20	by the appropriate Departments of the City; and
21	WHEREAS, the City Commission finds that it is in the public interest to vacate, abandon
22	and close the right-of-way as set forth herein.
23	NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE
24	CITY OF GAINESVILLE, FLORIDA:

1	Section 1. The following described right-of-way in the City of Gainesville no longer		
2	serves a public purpose and is hereby vaca	ated, abandoned and closed for use by the public	
3	generally:		
4 5	See Legal Description attached hereto as Exhibit "A", and made a part hereof as if set forth in full.		
6	Section 2. The Clerk of the Comm	nission or designee is authorized to record a true of	сору
7	of this Ordinance in the Public Records of	Alachua County, Florida.	
8	Section 3. If any word, phrase, cla	ause, paragraph, section or provision of this ordina	ance
9	or the application hereof to any person or o	circumstance is held invalid or unconstitutional, s	uch
10	finding shall not affect the other provisions	s or applications of the ordinance which can be gi	iven
11	effect without the invalid or unconstitution	nal provisions or application, and to this end the	
12	provisions of this ordinance are declared se	everable.	
13	Section 4. All ordinances, or parts	of ordinances, in conflict herewith are to the exte	ent of
14	such conflict hereby repealed.		
15	Section 5. This ordinance shall be	come effective immediately upon final adoption.	
16	PASSED AND ADOPTED this	day of, 2014	1.
17 18		Edward B. Braddy, Mayor	
19	ATTEST:	APPROVED AS TO FORM AND LEGALITY	Y:
20 21		Ву:	
22 23	Kurt Lannon Clerk of the Commission	Nicolle M. Shalley, City Attorney	
24			
25 26			
27	This ordinance passed on first readi	ing this day of, 2	014.
28 29	This ordinance passed on second re-	anding this day of	201
23	This ordinance passed on second re-	eading this, day of, 2	.01

SKETCH TO ACCOMPANY LEGAL DESCRIPTION IN SECTION 19, TOWNSHIP 9 SOUTH, RANGE 20 EAST, ALACHUA COUNTY, FLORIDA

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BOOK

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PER

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)

O.R. BOOK 1772, PAGE 2471

O.R. BOOK 1772, PAGE 2471

TAX PARCEL #7895

PER MINOR SUBDIVISION

BOOK 2, PAGE 85

BOOK 2, PAGE 85

CERTIFICATE OF SURVEYOR:

U.S. HIGHWAY NO. 441 STREES

8

0 N

8

LOT 4

BLOCK 15'

PARCEL 4

PER MINOR SUBDIVISION

BOOK 2, PAGE 85

NOT WILD WINDUT THE SCHATURE FIND DROOMS ANDED SEL OF A RUPBAL LEGISLAR SHOWN HEREON, IS A TRUE AND I DO HEREBY CERTIFY THAT THE 'SURVEY DATA SHOWN HEREON, IS A TRUE AND I CORRECT REPRESENTATION OF A SURVEY PERFORMED UNDER MY SUPERVISION OF THE HEREON DESCRIBED PROPERTY, AND IT MEETS THE MINIMUM TECHNICAL STANDARDS AS SET FORTY: BY THE FLORIDA BOARD OF SURVEYORS AND MAPPERS PURSUANT TO SECTION 472.027 FLORIDA STATUTES AND CHAPTER 81617,

ALAN J. HAAKER, P.S.M. — REGISTERED LAND SURVEYOR FLORIDA CERTIFICATE \$5548

DATE: 1-5-08

ABBREVIATIONS
O.R. = OFFICIAL RECORDS

22031-07.DWG

6	A.		
		FAX. 371-7844	
BROWN, HA	belisouth.net		
LAND SURV	LB #7482		
4421 NW 39th AVE. Suite	DRAWN BY: S.L.L.		
SCALE: 1" = 50"	DATE: 1-15-2006	CHECKED BY:	
THIS IS NOT A	WORK ORDER # 22567-07		
REPARED FOR: STRETT'S MOT			



07883-11-0

PB-13-66 SVA Streit's Street Vacation