



Legislation Details (With Text)

**File #:** 050075      **Version:** 2      **Name:** STREET VACATION - PORTION OF S.E. 12TH STREET (B)  
**Type:** Ordinance      **Status:** Adopted  
**File created:** 9/26/2005      **In control:** City Attorney  
**On agenda:**      **Final action:** 9/26/2005  
**Title:** STREET VACATION - PORTION OF S.E. 12TH STREET (B)

Ordinance No. 0-05-80, Petition No. 168SVA-04PB  
 An ordinance of the City of Gainesville, Florida, to vacate, abandon and close a certain portion of the right-of-way located in the vicinity of Southeast 12th Street between Southeast 2nd Avenue and Southeast 4th Avenue, as more specifically described in this ordinance; reserving a public utilities easement; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. 050075\_200507251300.pdf, 2. 050075\_200509121300.pdf, 3. 050075\_200509261300.pdf, 4. 050075\_Ordinance\_20050926.pdf, 5. 050075\_Fax.pdf

| Date      | Ver. | Action By       | Action   | Result |
|-----------|------|-----------------|--|--------|
| 9/26/2005 | 2    | City Commission | Adopted on Final Reading (Ordinance)                     | Pass   |
| 9/12/2005 | 2    | City Commission | Adopted on First Reading (Ordinance)                     | Pass   |
| 7/25/2005 | 1    | City Commission | Approved (Petition) with Staff and Plan Board Conditions | Pass   |

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The City Commission adopt the proposed ordinance.

CITY ATTORNEY MEMORANDUM

The City Commission, at its meeting of July 25, 2005, authorized the City Attorney's Office to draft the proposed ordinance for the vacation of right-of-way.

PLANNING STAFF REPORT

This is a request by the Public Works Department to vacate right-of-way for the purpose of installing stormwater facilities. The request is to vacate a portion of right-of-way east of Southeast 11th Street (also known as Williston Road and/or Waldo Road) on the south side of the intersection of Southeast 2nd Avenue and Southeast 12th Street. The right-of-way to be vacated is undeveloped, but would have served as the continuation of Southeast 12th Street

to the south. Upon vacation of the right-of-way, the City would retain use of the area for stormwater mediation, following street resurfacing planned for the area. The remaining vacated right-of-way will not be used, but a utility easement would be retained over the entire site. The right-of-way is a "paper street," that consists of several trees and other vegetation. It provides no public access and would best be used for stormwater mediation.

The Plan Board heard this petition and recommended that it be approved with the staff condition that an easement be retained over the vacated area.

Public notice was published in the Gainesville Sun on May 31, 2005. Letters were mailed to surrounding property owners on June 1, 2005. The Plan Board held a public hearing June 16, 2005.