



Legislation Text

File #: 150559., **Version:** 4

VACATION OF PUBLIC RIGHT-OF-WAY - UNIMPROVED PUBLIC RIGHT-OF-WAY IN THE 500-700 BLOCK OF SW 6TH STREET (B)

Ordinance No. 150559; Petition PB-15-121 SVA

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close an unimproved public right-of-way on property currently used as the SW 5th Avenue Stormwater Park that is generally located in the 500-700 block of SW 6th Street, as more specifically described in this ordinance; providing a severability clause; providing a repealing clause; and providing an effective date.

The City Commission adopt the proposed ordinance as revised.

PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance vacates an unimproved public right-of-way within a 5.5-acre, City-owned property that is used as a passive recreation park (SW 5th Avenue Stormwater Park) and is located southwest of the intersection of SW 5th Avenue and SW 6th Street. This park contains a master stormwater basin that provides water quality treatment. The property is undeveloped except for the master stormwater basin that is surrounded by a paved pedestrian path. It is adjacent to the City's Tumblin Creek Park to the south, which has active and passive recreation components. It is adjacent to multi-family development to the northwest, and to multi-family development to the southwest across Tumblin Creek.

The public right-of-way to be vacated consists of segments of platted streets with a combined area of approximately 1.27 acres. These street segments are "paper streets" that were never improved or maintained as public right-of-way, and there are no prospects for them to become local streets. Staff recommends approval of this vacation of public right-of-way based on criteria for the vacation of public streets or public places found in Section 30-192 of the Land Development Code and Policy 10.2.1 of the Transportation Mobility Element of the Comprehensive Plan. The City Plan Board held a public hearing on December 1, 2015, and recommended approval of this request to vacate the subject public right-of-way. On January 7, 2016, the City Commission approved the petition to vacate the subject public right-of-way.

CITY ATTORNEY MEMORANDUM

This ordinance requires two readings and will become effective immediately upon adoption.