



Legislation Details (With Text)

File #: 150350. **Version:** 3 **Name:**
Type: Ordinance **Status:** Adopted
File created: 9/11/2015 **In control:** City Attorney
On agenda: 11/5/2015 **Final action:** 11/19/2015
Title: VACATION OF PUBLIC RIGHT-OF-WAY - 207 FEET OF UNIMPROVED ALLEY BETWEEN SW 7TH TERRACE AND SW 6TH STREET, SOUTH OF SW 4TH AVENUE (B)

Ordinance No. 150350; Petition PB-15-63 SVA

An ordinance of the City of Gainesville, Florida, to vacate, abandon, and close an unimproved alley public right-of-way that extends for 207 feet between SW 7th Terrace and SW 6th Street, south of SW 4th Avenue, as more specifically described in this ordinance; reserving a utilities easement; providing a severability clause; providing a repealing clause; and providing an effective date.

Sponsors:

Indexes:

Code sections:

Attachments: 1. 150350B_staff report_20151105.pdf, 2. 150350C_ExA-1_Authorization from property owners_20151105.pdf, 3. 150350D_ExB-1_Survey_20151105.pdf, 4. 150350E_Maps_20151105.pdf, 5. 150350F_ExF-1TRC Comments-20151105.pdf, 6. 150350G_CPB minutes_20151105 .pdf, 7. 150350H_staff ppt_20151105.pdf, 8. 150350A_draft ordinance_20151105.pdf, 9. 150350_Ordinance_20151119.pdf

Date	Ver.	Action By	Action	Result
11/19/2015	3	City Commission	Adopted on Final Reading (Ordinance)	Pass
11/5/2015	2	City Commission	Approved (Petition) and Adopted on First Reading (Ordinance)	Pass

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The City Commission adopt the proposed ordinance.

PLANNING AND DEVELOPMENT SERVICES DEPARTMENT STAFF REPORT

This ordinance vacates an unimproved alley public right-of-way that extends for 207 feet between SW 7th Terrace and SW 6th Street, south of SW 4th Avenue, as more specifically described and shown in the ordinance. The subject alley was originally part of a larger public right-of-way that was dedicated to the public by a plat; however, the City in 1972 vacated all of that public right-of-way except the portion that is the subject of this ordinance. The public right-of-way to be vacated is 22 feet wide and approximately 207 feet in length, and is not improved or used for public access. Currently, large trees and site improvements (parking areas)

exist within or closely adjacent to the subject alley. Vacation of this public right-of-way will allow for the future redevelopment of a unified city block, which may not occur as proposed without the vacation. Authorization from the abutting property owners is included with the application.

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 on the enumerated criteria found in Policy 10.2.1 of the Transportation Mobility Element.

After public notice was published in the Gainesville Sun on July 7, 2015, the City Plan Board held a public hearing on August 27, 2015, and by a vote of 5-0 recommended approval of this request to vacate the subject public right-of-way.

CITY ATTORNEY MEMORANDUM

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