

RESOLUTION 19-_____

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, AUTHORIZING THE CHANGE AND RESTRICTION OF COUNTY ROAD 2082 BETWEEN HAWTHORNE ROAD (STATE ROAD 20) AND COUNTY ROAD 234; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Florida Statute Section 336.02(1)(a), the Board of County Commissioners (the “Board”) is invested with the general superintendence and control of the county roads and structures within Alachua County, including the authority to change or discontinue said roads; and

WHEREAS, the Board has the authority pursuant to Florida Statute Section 336.08 to change or discontinue public roads by resolution; and

WHEREAS, pursuant to Florida Statute Section 316.008 (g) the Board has the authority to restrict the use of streets; and

WHEREAS, it is in the best interests of the County to change the use of a portion of County Road 2082 and to prohibit motorized vehicular traffic thereon, commencing approximately 500 feet south of SE Hawthorne Road (State Road 20) and terminating approximately 500 feet northwest of SE County Road 234, as generally depicted by red color on **Exhibit A**, attached hereto and by reference made a part hereof; and

WHEREAS, a portion of County Road 2082 at the intersection of SE Hawthorne Road (State Road 20) and a portion of County Road 2082 at the intersection of SE County Road 234, each of which is depicted by lime green color on **Exhibit A**, should

remain open to motorized vehicular traffic to maintain existing access to private property and parking for the Gainesville-Hawthorne Trail; and

WHEREAS, based on information provided by staff and other testimony provided at the Board's public meeting on September 10, 2019, the Board determines and finds that there is an alternate route available from SE Hawthorne Road (State Road 20) to SE County Road 234 that will not unreasonably inconvenience the public; and

WHEREAS, based on information provided by staff and other testimony provided at the Board's public meeting on September 10, 2019, the Board determines and finds that said change in use and imposition of the restrictions will not be injurious to the public welfare, violated individual property rights, or unreasonably inconvenience the public or individual rights; and

WHEREAS, based on information provided by staff and other testimony provided at the Board's public meeting on September 10, 2019, the Board determines and finds that the general public welfare would benefit from said change in use and imposition of the restrictions; and

WHEREAS, the Board has determined that County Road 2082 will remain Alachua County Right-of-Way for current and future transportation purposes.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA;

1. The Board finds, determines, and declares that the recitals in the preamble are true and correct, and hereby incorporates them by reference.

2. The Board hereby changes the use of that portion of County Road 2082 depicted by red color on **Exhibit A** from motorized vehicular traffic to only non-motorized and pedestrian traffic.

3. The Board hereby directs the Public Works Director to install barriers with gates on each end of that portion of County Road 2082 depicted by red color on **Exhibit A** to prevent access by motorized vehicular traffic and to post signs indicating same.

4. This Resolution shall take effect immediately upon its adoption.

DULY ADOPTED in regular session, this _____ day of _____, 2019.

**BOARD OF COUNTY COMMISSIONERS
OF ALACHUA COUNTY, FLORIDA**

By: _____
Charles S. Chestnut, IV

ATTEST:

J. K. "Jess" Irby, Esq.
Clerk

APPROVED AS TO FORM

Alachua County Attorney's Office