

**ALACHUA COUNTY
BOARD OF COUNTY COMMISSIONERS**

RESOLUTION 19-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, TO ESTABLISH A REGISTRY OF COUNTY-OWNED PROPERTY THAT HAS BEEN ACQUIRED OR USED FOR CONSERVATION, RECREATION, OR CULTURAL PURPOSES, TO BE KNOWN AS THE "ALACHUA COUNTY REGISTRY OF PROTECTED PLACES;" TO PLACE THE JANE B. WALKER MEMORIAL PARK ON THE ALACHUA COUNTY REGISTRY OF PROTECTED PUBLIC PLACES; PROVIDING FOR RECORDING IN THE OFFICIAL RECORDS; PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 125.01, Florida Statutes, grants to counties the power to provide parks, preserves, playgrounds, recreation areas, libraries, museums, historical commissions, and other recreation and cultural facilities and programs; and

WHEREAS, the Board of County Commissioners adopted an ordinance on August 12, 2008, to amend the County Charter subject to referendum approval to require that the sale or conversion to another use of county-owned lands acquired or used for conservation, recreation or cultural purposes and placed on a registry of protected property be effective only if approved by a majority of electors in the countywide referendum election; and

WHEREAS, on November 8, 2008, a majority of the electors approved the charter amendment to prevent the sale or conversion of county-owned lands acquired or used for conservation, recreation or cultural purposes without first acquiring a majority of vote of the electors voting in a countywide referendum election; and

WHEREAS, the Board of County Commissioners desires to place the PROPERTY identified in Exhibit "A" attached to this resolution and identified by name and legal description on the "Alachua County Registry of Protected Public Places."

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA:

Section 1. This resolution is adopted pursuant to Section 1.7 of the Alachua County Home Rule Charter.

Section 2. The properties identified in Exhibit "A", Notice of Registration attached hereto and incorporated herein, are hereby placed on the Alachua County Registry of Protected Public Places.

Section 3. Pursuant to Section 1.7(b), Alachua County Charter, properties placed on the Alachua County Registry of Protected Public Places may not be sold or converted to a use resulting in the loss of value or values for which the property was placed on the registry, except by a majority vote of the electors voting in a countywide referendum election.

Section 4. The County Attorney is hereby directed to record this resolution in the Official Records of Alachua County immediately following the acceptance and recording of the deed to the PROPERTY.

Section 5. This resolution shall become effective immediately upon adoption.

DULY ADOPTED in regular session this ____ day of _____, 20__.

BOARD OF COUNTY COMMISSIONERS
ALACHUA COUNTY, FLORIDA

By: _____
Robert Hutchinson, Chair

ATTEST:

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

APPROVED AS TO FORM

Sylvia Torres
Alachua County Attorney

(SEAL)

EEH/ORDS/Registry

EXHIBIT A.

LEGAL DESCRIPTION

JANE B. WALKER MEMORIAL PARK

A PARCEL OF LAND SITUATED IN SECTION 31, TOWNSHIP 9 SOUTH, RANGE 19 EAST, ALACHUA COUNTY, FLORIDA; SAID PARCEL BEING ALL OF PARCEL 2 AND A PORTION OF PARCEL 3 OF THOSE LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 3508, PAGE 1467 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA; SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT 1 INCH IRON PIPE (NO ID.) MARKING THE NORTHWEST CORNER OF SAID SECTION 31; THENCE SOUTH 00°27'11" EAST ALONG THE WEST LINE THEREOF, A DISTANCE OF 50.00 FEET TO A 4 INCH SQUARE SANDSTONE MONUMENT (NO ID.) ON THE SOUTH RIGHT-OF-WAY LINE OF NORTHWEST 23RD AVENUE (100' R/W) AND THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 00°27'11" EAST ALONG THE WEST LINE OF SAID SECTION 31, A DISTANCE OF 1505.04 FEET TO A 1/2 INCH IRON ROD AND CAP (ALACHUA COUNTY); THENCE NORTH 89°38'38" EAST, A DISTANCE OF 399.32 FEET TO A 1/2 INCH IRON ROD AND CAP (ALACHUA COUNTY) LYING ON THE WEST BOUNDARY OF CARRIAGE WAY, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 26, PAGES 62-64 OF SAID PUBLIC RECORDS; THENCE NORTH 00°26'19" WEST ALONG SAID WEST BOUNDARY, A DISTANCE OF 643.08 FEET TO THE NORTHWEST CORNER OF LOT 6 OF SAID CARRIAGE WAY; THENCE NORTH 89°20'22" EAST ALONG THE NORTH LINE OF SAID LOT 6, A DISTANCE OF 182.70 FEET TO A 4 INCH SQUARE CONCRETE MONUMENT (PSM5469); THENCE NORTH 00°26'19" WEST ALONG SAID WEST BOUNDARY, A DISTANCE OF 864.02 FEET TO A 4 INCH SQUARE CONCRETE MONUMENT (PSM5469) LYING ON SAID SOUTH RIGHT-OF-WAY LINE; THENCE SOUTH 89°20'45" WEST ALONG SAID SOUTH RIGHT-OF-WAY LINE, A DISTANCE OF 582.40 FEET TO THE POINT OF BEGINNING; ALL BEING AND LYING IN SECTION 31, TOWNSHIP 9 SOUTH, RANGE 19 EAST, ALACHUA COUNTY, FLORIDA; CONTAINING 17.44 ACRES MORE OR LESS.

SUBJECT TO A 10 FOOT WIDE EASEMENT FOR PUBLIC UTILITIES AS RECORDED IN OFFICIAL RECORDS BOOK 733, PAGE 11 OF THE PUBLIC RECORDS OF ALACHUA COUNTY.

SUBJECT TO AN EASEMENT FOR INGRESS AND EGRESS OVER, UNDER AND ACROSS A 30 FEET WIDE STRIP OF LAND LYING WEST OF AND PARALLEL WITH THE WESTERLY BOUNDARY OF CARRIAGE WAY AND NORTH OF AND PARALLEL WITH THE NORTHERLY BOUNDARY OF LOT 6 OF CARRIAGE WAY, AS PER PLAT THEREOF RECORDED IN PLAT BOOK 26, PAGES 62-64 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA