

RESOLUTION 20-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, DECLARING A DEFINATE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER VACATING, ABANDONING, DISCONTINUING AND CLOSING A PORTION OF STREETS AND ALLEYWAYS IN THE REPLAT OF TAMIAMI HEIGHTS NO. 1; AUTHORIZING STAFF TO ADVERTISE NOTICE OF THE PUBLIC HEARING; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, pursuant to Alachua County Code Chapter 324, Alachua County Board of County Commissioners (County) received an application from property owners, Gloria Bender, Lauren J. Schmidt and Daniel J. Schmidt, husband and wife, and Carrol G. Kissam to vacate a portion of the streets and alleyways in the Replat of Tamiami Heights No. 1, as recorded in Plat Book A, Page 174 of the Public Records of Alachua County, Florida; and

WHEREAS, the Board of County Commissioners ("Board") has the authority pursuant to Section 336.09, Florida Statute, and Section 324.01 of the Alachua County Code of Ordinances, to vacate, abandon, discontinue and close any existing public road, by resolution adopted at a duly noticed public hearing; and

WHEREAS, pursuant to Section 336.10, Florida Statute, and Section 324.02 of the Alachua County Code of Ordinances, the Board must schedule a definite time and place for the public hearing, and authorize County staff to advertise notice of said public hearing, by resolution adopted at a public meeting of the Board.

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

1. The Board declares that at 5:00 p.m. on November 10, 2020, the Board will hold a public hearing to consider whether to vacate, abandon, discontinue and close

that portion of the street described below, and generally depicted in **Exhibit A**, and to renounce and disclaim any right of the County and the public in and to any land in connection therewith:

All of Safron Avenue and all the alleyways lying in Block 1, Block 2 and Block 9, and that part of Magnolia Street lying in the West 10 acres of the property described as the Replat of Tamiami Heights No. 1 as per Plat thereof recorded in Plat Book "A", Page 174 of the Public Records of Alachua County Florida (hereinafter, the "Street").

2. At the public hearing, the Board shall hear all interested parties and shall determine whether it is in the best interest of the public welfare, and will not be injurious to the public welfare or violated individual property rights, to vacate, abandon, discontinue and close the Street.

3. The Board authorizes and directs the County Manager, or her designee, to advertise the notice of public hearing attached hereto as **Exhibit "B"** one time in a newspaper of general circulation within Alachua County, Florida, at least two weeks prior to the date of the public hearing.

4. That this resolution shall take effect immediately upon its adoption.

DULY ADOPTED in regular session, this ____ day of _____, A.D., 2020.

COMMISSIONERS

SEAL

BOARD OF COUNTY

ALACHUA COUNTY, FLORIDA

By: _____

Robert Hutchinson, Chair

ATTEST:

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

APPROVED AS TO FORM:

Alachua County Attorney's Office



Exhibit A

Tamiami Heights - Street Vacation

Legend



Vacate



Alachua County

ALACHUA COUNTY
PUBLIC WORKS

PHONE: 352-374-5245

FAX: 352-337-6243

MAILING ADDRESS:

5620 NW 120TH LANE
GAINESVILLE, FL 32653

Date: June 25, 2020

Prepared by: S. Arnold

1571-3-10

880 Feet

440

0

NW STATE RD 45

NW 143RD RD

NW 142ND AVE

NW 140TH LN

ROAD NW 24

1537-4

1537-9

1537-10

1537-8

1538-1

1538-2

1538-3

1538-4

1538-5

1538-6

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1538-8

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Exhibit B

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Board of County Commissioners of Alachua County, Florida, will consider the adoption of a Resolution for vacating and abandoning a portion of the streets and alleyways in the Replat of Tamiami Heights No. 1 at a public hearing to be held in Room 209 of the Alachua County Administration Building, 12 Southeast 1st Street, Gainesville, Florida, on the 10th day of November, 2020 at **5:00 P.M.**, or as soon thereafter as the matter may be heard; said portion of the plat being described as follows.

All of Safron Avenue and all the alleyways lying in Block 1 and Block 2, and that part of Magnolia Street and the alleyways in Block 9 lying in the West 10 acres of the property described as the Replat of Tamiami Heights No. 1 as per Plat thereof recorded in Plat Book "A", Page 174 of the Public Records of Alachua County Florida.

A map showing the description boundary and proposed street vacation can be reviewed in the County Manager's office located on the second floor of the above County Administration Building.

If permitted by executive order of Florida's Governor, this public hearing will be held in an entirely virtual format through the use of Communications Media Technology. Alternatively, if required to have an in-person quorum, the public hearing will be conducted in a hybrid format. Due to the uncertainty of which public hearing format will be used, this public hearing is being noticed in both ways. Please check alachuacounty.us or call (352) 264-6900 prior to the public hearing to determine which format will be used.

For meetings conducted in an entirely virtual format: The public may attend virtually through Cox Channel 12, [Facebook](#), and the County's [Video on Demand website](#). The public may also attend the entirely virtual public hearing through audio only by calling 301-715-8592, and when prompted, use code 670 965 3024. The public may submit comment to the Board through email (bocc@alachuacounty.us) or by calling into the public comment message line when prompted to call during the meeting.

For meetings conducted in hybrid format: The public may attend virtually through Cox Channel 12, [Facebook](#), and the County's [Video on Demand website](#) OR in person at 12 SE 1st Street, Gainesville, FL, Second Floor, Jack Durance Board Room. The public may also attend the hybrid public hearing through audio only by calling 301-715-8592, and when prompted, use code 670 965 3024. The public will be permitted to provide public comments in this format to the Board through telephone, through email (bocc@alachuacounty.us), OR in person.

item, please call 929-205-6099 (enter meeting code 273 174 8038). Callers will be put in a queue, and prompted when it is their turn to speak. **TO AVOID FEEDBACK, SPEAKERS MUST TURN DOWN THEIR MEETING SOUND WHEN ADDRESSING THE COMMISSION.** If applicable, public who attend in person will also be provided an opportunity to provide public comment. All commenters should state their name and limit comments to two minutes. The Commission will allow up to a total of 30 minutes for public comment. The public is encouraged to submit any written or photographic documents prior to the public hearing to bocc@alachuacounty.us.

All persons are advised that, if they decide to appeal any decision made at this public hearing, they will need a record of the proceeding and, for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. All interested persons are invited to attend and be heard. Anyone with a disability who needs an accommodation, please call 904 462-0055 or TDD/TTY users please call 711 (Florida Relay System).

Robert Hutchinson, Chair
Board of County Commissioners

Please publish one time, on Tuesday _____,

Bill Account No. _____ and
Send proof of publication to:
Office of Management and Budget
P.O. Box 1467
Gainesville, Florida 32602-1467