

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 NE 132nd TERRACE; AUTHORIZING STAFF TO ADVERTISE NOTICE OF THE PUBLIC HEARING; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, pursuant to Alachua County Code Chapter 324.02(2), Alachua County Board of County Commissioners (County) received an application from property owners, James and Deborah Lofton, husband and wife and Gregory S. Moress to vacate a portion of NE 132nd Terrace in North Winsor as recorded in Deed Book "T", page 115 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.

WHEREAS, the Board of County Commissioners wishes to adopt a resolution declaring that, at a definite time and place, a public hearing will be held to consider the matter.

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:

The North 356.11 feet of NE 132nd Terrace Lying East of and adjacent to Lot 3 and lying West of and adjacent to Lot 5 of North Winsor as recorded in Deed Book T, Page 115 of the public records of Alachua County Florida.

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.

SEAL

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

By: _____
Robert Hutchinson, Chair

ATTEST:

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

APPROVED AS TO FORM:

Alachua County Attorney's Office



Exhibit A

NE 132nd St - Street Vacation

Legend

Street vacation

ALACHUA COUNTY
PUBLIC WORKS

PHONE: 352-374-5245

FAX: 352-337-6243

MAILING ADDRESS:

5620 NW 120TH LANE
GAINESVILLE, FL 32653

Date: June 08, 2020

Prepared by: S. Arnold

NE 130TH TER

NE 132ND TER

17802-4

17802-5

17802-3-1

540 Feet

270

0



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 to vacate, abandon, discontinue and close a portion of NE 132nd Terrace at a public hearing to be held 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.

The North 356.11 feet of NE 132nd Terrace Lying East of and adjacent to Lot 3 and lying West of and adjacent to Lot 5 of North Winsor as recorded in Deed Book T, Page 115 of the public records of Alachua County Florida.

A map showing the description boundary and proposed plat 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.

Either format: Public comment will be taken on this item prior to final action by the Commission. For public who attend virtually, once public comment is opened for this item, please call [929-205-6099](tel:929-205-6099) (enter meeting code [273 174 8038](tel: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