

RESOLUTION 15-

A RESOLUTION BY THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY FLORIDA TO VACATE A PORTION OF PALM STREET AS SHOWN ON THE PLAT OF TAMIAMI HEIGHTS NO. 6 RECORDED IN PLAT BOOK "A" PAGE 172 OF THE PUBLIC RECORDS OF ALACHUA, FLORIDA; AUTHORIZING THE CHAIR TO EXECUTE ALL DOCUMENTS RELATED THIS ACTION; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, Section 336.09, Fla. Stat., and Chapter 324 of the Alachua County Code authorize and empower the Board of County Commissioners (Board), upon the petition of any person(s), to vacate any existing public or private street, and renounce the rights of both the county and the public in and to any land in connection with the vacated street, and

WHEREAS, the Board received a petition from members of the public requesting that the Board consider vacating a portion of Palm Street as shown on the plat of Tamiami Heights, No 6, recorded in Plat Book "A", page 172 of the public records of Alachua County, Florida, lying within Tax Parcel 01571-007-000; and

WHEREAS, the Board passed a resolution declaring that a public hearing would be held and authorized the advertisement of a public hearing to consider vacating that portion of Palm Street which, was published in accordance with the requirements of Section 336.10, Fla. Stat., and Section 324.02(1) of the Alachua County Code, and

WHEREAS, on August 11, 2015 at 5:00 p.m., a duly noticed public hearing was held to consider whether to vacate and close the portion of said street as described in Exhibit A, and

WHEREAS, the Board determined, in accordance with the procedures set forth in section 324.02(8) of the Alachua County Code, that vacating the portion of said street will not violate individual property rights, or deprive property owners of a reasonable and convenient means of ingress and egress to their property, and

WHEREAS, the Board has determined that vacating the portion of said street will not injure the public welfare, but instead is in the best interest of the public welfare.

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

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

Section 2. Approval of the Petition to Vacate. That the portion of Palm Street, as described in Exhibit A, is hereby vacated, abandoned, discontinued and closed.

Section 3. Renunciation of Rights. The Board renounces and disclaims any right of the county and the public in and to any land in connection with the vacation of that portion of Palm Street platted in the Tamiami Heights, No 6 subdivision.

Section 4. Authority of Chair. The Chair is hereby authorized to execute any documents approved by the County Attorney related to the vacation of that portion of Palm Street platted in the Tamiami Heights, No 6 subdivision.

Section 5. Effective Date. This resolution shall take effect when proof of publication for both the Notice of Public Hearing, and the Notice of Adoption of Resolution - _____, along with the original Resolution _____, are recorded in the official records of Alachua County, Florida.

DULY ADOPTED in regular session, this ____ day of _____, 2015.

BOARD OF COUNTY COMMISSIONERS
ALACHUA COUNTY, FLORIDA

By: _____
Charles S. Chestnut, IV, Chair

ATTEST:

J. K. Irby,
Clerk of Court

APPROVED AS TO FORM:


Alachua County Attorney

EXHIBIT "A"

That part of Palm Street that is bounded on the south by Lots 1 through 19, Block 49 and bounded on the north by Lots 28 through 46, Block 50 as shown on the plat of Tamiami Heights No. 6, recorded in Plat Book "A", page 172 of the public records of Alachua County, Florida

EXHIBIT "B"

PROOF OF PUBLICATION

WILL BE INSERTED

HERE PRIOR

TO THE

PUBLIC HEARING.