

RESOLUTION 24-

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF ALACHUA COUNTY, FLORIDA, DECLARING A DEFINITE TIME AND PLACE FOR A PUBLIC HEARING TO CONSIDER VACATING, ABANDONING, DISCONTINUING AND CLOSING A PORTION OF THE PLAT AND STREETS IN ORANGE SUMMIT OF HAWTHORNE HEIGHTS; AUTHORIZING STAFF TO ADVERTISE NOTICE OF THE PUBLIC HEARING; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, pursuant to Alachua County Code Sections 324.01 and 402.64 and Sections 177.085(1) and 177.101, Fla. Stat., Alachua County Board of County Commissioners (County) received an application from property owner David W. Owen to vacate a portion of the plat and streets in Orange Summit of Hawthorne Heights as recorded in Plat Book B, Page 15 of the Public Records of Alachua County, Florida; and

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 11:30 a.m. on June 25, 2024, the Board will hold a public hearing to consider whether to vacate, abandon, discontinue and close that portion of the plat and streets described 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:

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 a portion of the plat and streets.

3. The Board hereby authorizes the advertisement of a notice of public hearing as described in **Exhibit "B"** attached hereto, to be published two (2) times on the Alachua County Website, <https://alachuacounty.us/Pages/AlachuaCounty.aspx> the first publication appearing not less than 15 days, nor more than 30 days prior to the date of such hearing.

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

DULY ADOPTED in regular session, this _____ day of _____, A.D., 2024.

SEAL

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

By: _____
Mary C. Alford, Chair

ATTEST:

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

APPROVED AS TO FORM:

Alachua County Attorney's Office

Exhibit A

Legal Description of Area to be Vacated

RIGHT OF WAY VACATION LEGAL DESCRIPTION

A PORTION OF RIGHT-OF-WAY LYING WITHIN THE SUBDIVISION OF ORANGE SUMMIT OF HAWTHORNE HEIGHTS, AS RECORDED IN PLAT BOOK "B" PAGE 15 OF THE OFFICIAL RECORDS OF ALACHUA COUNTY, MORE PARTICULARLY DESCRIBED AS:

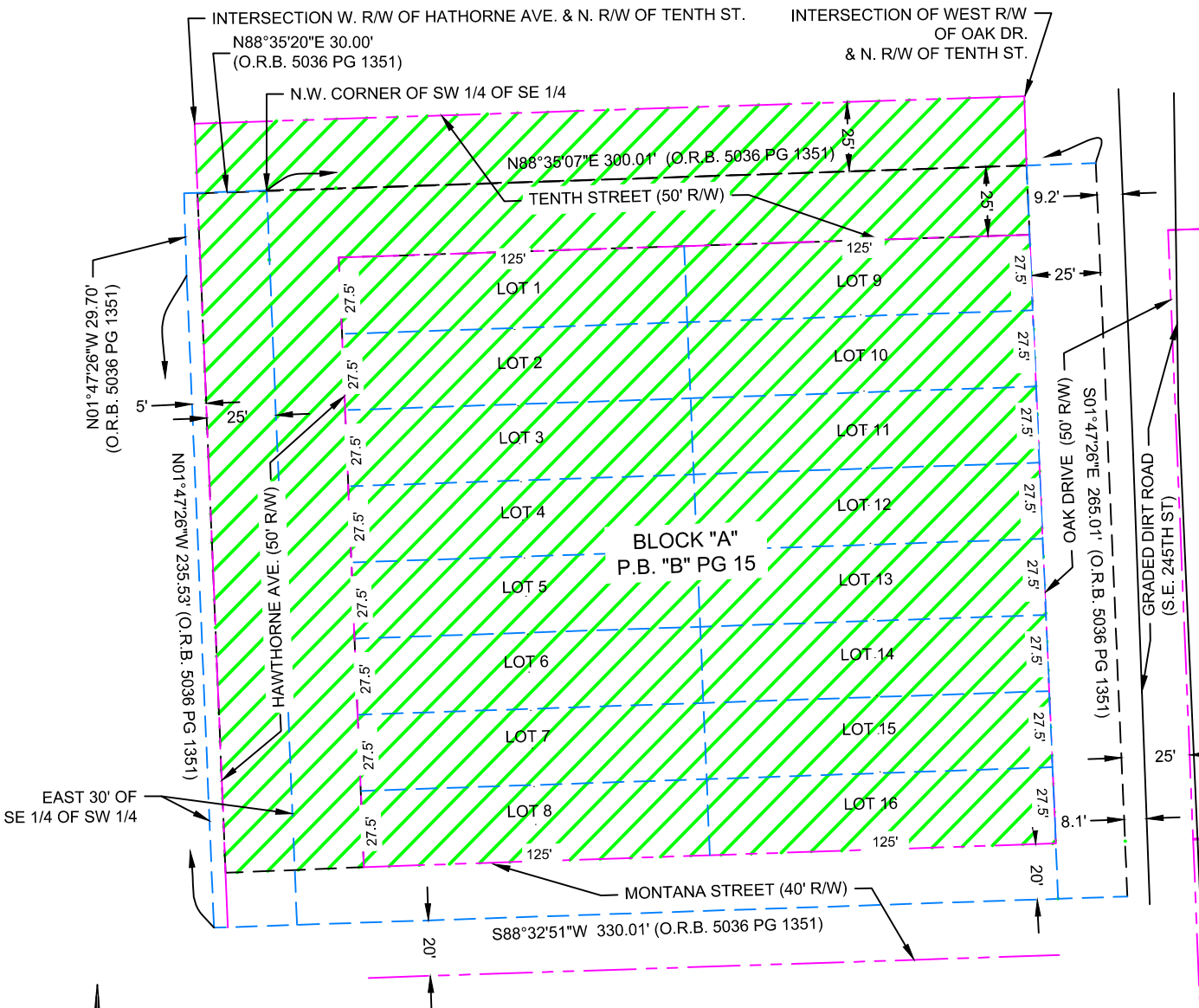
ALL OF THE PLATTED RIGHT-OF-WAY FOR TENTH STREET AND HAWTHORNE AVE, LYING SOUTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF TENTH STREET, WEST OF THE WESTERLY RIGHT-OF-WAY LINE OF OAK DRIVE, NORTH OF THE NORTHERLY RIGHT-OF-WAY OF MONTANA STREET AND EAST OF THE WEST RIGHT-OF-WAY LINE OF HAWTHORNE AVE.

SAID PROPERTY BEING 0.597 ACRES, MORE OR LESS.

PLAT VACATION LEGAL DESCRIPTION

BLOCK "A" OF ORANGE SUMMIT OF HAWTHORNE HEIGHTS, AS RECORDED IN PLAT BOOK "B" PAGE 15 OF THE OFFICIAL RECORDS OF ALACHUA COUNTY.

SAID PROPERTY BEING 1.26 ACRES, MORE OR LESS.



RIGHT OF WAY VACATE LEGAL DESCRIPTION
(WRITTEN BY SURVEYOR)

A PORTION OF RIGHT-OF-WAY LYING WITHIN THE SUBDIVISION OF ORANGE SUMMIT OF HAWTHORNE HEIGHTS, AS RECORDED IN PLAT BOOK "B" PAGE 15 OF THE OFFICIAL RECORDS OF ALACHUA COUNTY, MORE PARTICULARLY DESCRIBED AS:

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SURVEYOR NOTES

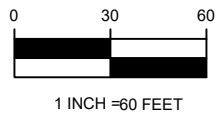
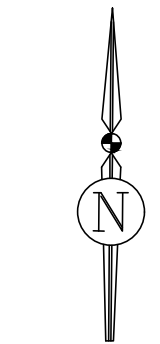
IT IS OF THE PROFESSIONAL OPINION OF THIS SURVEYOR THAT MR. DAVID OWEN IS THE ONLY ADJOINING OWNER OF THE PORTIONS OF PROPERTY THAT ARE PROPOSED TO BE VACATED BY ALACHUA COUNTY, FLORIDA.

ABBREVIATIONS

- C/L = CENTERLINE
- P.B. = PLAT BOOK
- O.R.B. = OFFICIAL RECORDS BOOK
- PG = PAGE
- R/W = RIGHT-OF-WAY

SYMBOL LEGEND

- R/W VACATE AREA
- LOT LINE
- RIGHT-OF-WAY



12207 NW 39th AVENUE
GAINESVILLE, FL 32606
352-535-0307
www.3002inc.com

SKETCH & DESCRIPTION
(NOT A SURVEY)

Florida Business License No. LB8313

IF PRINTED, THIS DOCUMENT IS NOT VALID WITHOUT THE ORIGINAL SIGNATURE AND SEAL OF A FLORIDA LICENSED SURVEYOR AND MAPPER. IF IN DIGITAL FORMAT, PLEASE BE SURE TO VALIDATE THE ELECTRONIC SIGNATURE.

Brian E. Murphy
Professional Surveyor & Mapper No.7033

CERTIFIED TO:
DAVID OWEN
ALACHUA COUNTY BOARD OF COUNTY COMMISSIONERS

Scale: 1" = 60'
Drawn By: B. MURPHY
Document Name: 22.074.dwg
Doc.Date/ Time: 4/20/2023 2:31:29 PM
Sheet: 1 of 1

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 the plat and streets in Orange Summit of Hawthorne Heights as recorded in Plat Book B, Page 15 of the Public Records of Alachua County, Florida at a public hearing to be held in Room 209 of the Alachua County Administration Building, 12 Southeast 1st Street, Gainesville, Florida, on the **25th** day of **June, 2024** at **11:30 A.M.**, or as soon thereafter as the matter may be heard; said portion of the plat being described as follows.

RIGHT OF WAY VACATION LEGAL DESCRIPTION

A PORTION OF RIGHT-OF-WAY LYING WITHIN THE SUBDIVISION OF ORANGE SUMMIT OF HAWTHORNE HEIGHTS, AS RECORDED IN PLAT BOOK "B" PAGE 15 OF THE OFFICIAL RECORDS OF ALACHUA COUNTY, MORE PARTICULARLY DESCRIBED AS:

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SAID PROPERTY BEING 1.26 ACRES, MORE OR LESS.

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.

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 users please call 711.

Mary C. Alford, Chair Board of County Commissioners