

LEGISLATIVE #

120175A

ORDINANCE NO. 120175

An ordinance of the City of Gainesville, Florida, amending the Land Development Code Section 30-41 Establishment of zoning districts and categories; by correcting the density references for Urban mixed-use district 1 (UMU-1) and Urban mixed-use district 2 (UMU-2); providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

WHEREAS, notice was given as required by law that the text of the Land Development Code of the City of Gainesville, Florida, be amended and a public hearing was then held by the City Plan Board on June 28, 2012; and

WHEREAS, at least ten (10) days notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a public hearing in the City Hall Auditorium, First Floor, City Hall, City of Gainesville; and

WHEREAS, public hearings were held pursuant to the notice described above at which hearings the parties in interest and all others had an opportunity to be and were, in fact, heard.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:

Section 1. Subsection 30-41(a)(4) of the Land Development Code is amended to read as follows. Except as amended herein, the remainder of Section 30-41 remains in full force and effect.

Sec. 30-41. - Establishment of zoning districts and categories.

(a) In order to classify, regulate and restrict the use of land, water, buildings and structures; regulate the height and bulk of buildings; regulate the intensity of land use; implement the comprehensive plan; and promote orderly urban growth within the corporate area of the city, the following zoning districts/categories are established:

(4) *Mixed use districts.*

1 MU-1: 8—30 units/acre mixed use low intensity.

2 MU-2: 12—30 units/acre mixed use medium intensity.

3 CCD: Up to 150 units/acre central city district.

4 UMU-1: ~~Up to 75 units/acre~~ 8-75 units/acre, and up to 25 additional units/acre by
5 special use permit, urban mixed-use district.

6 UMU-2: ~~Up to 100 units/acre~~ 10-100 units/acre, and up to 25 additional units/acre by
7 special use permit, urban mixed-use district.

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9 **Section 2.** It is the intention of the City Commission that the provisions of Section 1 of
10 this ordinance shall become and be made a part of the Code of Ordinances of the City of
11 Gainesville, Florida, and that the sections and paragraphs of this ordinance may be renumbered
12 or relettered in order to accomplish such intentions.

13 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance
14 or the application hereof to any person or circumstance is held invalid or unconstitutional, such
15 finding shall not affect the other provisions or applications of this ordinance that can be given
16 effect without the invalid or unconstitutional provision or application, and to this end the
17 provisions of this ordinance are declared severable.

18 **Section 4.** All ordinances, or parts of ordinances, in conflict herewith are to the extent of
19 such conflict hereby repealed.

20 **Section 5.** This ordinance shall become effective immediately upon final adoption.

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22 **PASSED AND ADOPTED** this ____ day of _____, 2013.

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CRAIG LOWE
MAYOR

1 ATTEST:

Approved as to form and legality

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5 _____
KURT M. LANNON
6 CLERK OF THE COMMISSION

NICOLLE M. SHALLEY
CITY ATTORNEY

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8 This ordinance passed on first reading this ___ day of _____, 2012.

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10 This ordinance passed on second reading this ___ day of _____, 2013.