1	ORDINANCE NO. <u>100790</u>		
2	· <del></del>		
3			
4	An ordinance of the City of Gainesville, Florida, amending the Zoning		
5	Map Atlas and rezoning certain property, as more specifically		
6	described in this Ordinance, from the zoning category of "I-2:		
7	General industrial district" to "BI: Business industrial district" and		
8	"CON: Conservation district"; located in the vicinity of southeast corner of Waldo Road and Northeast 49 <sup>th</sup> Avenue intersection;		
10	providing a severability clause; providing a repealing clause; and		
11	providing an immediate effective date.		
12			
13			
14	WHEREAS, publication of notice of a public hearing was given that the Zoning Map		
15	Atlas be amended by rezoning certain property from the zoning category of "I-2: General		
16	industrial district" to "BI: Business industrial district" and "CON: Conservation district"; and		
17	WHEREAS, notice was given and publication made as required by law and a public		
18	hearing was held by the City Plan Board on February 24, 2011; and		
19	WHEREAS, the City Commission finds that the rezoning of the property described herein		
20	will be consistent with the City of Gainesville 2000-2010 Comprehensive Plan; and		
21	WHEREAS, pursuant to law, an advertisement no less than two columns wide by 10 inches		
22	long was placed in a newspaper of general circulation and of the public hearing to be held in the City		
23	Commission Meeting Room, First Floor, City Hall, in the City of Gainesville at least seven (7) day		
24	after the day the first advertisement was published; and		
25	WHEREAS, a second advertisement no less than two columns wide by 10 inches long was		
26	placed in the aforesaid newspaper notifying the public of the second public hearing to be held at the		
27	adoption stage at least five (5) days after the day the second advertisement was published; and		

1	WHEREAS, Public Hearings were held pursuant to the published and mailed notices		
2	described above at which hearings the parties in interest and all others had an opportunity to be and		
3	were, in fact, heard.		
4	NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE		
5	CITY OF GAINESVILLE, FLORIDA:		
6	Section 1. The Zoning Map Atlas of the City of Gainesville is amended by rezoning the		
7	following described property from the zoning category of "I-2: General industrial district" to "BI:		
8	Business industrial district":		
9	See Legal Description attached hereto as Composite Exhibit "A", and made a part hereof as if set forth in full.		
11 12	Section 2. The Zoning Map Atlas of the City of Gainesville is amended by rezoning the		
13	following described property from the zoning category of "I-2: General industrial district" to		
14	"CON: Conservation district:		
15 16	See Legal Description attached hereto as Composite Exhibit "B", and made a part hereof as if set forth in full.		
17 18	Section 3. The City Manager is authorized and directed to make the necessary changes in		
19	the Zoning Map to comply with this Ordinance.		
20	Section 4. If any word, phrase, clause, paragraph, section or provision of this ordinance		
21	or the application hereof to any person or circumstance is held invalid or unconstitutional, such		
22	finding shall not affect the other provisions or applications of the ordinance which can be given		
23	effect without the invalid or unconstitutional provisions or application, and to this end the		
24	provisions of this ordinance are declared severable.		

1	Section 5. All ordinances, or parts of ordinances, in conflict herewith are to the extent of		
2	such conflict hereby repealed.		
3	Section 6. This ordinance shall become effective immediately upon final adoption.		
4	PASSED AND ADOPTED this 5th day of May, 2011.		
5		A lange	
6		I have nowe	
7		CRAIG LOWE, MAYOR	
8			
9	ATTEST:	APPROVED AS TO FORM AND LEGALITY:	
10			
11	1/1/1		
12		7. K. H	
13		By:	
14	KURT LANNON,	MARION J. RADSON, CITY ATTORNEY	
15	CLERK OF THE COMMISSION	Residence and the second secon	
16		MAY -5 2011	
17			
18	This ordinance passed on first reading this 21st day of April, 2011.		
19		<i>y</i> ,	
20	This ordinance passed on second reading this 5th day of May, 2011.		



## ENG, DENMAN & ASSOCIATES, INC. PAGE 1 OF

ENGINEERS • SURVEYORS • PLANNERS

January 11, 2011

Legal Description

For:

Gainesville Regional Airport

Parcel 1-A

A portion of Lot 1 of "Airport Industrial Park: Unit I" A subdivision as per Plat thereof, recorded in Plat Book O, pages 31 and 32 of the Public Records of Alachua County, Florida; being more particularly described as follows:

Begin at the northeast corner of Lot 1 of "Airport Industrial Park: Unit I", a subdivision as per Plat thereof, recorded in Plat Book O, pages 31 and 32 of the Public Records of Alachua County, Florida and run thence South 02°05'44" East, along the east line of said Lot 1, a distance of 147.93 feet; thence South 81°08'32" West, 6.32 feet; thence South 55°42'49" West, 91.02 feet; thence South 22°13'09" West, 100.58 feet; thence South 72°48'46" West, 275.10 feet; thence South 57°34'02" West, 148.02 feet; thence North 33°46'48" West, 127.87 feet; thence North 39°32'41" West, 74.94 feet to a point on the westerly line of said Lot 1; thence North 29°33'04" East, along said westerly line, 446.84 feet to the northwest corner of said Lot 1 and a point on the southerly right-of-way line of N.E. 49th Avenue (100' Right-of-Way), said point lying on the arc of a curve concave northeasterly, having a radius of 800.27 feet; thence southeasterly along said right-of-way line, through a central angle of 29°51'18", an arc distance of 416.99 feet to the Point of Beginning, said arc being subtended by a chord having a bearing and distance of South 76°07'00" East, 412.29 feet.

Containing 4.53 Acres (197,514 Square Feet), more or less.

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## ENG, DENMAN & ASSOCIATES, INC. PAGE 2 OF 2

ENGINEERS • SURVEYORS • PLANNERS

January 11, 2011

Legal Description

For:

Gainesville Regional Airport

Parcel 2-A

A portion of Lot 2 of "Airport Industrial Park: Unit I" A subdivision as per Plat thereof, recorded in Plat Book Q, pages 31 and 32 of the Public Records of Alachua County, Florida; being more particularly described as follows:

Begin at the northwest corner of Lot 2 of "Airport Industrial Park: Unit I", a subdivision as per Plat thereof, recorded in Plat Book Q, pages 31 and 32 of the Public Records of Alachua County, Florida, said corner lying on the southerly right-of-way line of N.E. 49th Avenue (100' Right-ofway) and on the arc of a curve concave northwesterly, having a radius of 800.27 feet; thence run easterly along said right-of-way line and along the arc of said curve, through a central angle of 19°22'57", an arc distance of 270.72 feet to the end of said curve, said arc being subtended by a chord having a bearing and distance of North 79°15'52" East, 269.43 feet; thence North 69°34'24" East, along said right-of-way line, 60.28 feet to the beginning of a curve, concave southerly, having a radius of 355.00 feet; thence easterly along said right-of-way line, and along the arc of said curve, through a central angle of 52°25'12", an arc distance of 324.79 feet to the end of said curve, said arc being subtended by a chord, having a bearing and distance of South 84°13'00" East, 313.58 feet; thence South 58°00'24" East, along said right-of-way line, 75.03 feet; thence South 58°00'38" East, along said right-of-way line, 135.41 feet to a point on the northwesterly right-of-way line of N.E. 40th Terrace and the northeast corner of said Lot 2; thence South 31°55'33" West, along said northwesterly right-of-way line and along the easterly line of said Lot 2, a distance of 176.66 feet; thence North 61°41'57" West, 300.00 feet; thence South 81°28'09" West, 287.75 feet; thence South 81°08'32" West, 166.11 feet to a point on the west line of said Lot 2; thence North 02°05'44" West, along said west line of Lot 2, a distance of 147.93 feet to the Point of Beginning.

Containing 3.10 Acres (134,543 Square Feet), more or less.

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ENG, DENIMAN & ASSOCIATES, INC.

PAGE 1 OF 2

**ENGINEERS • SURVEYORS • PLANNERS** 

January 11, 2011

Legal Description

For: Gainesville Regional Airport

Parcel 1-B

A portion of Lot 1 of "Airport Industrial Park: Unit I" A subdivision as per Plat thereof, recorded in Plat Book Q, pages 31 and 32 of the Public Records of Alachua County, Florida; being more particularly described as follows

Commence at the northeast corner of Lot 1 of "Airport Industrial Park: Unit I", a subdivision as per Plat thereof, recorded in Plat Book Q, pages 31 and 32 of the Public Records of Alachua County, Florida and run thence South 02°05'44" East, along the east line of said Lot 1, a distance of 147.93 feet to the Point of Beginning; thence continue South 02°05'44" East, along said east line, 264.40 feet to the centerline of Little Hatchet Creek; thence southwesterly, northwesterly, southwesterly, and northwesterly, along said centerline of Little Hatchet Creek through the following twelve (12) courses: (1) South 65°13'29" West, 398.38 feet; (2) North 25°06'07" West, 24.00 feet; (3) South 51°12'54" West, 42.19 feet; (4) South 23°43'58" West, 21.27 feet; (5) South 64°54'53" West, 83.99 feet; (6) South 88°32'36" West, 43.66 feet; (7) North 61°48'54" West, 65.02 feet; (8) North 54°16'27" West, 63.01 feet; (9) North 37°47'12" West, 17.63 feet; (10) North 60°19'59" West, 47.36 feet; (11) North 36°31'33" West, 43.62 feet; (12) North 07°34'11" West, 51.08 feet to the southwest corner of said Lot 1; thence North 29°33'04" East, along the westerly line of said Lot 1, a distance of 183.40 feet; thence South 39°32'41" East, 74.94 feet; thence South 33°46'48" East, 127.87 feet; thence North 57°34'02" East, 148.02 feet; thence North 72°48'46" East, 275.10 feet; thence North 22°13'09" East, 100.58 feet; thence North 55°42'49" East, 91.02 feet; thence North 81°08'32" East, 6.32 feet to the Point of Beginning.

Containing 3.50 Acres (152,526 Square Feet), more or less.

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(352) 373-3541 • FAX (352) 373-7249



## ENG, DENMAN & ASSOCIATES, INC.

PAGE 2 OF 2

ENGINEERS • SURVEYORS • PLANNERS

January 11, 2011

Legal Description

For: Gainesville Regional Airport

Parcel 2-B

A portion of Lot 2 of "Airport Industrial Park: Unit I" A subdivision as per Plat thereof, recorded in Plat Book Q, pages 31 and 32 of the Public Records of Alachua County, Florida; being more particularly described as follows:

Commence at the northwest corner of Lot 2 of "Airport Industrial Park: Unit I", a subdivision as per Plat thereof, recorded in Plat Book Q, pages 31 and 32 of the Public Records of Alachua County, Florida, and run thence South 02°05'44" East, along the west line of said Lot 2, a distance of 147.93 feet to the Point of Beginning; thence North 81°08'32" East, 166.11 feet; thence North 81°28'09" East, 287.75 feet; thence South 61°41'57" East, 300.00 feet to a point on the east line of said Lot 2 and a point on the northwesterly right-of-way line of N.E. 40th Terrace; thence South 31°55'33" West, along said east line and along said northwesterly right-of-way line, 38.25 feet; thence South 36°22'53" West, along said east line and along said right-of-way line, 215.31 feet to a point on the centerline of Little Hatchet Creek; thence northwesterly, southwesterly, northwesterly and southwesterly along said centerline of Little Hatchet Creek through the following five (5) courses: (1) North 57°44'18" West, 89.08 feet; (2) North 79°23'25" West, 57.14 feet; (3) South 85°43'28" West, 51.37 feet; (4) North 83°11'45" West, 231.02 feet; (5) South 65°13'29" West, 157.63 feet to the southwest corner of said Lot 2; thence North 02°05'44" West, along the west line of said Lot 2, a distance of 264.40 feet to the Point of Beginning.

Containing 3.85 Acres (167,632 Square Feet), more or less.

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