

ORDINANCE NO.: _____
0-06-98

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area comprised of Tax Parcels 06706-044-000 and 06706-045-000, generally located south of the City Limits and SW 17th Place, west of the vicinity of SW 34th Street, north of the vicinity of SW 20th Avenue and east of SW 38th Terrace; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Acts, Laws of Florida, as amended, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

WHEREAS, Chapter 90-496, Special Acts, Laws of Florida, created the "Alachua County Boundary Adjustment Act" which sets forth procedures for establishing municipal reserve areas and for adjusting the boundaries of municipalities through annexations; and

WHEREAS, Chapter 90-496 was amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, (hereinafter collectively referred to as "the Act") which requires a municipality to prepare and adopt by nonemergency ordinance, a report setting forth the plans to provide urban services to any reserve area prior to commencing the annexation procedures under the Act; and

WHEREAS, the City of Gainesville is planning to commence the annexation of certain unincorporated areas, as more specifically described in this Ordinance, that are located within its Reserve Area as defined in the Act and as redesignated by the Board of County Commissioners of Alachua County; and

1 **WHEREAS**, pursuant to law, at least ten days notice has been given prior to adoption by
2 publication in a newspaper of general circulation notifying the public of this proposed Ordinance
3 and of a Public Hearing to be held in the City Commission meeting room, First Floor, City Hall, in
4 the City of Gainesville; and

5 **WHEREAS**, Public Hearings were held pursuant to law, at which hearings the parties in
6 interest and all others had an opportunity to be and were, in fact heard.

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

9 **Section 1.** The Urban Services Report, a copy of which is attached as Exhibit "A" and
10 incorporated herein as if set forth in full, sets forth the plans to provide urban services to an area
11 comprised of Tax Parcels 06706-044-000 and 06706-045-000, generally located south of the City
12 Limits and SW 17th Place, west of the vicinity of SW 34th Street, north of the vicinity of SW 20th
13 Avenue and east of SW 38th Terrace; and is hereby approved and adopted for that certain area as
14 more specifically described in the Urban Services Report.

15 **Section 2.** The City Manager is directed to file a copy of this Ordinance and the
16 accompanying Urban Services Report with the Board of County Commissioners of Alachua County
17 and to commence the annexation of the area defined in the Urban Services Report. The City
18 Attorney and Clerk of the Commission are authorized to prepare and advertise the appropriate
19 ordinance(s).

20 **Section 3.** If any section, sentence, clause or phrase of this Ordinance is held to be invalid
21 or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect
22 the validity of the remaining portions of this Ordinance.

