

LEGISLATIVE #

171006A

29 provided a copy of the notice, via certified mail, to the Alachua County Board of County
30 Commissioners; and

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

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

35 **SECTION 1.** The City Commission finds that the property described in Section 2 of this ordinance is
36 reasonably compact and contiguous to the present corporate limits of the City of Gainesville and
37 that no part of the subject property is within the boundary of another municipality or outside of
38 the county in which the City of Gainesville lies. The City Commission finds that annexing the
39 subject property into the corporate limits of the City of Gainesville does not create an enclave of
40 unincorporated property.

41 **SECTION 2.** The property described in **Exhibit A**, which is attached hereto and made a part hereof
42 as if set forth in full, is annexed and incorporated within the corporate limits of the City of
43 Gainesville, Florida.

44 **SECTION 3.** The corporate limits of the City of Gainesville, Florida, as set forth in Appendix I,
45 Charter Laws of the City of Gainesville, are amended and revised to include the property described
46 in Section 2 of this ordinance.

47 **SECTION 4.** In accordance with Section 171.062, Florida Statutes, the Alachua County land use
48 plan and zoning or subdivision regulations shall remain in full force and effect in the property
49 described in Section 2 of this ordinance until the City adopts a comprehensive plan amendment
50 that includes the annexed area. The City of Gainesville shall have jurisdiction to enforce the

51 Alachua County land use plan and zoning or subdivision regulations through the City of
52 Gainesville's code enforcement and civil citation processes.

53 **SECTION 5.** (a) All persons who are, as of the effective date of this ordinance, lawfully engaged in
54 any occupation, business, trade, or profession within the property area described in Section 2 of
55 this ordinance shall have the right to continue such occupation, business, trade, or profession, but
56 shall obtain a business tax receipt from the City of Gainesville for the term commencing on
57 October 1, 2018, which tax receipt shall be issued upon payment of the appropriate fee in
58 accordance with the Gainesville Code of Ordinances in effect on October 1, 2018.

59 (b) All persons who are, as of the effective date of this ordinance, lawfully engaged in any
60 construction trade, occupation, or business within the property area described in Section 2 of this
61 ordinance and who possess a valid certificate of competency issued by Alachua County shall have
62 the right to continue the construction trade, occupation, or business within the entire corporate
63 limits of the City of Gainesville, including the subject area, subject to the terms, conditions, and
64 limitations imposed on the certificate by Alachua County, and provided that such persons register
65 the certificate with the Building Inspections Division of the City of Gainesville and the Department
66 of Business and Professional Regulation of the State of Florida, if applicable, on or before 4:00 p.m.
67 of the effective date of this ordinance.

68 **SECTION 6.** The Clerk of the Commission is directed to submit a certified copy of this ordinance to
69 the following parties within seven calendar days after the adoption of this ordinance: 1) the Florida
70 Department of State; 2) the Clerk of the Circuit Court of the Eighth Judicial Circuit in and for
71 Alachua County, Florida; and 3) the Chief Administrative Officer of Alachua County.

72 **SECTION 7.** If any word, phrase, clause, paragraph, section, or provision of this ordinance or the
73 application hereof to any person or circumstance is held invalid or unconstitutional, such
74 finding shall not affect the other provisions or applications of this ordinance that can be given
75 effect without the invalid or unconstitutional provision or application, and to this end the
76 provisions of this ordinance are declared severable.

77 **SECTION 8.** All other ordinances or parts of ordinances in conflict herewith are to the extent of
78 such conflict hereby repealed.

79 **SECTION 9.** This ordinance shall become effective immediately upon adoption.

80 **PASSED AND ADOPTED** this _____ day of _____, 2018.

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LAUREN POE
MAYOR

88 Attest:

Approved as to form and legality:

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OMICHELE D. GAINEY
CLERK OF THE COMMISSION

NICOLLE M. SHALLEY
CITY ATTORNEY

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This ordinance passed on first reading this _____ day of _____, 2018.

This ordinance passed on second reading this _____ day of _____, 2018.

Legal Description

A PARCEL OF LAND SITUATED IN THE GARY GRANT, TOWNSHIP 10 SOUTH, RANGE 19 EAST, ALACHUA COUNTY, FLORIDA, SAID PARCEL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FOR A POINT OF REFERENCE COMMENCE AT A POINT ON THE EXISTING CITY OF GAINESVILLE LIMIT LINE PER ORDINANCE NO. 070721, ALSO BEING THE SOUTHEAST CORNER OF LANDS DESCRIBED IN OFFICIAL RECORDS BOOK 1736, PAGE 2672 (CURRENT TAX PARCEL NO. 7242) OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA (HEREAFTER ABBREVIATED ORB__, P__) , AND THE SOUTHWEST CORNER OF LANDS DESCRIBED IN ORB 2208, P 2895 (CURRENT TAX PARCEL NO. 7240-26) AND THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE LEAVING SAID CITY LIMIT LINE N 10° 10' 42" W ALONG THE EAST LINE OF LANDS DESCRIBED IN SAID ORB 1736, P 2672 ALSO BEING THE WEST LINE OF LANDS DESCRIBED IN SAID ORB 2208, P 2895 A DISTANCE OF 323.24 FEET TO THE NORTHWEST CORNER OF LANDS DESCRIBED IN SAID ORB 2208, P 2895; THENCE LEAVING THE EAST LINE OF LANDS DESCRIBED IN SAID ORB 1736, P 2672 N 53° 48' 44" E ALONG THE NORTH LINE OF LANDS DESCRIBED IN SAID ORB 2208, P 2895 A DISTANCE OF 506.81 FEET TO THE NORTHEAST CORNER OF SAID LANDS, ALSO BEING THE NORTHWEST CORNER OF LANDS DESCRIBED IN ORB 4427, P 215 (CURRENT TAX PARCEL NO. 7240-24); THENCE S 36° 11' 16" E ALONG THE EAST LINE OF LANDS DESCRIBED IN SAID ORB 2208, P 2895 ALSO BEING THE WEST LINE OF LANDS DESCRIBED IN SAID ORB 4427, P 215 A DISTANCE OF 290.51 FEET TO THE SOUTHEAST CORNER OF LANDS DESCRIBED IN SAID ORB 2208, P 2895 AND THE SOUTHWEST CORNER OF LANDS DESCRIBED IN SAID ORB 4427, P 215 ALSO BEING A POINT ON THE EXISTING CITY OF GAINESVILLE LIMIT LINE PER ORDINANCE NO. 070721; THENCE S 53° 48' 44" W ALONG SAID CITY LIMIT LINE AND SOUTH LINE OF LANDS DESCRIBED IN SAID ORB 2208, P 2895 A DISTANCE OF 648.55 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 3.85 ACRES MORE OR LESS.

