## RESOLUTION <u>020803</u> PASSED <u>February 10, 2003</u>

A resolution of the City of Gainesville, Florida, calling a special election to be held April 8, 2003; placing the city charter amendment contained in the initiative petition of the political committee known as "Save Our Wetlands Coalition" on the ballot; reciting the proposed Charter Amendment; specifying the ballot title and summary; providing directions to the codifier and the Clerk of the Commission; and providing an immediate effective date.

WHEREAS, section 5.01 of the charter of the City of Gainesville and section 9-18 of the Code of Ordinances of the City of Gainesville provide that a charter amendment may be proposed by a petition signed by 10 percent of the registered voters of the City; and

WHEREAS, on December 17, 2002, the Supervisor of Elections certified that the charter amendment petition by the political committee known as "Save Our Wetlands Coalition" had been signed by over 10 percent of the registered voters of the City; and

WHEREAS, section 5.01 of the charter of the City of Gainesville and section 9-18 of the Code of Ordinances of the City of Gainesville provide that upon certification of adequate signatures, the city commission may place the proposed amendment before the voters at a special election called for that purpose to be held no earlier than 90 days following the date of the Supervisor's certification;

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

**Section 1.** The City Commission calls a special election on Tuesday, April 8, 2003 to allow the electors of the city to vote on the charter amendment proposed by the initiative petition entitled "Preservation of Gainesville's Wetlands."

**Section 2.** The charter amendment proposed by the petition reads as follows: 1 2 "Wetlands within the boundaries of the City of Gainesville shall be preserved and shall be protected from any alteration. Undisturbed buffers shall be maintained 3 around wetlands. Wetlands damaged after the effective date of this charter 4 amendment shall be restored to their original condition at the owner's expense. 5 This charter amendment shall be implemented by ordinance." 6 7 **Section 3.** The ballot title and summary shall read: CHARTER AMENDMENT RELATING TO GAINESVILLE'S WETLANDS 9 The current Comprehensive Plan requires maintaining the function and acreage of 10 wetlands. The pending Comprehensive Plan increases acreage of wetlands 11 through mitigation. Shall the City Charter be amended to preserve wetlands; 12 13 prohibit any alteration of wetlands; require undisturbed buffers around wetlands; 14 require wetlands damaged after the effective date of this amendment be restored 15 to their original condition at the owner's expense; and require this amendment be implemented by ordinance, as provided by Resolution No. 020803? 16 Yes 17 \_\_\_\_ No 18 **Section 4.** In the event that the charter amendment proposed by this Resolution is 19 20 approved by the voters at the April 8, 2003 municipal election, then: 1) the codifier is directed to 21 incorporate this amendment in the Charter Laws of the City of Gainesville; and 2) the Clerk of the Commission is directed to file a true copy of this Resolution with the Florida Department of 22

State.

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1	Section 5. This resolution shall take effect immediately upon adoption.	
2	Passed and adopted this 10th day of February, 2003.	
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5		THOMAS D. BUSSING
6		MAYOR
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9	ATTEST:	Approved as to form and legality:
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12		Month
13	KURT M, LANNON	MARION J. RADSON
14	CLERK OF THE COMMISSION	CITY ATTORNEY FEB 1 1 2003