

LEGISLATIVE #

170953A

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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LAUREN POE
MAYOR

89 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.

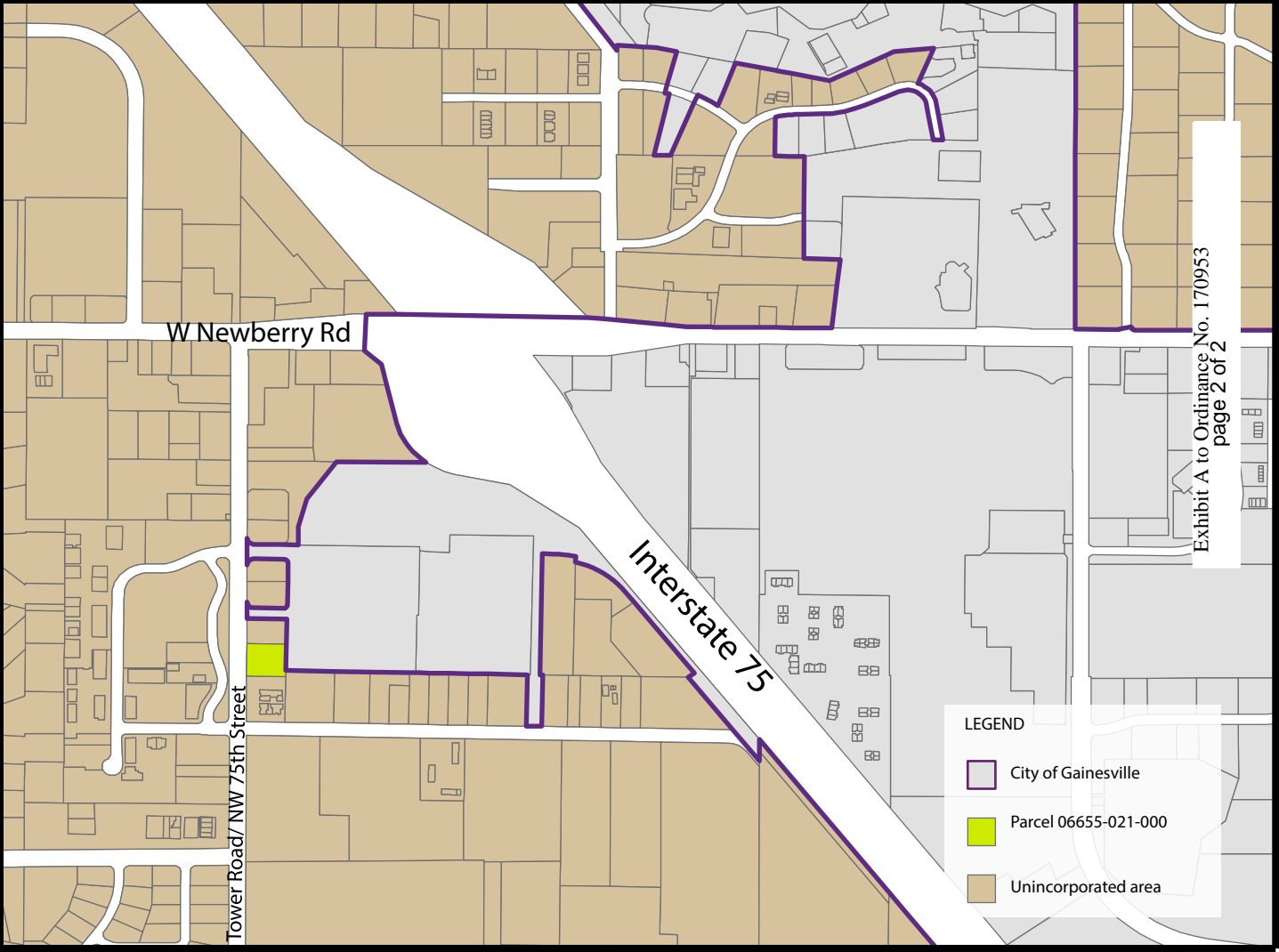
This ordinance passed on second reading this _____ day of _____, 2018.

Legal Description

A PARCEL OF LAND LYING IN SECTION 4, TOWNSHIP 10 SOUTH, RANGE 19 EAST, ALACHUA COUNTY, FLORIDA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 4, TOWNSHIP 10 SOUTH, RANGE 19 EAST; THENCE N 00°50'48" W ALONG THE WEST LINE OF SAID SECTION 3634.41 FEET; THENCE S 89°57'23" E, 40.00 FEET TO THE EAST RIGHT-OF-WAY LINE OF COUNTY ROAD NO. 29 ALSO KNOWN AS NW 75TH STREET AND TOWER ROAD; THENCE RUN S 00°50'48 E, ALONG SAID RIGHT-OF-WAY 145.03 FEET TO THE NORTHWEST CORNER OF THAT CERTAIN PARCEL OF LAND AS DESCRIBED IN OFFICIAL RECORDS BOOK 4567, PAGE 1567 OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA AND THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PARCEL; THENCE ALONG THE PERIMETER OF SAID PARCEL THE FOLLOWING 5 COURSES: 1.) S 89°57'23" E, 201.97 FEET TO A POINT ON THE EXISTING CITY OF GAINESVILLE LIMIT LINE PER ORDINANCE NO. 090809; 2.) S 00° 02'37" WEST ALONG SAID CITY LIMIT LINE 154.95 FEET TO A POINT ON THE EAST LINE OF SAID PARCEL; 3.) S 00° 02'37" WEST LEAVING SAID CITY LIMIT LINE 35.05 FEET 4.) N 89°57'23" W, 199.02 FEET TO THE EAST RIGHT-OF-WAY LINE OF SAID COUNTY ROAD; 5.) N 00°50'48" W, ALONG SAID RIGHT-OF-WAY 190.02 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 0.87 ACRES MORE OR LESS.

COMMONLY KNOWN AS: 209 NORTHWEST 75TH STREET, GAINESVILLE, FLORIDA 32608.






W Newberry Rd

Interstate 75

Tower Road/ NW 75th Street

LEGEND

-  City of Gainesville
-  Parcel 06655-021-000
-  Unincorporated area