

Legislative #

160124A

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

ORDINANCE NO. 160124

An ordinance of the City of Gainesville, Florida, amending Section 30-64 – *Mixed-Use Low-Intensity District (MU-1)* of the Land Development Code (Chapter 30 of the City of Gainesville Code of Ordinances) to add Armor Systems Manufacturing and Assembly as a permitted use by right with Indoor Gun Range as an accessory use; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

WHEREAS, notice was given as required by law that the text of the Code of Ordinances of the City of Gainesville, Florida, be amended; and

WHEREAS, the City Plan Board, which acts as the local planning agency pursuant to Section 163.3174, Florida Statutes, held a public hearing on June 30, 2016, and voted to recommend that the City Commission approve this amendment to the list of permitted uses within the MU-1 zoning district; and

WHEREAS, an advertisement no less than two columns wide by ten (10) inches long was placed in a newspaper of general circulation and provided the public with at least seven (7) days’ advance notice of this ordinance’s first public hearing to be held by the City Commission in the City Hall Auditorium, located on the first floor of City Hall in the City of Gainesville; and

WHEREAS, a second advertisement no less than two columns wide by ten (10) inches long was placed in the aforesaid newspaper and provided the public with at least five (5) days’ advance notice of this ordinance’s second public hearing to be held by the City Commission; and

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

1 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**
2 **CITY OF GAINESVILLE, FLORIDA:**

3 **Section 1.** Subsection 30-64(g) of the Land Development Code is amended to add armor
4 systems manufacturing and assembly as a permitted use by right and indoor gun range as an
5 accessory use as set forth below. Except as amended herein, the remainder of Subsection 30-
6 64(g) remains in full force and effect.

7 **Sec. 30-64. – Mixed use low intensity district (MU-1).**

8 **(g) Permitted uses.**

SIC	Uses	Conditions
	USES BY RIGHT:	
	<u>Armor systems manufacturing and assembly</u>	<p><u>Armor systems include armor safety products and personal protective equipment such as body armor, bullet proof vests and similar products.</u></p> <p><u>All manufacturing and assembly shall be within completely enclosed structures that are at least 100 feet from any property with a land use category as follows: single-family; residential low-density; residential medium-density; residential high-density; mixed-use residential; or a residential planned use district. No outdoor storage is allowed, truck traffic shall be limited to an extent consistent with commercial activities, loading docks and mechanical equipment shall be screened, and sound attenuation shall be provided to any adjacent property in actual residential use. Storage of hazardous materials shall be in accordance with the county hazardous materials management code.</u></p> <p><u>An indoor gun range is allowed as an accessory use, and shall be strictly limited to product testing and demonstration by the principal use. Sound attenuation shall be provided to any adjacent property in actual residential use.</u></p>

9

1 **Section 2.** It is the intent of the City Commission that the provisions of Section 1 of this
 2 ordinance shall become and be made a part of the Code of Ordinances of the City of Gainesville,
 3 Florida, and that the sections and paragraphs of this ordinance may be renumbered or relettered
 4 in order to accomplish such intent.

5 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance
 6 or the application hereof to any person or circumstance is held invalid or unconstitutional, such
 7 finding shall not affect the other provisions or applications of this ordinance that can be given
 8 effect without the invalid or unconstitutional provision or application, and to this end the
 9 provisions of this ordinance are declared severable.

10 **Section 4.** All ordinances or parts of ordinances in conflict herewith are to the extent of
 11 such conflict hereby repealed.

12 **Section 5.** This ordinance shall become effective immediately upon adoption.

13
 14 **PASSED AND ADOPTED** this _____ day of _____, 2016.

15
 16
 17
 18 _____
 19 LAUREN POE
 20 MAYOR

21
 22 Attest:

23 Approved as to form and legality:

24
 25
 26 _____
 27 KURT M. LANNON
 28 CLERK OF THE COMMISSION

29 _____
 NICOLLE M. SHALLEY
 CITY ATTORNEY

30 This ordinance passed on first reading this _____ day of _____, 2016.

1
2 This ordinance passed on second reading this ____ day of _____, 2016.