

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, 2019, 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, 2019.

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 3rd day of January, 2019.

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LAUREN POE
MAYOR


89 Attest:

Approved as to form and legality:

90



OMICHELE D. GAINNEY
CLERK OF THE COMMISSION



NICOLLE M. SHALLEY
CITY ATTORNEY

95
96

97 This ordinance passed on first reading this 6th day of December, 2018.

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99 This ordinance passed on second reading this 3rd day of January, 2019.

LEGAL DESCRIPTION

A PORTION OF THE SOUTHWEST 1/4 OF FRACTIONAL SECTION 14, TOWNSHIP 10 SOUTH, RANGE 19 EAST, ALACHUA COUNTY, FLORIDA; BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT A NAIL AND DISK (STAMPED "PRM 2228") FOUND AT THE NORTHWEST CORNER OF SAID SOUTHWEST 1/4 OF FRACTIONAL SECTION 14, TOWNSHIP 10 SOUTH, RANGE 19 EAST, AND RUN THENCE SOUTH 00°51'46" EAST, ALONG THE WEST LINE OF SAID SOUTHWEST 1/4, A DISTANCE OF 2146.95 FEET; THENCE NORTH 89°08'14" EAST, 61.00 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE NORTH 89°08'14" EAST, 398.35 FEET, TO A POINT ON THE WESTERLY LIMITED ACCESS RIGHT OF WAY LINE TO INTERSTATE HIGHWAY I-75 ALSO BEING A POINT ON THE EXISTING CITY OF GAINESVILLE LIMIT LINE PER CITY ORDINANCE NUMBER 080137; THENCE SOUTH 10°16' 25" WEST, ALONG SAID WESTERLY LIMITED ACCESS RIGHT OF WAY LINE AND EXISTING CITY OF GAINESVILLE LIMIT LINE, 226.15 FEET, TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF STATE ROAD NO. 24 (ARCHER ROAD); THENCE LEAVING SAID WESTERLY LIMITED ACCESS RIGHT OF WAY LINE AND CITY LIMIT LINE SOUTH 57°59'54" WEST, ALONG SAID NORTHWESTERLY RIGHT OF WAY LINE OF ARCHER ROAD, 161.10 FEET; THENCE NORTH 05°44'04" WEST, 140.22 FEET; THENCE SOUTH 89°08'14" WEST, 204.87 FEET, TO A POINT LYING 61 FEET EASTERLY OF THE WEST LINE OF SAID SOUTHWEST 1/4; THENCE NORTH 00°51'46" WEST, PARALLEL WITH AND 61 FEET EASTERLY OF SAID WEST LINE, 165.48 FEET, TO THE POINT OF BEGINNING.

CONTAINING 77,891 SQUARE FEET OR 1.788 ACRES, MORE OR LESS.

THE BEARING STRUCTURE OF THE HEREIN DESCRIBED PARCEL IS BASED ON THE DEED FOUND IN OFFICIAL RECORDS BOOK 2845, PAGE 111.

Exhibit A to Ordinance No. 180311

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