

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

3 **Section 1.** Paragraph (1) of subsection (e) of section 30-188, City of Gainesville
4 Land Development Code, is amended to read as follows:

5 **Sec. 30-188. Required improvements.**

6 (e) *Sidewalks and shared use bicycle paths.*

7 (1) Sidewalks are required on both sides of all streets at least five feet in
8 width, except that subdivisions in the industrial, agriculture, conservation, airport services
9 and public services zoning districts are only required to provide sidewalks on arterial and
10 collector streets, as designated by the city manager. However, land designated as
11 industrial on the City's Future Land Use Map shall not be required to provide sidewalks
12 as a required subdivision improvement nor shall a no sidewalk be is required on a cul-de-
13 sac or dead end or loop street(s) if the cul-de-sac, dead end or loop street(s) is less than
14 100 feet long. A sidewalk is required on at least one side of the street on a cul-de-sac or
15 dead end or loop street(s) that is between 100 and 250 feet long. Illustrations are shown
16 below. Where required, sidewalks ~~Sidewalks~~ shall be at least five feet in width and
17 maintain a clear width of at least five feet. Whenever a sidewalk intersects with a curbed
18 street, ramps shall be installed to facilitate access to the sidewalks by wheelchairs. Ramps
19 and sidewalks shall be constructed in accordance with the design manual. For a project in
20 which the closest lots to a connecting street on a cul-de-sac or dead end are at least 1,000
21 feet from the street it stems from, sidewalks are required on at least one side of the street
22 up to the lot nearest to the connecting street.

1 **Section 2.** Paragraph (a) and paragraph (b) of subsection (6) of section 30-388,
2 City of Gainesville Land Development Code, are amended to read as follows:

3 **Sec. 30-338. General lot and building requirements.**

4 The following lot and building requirements shall apply in all zoning districts:

5 (6) Sidewalks.

6 a. Intent. The intent of this section is to enable pedestrian activity throughout
7 the city, especially as a means to promote pedestrian and bus trips, pedestrian
8 safety and accessibility. Sidewalks are required in conjunction with development
9 orders in every zoning district except zoning districts which implement the
10 industrial land use category or as otherwise provided herein. This shall apply to all
11 development orders issued after September 11, 2000, in every zoning district
12 (except as otherwise provided herein), and on any parcel or lot where a roadway is
13 existing adjacent to the proposed development or where there is a reasonable
14 likelihood of mass transit service or a pedestrian need for sidewalks. Sidewalk(s)
15 are required on all public and private streets, on both sides, except as specifically
16 excluded or modified by this section.

17 b. General requirements. Where sidewalks are continuous, except for isolated
18 lots or plots, in connection with the issuance of building permits, the city shall
19 require an owner of an isolated lot or plot to provide sidewalks, except as
20 provided below.

21 Sidewalks shall be constructed, if not already existing, along the street frontage of
22 a lot which is being developed for a permitted use, except no sidewalks are
23 required for:

- 1 1. Additions or renovations to, or new construction of single family
2 homes on lots platted prior to January 1, 2003, unless a new single family
3 home is proposed to be built on a lot where there is a sidewalk on the
4 adjacent lot frontages.
- 5 2. The addition or new construction of 500 square feet or less of gross
6 floor area on any property or any paving of fewer than five parking spaces
7 or equivalent area.
- 8 3. On alleys providing a secondary access to a lot of record.
- 9 4. Any lot on land designated as industrial on the Future Land Use
10 Map of the City of Gainesville.

11 **Section 3.** It is the intention of the City Commission that the provisions of
12 Sections 1 and 2 of this ordinance shall become and be made a part of the Code of
13 Ordinances of the City of Gainesville, Florida, and that the Sections and Paragraphs of
14 this Ordinance may be renumbered or relettered in order to accomplish such intentions.

15 **Section 4.** If any section, sentence, clause or phrase of this ordinance is held to be
16 invalid or unconstitutional by any court of competent jurisdiction, then said holding shall
17 in no way affect the validity of the remaining portions of this ordinance.

18 **Section 5.** All ordinances, or parts of ordinances, in conflict herewith are to the
19 extent of such conflict hereby repealed.

20 **Section 6.** This ordinance shall become effective immediately upon final
21 adoption.

1 PASSED AND ADOPTED this 28th day of November, 2005.

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ATTEST:

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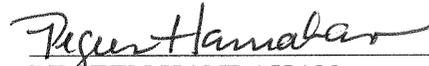
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This Ordinance passed on first reading this 14th day of November, 2005.

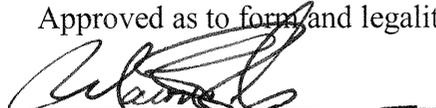
This Ordinance passed on second reading this 28th day of November, 2005.



PEGEEN HANRAHAN

MAYOR

Approved as to form and legality



MARION J. RADSON

CITY ATTORNEY

NOV 29 2005

ADVERTISEMENT
NOTICE OF PROPOSED
ENACTMENT OF
ORDINANCE
BY CITY COMMISSION,
GAINESVILLE, FLORIDA

Notice is hereby given that the proposed ordinance, whose title appears below, will be considered for First Reading on the 14th day of November, 2005, at the City Commission meeting and if then adopted on First Reading will be considered for Second and Final Reading and adoption on the 28th day of November, 2005, at the City Commission meeting. The meetings begin at 8:00p.m. and the ordinances will be read as soon hereafter as may be heard. The meetings are held in the City Commission Auditorium, on the First Floor of City Hall, 200 East University Avenue, Gainesville, Florida. A copy of said ordinance may be inspected by any member of the public at the office of the Clerk of the Commission on the First Floor of City Hall during regular business hours, located at 200 East University Avenue, Gainesville, Florida, and at the Public Library, Main Branch, located at 401 East University Avenue. On the dates mentioned above, all interested parties may appear at the meeting and be heard with respect to the proposed ordinance. Persons with disabilities, who require assistance to participate in the meetings, are requested to notify the Equal Opportunity Office at 334-5051 or call the TDD phone line at least 2 business days in advance.

AFFIDAVIT OF PUBLICATION

CITY OF GAINESVILLE
CITY COMMISSION

The Gainesville Sun

Published - Daily

Gainesville, Alachua County, Florida

2005 NOV -7 PM 2: 37

STATE OF FLORIDA COUNTY OF ALACHUA

Before the undersigned, a Notary Public of Said County and State, Ernest Ke, III, who on oath says that he is Legal Advertising Coordinator of THE GAINESVILLE SUN, a daily newspaper published at Gainesville, in Alachua County, Florida; that the attached copy of advertisement, being a notice in the form of

ADVERTISEMENT NOTICE OF PROPOSED ENACTMENT OF ORDINANCE BY CITY COMMISSION, GAINESVILLE, FLORIDA Notice is hereby given that the proposed ordinance, whose title appears below will be considered for First Reading on 4th day of November, 2005, at the

published in said newspaper in the issues of:

ORDINANCE TITLE

ORDINANCE NO. 050159

An ordinance of the City of Gainesville Florida, amending the City of Gainesville Land Development Code, relating to requirements for sidewalks in industrial areas; amending subsection 30-188(e), eliminating the requirement to provide sidewalks as a required subdivision improvement in an industrial area, except on arterial and collector streets; amending subsection 30-338(6), eliminating sidewalk requirements on land designated as industrial on the Future Land Use Map of the City of Gainesville; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

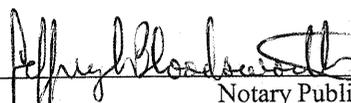
x

Affiant further says that the said THE GAINESVILLE SUN is a daily newspaper published at Gainesville, in said Alachua County, Florida, and that the newspaper has heretofore been continuously published in said Alachua County, Florida, daily, and has been entered as second class mail matter at the office in Gainesville in said Alachua County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; Affiant further says that he has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the person of securing advertisement for publication in the said newspaper.

Note: "All persons are advised that, if any person decides to appeal any decision made at any of these meetings, they will need a record of the proceedings and, for such purpose, they need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based."

November 4, 2005
Publish Date
Kurt M. Lannon
Clerk of the Commission
29129, 11/04/05
#A000079095

to and subscribed before me this 4th day of November, A.D., 2005


Notary Public
Jeffrey L. Bloodsworth
MY COMMISSION # DD159430 EXPIRES
October 20, 2006
Printed Type or Stamp, Name of Notary Public
BONDING: TRU TRUST FARM INSURANCE, INC.

My commission expires 20 day of Oct, 2006