

ORDINANCE NO.: 070115
0-07-44

An Ordinance of the City of Gainesville, Florida; adopting an Urban Services Report which sets forth the plans to provide urban services to an area comprised of Tax Parcels 06684-000-000, 06828-000-000, 06820-000-000, 06830-000-000, and 06832-000-000, generally located south of the City Limits and the vicinity of SW 20th Avenue, west of the vicinity of Interstate 75, north of the vicinity of SW Archer Road, and east of Kanapaha Lake, also identified as Tax Parcel 06836-004-000; the area is proposed for annexation by the City of Gainesville pursuant to Chapter 90-496, Special Act, Laws of Florida, as amended, known as the Alachua County Boundary Adjustment Act; providing directions to the City Manager, the City Attorney and the Clerk of the Commission; providing a repealing clause; providing a severability clause; and providing an immediate effective date.

WHEREAS, Chapter 90-496, Special Act, Laws of Florida, created the "Alachua County Boundary Adjustment Act" which sets forth procedures for establishing municipal reserve areas and for adjusting the boundaries of municipalities through annexations; and

WHEREAS, Chapter 90-496 was amended by Chapter 91-382 and Chapter 93-347, Special Acts, Laws of Florida, (hereinafter collectively referred to as "the Act") which requires a municipality to prepare and adopt by nonemergency ordinance, a report setting forth the plans to provide urban services to any reserve area prior to commencing the annexation procedures under the Act; and

WHEREAS, the City of Gainesville is planning to commence the annexation of certain unincorporated areas, as more specifically described in this Ordinance, that are located within its Reserve Area as defined in the Act and as redesignated by the Board of County Commissioners of Alachua County; and

1 **WHEREAS**, pursuant to law, at least ten days notice has been given prior to adoption by
2 publication in a newspaper of general circulation notifying the public of this proposed Ordinance
3 and of a Public Hearing to be held in the City Commission meeting room, First Floor, City Hall, in
4 the City of Gainesville; and

5 **WHEREAS**, Public Hearings were held pursuant to law, at which hearings the parties in
6 interest and all others had an opportunity to be and were, in fact heard.

7 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**
8 **CITY OF GAINESVILLE, FLORIDA:**

9 **Section 1.** The Urban Services Report, a copy of which is attached as Exhibit "A" and
10 incorporated herein as if set forth in full, sets forth the plans to provide urban services to an area
11 comprised of Tax Parcels 06684-000-000, 06828-000-000, 06820-000-000, 06830-000-000, and
12 06832-000-000. The Area is generally located south of the City Limits and the vicinity of SW
13 20th Avenue, west of the vicinity of Interstate 75, north of the vicinity of SW Archer Road, and
14 east of Kanapaha Lake, also identified as Tax Parcel 06836-004-000; and is hereby approved and
15 adopted for that certain area as more specifically described in the Urban Services Report.

16 **Section 2.** The City Manager is directed to file a copy of this Ordinance and the
17 accompanying Urban Services Report with the Board of County Commissioners of Alachua County
18 and to commence the annexation of the area defined in the Urban Services Report. The City
19 Attorney and Clerk of the Commission are authorized to prepare and advertise the appropriate
20 ordinance(s).

Section 3. If any section, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the validity of the remaining portions of this Ordinance.

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

Section 5. This Ordinance shall become effective immediately upon adoption.

PASSED AND ADOPTED this 13th day of August, 2007.


PEGEEN HANRAHAN,
MAYOR

ATTEST:

APPROVED AS TO FORM AND LEGALITY:

Kurt Lannon,
Clerk of the Commission

Marion J. Radson, City Attorney 08/14/07

This ordinance passed on first reading this 23rd day of July, 2007.

This ordinance passed on second reading this 13th day of August, 2007.