

D R A F T

ORDINANCE NO.: \_\_\_\_\_  
0-07-13

1  
2  
3  
4 An Ordinance of the City of Gainesville, Florida; adopting an Urban  
5 Services Report which sets forth the plans to provide urban services to an  
6 area comprised of City-owned parcels 17752-004-000 and 17731-002-000.  
7 Parcel 17752-004-000 is generally located south of the City limits and Tax  
8 Parcel 17752-001-000, north of Tax Parcel 17729-000-000 and east of NE  
9 39<sup>th</sup> Avenue. Parcel 17731-002-000 is generally located south of the City  
10 limits, west of the City limits, north of Tax Parcel 17732-000-000 and east  
11 of the City limits and Tax Parcels 08180-000-000 and 08178-000-000, as  
12 more specifically described in this report; the area is proposed for  
13 annexation by the City of Gainesville pursuant to Chapter 90-496, Special  
14 Act, Laws of Florida, as amended, known as the Alachua County  
15 Boundary Adjustment Act; providing directions to the City Manager, the  
16 City Attorney and the Clerk of the Commission; providing a repealing  
17 clause; providing a severability clause; and providing an immediate  
18 effective date.

19  
20 **WHEREAS**, Chapter 90-496, Special Act, Laws of Florida, created the "Alachua County  
21 Boundary Adjustment Act" which sets forth procedures for establishing municipal reserve areas and  
22 for adjusting the boundaries of municipalities through annexations; and

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

28 **WHEREAS**, the City of Gainesville is planning to commence the annexation of certain  
29 unincorporated areas, as more specifically described in this Ordinance, that are located within its

D R A F T

1 Reserve Area as defined in the Act and as redesignated by the Board of County Commissioners of  
2 Alachua County; and

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

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

9         **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**  
10 **CITY OF GAINESVILLE, FLORIDA:**

11         **Section 1.** The Urban Services Report, a copy of which is attached as Exhibit "A" and  
12 incorporated herein as if set forth in full, sets forth the plans to provide urban services to an area  
13 comprised of City-owned parcels 17752-004-000 and 17731-002-000. Parcel 17752-004-000 is  
14 generally located south of the City limits and Tax Parcel 17752-001-000, north of Tax Parcel  
15 17729-000-000 and east of NE 39<sup>th</sup> Avenue. Parcel 17731-002-000 is generally located south of  
16 the City limits, west of the City limits, north of Tax Parcel 17732-000-000 and east of the City  
17 limits and Tax Parcels 08180-000-000 and 08178-000-000, as more specifically described in this  
18 report; and is hereby approved and adopted for that certain area as more specifically described in  
19 the Urban Services Report.

20         **Section 2.** The City Manager is directed to file a copy of this Ordinance and the  
21 accompanying Urban Services Report with the Board of County Commissioners of Alachua County

D R A F T

1 and to commence the annexation of the area defined in the Urban Services Report. The City  
2 Attorney and Clerk of the Commission are authorized to prepare and advertise the appropriate  
3 ordinance(s).

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

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

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

10 **PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

11  
12  
13  
14  
15  
16

\_\_\_\_\_  
PEGEEN HANRAHAN,  
MAYOR

17  
18  
19  
20  
21

ATTEST:

APPROVED AS TO FORM AND LEGALITY:

22  
23

\_\_\_\_\_  
Kurt Lannon,  
Clerk of the Commission

\_\_\_\_\_  
Marion J. Radson, City Attorney

24  
25 This ordinance passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2007.

26  
27 This ordinance passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2007.