

ORDINANCE NO. 070640  
0-07-105

An ordinance of the City of Gainesville, Florida, Chapter 9, Elections; amending Section 9-1.1 of the Code of Ordinances to add Precinct Number 48 to Election District No. 3; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

**WHEREAS**, Section 2.02 of the Charter of the City of Gainesville provides that the City Commission shall, by ordinance, adjust the boundary lines of the election districts by ordinance whenever, in its judgment, the districts are not ratably or equally proportioned in accordance with the federal and state Constitutions, and not less frequently than within the second year following each decennial census; and

**WHEREAS**, the City of Gainesville has annexed certain real properties into the City thereby expanding its boundaries and requiring the addition of Precinct 48 into Election District No. 3; and

**WHEREAS**, at least 10 days notice has been given by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a Public Hearing in the Auditorium of City Hall in the City of Gainesville; and

**WHEREAS**, the Public Hearings were held pursuant to the published notice described at which hearings the parties in interest and all others had an opportunity to be and were, in fact, heard;

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

**Section 1.** Section 9-1.1 of the Code of Ordinances of the City of Gainesville is amended to read as follows:

**Sec. 9-1.1. Election districts.**

(a) In accordance with section 2.02 of the Charter of the city, the following election districts are hereby established for the purpose of representation upon and election of four members to the city commission:

District No. 1

District No. 1 shall be comprised of the following precincts: Precinct Nos. 13, 16, 19, 25, 28, 29, 33, and 55.

District No. 2

District No. 2 shall be comprised of the following precincts: Precinct Nos. 12, 17, 21, 37, 38, 45, 57, 58, 61 and 64.

District No. 3

District No. 3 shall be comprised of the following precincts: Precinct Nos. 4, 24, 26, 32, 40, 44, 48 and 54.

District No. 4

District No. 4 shall be comprised of the following precincts: Precinct Nos. 5, 7, 23, 27, 31, and 59.

A map identifying the election districts is attached to the ordinance as Exhibit A for illustrative purposes only and is on file in the office of the clerk of the commission.

(b) As used in this section, the term “precincts” means the county election precincts of Alachua County, Florida, as established by the board of county commissioners and approved by the supervisor of elections. The boundaries of said precincts are the boundaries as they exist on the effective date of the ordinance from which this section derives or any amendatory ordinance, but only to the extent that they are located within the corporate limits of the city.

**Section 2.** The City Commission hereby finds and determines that the election districts

1 established herein are ratably or equally proportioned as is practicable in accordance with the  
2 Constitutions of the United States and of the State of Florida.

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

7 **Section 4.** If any word, phrase, clause, paragraph, section or provision of this ordinance  
8 or the application hereof to any person or circumstance is held invalid or unconstitutional, such  
9 finding shall not affect the other provisions or applications of the ordinance which can be given  
10 effect without the valid or unconstitutional provisions or application, and to this end the  
11 provisions of this ordinance are declared severable.

12 **Section 5.** All ordinances or parts of ordinances in conflict herewith are to the extent of  
13 such conflict hereby repealed.


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

15 **PASSED AND ADOPTED** this 10th day of December, 2007.

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20 ~~PE~~EGEEN HANRAHAN  
21 MAYOR

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23 ATTEST:

Approved as to form and legality

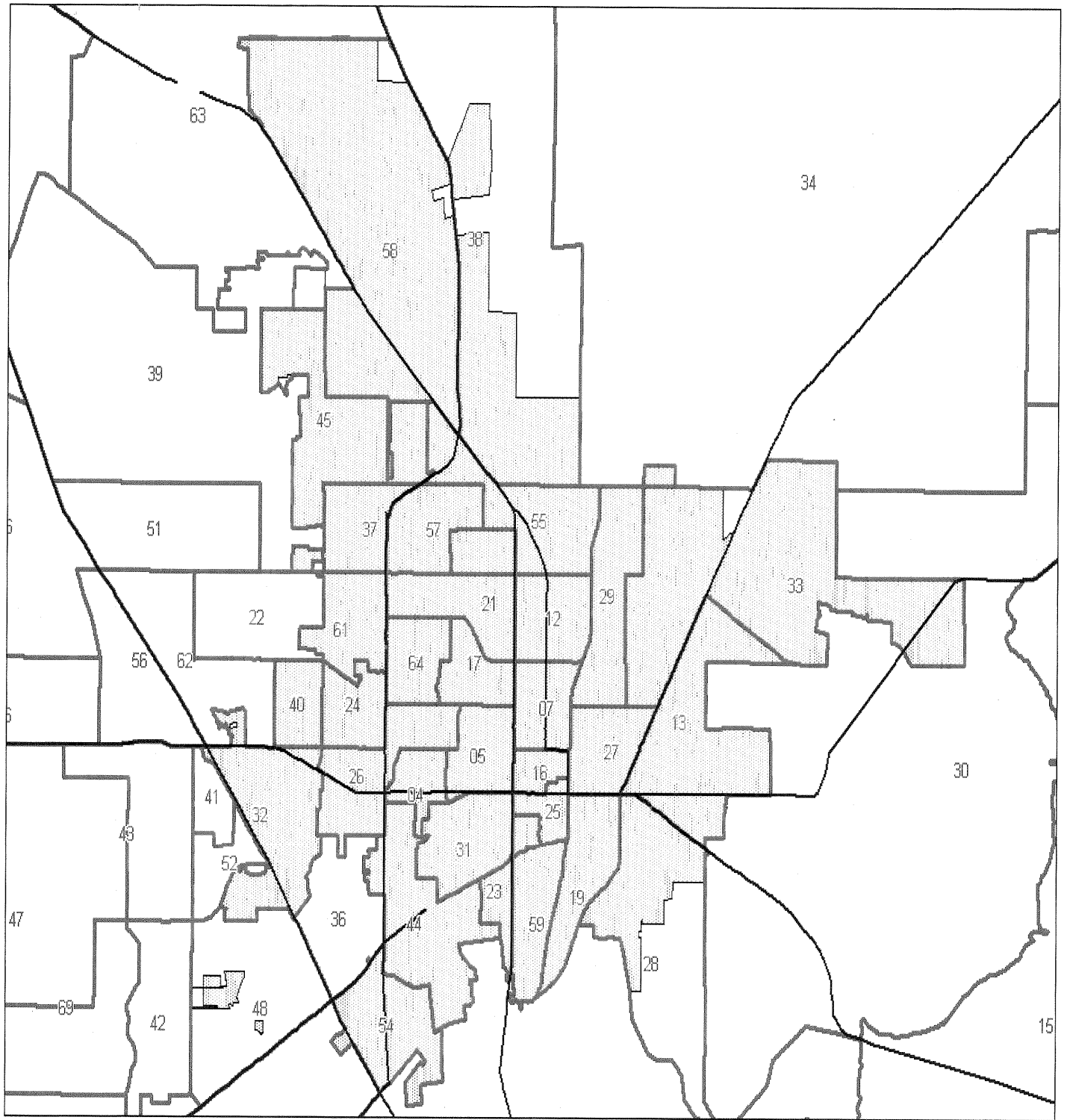
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27 KURT M. LANNON  
28 CLERK OF THE COMMISSION

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30 MARION J. RADSON  
CITY ATTORNEY

DEC 11 2007

This Ordinance passed on first reading this 26th day of November, 2007.

This Ordinance passed on second reading this 10th day of December, 2007.



**EXHIBIT A**