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4/30/2007

ORDINANCE NO. _____
0-07-33

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4 **An ordinance of the City of Gainesville, Florida, amending the Zoning**
5 **Map Atlas and rezoning certain property within the City, as more**
6 **specifically described in this Ordinance, from “Planned Development**
7 **District” to “Urban Mixed Use 2 (UMU-2)”;** located in the vicinity of
8 **727 SW 4th Avenue; providing a severability clause; providing a**
9 **repealing clause; and providing an immediate effective date.**

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12 **WHEREAS,** publication of notice of a public hearing was given that the Zoning Map
13 Atlas be amended by rezoning certain property within the City from the zoning category of
14 “Planned Development District” to “Urban Mixed Use 2 (UMU-2)”; and

15 **WHEREAS,** notice was given and publication made as required by law and a public
16 hearing was held by the City Plan Board on April 19, 2007; and

17 **WHEREAS,** the City Commission finds that the rezoning of the property described herein
18 will be consistent with the City of Gainesville 2000-2010 Comprehensive Plan; and

19 **WHEREAS,** at least ten (10) days notice has been given of the public hearing once by
20 publication in a newspaper of general circulation notifying the public of this proposed ordinance
21 and of a public hearing in the City Commission meeting room, First Floor, City Hall, in the City of
22 Gainesville; and

23 **WHEREAS,** pursuant to law, notice has also been given by mail to the owner whose
24 property will be regulated by the adoption of this Ordinance, at least thirty days prior to the date
25 set for a public hearing on this ordinance; and

26 **WHEREAS,** the public hearing was held pursuant to the published and mailed notice

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1 described above at which hearing the parties in interest and all others had an opportunity to be
2 and were, in fact, heard.

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

5 **Section 1.** The Zoning Map Atlas of the City of Gainesville is amended by rezoning the
6 following described property from the zoning category of "Planned Development District" to
7 "Urban Mixed Use 2 (UMU-2)":

8 See Legal Description attached hereto as Exhibit "A", and made a part hereof
9 as if set forth in full.

10 **Section 2.** The City Manager is authorized and directed to make the necessary changes in
11 the Zoning Map to comply with this Ordinance.

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

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

17 **Section 5.** This ordinance shall become effective immediately upon final adoption.

18 **PASSED AND ADOPTED** this _____ day of _____.

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Pegeen Hanrahan, Mayor

ATTEST:

Approved as to form and legality:

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4/30/2007

1 _____ By: _____
2 KURT LANNON, MARION J. RADSON, CITY ATTORNEY
3 CLERK OF THE COMMISSION
4

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6 This ordinance passed this day of .
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8 H:\Marion Radson\Planning\1ZON-07PB pet.DOC

Petition 1ZON-07 PB
Legislative Matter No. 061121

LEGAL DESCRIPTION

The West one-half (1/2) of Lot 4 of O.A. Porter's Addition to Gainesville, as per Plat as recorded in Plat Book "A", page 43 of the Public Records of Alachua County, Florida.

EXHIBIT "A"