



1           **Section 1.** Section 4 of Ordinance No. 090537 is amended as follows:

2           The underlying City of Gainesville land use categories of Commercial (C), Office (O), Mixed-Use  
3           Medium (MU-M) and Residential Medium Density (RM) on the property as described in Section 1  
4           of this ordinance are neither abandoned nor repealed; such categories are inapplicable as long as the  
5           property is rezoned to “Planned Development” (PD) zoning district, ~~within 12 months of the~~  
6           ~~effective date of this Comprehensive Plan Amendment~~ on or before January 19, 2012. In the event,  
7           however, the property described in Section 1 of this Ordinance is not rezoned by ordinance to  
8           “Planned Development” (PD) within that timeframe, then the overlay Planned Use District  
9           Category and its policies as imposed by Sections 2 and 3 of this Ordinance shall automatically be  
10          null and void and of no further force and effect and the overlay land use category shall be  
11          ministerially removed from the Future Land Use Map, leaving the underlying land use categories  
12          specified in Section 1 in place. The timely filing of an extension application by the owner to extend  
13          the aforesaid ~~12-month period~~ timeframe shall toll the expiration date until final City Commission  
14          action on the extension application.

15          **Section 2.** Except as expressly amended by this ordinance, the remaining provisions of  
16          Ordinance No. 090537 shall remain in full force and effect.

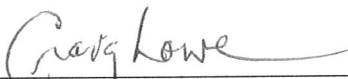
17          **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance  
18          or the application hereof to any person or circumstance is held invalid or unconstitutional, such  
19          finding shall not affect the other provisions or applications of the ordinance which can be given  
20          effect without the invalid or unconstitutional provisions or application, and to this end the  
21          provisions of this ordinance are declared severable.

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

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

4           **PASSED AND ADOPTED** this 1st day of December, 2011.

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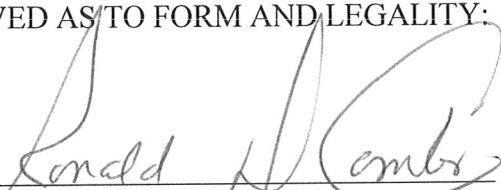
  
\_\_\_\_\_  
Craig Lowe  
Mayor

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11 ATTEST:

APPROVED AS TO FORM AND LEGALITY:

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Kurt Lannon  
Clerk of the Commission

  
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Marion J. Radson  
City Attorney

DEC - 1 2011

This ordinance passed on first reading this 17<sup>th</sup> day of November, 2011.

This ordinance passed on second reading this 1st day of December, 2011.

CODE: Words ~~stricken~~ are deletions; words underlined are additions.