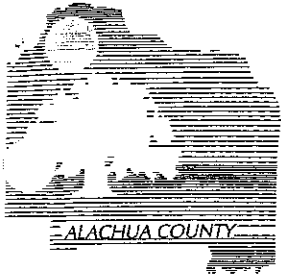


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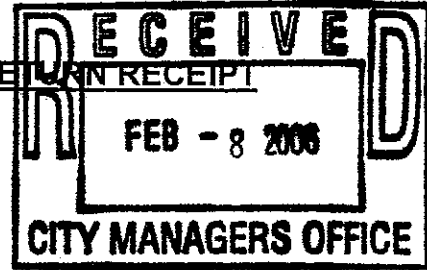
Alachua County Board of County Commissioners

Lee Pinkoson, *Chair*
Paula M. DeLaney, *Vice Chair*
Mike Byerly
Cynthia Moore Chestnut
Rodney J. Long

Administration
Randall H. Reid
County Manager



VIA CERTIFIED MAIL - RETURN RECEIPT



February 6, 2006

Mr. Russ Blackburn, City Manager
City of Gainesville
P.O. Box 490, Station 6
Gainesville, Florida 32602

RE: Approved Interlocal Agreement for the Update of the Boundary Adjustment Act.

Dear Mr. Blackburn:

On January 10, 2006, the Alachua County Board of County Commissioners approved the updated Reserve Areas, Extra-Territorial Areas and Statements of Services for each of the municipalities as part of the Five -Year Update of the Boundary Adjustment Act. Additionally, the County Commission also approved the attached Interlocal Agreement concerning the Reserve Areas and Extra-Territorial Areas.

This Agreement sets forth the criteria under which a municipality may expand their Reserve Area into an Extra-Territorial Area; and/or the criteria for the expansion of a community's Reserve Area into the ETA of another municipality. Please note that all of this criterion in this Agreement is completely consistent with the existing criteria already contained in the BAA.

Therefore, we would like to respectfully request that you schedule the attached Interlocal Agreement for the review and approval of your City Commission. Following their review and approval, please have your city officials sign Page 5 of the Agreement and return this original copy of the Agreement to me at:

Mark Hill, Assistant County Manager
12 Southeast 1st Street, 2nd Floor
P.O. Box 2877
Gainesville, Florida 32602-2877

Please Note: Once we have received this original copy of the Agreement back from you, it will be recorded and copies of the recorded Agreement will be sent to you for your files.

P.O. Box 2877 ■ Gainesville, Florida 32602-2877 ■ Tel. (352) 374-5210 ■ Fax (352) 338-7363
1-800-491-4496 (toll free) ■ Suncom 651-5210 ■ TDD (352) 491-4430
Commissioners' E-Mail: bocc@co.alachua.fl.us ■ Home Page: www.co.alachua.fl.us

An Equal Opportunity Employer M.F.V.D.



As always, we greatly appreciate your cooperation and assistance. Please do not hesitate to contact me at (352) 384-3078 or at mhill@alachua.fl.us if you have any questions or require additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark J. Hill". The signature is fluid and cursive, with the first name "Mark" being the most prominent.

Mark J. Hill, AICP
Assistant County Manager

Attachment

xc: Randall H. Reid, County Manager
David W. Wagner, County Attorney
Members of the Alachua County Annexation Team

**ORIGINAL COPY
OF THE APPROVED INTERLOCAL AGREEMENT**

PLEASE RETURN TO MARK HILL AT:

**MARK HILL, ASSISTANT COUNTY MANAGER
12 SOUTHEAST 1ST STREET, 2ND FLOOR
P.O. BOX 2877
GAINESVILLE, FLORIDA 32602 - 2877**

**RETURN ORIGINAL AGREEMENT WITH ALL
SIGNATURES**

**A RECORDED COPY OF THE AGREEMENT WILL BE
SENT TO YOU.**

THANK YOU

**INTERLOCAL AGREEMENT BETWEEN ALACHUA COUNTY AND
THE CITY OF GAINESVILLE ON
URBAN RESERVE AND EXTRA-TERRITORIAL AREAS**

THIS INTERLOCAL AGREEMENT, entered into this 10th day of January, 2006, between Alachua County, a Charter County and a political subdivision of the State of Florida, by and through its Board of County Commissioners, hereinafter referred to as "Alachua County," and the City of Gainesville, a municipal corporation of the State of Florida, by and through its City Commission.

WITNESSETH:

WHEREAS, Alachua County and the City of Gainesville desire to enter into an Interlocal Agreement to define the purpose and nature of Extra-Territorial Areas; and,

WHEREAS, Alachua County and the City of Gainesville are authorized to enter into an Interlocal Agreement pursuant to the authority granted in their respective charters and Section 163.01, Florida Statutes; and

WHEREAS, the Special Act of the State Legislature adopted for Alachua County by the Laws of Florida, ch. 90 – 496, as amended, and contained in Chapter 225 of the Alachua County Code known as the Alachua County Boundary Adjustment Act (BAA), sets forth the procedures for establishing municipal reserve areas; and

WHEREAS, such municipal reserve areas are the areas designated in accordance with the BAA as areas reserved for annexation by the municipality pursuant to the procedures set forth in the BAA; and

WHEREAS, a reserve area for the City of Gainesville was designated in the original implementation of the BAA in 1991, and then again in the update of the reserve areas and statements of services under the BAA in 1998; and

WHEREAS, the County Commission and the City of Gainesville shall, pursuant to Section 225.05 (7) of the BAA, adopt a position statement as part of the designation and/or update of the reserve area, including its statement pursuant to Section 225.05(7) (d) on any other matters related to the reserve area designation on which there is agreement; and

WHEREAS, Alachua County and the City of Gainesville agree that even though the BAA does not specifically recognize ETAs, it is beneficial and desirable to establish ETAs for the purposes of joint planning in unincorporated areas designated as ETAs;

NOW, THEREFORE, in consideration of the mutual covenants contained herein, and pursuant to Section 163.01, et. seq., Florida Statutes (the "Florida Interlocal Cooperation Act of 1969") and Section 225.05 (7) (d) of the BAA, the parties hereto agree as follows:

1. Designation of Reserve Areas (RA). Alachua County and the City of Gainesville agree that the areas designated as Reserve Areas for the municipalities, as identified in the map marked as Exhibit A, meet the requirements for the designation of Reserve Areas contained in the BAA.

2. Designation of Extra-Territorial Areas (ETA). Alachua County and the City of Gainesville agree that the areas designated as Extra-Territorial Areas for the municipalities, also identified in the map marked as Exhibit A, will be the Extra-Territorial Areas for the cities of Alachua, Archer, Hawthorne, High Springs, LaCrosse, Micanopy, Newberry and Waldo for the purpose of joint planning in these areas.

3. ETAs and Future Updates of Reserve Areas. Nothing in this agreement shall be construed to require that the County include any part or all of an ETA in an expanded reserve area for the cities of Alachua, Archer, Hawthorne, High Springs, LaCrosse, Micanopy, Newberry and Waldo as part of their next five year update under

the BAA; unless the County finds that such inclusion within the reserve area meets the criteria under Section 225.06; nor shall it be construed to preclude consideration of the inclusion of all or part of an area within a municipality's ETA within the reserve area of another municipality, including the City of Gainesville, as part of the next update if that municipality demonstrates and the County finds that inclusion within its reserve area meets the criteria under Section 225.06. In no case may an annexation occur within a designated ETA or other area that is not part of the reserve area.

4. Notification Requirements. Alachua County and the City of Gainesville agree that any changes by Alachua County in the county land use plan, zoning designations or in development regulations controlling development within the Reserve Area or within the ETA will be submitted to the City of Gainesville for their review and comment prior to being heard by the Alachua County Planning Commission or the Board of County Commissioners. Any comments received from the City of Gainesville will be included in the information presented to the Planning Commission or the Board of County Commissioners as part of the petition to change the land use or development regulations.

5. Term. This Agreement shall commence when executed by both parties and shall continue through and terminate with the completion of the next five year update of Reserve Areas under the BAA, unless the parties amend the agreement to extend the term.

6. Amendments. All amendments to this Interlocal Agreement will require approval of both parties hereto.

7. Counterparts. This Agreement may be executed in counterparts and each fully executed counterpart shall be deemed an original instrument.

8. Entire Agreement. This Agreement is the entire agreement between the parties and all understandings and agreements are incorporated in this Agreement. This Agreement supersedes any prior agreements between the parties relating to ETAs.

9. Recording. The County, upon the execution of this Agreement by both parties hereto, shall record this Interlocal Agreement in the public records of Alachua County, Florida.

IN WITNESS WHEREOF, the parties hereto have caused this Interlocal Agreement to be executed by their duly authorized officials on the day and year first above-written.

ALACHUA COUNTY, FLORIDA

By: Lee Pinkoson
Lee Pinkoson, Chair
Board of County Commissioners

ATTEST:
J. K. "Buddy" Irby
J. K. "Buddy" Irby, Clerk
(SEAL)

APPROVED AS TO FORM
David Schwab
Alachua County Attorney

MUNICIPALITY

By: _____
Pegeen Hanrahan, Mayor

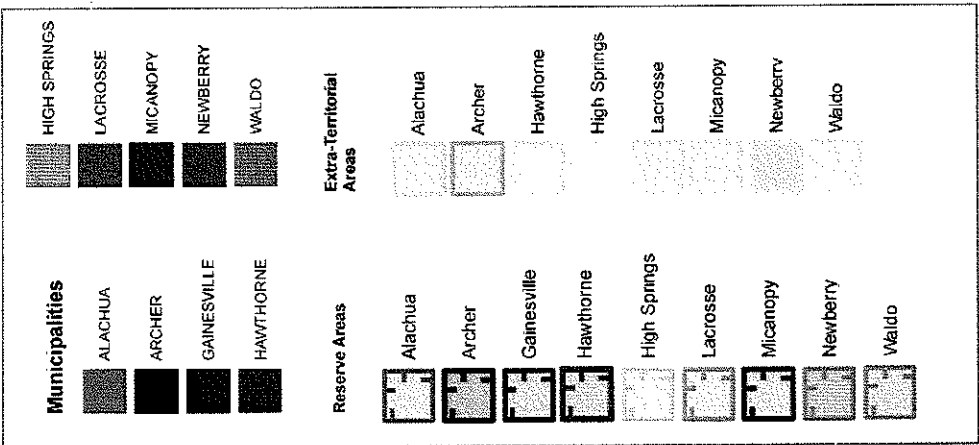
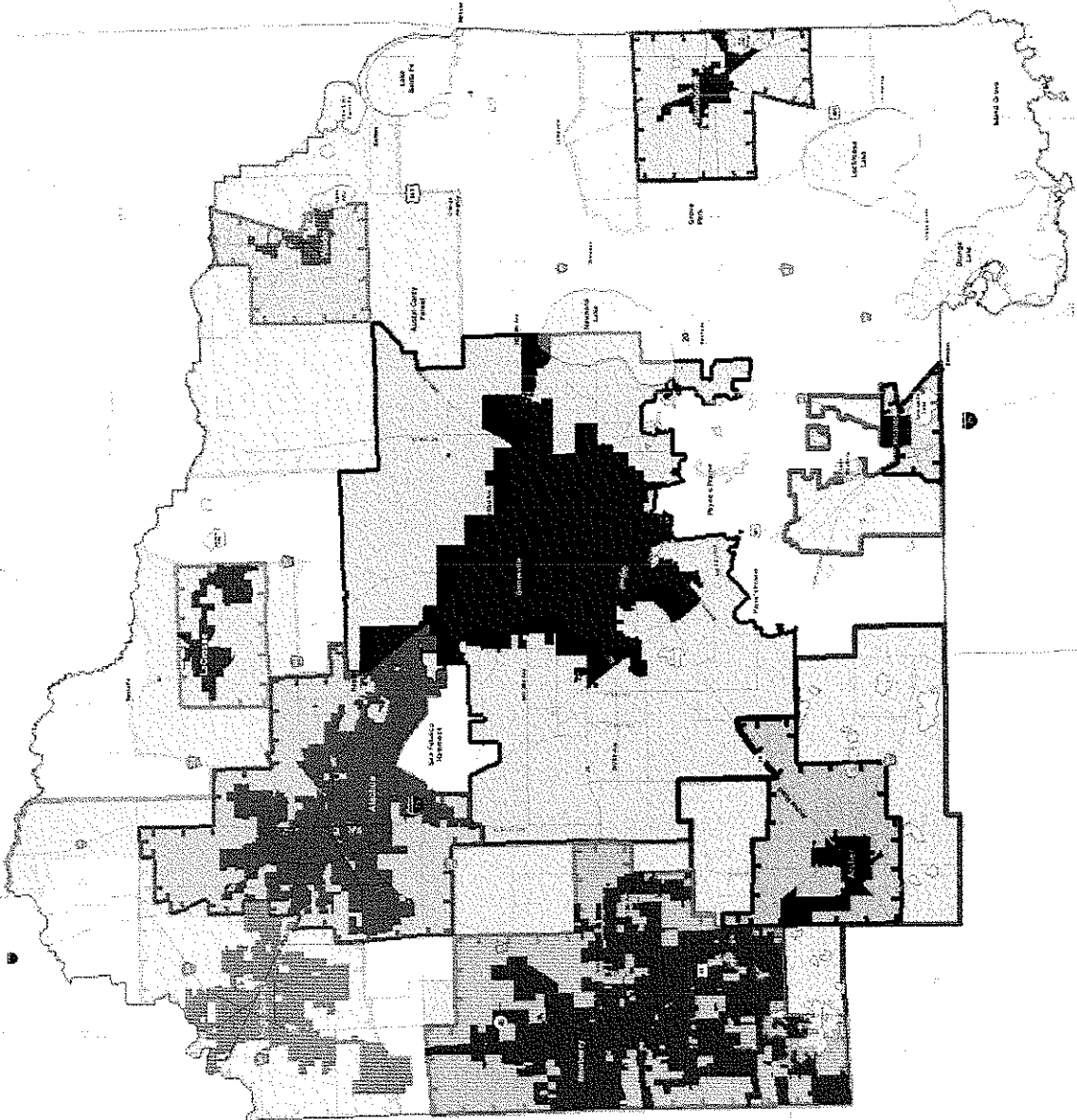
ATTEST:

City Clerk
(SEAL)

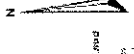
APPROVED AS TO FORM
By: _____
City Attorney

RESERVE AREAS AND EXTRA-TERRITORIAL AREAS

Designated by Alachua County Commission January 10, 2006
By Resolutions 06-04 through 06-12



Prepared by:
Alachua County Government
Department of Growth Management
10 SW 7th Avenue
Gainesville, FL 32601
352-371-5219
<http://growthmanagement.alachua.fl.us/>



Plan Size: 36" x 30"
Date of Production: 01/12/2006
File Name: M:\Information Systems\GIS\MapServer\BACC_Approved_011005_Reserve_Areas.mxd
BACC_Approved_011005_Reserve_Areas.mxd