

CITY OF GAINESVILLE
Office of the City Attorney

980272
MEMORANDUM

Box No. 46
334-5011 / Fax 334-2229

TO: Mayor and City Commission
FROM: Marion J. Radson, City Attorney

DATE: December 14, 1998
CITY ATTORNEY
FIRST READING

SUBJECT: Ordinance No. 0-99-04, Petition No. 152ZON-98PB
An Ordinance of the City of Gainesville, Florida, amending the Zoning Map Atlas and rezoning certain lands within the City from "RSF-1: 3.5 units/acre single-family residential district" to "OF: General office district"; in the vicinity of 1605 and 1617 N.W. 16th Avenue; providing a severability clause; providing a repealing clause; and providing an effective date.

Recommendation: The City Commission adopt the proposed ordinance.

The above-referenced ordinance has been prepared pursuant to City Commission action authorizing the City Attorney's Office to prepare the appropriate ordinance rezoning certain property within the City of Gainesville.

Prepared and
Submitted by:



Marion J. Radson
City Attorney

MJR/afm

152ZON.CVR

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

WHEREAS, public hearings were held pursuant to the published and mailed notices 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. The following described property is rezoned and changed from the zoning category of "RSF-1: 3.5 units/acre single-family residential district" to "OF: General office district";

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

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

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

Section 4. All ordinances, or parts of ordinances, in

LEGAL DESCRIPTION

Petitions 151LUC-98 PB and 152ZON-98 PB
Legislative Matter Nos. 980271 and 980272

Tax Parcel No. 09246-006-000, described as:

Commence at the Northeast corner of the Southeast Quarter (SE 1/4) of Section Thirty-one (31), Township Nine (9) South, Range Twenty (20) East, and run West 1150 feet, thence run South 15 feet to the point of beginning, thence run West 150 feet, thence run South 155 feet, thence run East 150 feet, thence run North 155 feet to the point of beginning. LESS Right of Way as per Deed Book 295, page 493 of the Public Records of Alachua County, Florida.

Tax Parcel No. 09246-007-000, described as:

Commence at the NE corner of the SE 1/4 of Section 31, Township 9 South, Range 20 East and run West 1000 feet, thence South 15 feet to Point of Beginning; thence run West 150 feet; South 155 Feet; East 150 feet; North 155 feet to Point of Beginning. LESS land deeded to State of Florida, being that part of NE 1/4 of Section 31, Township 9 South, Range 20 East bordering on Michigan Avenue described as follows: Commencing at the Northeast corner of the SE 1/4 of Section 31, Township 9 South, Range 20 East, run West 1000 feet; thence South 15 feet to Point of Beginning; thence run West 150 feet; thence South 155 feet; thence East 150 feet; thence North 155 feet to Point of Beginning.

Lying within 50 feet of the survey line of Michigan Avenue extension as surveyed and located by the State Road Department and shown on Official map title Section 2600-104; said survey line being described as passing over and across said Section 31 as follows: Beginning on the West boundary of Section 31, Township 9 South, Range 20 East at a point 2651.6 feet North from a marble monument locating the Southwest corner of said Section 31; thence run South 89 degrees 42' 43" East 5274.94 feet to the East boundary of said Section 31 at a point 2620.4 feet South from a R.R. Spike locating the Northeast corner of said Section 31; exclusive of area in existing road right-of-way.

