

**LEGISLATIVE #**

**180614A**

1  
2  
3 **ORDINANCE NO. 180614**

4 **An ordinance of the City of Gainesville, Florida, annexing approximately 20.74**  
5 **acres of privately-owned property that is generally located south and west of**  
6 **Sugarfoot Oaks Subdivision, north of SW 20<sup>th</sup> Avenue, and east of parcel**  
7 **number 06677-003-000, as more specifically described in this ordinance, as**  
8 **petitioned for by the property owner(s) pursuant to Chapter 171, Florida**  
9 **Statutes; making certain findings; providing for inclusion of the property in**  
10 **Appendix I of the City Charter; providing for land use plan, zoning, and**  
11 **subdivision regulations, and enforcement of same; providing for persons**  
12 **engaged in any occupation, business, trade, or profession; providing directions**  
13 **to the Clerk of the Commission; providing a severability clause; providing a**  
14 **repealing clause; and providing an immediate effective date.**

15 **WHEREAS**, the Municipal Annexation or Contraction Act, Chapter 171, Florida Statutes, (the  
16 “Act”), sets forth criteria and procedures for adjusting the boundaries of municipalities through  
17 annexations or contractions of corporate limits; and

18 **WHEREAS**, on January 3, 2019, the City Commission of the City of Gainesville received petitions for  
19 voluntary annexation of real property located in the unincorporated area of Alachua County, as  
20 more specifically described in this ordinance, and determined that the petitions included the  
21 signatures of all owners of property in the area proposed to be annexed; and

22 **WHEREAS**, the subject property meets the criteria for annexation under the Act; and

23 **WHEREAS**, the City has provided all notices required pursuant to the Act, including: 1) notice that  
24 has been published in a newspaper of general circulation at least once a week for two consecutive  
25 weeks prior to first reading, and which notice gives: a) the ordinance number, b) a brief, general  
26 description of the area proposed to be annexed together with a map clearly showing the area, and  
27 c) a statement that the ordinance and a complete legal description by metes and bounds of the  
28 annexation area can be obtained from the office of the Clerk of the Commission; and 2) not fewer  
29 than ten calendar days prior to publishing the newspaper notice, the City Commission has

1 provided a copy of the notice, via certified mail, to the Alachua County Board of County  
2 Commissioners; and

3 **WHEREAS**, public hearings were held pursuant to the notice described above during which the  
4 parties in interest and all others had an opportunity to be and were, in fact, heard.

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

7 **SECTION 1.** The City Commission finds that the property described in Section 2 of this ordinance is  
8 reasonably compact and contiguous to the present corporate limits of the City of Gainesville and  
9 that no part of the subject property is within the boundary of another municipality or outside of  
10 the county in which the City of Gainesville lies. The City Commission finds that annexing the  
11 subject property into the corporate limits of the City of Gainesville does not create an enclave of  
12 unincorporated property.

13 **SECTION 2.** The property described in **Exhibit A**, which is attached hereto and made a part hereof  
14 as if set forth in full, is annexed and incorporated within the corporate limits of the City of  
15 Gainesville, Florida.

16 **SECTION 3.** The corporate limits of the City of Gainesville, Florida, as set forth in Appendix I,  
17 Charter Laws of the City of Gainesville, are amended and revised to include the property described  
18 in Section 2 of this ordinance.

19 **SECTION 4.** In accordance with Section 171.062, Florida Statutes, the Alachua County land use  
20 plan and zoning or subdivision regulations will remain in full force and effect in the property  
21 described in Section 2 of this ordinance until the City adopts a comprehensive plan amendment  
22 that includes the annexed area. The City of Gainesville will have jurisdiction to enforce the

1 Alachua County land use plan and zoning or subdivision regulations through the City of  
2 Gainesville’s code enforcement and civil citation processes.

3 **SECTION 5.** (a) All persons who are, as of the effective date of this ordinance, lawfully engaged in  
4 any occupation, business, trade, or profession within the property area described in Section 2 of  
5 this ordinance will have the right to continue such occupation, business, trade, or profession, but  
6 shall obtain a business tax receipt from the City of Gainesville for the term commencing on  
7 October 1, 2019, which tax receipt will be issued upon payment of the appropriate fee in  
8 accordance with the Gainesville Code of Ordinances in effect on October 1, 2019.

9 (b) All persons who are, as of the effective date of this ordinance, lawfully engaged in any  
10 construction trade, occupation, or business within the property area described in Section 2 of this  
11 ordinance and who possess a valid certificate of competency issued by Alachua County will have  
12 the right to continue the construction trade, occupation, or business within the entire corporate  
13 limits of the City of Gainesville, including the subject area, subject to the terms, conditions, and  
14 limitations imposed on the certificate by Alachua County, and provided that such persons register  
15 the certificate with the Building Inspections Division of the City of Gainesville and the Department  
16 of Business and Professional Regulation of the State of Florida, if applicable, on or before 4:00 p.m.  
17 of the effective date of this ordinance.

18 **SECTION 6.** The Clerk of the Commission is directed to submit a certified copy of this ordinance to  
19 the following parties within seven calendar days after the adoption of this ordinance: 1) the Florida  
20 Department of State; 2) the Clerk of the Circuit Court of the Eighth Judicial Circuit in and for  
21 Alachua County, Florida; and 3) the Chief Administrative Officer of Alachua County.

1 **SECTION 7.** If any word, phrase, clause, paragraph, section, or provision of this ordinance or the  
2 application hereof to any person or circumstance is held invalid or unconstitutional, such  
3 finding will not affect the other provisions or applications of this ordinance that can be given  
4 effect without the invalid or unconstitutional provision or application, and to this end the  
5 provisions of this ordinance are declared severable.

6 **SECTION 8.** All other ordinances or parts of ordinances in conflict herewith are to the extent of  
7 such conflict hereby repealed.

8 **SECTION 9.** This ordinance will become effective immediately upon adoption.

9 **PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

10  
11  
12  
13  
14  
15  
16  
17  
18  
19

\_\_\_\_\_  
LAUREN POE  
MAYOR

Attest:

Approved as to form and legality:

20 \_\_\_\_\_  
21 OMICHELE D. GAINNEY  
22 CLERK OF THE COMMISSION

\_\_\_\_\_  
NICOLLE M. SHALLEY  
CITY ATTORNEY

23  
24  
25  
26  
27

This ordinance passed on first reading this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

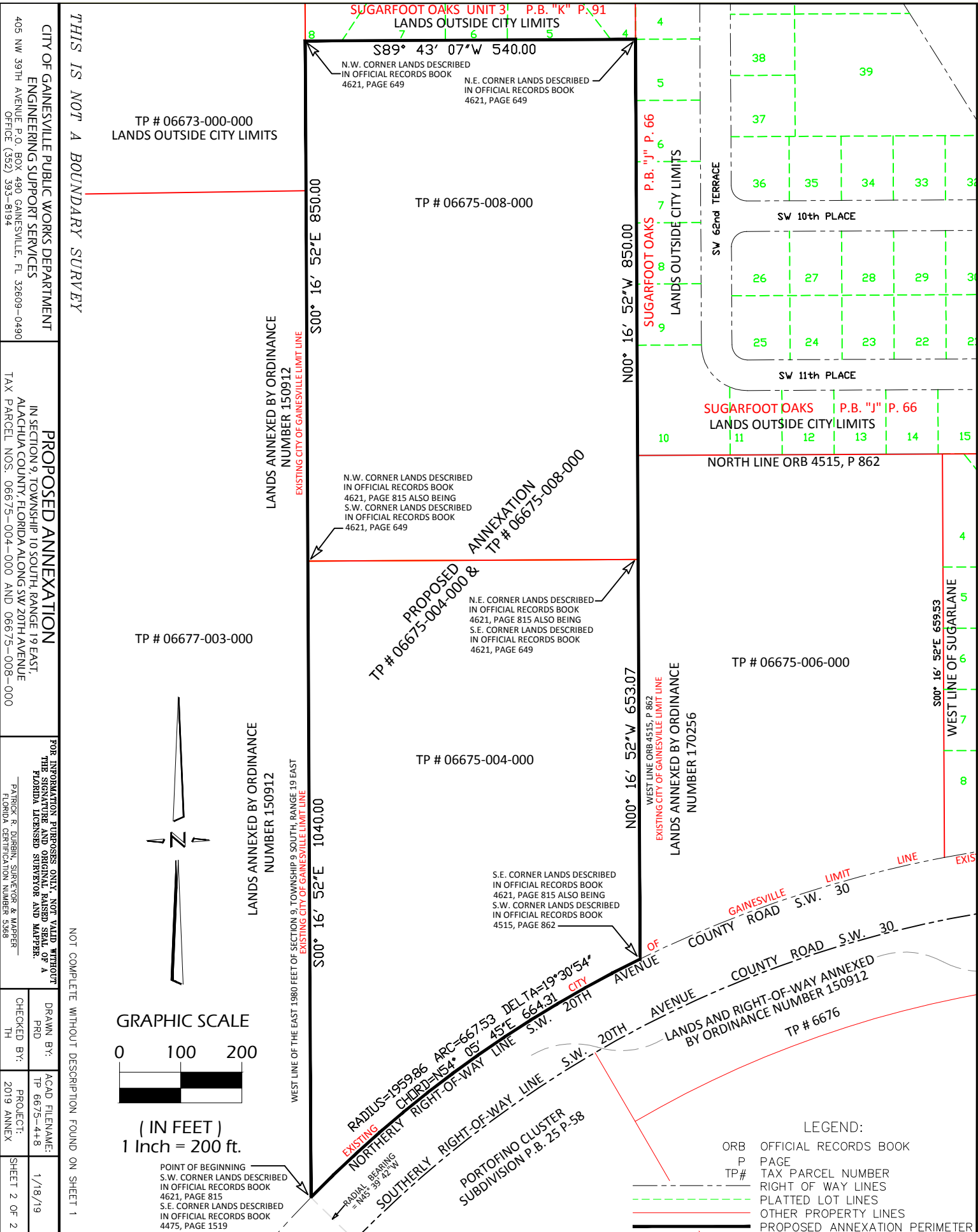
This ordinance passed on second reading this \_\_\_\_\_ day of \_\_\_\_\_, 2019.

**ANNEXATION DESCRIPTION FOR TAX PARCEL NUMBERS 06675-004-000 AND  
06675-008-000 NORTH OF SW 20<sup>TH</sup> AVE. AND WEST OF INTERSTATE 75**

A TRACT OF LAND LYING IN SECTION 9, TOWNSHIP 10 SOUTH, RANGE 19 EAST, ALACHUA COUNTY FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT A POINT ON THE EXISTING CITY OF GAINESVILLE LIMIT LINE AS PER ORDINANCE NUMBER 150912, SAID POINT ALSO BEING SOUTHEAST CORNER OF THAT PARCEL OF LAND DESCRIBED IN OFFICIAL RECORDS BOOK 4475, PAGE 1519 (HEREAFTER ABBREVIATED ORB/P) OF THE PUBLIC RECORDS OF ALACHUA COUNTY, FLORIDA (HEREAFTER ABBREVIATED PRACF), THE SOUTHWEST CORNER OF THAT PARCEL OF LAND DESCRIBED IN ORB 4621, P 815 AND THE POINT OF INTERSECTION OF THE WEST LINE OF THE EAST 1980 FEET OF SAID SECTION 9 AND THE NORTHERLY RIGHT-OF-WAY LINE OF S.W. 20TH AVENUE, ALSO BEING COUNTY ROAD SW 30 AND BEING A POINT ON A CURVE CONCAVE SOUTHEASTERLY WITH A RADIAL BEARING OF N 45°39'42" W, HAVING A RADIUS OF 1959.86 FEET, AND BEING SUBTENDED BY A CHORD BEARING AND DISTANCE OF N 54°05'45" E, 664.31 FEET; THENCE NORTHEASTERLY ALONG SAID EXISTING CITY LIMIT LINE, NORTHERLY RIGHT-OF-WAY LINE AND CURVE AN ARC DISTANCE OF 667.53 FEET THROUGH A CENTRAL ANGLE OF 19°30'54" TO THE SOUTHEAST CORNER OF SAID PARCEL OF LAND DESCRIBED IN ORB 4621, P 815 ALSO BEING THE SOUTHWEST CORNER OF THOSE LANDS DESCRIBED IN ORB 4515, P 862 AND A POINT ON THE CITY OF GAINESVILLE LIMIT LINE PER ORDINANCE NUMBER 170256; THENCE LEAVING SAID RIGHT-OF-WAY LINE CONTINUE ALONG THE EXISTING CITY OF GAINESVILLE LIMIT LINE N 00°16'52" W ALONG THE WEST LINE OF SAID LANDS A DISTANCE OF 653.07 FEET TO THE NORTHEAST CORNER OF SAID LAND DESCRIBED IN ORB 4621, P 815 ALSO BEING THE SOUTHEAST CORNER OF LAND DESCRIBED IN ORB 4621 P 649; THENCE CONTINUE N 00°16'52" W ALONG THE EAST LINE OF SAID LANDS A DISTANCE OF 850.00 FEET TO THE NORTHEAST CORNER OF SAID LANDS ALSO BEING THE SOUTHEAST CORNER OF SUGARFOOT OAKS UNIT 3 AS PER THE PLAT THEREOF RECORDED IN PLAT BOOK "K", PAGE 91 OF THE PRACF; THENCE S 89°43'07" W, ALONG THE NORTH LINE OF SAID LANDS AND THE SOUTH LINE OF SAID PLAT A DISTANCE OF 540.00 FEET TO THE NORTHWEST CORNER OF SAID LANDS ALSO BEING THE SOUTHWEST CORNER OF SAID PLAT; THENCE S 00°16'52" E ALONG THE WEST LINE OF SAID LANDS A DISTANCE OF 850.00 FEET TO THE SOUTHWEST CORNER OF SAID LANDS ALSO BEING NORTHWEST CORNER OF LAND DESCRIBED IN ORB 4621, P 815; THENCE CONTINUE S 00°16'52" W ALONG THE WEST LINE OF SAID LANDS A DISTANCE OF 1040.00 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINING 903,552 SQUARE FEET OR 20.74 ACRES MORE OR LESS.

SHEET 1 OF 2: NOT COMPLETE WITHOUT SKETCH AND DESCRIPTION FOUND ON SHEET 2



CITY OF GAINESVILLE PUBLIC WORKS DEPARTMENT  
 ENGINEERING SUPPORT SERVICES  
 405 NW 39TH AVENUE P.O. BOX 490 GAINESVILLE, FL 32609-0490  
 OFFICE (352) 393-8194

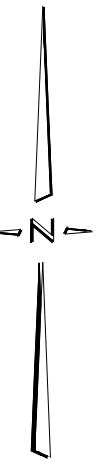
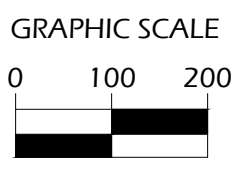
PROPOSED ANNEXATION  
 IN SECTION 9, TOWNSHIP 10 SOUTH, RANGE 19 EAST,  
 ALACHUA COUNTY, FLORIDA ALONG SW 20TH AVENUE  
 TAX PARCEL NOS. 06673-004-000 AND 06675-008-000

FOR INFORMATION PURPOSES ONLY. NOT VALID WITHOUT  
 THE SIGNATURE AND ORIGINAL RAISED SEAL OF A  
 FLORIDA LICENSED SURVEYOR AND MAPPER.  
 PATRICK R. DURBIN, SURVEYOR & MAPPER  
 FLORIDA CERTIFICATION NUMBER 5368

CHECKED BY:	TH	PROJECT:	TP # 6675-4+8 2019 ANNEX
DRAWN BY:	PRD	ACAD FILENAME:	1/18/19
SHEET 2 OF 2			

THIS IS NOT A BOUNDARY SURVEY

NOT COMPLETE WITHOUT DESCRIPTION FOUND ON SHEET 1



TP # 06673-000-000  
 LANDS OUTSIDE CITY LIMITS

TP # 06675-008-000

TP # 06677-003-000

TP # 06675-004-000

TP # 06675-006-000

PROPOSED ANNEXATION  
 TP # 06675-004-000 &  
 TP # 06675-008-000

SUGARFOOT OAKS UNIT 3 P.B. "K" P. 91  
 LANDS OUTSIDE CITY LIMITS

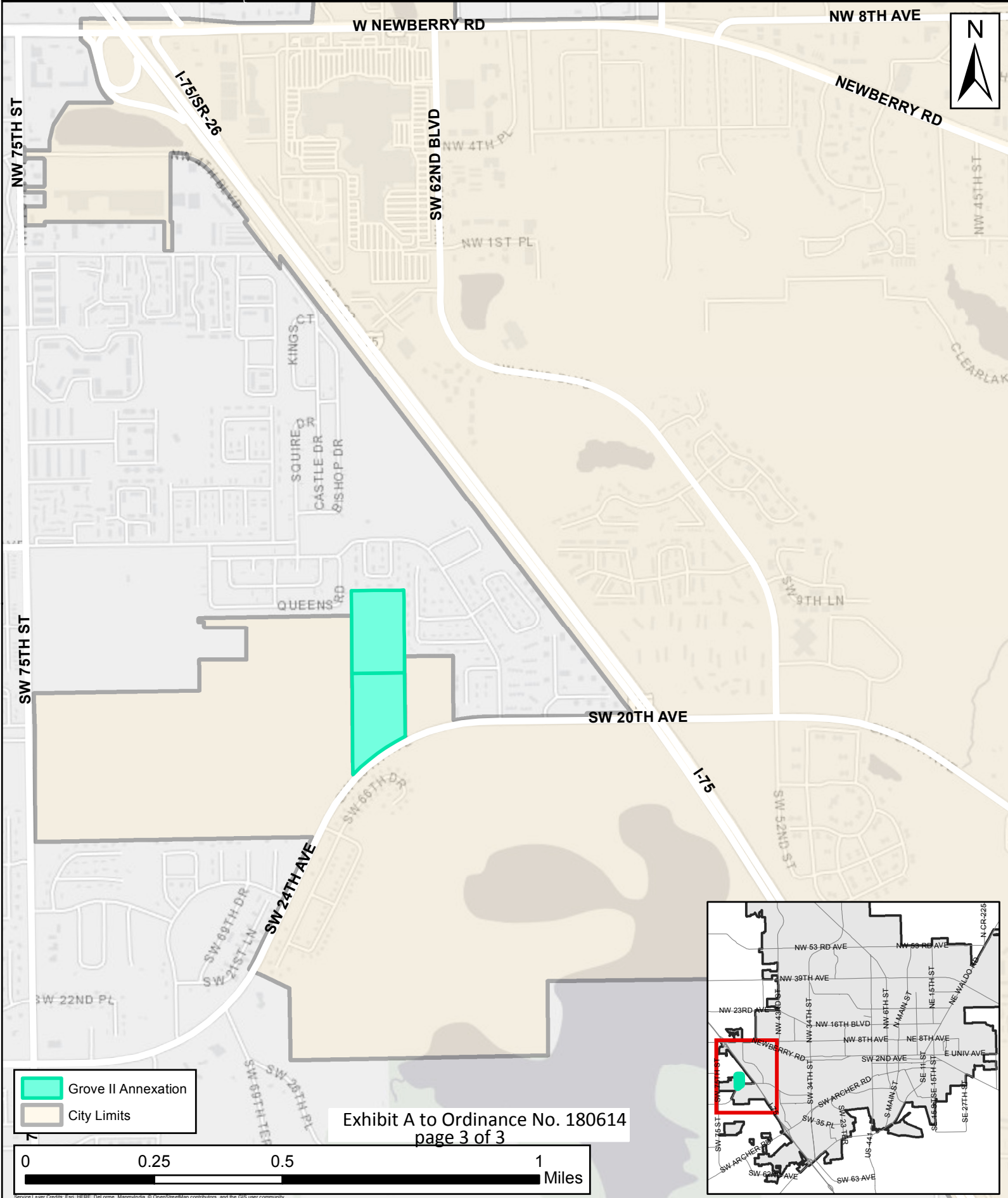
SUGARFOOT OAKS P.B. "J" P. 66  
 LANDS OUTSIDE CITY LIMITS

AVENUE COUNTY ROAD S.W. 30  
 AVENUE COUNTY ROAD S.W. 30  
 LANDS AND RIGHT-OF-WAY ANNEXED  
 BY ORDINANCE NUMBER 150912  
 TP # 6676

- LEGEND:
- ORB OFFICIAL RECORDS BOOK
  - P PAGE
  - TP# TAX PARCEL NUMBER
  - RIGHT OF WAY LINES
  - - - - - PLATTED LOT LINES
  - OTHER PROPERTY LINES
  - PROPOSED ANNEXATION PERIMETER

# Proposed Annexation - Grove II Annexation

Parcels 06675-004-000 & 06675-008-000 | Voluntary Annexation





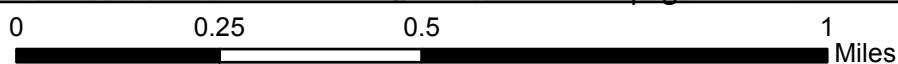
 Grove II Annexation  
 City Limits

Exhibit A to Ordinance No. 180614  
page 3 of 3



Source: Layer Credits: Esri, HERE, DeLorme, MapmyIndia, © OpenStreetMap contributors, and the GIS user community