

ORDINANCE NO. 100760

An Ordinance amending the City of Gainesville 2000-2010 Comprehensive Plan Future Land Use Map; by changing the land use category of certain property, as more specifically described in this ordinance, from the land use category of “Conservation” to “Business Industrial”; consisting of approximately 47.8 acres, located in the vicinity of 3801 Northeast Waldo Road; providing directions to the City Manager and the codifier; providing a severability clause; and providing an effective date.

WHEREAS, publication of notice of a public hearing was given that the Future Land Use Map be amended by changing the land use category of certain property from the land use category of “Conservation” to “Business Industrial”; and

WHEREAS, notice was given and publication made as required by law and a public hearing was held by the City Plan Board on February 24, 2011; and

WHEREAS, pursuant to law, an advertisement no less than two columns wide by 10 inches long was placed in a newspaper of general circulation notifying the public of this proposed ordinance and of the Public Hearing to be held in the City Commission Meeting Room, First Floor, City Hall, in the City of Gainesville at least seven (7) days after the day the first advertisement was published; and

WHEREAS, pursuant to law, after the public hearing at the transmittal stage, the City of Gainesville transmitted copies of this proposed change to the State Land Planning Agency; and

WHEREAS, a second advertisement no less than two columns wide by 10 inches long was placed in the aforesaid newspaper notifying the public of the second Public Hearing to be held at the adoption stage at least five (5) days after the day the second advertisement was published; and

CODE: Words underlined are additions.

1 **WHEREAS**, public hearings were held pursuant to the published notices described
2 above at which hearings the parties in interest and all others had an opportunity to be and were,
3 in fact, heard; and

4 **WHEREAS**, prior to adoption of this ordinance, the City Commission has considered the
5 comments, recommendations and objections, if any, of the State Land Planning Agency.

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

8 **Section 1.** The Future Land Use Map of the City of Gainesville 2000-2010 Comprehensive
9 Plan is amended by changing the land use category of the following described property from the
10 land use category of “Conservation” to “Business Industrial”;

11 See legal description attached hereto as Exhibit "A", and made a part
12 hereof as if set forth in full.

13 **Section 2.** The City Manager is authorized and directed to make the necessary changes in
14 maps and other data in the City of Gainesville 2000-2010 Comprehensive Plan, or element, or
15 portion thereof in order to comply with this ordinance.

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

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

CODE: Words underlined are additions.

1 **Section 5.** This ordinance shall become effective immediately upon passage on second
 2 reading; however, the effective date of this plan amendment shall be the date a final order is issued
 3 by the Department of Community Affairs finding the amendment to be in compliance in accordance
 4 with Chapter 163.3184, F.S.; or the date a final order is issued by the Administration Commission
 5 finding the amendment to be in compliance in accordance with Chapter 163.3184, F.S.

6 **PASSED AND ADOPTED** this _____ day of _____, 2011.

7

8

9

 CRAIG LOWE, MAYOR

10 ATTEST:

APPROVED AS TO FORM AND LEGALITY:

11

12

13

14 _____
 KURT M. LANNON
 15 CLERK OF THE COMMISSION

 MARION J. RADSON
 CITY ATTORNEY

16

17 This Ordinance passed on first reading on this ____ day of _____, 2011.

18 This Ordinance passed on second reading this ____ day of _____, 2011.

CODE: Words underlined are additions.



ENG, DENMAN & ASSOCIATES, INC.

ENGINEERS • SURVEYORS • PLANNERS

January 11, 2011

Legal Description

For: Gainesville Regional Airport

A portion of Section 26, Township 9 South, Range 20 East, Alachua County, Florida; being more particularly described as follows:

Commence at the northwest corner of Section 26, Township 9 South, Range 20 East, Alachua County, Florida and run thence South $89^{\circ}19'00''$ East, 873.65 feet to the Point of Beginning; thence run South $31^{\circ}11'00''$ West, 1174.28 feet; thence South $89^{\circ}19'00''$ East, 2442.71 feet; thence North $27^{\circ}06'24''$ East, 45.85 feet; thence North $56^{\circ}27'45''$ East, 35.82 feet; thence South $77^{\circ}07'58''$ East, 106.44 feet; thence South $62^{\circ}43'45''$ East, 80.87 feet; thence South $78^{\circ}36'56''$ East, 13.74 feet; thence South $89^{\circ}19'00''$ East, 10.12 feet; thence North $00^{\circ}36'00''$ East, 92.40 feet; thence North $37^{\circ}23'00''$ West, 1166.80 feet; thence North $89^{\circ}19'00''$ West, 1377.82 feet to the Point of Beginning.

Containing 47.80 Acres, more or less.

EXHIBIT "A"

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A handwritten signature in black ink, appearing to read 'Kent W. ...', is written over a horizontal line.