

Legislative #

150540



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

3           **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**  
4 **CITY OF GAINESVILLE, FLORIDA:**

5           **Section 1.** Section 2 of Ordinance No. 070447 (as was subsequently amended by  
6 Ordinance Nos. 100189 and 110700) is amended as follows:

7           Within the Plum Creek Planned Use District (PUD), the underlying land use category of  
8 Agriculture as shown on the map described in Section 1 of Ordinance No. 070447 is neither  
9 abandoned nor repealed. However, the underlying land use category of Agriculture is  
10 inapplicable as long as the property is developed and used in accordance with the development  
11 plan approved in the implementing Planned Development (PD) zoning ordinance.

12           An implementing PD zoning ordinance consistent with the PUD land use overlay must be  
13 adopted by the City Commission on or before July 26, 20161718. The obligation to timely apply  
14 for and obtain PD zoning shall be on the owner/developer. If the aforesaid zoning ordinance is not  
15 adopted on or before July 26, 20161718, then the PUD land use overlay shall automatically be null  
16 and void and of no further force and effect, and the PUD land use overlay shall ministerially be  
17 removed from the Future Land Use Map and the applicable land use category shall be Agriculture.  
18 An extension application by the owner/developer shall toll the expiration date until final City  
19 Commission action on the extension application.

20           **Section 2.** Except as expressly modified, amended or changed by this ordinance, Ordinance  
21 Nos. 070447, 100189 and 110700 shall remain in full force and effect.

1           **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance  
2 or the application hereof to any person or circumstance is held invalid or unconstitutional, such  
3 finding shall 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 4.** All ordinances or parts of ordinances in conflict herewith are to the extent of  
7 such conflict hereby repealed.

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

9           **PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2016.

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\_\_\_\_\_  
EDWARD B. BRADDY  
MAYOR

Attest:

Approved as to form and legality:

\_\_\_\_\_  
KURT M. LANNON  
CLERK OF THE COMMISSION

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

This ordinance passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2016.

This ordinance passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2016.

