

**LEGISTAR #**

**150188**

**RESOLUTION NO. 150188**

**PASSED \_\_\_\_\_, 2016**

**A Resolution of the City of Gainesville, Florida, requesting Alachua County to amend Alachua County Code Chapter 79, Article II, Landscape Irrigation Design and Maintenance Standards, to include the incorporated area of the City of Gainesville, until such time as the City of Gainesville should determine otherwise or choose to adopt a municipal ordinance for the same purpose; and providing an effective date.**

**WHEREAS**, the City of Gainesville is located within Water Resource Caution Areas as presently designated by the St. Johns River and Suwannee River Water Management Districts, which designations are intended to signify that in the near future water demand will exceed the current available water supply; and

**WHEREAS**, by Section 373.228, Florida Statutes, the Legislature found that landscape irrigation is a significant source of water use, and that conservation is one of the mechanisms by which future water demand will be met; and

**WHEREAS**, Sections 373.185 and 373.228, Florida Statutes, encourage local governments to adopt ordinances for landscape design, installation, and maintenance standards that result in water conservation, and that include efficient irrigation systems; and

**WHEREAS**, Alachua County adopted Chapter 79, Article II, Alachua County Code, Landscape Irrigation Design and Maintenance Standards, to carry out the intent and purposes of the foregoing statutes; and

**WHEREAS**, it is the desire of the City to opt into Alachua County's landscape irrigation design and maintenance ordinance in order to give Alachua County the authority to enforce Chapter 79, Article II, Alachua County Code, within the City; and

**WHEREAS**, the City Commission hereby finds and declares that extension of the applicability of Chapter 79, Article II, Alachua County Code, to include the incorporated area of

the City, as may from time to time be enlarged or contracted according to law, is in the public interest of the City and its citizens.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE, FLORIDA:**

**Section 1.** Alachua County is hereby requested to amend Chapter 79, Article II, Alachua County Code, to provide for the applicability thereof to the incorporated area of the City of Gainesville on the condition that the City expressly reserves the right to opt out of the County ordinance and/or adopt its own ordinance should a future City Commission deem such action to be appropriate in the interest of the health and welfare of its citizens.

**Section 2.** The Clerk of the Commission is directed to provide a copy of this Resolution to the Chair of the Alachua County Board of County Commissioners.

**Section 3.** This Resolution shall be effective immediately upon adoption.

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

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LAUREN POE, MAYOR

ATTEST:

\_\_\_\_\_  
Kurt M. Lannon  
Clerk of the Commission

APPROVED AS TO FORM AND LEGALITY:

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Nicolle M. Shalley  
City Attorney