

1 **WHEREAS**, on February 3, 2015, Hatchet Creek’s owner/developer filed an application
2 to extend the timeframe by which a PD zoning ordinance shall be adopted as provided in
3 Ordinance No. 100776; and

4 **WHEREAS**, at least ten (10) days’ notice has been given once by publication in a
5 newspaper of general circulation notifying the public of this proposed ordinance and of public
6 hearings in the City Hall Auditorium located on the first floor of City Hall in the City of
7 Gainesville; and

8 **WHEREAS**, public hearings were held pursuant to the notice described above at which
9 hearings the parties in interest and all others had an opportunity to be and were, in fact, heard;
10 and

11 **WHEREAS**, the City Commission finds that this ordinance is consistent with the City of
12 Gainesville Comprehensive Plan.

13 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE**
14 **CITY OF GAINESVILLE, FLORIDA:**

15 **Section 1.** Section 3 of Ordinance No. 100776 is amended as follows:

16 Section 3. A Planned Development District (PD) (~~planned development~~) zoning
17 ordinance consistent with the Hatchet Creek PUD (Policy 4.3.5 of the Future Land Use Element
18 in the City’s ~~2000-2010~~ Comprehensive Plan) ~~must~~ shall be adopted by the City Commission on
19 or before June 30, ~~2015~~2018. The obligation to apply for and obtain PD zoning shall be on the
20 owner/developer. If the aforesaid zoning ordinance is not adopted on or before June 30,
21 ~~2015~~2018, then the overlay PUD shall automatically be null and void and of no further force and
22 effect ant the overlay land use category shall ministerially be removed from the Future Land Use
23 Map, leaving the original and underlying land use categories in place. Any request to extend the

1 aforesaid date of June 30, ~~2015~~ 2018, shall be made on the appropriate forms and submitted by
2 the owner/developer to the Planning and Development Services Department on or before
3 February 26, ~~2015~~2018. A timely filed complete application shall toll the expiration date until
4 final City Commission action on the extension application.

5 **Section 2.** Except as expressly amended by this ordinance, the remaining provisions of
6 Ordinance No. 100776 shall remain in full force and effect.

7 **Section 3.** If any word, phrase, clause, paragraph, section or provision of this ordinance
8 or the application hereof to any person or circumstance is held invalid or unconstitutional, such
9 finding shall not affect the other provisions or applications of this ordinance that can be given
10 effect without the invalid or unconstitutional provision or application, and to this end the
11 provisions of this ordinance are declared severable.

12 **Section 4.** All ordinances or parts of ordinances in conflict herewith are to the extent of
13 such conflict hereby repealed.

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

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16 **PASSED AND ADOPTED** this 2nd day of April, 2015.

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Attest:



KURT M. LANNON
CLERK OF THE COMMISSION


EDWARD B. BRADDY
MAYOR

Approved as to form and legality:


NICOLLE M. SHALLEY
CITY ATTORNEY

- 1 This ordinance passed on first reading this 19th day of March, 2015.
- 2
- 3 This ordinance passed on second reading this 2nd day of April, 2015.