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ORDINANCE NO.: \_\_\_\_\_  
0-07-55

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4 An Ordinance of the City of Gainesville, Florida; adopting an Urban  
5 Services Report which sets forth the plans to provide urban services  
6 to an area comprised of Tax Parcels 07872-009-000, 07872-003-  
7 001, 07872-014-002, and 07872-014-003, generally located south  
8 of the vicinity of NE 63<sup>rd</sup> Avenue, west of the vicinity of the L.  
9 Brown Solid Waste Transfer Station, north of the City Limits and  
10 the vicinity of NE 54<sup>th</sup> Place, and east of NE Waldo Road, the area  
11 is proposed for annexation by the City of Gainesville pursuant to  
12 Chapter 90-496, Special Act, Laws of Florida, as amended, known as  
13 the Alachua County Boundary Adjustment Act; providing directions  
14 to the City Manager, the City Attorney and the Clerk of the  
15 Commission; providing a repealing clause; providing a severability  
16 clause; and providing an immediate effective date.  
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19 **WHEREAS**, Chapter 90-496, Special Act, Laws of Florida, created the "Alachua County  
20 Boundary Adjustment Act" which sets forth procedures for establishing municipal reserve areas and  
21 for adjusting the boundaries of municipalities through annexations; and

22 **WHEREAS**, Chapter 90-496 was amended by Chapter 91-382 and Chapter 93-347, Special  
23 Acts, Laws of Florida, (hereinafter collectively referred to as "the Act") which requires a  
24 municipality to prepare and adopt by nonemergency ordinance, a report setting forth the plans to  
25 provide urban services to any reserve area prior to commencing the annexation procedures under the  
26 Act; and

27 **WHEREAS**, the City of Gainesville is planning to commence the annexation of certain  
28 unincorporated areas, as more specifically described in this Ordinance, part of which is owned and  
29 used by the City of Gainesville, that are located within its Reserve Area as defined in the Act and as  
30 redesignated by the Board of County Commissioners of Alachua County; and

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1           **WHEREAS**, pursuant to law, at least ten days notice has been given prior to adoption by  
2 publication in a newspaper of general circulation notifying the public of this proposed Ordinance  
3 and of a Public Hearing to be held in the City Commission meeting room, First Floor, City Hall, in  
4 the City of Gainesville; and

5           **WHEREAS**, Public Hearings were held pursuant to law, at which hearings the parties in  
6 interest and all others had an opportunity to be and were, in fact heard.

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

9           **Section 1.** The Urban Services Report, a copy of which is attached as Exhibit "A" and  
10 incorporated herein as if set forth in full, sets forth the plans to provide urban services to an area  
11 comprised of Tax Parcels 07872-009-000, 07872-003-001, 07872-014-002, and 07872-014-003,  
12 generally located south of the vicinity of NE 63<sup>rd</sup> Avenue, west of the vicinity of the L. Brown  
13 Solid Waste Transfer Station, north of the City Limits and the vicinity of NE 54<sup>th</sup> Place, and east  
14 of NE Waldo Road, and is hereby approved and adopted for that certain area as more specifically  
15 described in the Urban Services Report.

16           **Section 2.** The City Manager is directed to file a copy of this Ordinance and the  
17 accompanying Urban Services Report with the Board of County Commissioners of Alachua County  
18 and to commence the annexation of the area defined in the Urban Services Report. The City  
19 Attorney and Clerk of the Commission are authorized to prepare and advertise the appropriate  
20 ordinance(s).

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1           **Section 3.** If any section, sentence, clause or phrase of this Ordinance is held to be invalid or  
2 unconstitutional by any court of competent jurisdiction, then said holding shall in no way affect the  
3 validity of the remaining portions of this Ordinance.

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

6           **Section 5.** This Ordinance shall become effective immediately upon adoption.

7           **PASSED AND ADOPTED** this \_\_\_\_ day of \_\_\_\_\_, 2007.

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\_\_\_\_\_  
PEGEEN HANRAHAN,  
MAYOR

ATTEST:

APPROVED AS TO FORM AND LEGALITY:

\_\_\_\_\_  
Kurt Lannon,  
Clerk of the Commission

\_\_\_\_\_  
Marion J. Radson, City Attorney

This ordinance passed on first reading this \_\_\_\_ day of \_\_\_\_\_, 2007.

This ordinance passed on second reading this \_\_\_\_ day of \_\_\_\_\_, 2007.