

ORDINANCE NO. 100968

An ordinance of the City of Gainesville, Florida, amending section 17-32 of the City of Gainesville Code of Ordinances, by updating the names of City parks in the Definitions; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

WHEREAS, at least 10 days notice has been given once by publication in a newspaper of general circulation notifying the public of this proposed ordinance and of a public hearing to be held in the City Commission Auditorium, City Hall, City of Gainesville; and

WHEREAS, the Public Hearings were held pursuant to the published notice described at which hearings the parties in interest and all others had an opportunity to be and were, in fact, heard.

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

Section 1. Section 17-32 of the Gainesville Code of Ordinances is amended to read as follows:

Sec. 17-32. - Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this article, except where the context clearly indicates a different meaning:

Day care center means a day care center as defined in section 30-23.

Park shall refer to the following parks:

- (1) Alfred A. Ring Park
- (2) Anne Park
- (3) Citizen's Park/Martin Luther King, Jr. Recreation Complex

- 30 (4) Cofrin Nature Park
- 31 (5) Fred Cone Park/Eastside Center
- 32 (6) Green Acres Park
- 33 (7) Greentree Park
- 34 (8) John Mahon Nature Park
- 35 (9) Kiwanis Challenge Park
- 36 (10) N.E. 31st Avenue Park
- 37 (11) ~~N.E. Community Center Recreation Complex~~ Clarence R. Kelly Community
- 38 Center and Park
- 39 (12) Northeast Park
- 40 (13) Northside Park
- 41 (14) Oak Hill Park
- 42 (15) Phoenix Neighborhood Playground
- 43 (16) Porter's Community Center
- 44 (17) Possum Creek Park
- 45 (18) Roper Park
- 46 (19) Rosa B. Williams/Union Academy Recreation Complex
- 47 (20) San Felasco ~~County~~ Park
- 48 (21) Smokey Bear Park
- 49 (22) Springhill Park
- 50 (23) Springtree Park
- 51 (24) T.B. McPherson Recreation Complex
- 52 (25) Tumblin Creek Park

- 53 (26) ~~Tot Lot No. 1~~ CF Franklin Memorial Park
- 54 (27) ~~Tot Lot No. 2~~ SE 8th and 9th Tot Lot
- 55 (28) ~~Tot Lot No. 3~~ Pleasant Park
- 56 (29) Tot Lot No. 4
- 57 (30) Tot Lot No. 5 (Barbara Higgins Park)
- 58 (31) ~~Tot Lot No. 6~~ Hidden Gem Park
- 59 (32) ~~Tot Lot No. 7~~ Mother Lucille Perkins Tot Lot
- 60 (33) ~~Tot Lot No. 9~~ Dolliree Bowens Tot Lot
- 61 (34) Albert "Ray" Massey Westside Recreation Complex Park
- 62 (35) Woodlawn Park

63 *Permanent residence* means a place where the person abides, lodges or resides for a
64 period of 14 or more consecutive days.

65 *Property owner* means the owner of record of the property and, for purposes of this
66 article, shall include any person, business or corporation with authority to let or rent the
67 premises.

68 *School* means a public or private elementary school, middle school, or secondary school.

69 *Temporary residence* means a place where the person abides, lodges or resides for a
70 period of 14 or more days in the aggregate during any calendar year and which is not the person's
71 permanent address, or a place where the person routinely abides, lodges or resides for a period of
72 four or more consecutive or nonconsecutive days in any month and which is not the person's
73 permanent address.

74 **Section 2.** It is the intention of the City Commission that the provisions of Section 1
75 shall become and be made a part of the Code of Ordinances of the City of Gainesville, Florida,

76 and that the Sections and Paragraphs of this Ordinance may be renumbered or relettered in order
77 to accomplish such intentions.

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

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

83 **Section 5.** This ordinance shall take effect immediately upon adoption.

84 PASSED AND ADOPTED this ____ day of _____, 2011.

85

86 _____
87 CRAIG LOWE MAYOR
88

89 ATTEST: Approved as to form and legality

90
91 _____
92 KURT M. LANNON MARION J. RADSON
93 CLERK OF THE COMMISSION CITY ATTORNEY

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

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