



MEMORANDUM
Office of the City Attorney

Legistar No. 002566

Phone: 334-5011/Fax 334-2229
Box 46

TO: Mayor and City Commission

DATE: April 22, 2002
FIRST READING

FROM: City Attorney

SUBJECT: Ordinance No. 0-02-14
An ordinance of the City of Gainesville, Florida, amending the section entitled "LAND DEVELOPMENT CODE" in Appendix A (Schedule of Fees, Rates, and Charges) of the Code of Ordinances, relating to certain fees for filing petitions before the board of adjustment; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an immediate effective date.

Recommendation: The City Commission adopt the proposed ordinance.

At its meeting of April 8, 2002, the City Commission authorized the City Attorney to draft and the Clerk of the Commission to advertise an ordinance reducing board of adjustment fees of \$450.00 to \$225.00.

Prepared by:

Walter Mathews, IV
Assistant City Attorney

Approved and
Submitted by:

Marion J. Radson,
City Attorney

MJR:WM:sw

Ordinance No. 0-02-14

An ordinance of the City of Gainesville, Florida, amending the section entitled "LAND DEVELOPMENT CODE" in Appendix A (Schedule of Fees, Rates, and Charges) of the Code of Ordinances, relating to certain fees for filing petitions before the board of adjustment; 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 in the Auditorium of City Hall in the City of Gainesville; and

WHEREAS, a Public Hearing was held pursuant to the published notice described at which hearing 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. The section entitled "LAND DEVELOPMENT CODE" in Appendix A (Schedule of Fees, Rates and Charges) of the Code of Ordinances is amended as follows:

LAND DEVELOPMENT CODE

Other petitions:

- i. Petitions seeking special exceptions or variances from the board of adjustment. -450.00 225.00

Section 2. . It is the intention of the City Commission that the provisions of Sections 1 of this ordinance shall become and be made a part of the Code of Ordinances of the City of

D R A F T

4-09-02

1 Gainesville, Florida, and that the Sections and Paragraphs of this Ordinance may be
2 renumbered or relettered in order to accomplish such intentions.

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

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

10 **Section 5.** This ordinance shall become effective immediately upon adoption, and the
11 rates shall apply to all applications received on or after that date.

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13 **PASSED AND ADOPTED** this _____ day of _____, 2002.

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THOMAS D. BUSSING
MAYOR

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ATTEST:

Approved as to form and legality

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KURT M. LANNON
CLERK OF THE COMMISSION

MARION J. RADSON
CITY ATTORNEY

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This Ordinance passed on first reading this _____ day of _____, 2002.

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This Ordinance passed on second reading this _____ day of _____, 2002.

