| 1 | ORDINANCE NO. 120524 |
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| 2 3 4 5 6 7 8 9 | An ordinance amending the Future Land Use Map of the City of Gainesville Comprehensive Plan by changing the land use category of approximately .04 acres of property generally located at 1126 NW 7 th Avenue, as more specifically described in this ordinance, from Public Facilities (PF) to Residential Low-Density (RL); providing directions to the City Manager; providing a severability clause; providing a repealing clause; and providing an effective date. |
| 11 | WHEREAS, notice was given as required by law that the Future Land Use Map of the City |
| 12 | of Gainesville Comprehensive Plan be amended by changing the land use category of certain |
| 13 | property from Public Facilities (PF) to Residential Low-Density (RL); and |
| 14 | WHEREAS, the amendment to the land use category of the City of Gainesville |
| 15 | Comprehensive Plan proposed herein directly relates to a small scale development activity as |
| 16 | provided in Chapter 163, Florida Statutes; and |
| 17 | WHEREAS, notice was given as required by law and a public hearing was held by the City |
| 18 | Plan Board on October 25, 2012; and |
| 19 | WHEREAS, at least ten (10) days notice has been given once by publication in a |
| 20 | newspaper of general circulation notifying the public of this proposed ordinance and of a public |
| 21 | hearing in the City Hall Auditorium, First Floor, City Hall in the City of Gainesville; and |
| 22 | WHEREAS, pursuant to law, at least thirty (30) days notice of the public hearing on this |
| 23 | ordinance has also been given by mail to the owner whose property will be regulated by the |
| 24 | adoption of this ordinance; and |
| 25 | WHEREAS, the public hearing was held pursuant to the notice described above at which |
| 26 | hearing the parties in interest and all others had an opportunity to be and were, in fact, heard. |
| 27 | NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE |
| 28 | CITY OF GAINESVILLE, FLORIDA: |

- Section 1. The Future Land Use Map of the City of Gainesville Comprehensive Plan is amended by changing the land use category of the following property from Public Facilities (PF) to Residential Low-Density (RL):
- See legal description attached hereto as Exhibit "A" and made a part hereof as if set forth in full. The location of the property is shown on Exhibit "B" for visual reference. In the event of conflict or inconsistency, Exhibit "A" shall prevail over Exhibit "B."

Section 2. The City Manager is authorized and directed to make the necessary changes to maps and other data in the City of Gainesville Comprehensive Plan in order to comply with this ordinance.

- Section 3. If any word, phrase, clause, paragraph, section or provision of this ordinance or the application hereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of this ordinance that can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this ordinance are declared severable.
- Section 4. All ordinances, or parts of ordinances, in conflict herewith are to the extent of such conflict hereby repealed.
- Section 5. This ordinance shall become effective immediately upon adoption; however, the effective date of this plan amendment, if the amendment is not timely challenged, shall be 31 days after adoption. If timely challenged, this amendment shall become effective on the date the state land planning agency or the Administration Commission enters a final order determining this adopted amendment to be in compliance with Chapter 163 F.S. No development orders, development permits, or land uses dependent on this amendment may be issued or commenced before this plan amendment has become effective.

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PASSED AND ADOPTED this 17th day of January, 2013. 2 3 4 **MAYOR** 5 6 7 Approved as to form and legality: Attest: 8 9 10 11 12 KURTLANNON NICOLLE M. SHALLEY CITY ATTORNEY CLERK OF THE COMMISSION 14 15

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Legal Description

The Easterly 20 feet of the Northerly 90 feet of Lot 16, Block 4, as per the plat of the W.R. Thomas Subdivision, Plat Book "A", page 27.

