1	ORDINANCE NO. 121035		
2 3 4 5 6 7 8 9	An ordinance of the City of Gainesville, Florida, amending the Future Land Use Map and the Future Land Use Element of the Comprehensive Plan by changing the land use category of approximately 1.86 acres of property generally located at 2001 NW 13 <sup>th</sup> Street, as more specifically described in this ordinance, from Commercial (C) to Mixed-Use Low-Intensity (MUL); 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		
12	City of Gainesville Comprehensive Plan be amended by changing the land use category of certain		
13	3 property from Commercial (C) to Mixed-Use Low-Intensity (MUL); and		
14	WHEREAS, the amendment to the Future Land Use Map of the City of Gainesville		
15	5 Comprehensive Plan proposed herein involves a use of 10 acres or fewer and qualifies as a small-		
16	scale development amendment as provided in Section 163.3187, Florida Statutes; and		
17	WHEREAS, notice was given as required by law and public hearings were held by the		
18	City Plan Board on March 28, 2013; 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 located on the first floor of City Hall in the City of		
22	e Gainesville; and		
23	WHEREAS, the public hearing was held pursuant to the notice described above at which		
24	hearing the parties in interest and all others had an opportunity to be and were, in fact, heard.		
25	NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE		
26	CITY OF GAINESVILLE, FLORIDA:		

1	Section 1. The Future Land Use Map of the City of Gainesville Comprehensive Plan is
2	amended by changing the land use category of the following property from Commercial (C) to
3	Mixed-Use Low-Intensity (MUL):

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."

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- Section 2. The City Manager or designee 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 not timely challenged shall be 31 days after adoption. If timely challenged, this plan 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 the City of Gainesville Comprehensive Plan to be in compliance with Chapter 163, Florida Statutes. No development orders, development permits, or land uses dependent on this amendment may be issued or commenced before this plan amendment has become effective.

## PASSED AND ADOPTED this 20th day of June, 2013.

2		Efel B. Buddy
4		EDWARD B. BRADDY
5		MAYOR
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7		
8	Attest:	Approved as to Form and Legality:
9		
10	11/1/V/////	Sa. M. Collealland
11		Micolle 711 Availlely
12	KURT LANION	NICOLLE M. SHALLEY
13	CLERK OF THE COMMISSION	CITY ATTORNEY
14		
15		
16		

17 This ordinance passed this 20th day of June, 2013.

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## **Legal Description**

## Alachua County Tax Parcel 09971-001-000

Commence at a point 1,330 feet North of the half-mile stake on the West line of Section 32, Township 9 South, Range 20 East and run thence South 89<sup>0</sup> 19' E. 310 feet to a stake; thence run North 00<sup>0</sup> 29' East 300 feet to a stake, thence run West 310 feet to the West line of Section 32, Township 9 South, Range 20 East; thence run South 300 feet to the point of beginning.

Exhibit "A" to Ordinance No. 121035

