ORDINANCE NO. 190291

2 3	An ordinance of the City of Gainesville, Florida, amending the transect zone street designation of SW 2 nd Street between SW 2 nd Avenue and SW 2 nd Place
4	from Storefront street to Local street; providing directions to the codifier; providing a severability clause; providing a repealing clause; and providing an
5 6	effective date.
7	enective dute.
8	WHEREAS, Section 163.3167, Florida Statutes, requires the City of Gainesville to maintain a
9	Comprehensive Plan to guide the future development and growth of the city; and
10	WHEREAS, Section 163.3177(6), Florida Statutes, requires the City of Gainesville
11	Comprehensive Plan to include a Future Land Use Element with a Future Land Use Map that
12	designates the future general distribution, location, and extent of the uses of land for
13	residential, commercial, industry, agriculture, recreation, conservation, education, public
14	facilities, and other categories of the public and private uses of land, with the goals of
15	protecting natural and historic resources, providing for the compatibility of adjacent land uses,
16	and discouraging the proliferation of urban sprawl; and
17	WHEREAS, the City of Gainesville is required by Section 163.3202, Florida Statutes, to adopt or
18	amend and enforce land development regulations that are consistent with and implement the
19	Comprehensive Plan and that are combined and compiled into a single land development code
20	for the city; and
21	WHEREAS, the City of Gainesville Land Development Code (Chapter 30 of the City of Gainesville
22	Code of Ordinances) establishes zoning districts to implement the Comprehensive Plan and land

development regulations on specific classifications of land within the city; and

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- 1 WHEREAS, this ordinance, which was noticed as required by law, will amend the Zoning Map
- 2 Atlas by reclassifying the street that is the subject of this ordinance and thereby amend the land
- 3 development regulations applicable to the abutting properties; and
- 4 WHEREAS, the City Plan Board, which acts pursuant to the authority granted in Section 4.02 of
- 5 the Charter Laws of the City of Gainesville and which acts as the Local Planning Agency pursuant
- to Section 163.3174, Florida Statutes, held a public hearing on August 22, 2019, in order to
- 7 make a recommendation to the City Commission regarding this ordinance; and
- 8 WHEREAS, on November 21, 2019, the City Commission held a public hearing on this
- 9 application and voted to approve the amendment to the street designation as provided in this
- 10 ordinance; and
- 11 WHEREAS, at least ten (10) days' notice has been given once by publication in a newspaper of
- general circulation notifying the public of this proposed ordinance and of public hearings in the
- 13 City Hall Auditorium located on the first floor of City Hall in the City of Gainesville; and
- 14 WHEREAS, public hearings were held pursuant to the notice described above at which hearings
- the parties in interest and all others had an opportunity to be and were, in fact, heard.
- 16 NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF GAINESVILLE,
- 17 FLORIDA:
- 18 **SECTION 1.** The transect zone street designation of SW 2nd Street between SW 2nd Avenue and
- 19 SW 2nd Place is amended from storefront street to local street as shown on the map attached to
- 20 this ordinance as **Exhibit A**.
- 21 **SECTION 2.** It is the intent of the City Commission that the provisions of Section 1 of this
- ordinance become and be made a part of the Code of Ordinances of the City of Gainesville,

- 1 Florida, and that the sections and paragraphs of the Code of Ordinances may be renumbered or
- 2 relettered in order to accomplish such intent.
- 3 SECTION 3. If any word, phrase, clause, paragraph, section, or provision of this ordinance or
- 4 the application hereof to any person or circumstance is held invalid or unconstitutional, such
- 5 finding will not affect the other provisions or applications of this ordinance that can be given
- 6 effect without the invalid or unconstitutional provision or application, and to this end the
- 7 provisions of this ordinance are declared severable.
- 8 **SECTION 4.** All ordinances or parts of ordinances in conflict herewith are to the extent of such
- 9 conflict hereby repealed.
- 10 **SECTION 5**. This ordinance will become effective immediately upon adoption.

12 **PASSED AND ADOPTED** this 4th day of June, 2020.

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19 Attest:

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23 OMICHELE D. GAINE

CLERK OF THE COMMISSION

LAUREN POE

MAYOR

Approved as to form and legality:

NICOLLE M. SHALLEY

CITY ATTORNEY

26 This ordinance passed on first reading this 21st day of May, 2020.

This ordinance passed on second reading this 4th day of June, 2020.

200 Yards SE-4th-Ave SE-2nd-Ave SE-2nd Pl SE4-PI-SE-1st-St 100 3S misM S 20 38•misM•S• SW-1st-Ave 0 12 1st W2 18 1st WE SW 2nd St SW 2nd St SW 2nd PI SW-4th-Ave SW 2nd Ter SW 3rd Ave SW-2nd-Ave SW 3rd St Existing Street Classification Storefront Street (existing) Local Street (existing) **25 419 MS**

Exhibit A to Ordinance No. 190291 page 1 of 2

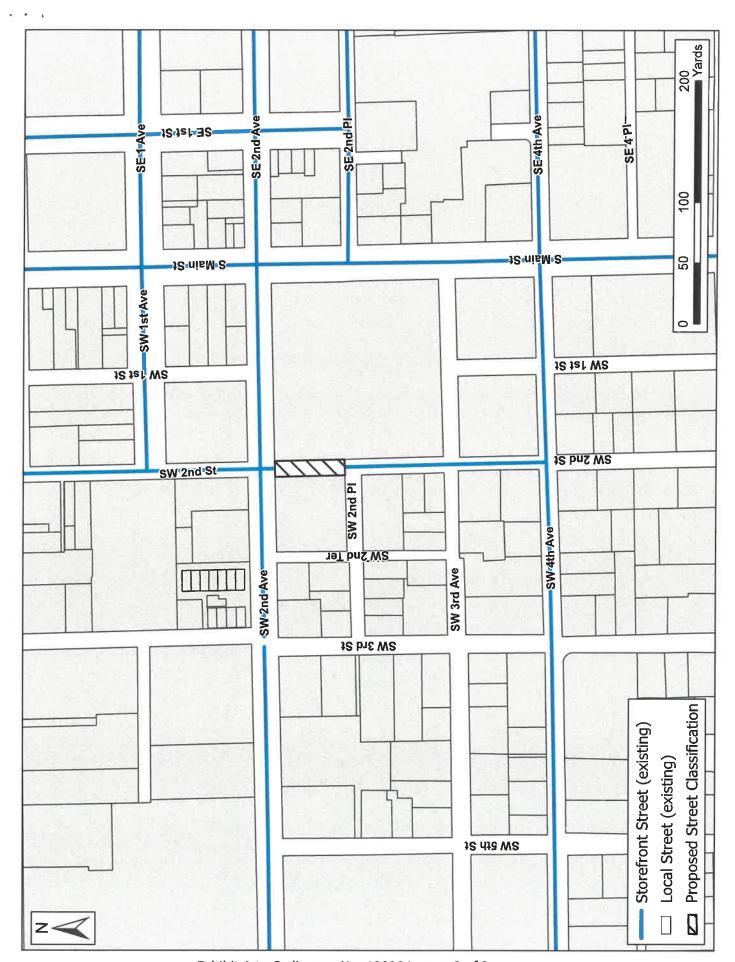


Exhibit A to Ordinance No. 190291 page 2 of 2