

ORDINANCE 2013-13

AN ORDINANCE OF THE CITY OF BUNNELL, FLORIDA ANNEXING APPROXIMATELY ±10.43 ACRES OF PROPERTY LOCATED NEAR AND ALONG COUNTY ROAD 75 AND CONTIGUOUS TO THE CITY OF BUNNELL; REDEFINING BOUNDARIES OF THE CITY OF BUNNELL TO INCLUDE SAID PROPERTY; DIRECTING THE CITY CLERK TO FILE THE ORDINANCE WITH THE CLERK OF THE CIRCUIT COURT, WITH THE CHIEF ADMINISTRATIVE OFFICER OF FLAGLER COUNTY AND WITH THE DEPARTMENT OF STATE; PROVIDING FOR CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the petitioners, Roger Thompson and Caroly Thompson, are the owners of the real property described herein, containing ±10.43 acres; and

WHEREAS, the City Commission of the City of Bunnell has determined that all of the property which is proposed to be annexed into the City of Bunnell is within an unincorporated area of Flagler County, is contiguous to the City of Bunnell, and is reasonably compact; and

WHEREAS, The City Clerk has published the Notice of Annexation required by Section 171.044(2), Florida Statutes, at least once per week for two (2) consecutive weeks in a newspaper of general circulation in the City of Bunnell.

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

Section 1. Annexation.

The City Commission of the City of Bunnell, based on the above findings, hereby annexes into the City of Bunnell by voluntary petition property legally described in Exhibit "A", and depicted on the map in Exhibit "B", both attached hereto and made a part hereof.

Section 2. Municipal Boundary.

The City of Bunnell municipal boundary shall hereby be amended to incorporate the above described parcels of property.

Section 3. Filing of Ordinance.

Within seven (7) days of the adoption of this Ordinance, the City Clerk shall file a copy of said Ordinance with the Clerk of the Court, with the Chief Administrative Officer of Flagler County, and with the Department of State.

Section 4. Conflicts.

That all Ordinances made in conflict with this Ordinance are hereby repealed.

Section 5. Severability.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance, or application hereof, is for any reason held invalid or unconstitutional by any court, such portion or application shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions or application hereof.

Section 6. Effective Date.

This Ordinance shall become effective immediately upon its adoption.

First Reading: approved this 22nd day of April 2013.

Second and Final Reading: adopted on this 13th day of May 2013.

CITY COMMISSION, City of Bunnell, Florida.

By: _____
Catherine D. Robinson, Mayor

Approved for form and content by:

Sidney M. Nowell, Esq., City Attorney

Attest:

Sandra Bolser, Acting City Clerk

Seal:

Exhibit “A”

LEGAL DESCRIPTION

TRACT 2, BLOCK 8, SECTION 23, TOWNSHIP 12 SOUTH, RANGE 29 EAST, ST. JOHNS DEVELOPMENT COMPANY SUBDIVISION, ACCORDING TO THE MAP OR PLAT THEREOF AS RECORDED IN PLAT BOOK 1, PAGE 7, PUBLIC RECORDS OF FLAGLER COUNTY, FLORIDA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

FROM A POINT OF COMMENCEMENT AT THE SOUTHEAST CORNER OF SECTION 23, TOWNSHIP 12 SOUTH, RANGE 29 EAST, BEAR N01°49'37"W ALONG THE EAST LINE OF SECTION 23, A DISTANCE OF 3429.70 FEET TO THE SOUTHEAST CORNER OF TRACT 2, BLOCK 8, ST. JOHNS DEVELOPMENT COMPANY SUBDIVISION ALSO BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE DEPARTING THE EAST LINE OF SECTION 23 S89°09'06"W ALONG THE SOUTH LINE OF SAID TRACT 2, A DISTANCE OF 663.38 FEET TO THE SOUTHWEST CORNER OF TRACT 2; THENCE DEPARTING SAID SOUTH LINE N01°47'33"W ALONG THE WEST LINE OF TRACT 2, A DISTANCE OF 684.63 FEET TO THE NORTHWEST CORNER OF TRACT 2; THENCE DEPARTING SAID WEST LINE N89°04'39"E, ALONG THE NORTH LINE OF TRACT 2, A DISTANCE OF 662.96 FEET TO THE NORTHEAST CORNER OF TRACT 2, ALSO BEING THE EAST LINE OF SECTION 23; THENCE S01°49'37"E ALONG THE EAST LINE OF TRACT 2, ALSO BEING THE EAST LINE OF SECTION 23, A DISTANCE OF 685.50 FEET TO THE SOUTHEAST CORNER OF SAID TRACT 2, BLOCK 8, ALSO BEING THE POINT OF BEGINNING OF THIS DESCRIPTION.

PARCEL CONTAINS 10.4282 ACRES MORE OR LESS

EXHIBIT “B”
LOCATION MAP

