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**City Attorney's Office
City of Stuart
121 SW Flagler Street
Stuart, FL 34994**

ORDINANCE No. 2376-2018

AN ORDINANCE OF THE CITY OF STUART, FLORIDA, ANNEXING A PARCEL OF LAND HOME TO MARTIN COUNTY HIGH SCHOOL, LOCATED AT 2801 S. KANNER HIGHWAY, CONSISTING OF 64.9 ACRES, SAID PARCEL BEING MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED; PROVIDING DIRECTIONS TO THE CITY CLERK; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE, AND FOR OTHER PURPOSES.

WHEREAS, Petitioners, The School Board of Martin County, constituting the fee simple title holder to the land on the east side of S. Kanner Highway, consisting of 64.9 acres, home to Martin County High School, more particularly described in **Exhibit "A"**, attached hereto and made a part thereof, has voluntarily requested the City of Stuart annex said land into the corporate limits of the City; and

WHEREAS, the City Commission, has considered the Petitioner's voluntary request for annexation, and has also considered the recommendation of the Stuart Local Planning Agency and City staff.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF STUART:

Section 1. Findings. The City Commission finds the above statements are true and correct, and serve as a basis for consideration of this ordinance; that said lands are contiguous with the corporate limits of the City of Stuart, creates no enclaves, is reasonably compact, and that the City may upon agreement between Martin County and the City effectively provide city services to said land, all in compliance with the terms and requirements of Sec. 171.44, Florida Statutes, and the City of Stuart Code.

Section 2. Annexation. The City Commission has determined that development of said lands upon annexation shall be in accordance with the regulatory requirements of Martin County until such time as amendments to the City's Comprehensive Land Use Plan and Official Zoning Map become effective; and that the parcel of land more particularly described in **Exhibit "A"**. A map depicting the property is attached hereto as **Exhibit "B"**, and a Boundary and Topographical Survey is attached hereto as **Exhibit "C"**, are hereby annexed into and shall be within the corporate limits of the City of Stuart, Florida, and that same shall henceforth be a part of said City as if said lands were originally a part of the City of Stuart.

Section 3. Directions to the City Clerk. The City Clerk shall cause the boundaries as set forth in the City's Charter to be amended and codified. Upon complete execution of this Ordinance, the City Clerk is directed to record a Certified Copy of the same in the Public Records of Martin County, Florida.

Section 4. Repeal of Conflicting Ordinances. All Ordinances, Resolutions or parts of Ordinances and Resolutions in conflict herewith are hereby repealed.

Section 5. Severability. If any word, clause, sentence, paragraph, section or part thereof contained in this Ordinance is declared to be unconstitutional, unenforceable, void or inoperative by a court of competent jurisdiction, such declaration shall not affect the validity of the remainder of

this Ordinance. The corporate boundary of the City shall be re-codified to include lands annexed.

Section 6. Effective Date: This ordinance shall be effective upon its adoption.

Passed on first reading the 23rd day of July, 2018.

Commissioner CLARKE offered the foregoing ordinance and moved its adoption. The motion was seconded by Commissioner BRUNER and upon being put to a roll call vote, the vote was as follows:

KELLI GLASS LEIGHTON, MAYOR
BECKY BRUNER, VICE MAYOR
NICK BLOUNT, COMMISSIONER
EULA R. CLARKE, COMMISSIONER
TROY A. MCDONALD, COMMISSIONER

YES	NO	ABSENT	ABSTAIN
Y			
Y			
Y			
Y			
Y			

ADOPTED on second and final reading this 13th day of August, 2018.

ATTEST:


MARY R. KINDEL
CITY CLERK


KELLI GLASS LEIGHTON
MAYOR

APPROVED AS TO FORM
AND CORRECTNESS:

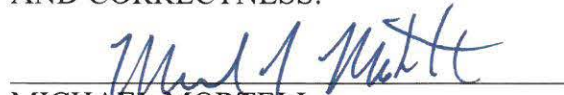
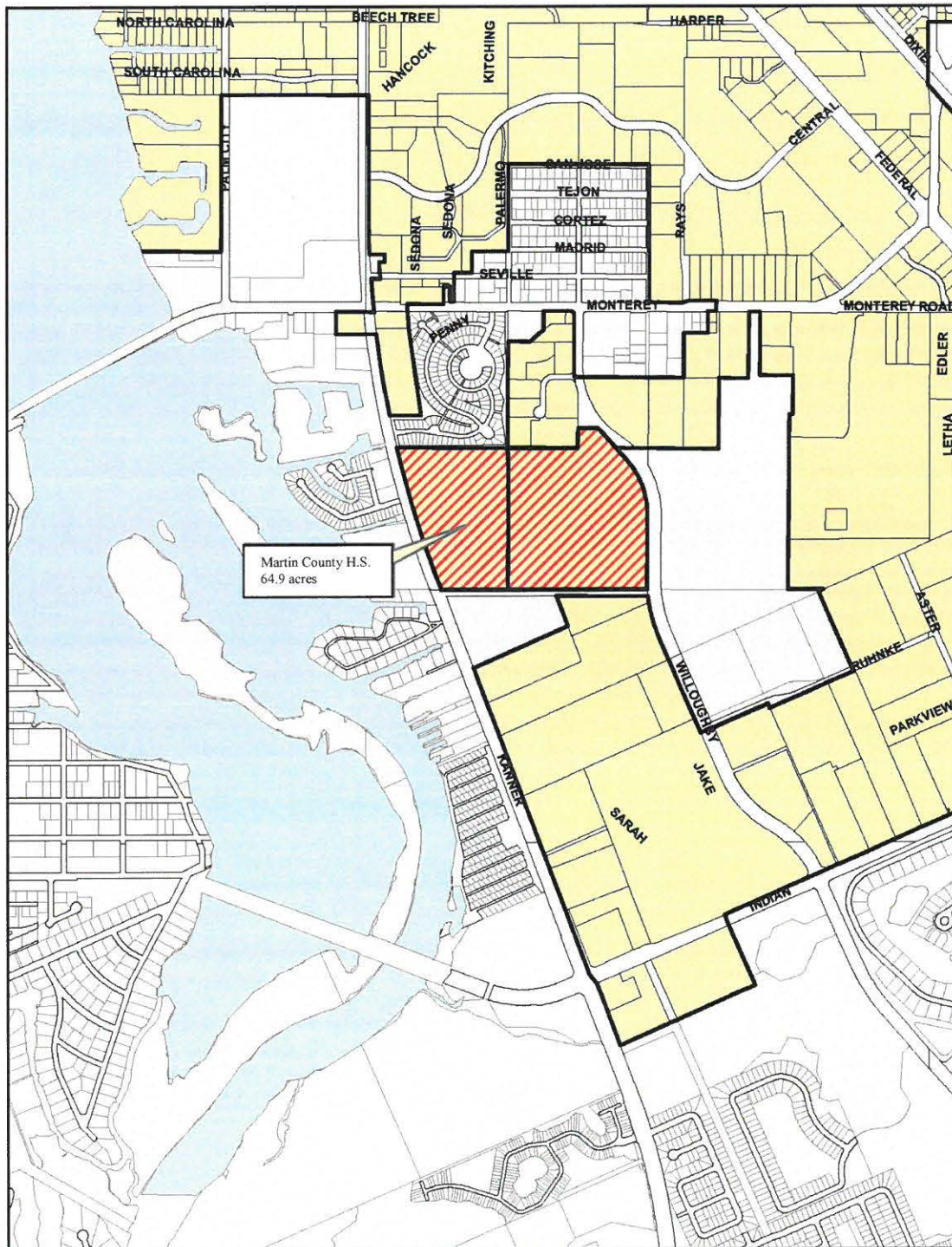

MICHAEL MORTELL
CITY ATTORNEY



Exhibit A
Legal Description

Commencing, for point of reference at the north quarter-corner of Section 16, Township 38 South, Range 41 East, being 2640 feet Westerly from Northwest corner of said Section 16 and run thence South 0°42'55" West 1320 feet to the Northeast corner of 3 ½ of Government Lot 3 of said Sector 16 for POINT OF BEGINNING; thence continue south 0°42'55" west 1926.52 feet to the Easterly right of way line of State Road 76; thence North 20°33'35" west along said right of way line 114.92 feet to the beginning of a curve, concave to the Easterly and having a radius of 9772.18 feet; thence Northwesterly along said curve 1262.21 feet (chord length 1261.34, chord bearing North 16°51'24" West), being along the Easterly right of way line of State Road 76, to the North line of Lot 1 of Gleason's Subdivision in S of Government Lot 4 of said Section 16, according to plat recorded in Plat Book 1 Page 20 of the public records of Martin County, Florida; thence South 89°26'55" East along the North Line of said Lot 1 of Gleason's Subdivision and along the North line of 5 ½ of Government Lot 3 of said Section 16 a distance of 2348.10 feet to point of beginning; said land including the 3 ½ of Government Lot 3 and that part of Lots 1, 2 and 3 of said Gleason's Subdivision lying Easterly of the right of way of the existing State Road 76 and containing 64.92 acres, more or less as shown on mpa attached hereto and made a part thereof.

Exhibit B Location Map





Ordinance No. 2376-2018: Martin County High School Annexation

