

ORDINANCE NUMBER 2019-03

AN ORDINANCE OF THE CITY OF MIDWAY OF GADSDEN COUNTY, FLORIDA BY VOLUNTARY ANNEXATION, PURSUANT TO SECTION 171.044, FLORIDA STATUTES, REAL PROPERTY AT 8295 HIGH BRIDGE ROAD SECTION 12, TOWNSHIP 1N, RANGE 3W, IN THE UNINCORPORATED AREA OF GADSDEN COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED TAX PARCEL IDENTIFICATION NUMBER 4-12-1N-3W-0000-00220-0800, KNOWN AS MIDWAY MUNICIPAL PROPERTY VOLUNTARY ANNEXATION; PROVIDING FOR CODIFICATION AND THE FILING OF SAME WITH THE CLERK OF THE CIRCUIT COURT OF GADSDEN COUNTY, FLORIDA, THE COUNTY ADMINISTRATOR OF GADSDEN COUNTY, FLORIDA, AND THE DEPARTMENT OF STATE OF THE STATE OF FLORIDA PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the owners of real property at Tax Parcel Identification Number 4-12-1N-3W-00220-0800 as shown in Attachment 1 Section 12, Township 1N, Range 2W the Unincorporated Area of Gadsden County, Florida which is contiguous to the City of Midway, Florida, and reasonably compact, therewith have petitioned the governing body of said City to have said property annexed to the municipality as shown on Attachment 1; and,

WHEREAS, the governing body of the City of Midway has made a determination that the petition bears the signature of the owners of the real property in the area proposed to be annexed; and,

WHEREAS, the owner(s) of property to be annexed is in unincorporated area of the county, which is contiguous to Midway, and owner(s) have voluntarily petitioned for such annexation and agrees to the same, a referendum is not required in order to complete such annexation pursuant to the provisions of Florida law; and,

WHEREAS, notice of this voluntary annexation by Ordinance has been published once a week for 2 consecutive weeks in a newspaper of general circulation in the City of Midway, which notice has given the Ordinance Number and a description of the area proposed to be annexed, including a map clearly showing the area to be annexed, and a statement that the complete Ordinance can be obtained from the City Clerk of the City of Midway,

NOW THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MIDWAY, FLORIDA:

SECTION 1. Description of Property to be Annexed:

That the City of Midway, Florida does hereby annex to the City by voluntary annexation pursuant to the provisions of Section 171.004, Florida Statutes, the following described real property situate, lying and being in Gadsden County, Florida, to wit:-

Description attached hereto and made a part hereof and marked Attachment "1" and shown in Attachment "2". The boundary lines of the City of Midway are hereby redefined accordingly.

SECTION 2. Effects of Annexation:

That the above described area hereby annexed to the City of Midway, Florida shall be subject to all laws, ordinances, and regulations in force in the City of Midway, Florida, and shall be entitled to the same privileges and benefits as other parts of this municipality upon the effective date of this annexation as hereinafter provided.

SECTION 3. Codification and Filing:

It is the intent of the City Council of the City of Midway that this Ordinance be made a part of the Code of Ordinances of the City of Midway, Florida and be codified for the inclusion therein, and that this Ordinance be filed with the Clerk of the Circuit Court of Gadsden County, Florida, the County Administrator of Gadsden County, Florida, and the Department of State of the State of Florida.

SECTION 4. Effective Date:

This ordinance shall take effect on December 5, 2019.

INTRODUCED in open session to the City Council of the City of Midway on the 5th day of December 2019.

First reading and public hearing occurred on December 5, 2019.

Second reading and public hearing, and adoption occurred on January 2, 2020.

DULY ADOPTED at a public hearing this 2nd day of January 2020.


CITY COUNCIL
CITY OF MIDWAY, FLORIDA



Ronald Colston, City of Midway Mayor

Dated this 5th day of December, 2019

ATTEST:



Frances Harrell, City of Midway City Clerk

Dated this 5th day of December, 2019

APPROVED AS TO FORM AND SUFFICIENCY:



Anthony Thomas, City of Midway City Attorney

Dated this 5th day of December, 2019

ATTACHMENTS:

1. Legal Description
2. Vicinity Map

LEGAL DESCRIPTION (O.R. BOOK 826, PAGE 256):

Parent Parcel (O.R. Book 836 Page 256)

Commence at an iron axle (found) known as marking the west quarter corner of fractional section 12, township 1 North, Range 3 West, Gadsden County, Florida and run; thence North 00 degrees 12 minutes 18 seconds East along the Westerly boundary of Section 12, a distance of 735.97 feet to a concrete monument (set); Thence South 87 degrees 43 minutes 47 seconds East 1307.28 feet to a concrete monument (set); thence North 00 degrees 37 minutes 22 seconds West 846.76 feet to a concrete monument (set) on the Northeasterly Right-Of-Way Boundary of County Road No. 268 (100.00 foot Right-Of-Way) for the POINT OF BEGINNING; from said POINT OF BEGINNING; thence North 00 degrees 37 minutes 22 seconds West 448.38 feet to a concrete monument (set) on the Northerly boundary of the Forbes purchase line; thence North 34 degree 57 minutes 49 seconds West along said Northerly boundary line 128.97 feet to a concrete monument (found); thence North 25 degrees 49 minutes 28 seconds West along said Northerly boundary line a distance of 341.74 feet to a concrete monument ; thence South 70 degrees 55 minutes 23 seconds West 238.37 feet to a concrete monument on the Northeasterly Right-Of-Way boundary of County road No. 268, Said Point lying on a curve, concave to the Southwest; Thence Southeasterly along said Northerly Right-Of-Way boundary and said curve with a radius of 5840.93 feet through a central angle of 01 degrees 31 minutes 42 seconds for an arc distance of 155.80 feet (the chord of said arc being south 30 degrees 39 minutes 51 seconds East 155.80 feet) to the end of said curve; thence south 29 degrees 54 minutes 00 seconds East along said Northerly Right-Of-Way boundary a distance of 749.44 feet to the POINT OF BEGINNING.
a/k/a 8295 High Bridge Road Midway, FL 32343

NOTE:

- 1.) Encroachments as shown if any, are above ground level.
- 2.) All measurements are in U.S. Feet.
- 3.) No underground foundations located.
- 4.) No improvements located other than shown.
- 5.) This Survey is dependent on existing monumentation.
- 6.) This Survey does not reflect or determine ownership.
- 7.) Source of Information - Taken from Instruments recorded in the Public Records of GADSDEN COUNTY, Florida and as per sources indicated in the Legal Description O.R. Book 836, Pg. 255 and others.

CERTIFIED TO:
CITY OF MIDWAY