

1 **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY**
2 **OF ORLANDO, FLORIDA, ANNEXING TO THE**
3 **CORPORATE LIMITS OF THE CITY CERTAIN LAND**
4 **GENERALLY LOCATED NORTH OF JOSEPHINE ST.,**
5 **EAST OF PINELLI ST., SOUTH OF BEACH BLVD., AND**
6 **WEST OF OLD CHENEY HWY., AND COMPRISED OF**
7 **0.0995 ACRES, MORE OR LESS; PROVIDING**
8 **LEGISLATIVE FINDINGS AND FOR THE REVISION OF**
9 **THE CITY'S BOUNDARIES; PROVIDING FOR**
10 **SEVERABILITY, CORRECTION OF SCRIVENER'S**
11 **ERRORS, AND AN EFFECTIVE DATE.**

12
13 **WHEREAS**, on June 23, 2014, the City Council of the City of Orlando, Florida
14 (the "Orlando City Council"), accepted a petition for voluntary annexation (hereinafter the
15 "Petition") bearing the signatures of all owners of property in an area of land generally
16 located north of Josephine Street, east of Pinelli Street, south of Beach Boulevard, and
17 west of Old Cheney Highway, comprised of approximately 0.0995 acres of land and
18 being precisely described by the legal description of the area by metes and bounds
19 attached to this ordinance as **Exhibit "A"** (hereinafter the "Property"); and

20
21 **WHEREAS**, the Petition was filed with the Orlando City Council pursuant to
22 section 171.044, Florida Statutes; and

23
24 **WHEREAS**, the Orlando City Council hereby finds that:

- 25
26 1. As of the date of the Petition, the Property was located in the unincorporated
27 area of Orange County; and
28
29 2. As of the date of the Petition, the Property is contiguous to the City within the
30 meaning of subsection 171.031(11), Florida Statutes; and
31
32 3. As of the date of the Petition, the Property is reasonably compact within the
33 meaning of subsection 171.031(12), Florida Statutes; and
34
35 4. The Petition bears the signatures of all owners of property in the area to be
36 annexed; and
37
38 5. Annexation of the Property will not result in the creation of enclaves within the
39 meaning of subsection 171.031(13), Florida Statutes; and
40
41 6. The Property is located wholly within the boundaries of a single county; and
42
43 7. The Petition proposes an annexation that is consistent with the purpose of
44 ensuring sound urban development and accommodation to growth; and
45
46 8. The Petition, this ordinance, and the procedures leading to the adoption of this
47 ordinance are consistent with the uniform legislative standards provided by the
48 Florida Municipal Annexation and Contraction Act for the adjustment of municipal
49 boundaries; and
50

- 51 9. The Petition proposes an annexation that is consistent with the purpose of
52 ensuring the efficient provision of urban services to areas that become urban in
53 character within the meaning of subsection 171.022(8), Florida Statutes; and
54
55 10. The Petition proposes an annexation that is consistent with the purpose of
56 ensuring that areas are not annexed unless municipal services can be provided
57 to those areas; and
58

59 **WHEREAS**, the Orlando City Council hereby finds that this ordinance is in the
60 best interest of the public health, safety, and welfare, and is consistent with the
61 applicable provisions of the City's Growth Management Plan; and
62

63 **NOW, THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY**
64 **OF ORLANDO, FLORIDA, AS FOLLOWS:**
65

66 **SECTION 1. ANNEXATION.** Pursuant to the authority granted by section
67 171.044, Florida Statutes, and having determined that the owner or owners of the
68 Property have petitioned the Orlando City Council for annexation into the corporate limits
69 of the City, and having determined that the petition bears the signatures of all owners of
70 property in the area proposed to be annexed, and having made the findings set forth in
71 this ordinance, the Property is hereby annexed into the corporate limits of the City of
72 Orlando, Florida, and the boundary lines of the City are hereby redefined to include the
73 Property. In accordance with subsection 171.044(3), Florida Statutes, the annexed area
74 is clearly shown on the map attached to this ordinance as **Exhibit "B."**
75

76 **SECTION 2. CITY BOUNDARIES.** Pursuant to section 171.091, Florida Statutes,
77 the charter boundary article of the City is hereby revised in accordance with this
78 ordinance. The City Clerk, or designee, is hereby directed to file this ordinance as a
79 revision of the City Charter with the Florida Department of State. The City Planning
80 Official, or designee, is hereby directed to amend the City's official maps in accordance
81 with this ordinance.
82

83 **SECTION 3. SCRIVENER'S ERROR.** The City Attorney may correct scrivener's
84 errors found in this ordinance by filing a corrected copy of this ordinance with the City
85 Clerk.
86

87 **SECTION 4. SEVERABILITY.** If any provision of this ordinance or its
88 application to any person or circumstance is held invalid, the invalidity does not affect
89 other provisions or applications of this ordinance which can be given effect without the
90 invalid provision or application, and to this end the provisions of this ordinance are
91 severable.
92

93 **SECTION 5. EFFECTIVE DATE.** This ordinance takes effect 30 days after
94 adoption.
95

96 **DONE, THE FIRST PUBLIC NOTICE**, in a newspaper of general circulation in
97 the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this
98 _____ day of _____, 2014.

99
100 **DONE, THE FIRST READING**, by the City Council of the City of Orlando,
101 Florida, at a regular meeting, this _____ day of _____, 2014.

102
103 **DONE, THE SECOND PUBLIC NOTICE**, in a newspaper of general circulation in
104 the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this
105 _____ day of _____, 2014.

106
107 **DONE, THE SECOND READING, THE PUBLIC HEARING, AND ENACTED ON**
108 **FINAL PASSAGE**, by an affirmative vote of a majority of a quorum present of the City
109 Council of the City of Orlando, Florida, at a regular meeting, this _____ day of
110 _____, 2014.

111
112
113 BY THE MAYOR/MAYOR PRO TEMPORE
114 OF THE CITY OF ORLANDO, FLORIDA:

115
116
117 _____
118 Mayor / Mayor Pro Tempore

119
120 ATTEST, BY THE CLERK OF THE
121 CITY COUNCIL OF THE CITY OF
122 ORLANDO, FLORIDA:

123
124 _____
125 City Clerk

126
127 APPROVED AS TO FORM AND LEGALITY
128 FOR THE USE AND RELIANCE OF THE
129 CITY OF ORLANDO, FLORIDA:

130
131 _____
132 City Attorney