

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 TAVISTOCK LAKES
5 BLVD., EAST OF LOWER HARDEN AVE., SOUTH OF
6 LAKE NONA HIGH SCHOOL, AND WEST OF
7 NARCOOSSEE RD., ADDRESSED AS 13000
8 NARCOOSSEE RD., AND COMPRISED OF 14.63 ACRES
9 OF LAND, MORE OR LESS; PROVIDING FINDINGS,
10 AMENDMENT OF THE CITY'S BOUNDARY
11 DESCRIPTION, AND FOR AMENDMENT OF THE CITY'S
12 OFFICIAL MAPS; PROVIDING FOR SEVERABILITY,
13 CORRECTION OF SCRIVENER'S ERRORS, AND AN
14 EFFECTIVE DATE.
15

16 **WHEREAS**, on September 21, 2015, the City Council of the City of Orlando,
17 Florida (the "Orlando City Council"), accepted a petition for voluntary annexation
18 (hereinafter the "petition") bearing the signatures of all owners of property in an area of
19 land generally located north of Tavistock Lakes Boulevard, east of Lower Harden
20 Avenue, south of Lake Nona High School, and west of Narcoossee Road, comprised of
21 approximately 14.63 acres of land and being precisely described by the legal description
22 of the area by metes and bounds attached to this ordinance as **Exhibit A** (hereinafter
23 the "property"); and
24

25 **WHEREAS**, the petition was filed with the Orlando City Council pursuant to
26 section 171.044, Florida Statutes; and
27

28 **WHEREAS**, at its regularly scheduled meeting of October 20, 2015, the
29 Municipal Planning Board (the "MPB") of the City of Orlando, Florida (the "city"),
30 considered annexation case number ANX2015-00017 (the "application"), requesting to
31 annex the property into the jurisdictional boundaries of the city; and
32

33 **WHEREAS**, based upon the evidence presented to the MPB, including the
34 information and analysis contained in the "Staff Report to the Municipal Planning Board"
35 for application case numbers ANX2015-00017, GMP2015-00033, GMP2015-00034, and
36 ZON2015-00030 (entitled "Item #7 – Blackfin Shoppes"), the MPB recommended that
37 the Orlando City Council approve said application and adopt an ordinance in accordance
38 therewith; and
39

40 **WHEREAS**, the Orlando City Council hereby finds that:
41

- 42 1. As of the date of the petition, the property was located in the unincorporated
43 area of Orange County; and
44
- 45 2. As of the date of the petition, the property is contiguous to the city within the
46 meaning of subsection 171.031(11), Florida Statutes; and

47
48
49
50
51
52
53
54
55
56
57
58
59
60
61
62
63
64
65
66
67
68
69
70
71
72
73
74
75
76
77
78
79
80
81
82
83
84
85
86
87
88
89
90

3. As of the date of the petition, the property is reasonably compact within the meaning of subsection 171.031(12), Florida Statutes; and
4. The petition bears the signatures of all owners of property in the area to be annexed; and
5. Annexation of the property will not result in the creation of enclaves within the meaning of subsection 171.031(13), Florida Statutes; and
6. The property is located wholly within the boundaries of a single county; and
7. The petition proposes an annexation that is consistent with the purpose of ensuring sound urban development and accommodation to growth; and
8. The petition, this ordinance, and the procedures leading to the adoption of this ordinance are consistent with the uniform legislative standards provided by the Florida Municipal Annexation and Contraction Act for the adjustment of municipal boundaries; and
9. The petition proposes an annexation that is consistent with the purpose of ensuring the efficient provision of urban services to areas that become urban in character within the meaning of subsection 171.022(8), Florida Statutes; and
10. The petition proposes an annexation that is consistent with the purpose of ensuring that areas are not annexed unless municipal services can be provided to those areas; and

WHEREAS, the Orlando City Council hereby finds that this ordinance is in the best interest of the public health, safety, and welfare, and is consistent with the applicable provisions of the City’s Land Development Code and Growth Management Plan; and

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

SECTION 1. ANNEXATION. Pursuant to the authority granted by section 171.044, Florida Statutes, and having determined that the owner or owners of the property have petitioned the Orlando City Council for annexation into the corporate limits of the city, and having determined that the petition bears the signatures of all owners of property in the area proposed to be annexed, and having made the findings set forth in this ordinance, the property is hereby annexed into the corporate limits of the City of Orlando, Florida, and the boundary lines of the City are hereby redefined to include the

91 property. In accordance with subsection 171.044(3), Florida Statutes, the annexed area
92 is clearly shown on the map attached to this ordinance as **Exhibit B**.

93
94 **SECTION 2. CITY BOUNDARIES.** Pursuant to section 171.091, Florida Statutes,
95 the charter boundary article of the city is hereby revised in accordance with this
96 ordinance. The city clerk, or designee, is hereby directed to file this ordinance as a
97 revision of the City Charter with the Florida Department of State. The city planning
98 official, or designee, is hereby directed to amend the city's official maps in accordance
99 with this ordinance.

100
101 **SECTION 3. SCRIVENER'S ERROR.** The city attorney may correct scrivener's
102 errors found in this ordinance by filing a corrected copy of this ordinance with the city
103 clerk.

104
105 **SECTION 4. SEVERABILITY.** If any provision of this ordinance or its
106 application to any person or circumstance is held invalid, the invalidity does not affect
107 other provisions or applications of this ordinance which can be given effect without the
108 invalid provision or application, and to this end the provisions of this ordinance are
109 severable.

110
111 **SECTION 5. EFFECTIVE DATE.** This ordinance is effective upon adoption,
112 except for sections one and two, which take effect on the 30th day after adoption.

113
114 **DONE, THE FIRST PUBLIC NOTICE,** in a newspaper of general circulation in
115 the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this
116 _____ day of _____, 2016.

117
118 **DONE, THE FIRST READING,** by the City Council of the City of Orlando,
119 Florida, at a regular meeting, this _____ day of _____, 2016.

120
121 **DONE, THE SECOND PUBLIC NOTICE,** in a newspaper of general circulation in
122 the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this
123 _____ day of _____, 2016.

124
125 **DONE, THE SECOND READING, THE PUBLIC HEARING, AND ENACTED ON**
126 **FINAL PASSAGE,** by an affirmative vote of a majority of a quorum present of the City
127 Council of the City of Orlando, Florida, at a regular meeting, this _____ day of
128 _____, 2016.

129
130
131 BY THE MAYOR OF THE CITY OF
132 ORLANDO, FLORIDA:

133
134 _____
135 Mayor

136 ATTEST, BY THE CLERK OF THE
137 CITY COUNCIL OF THE CITY OF
138 ORLANDO, FLORIDA:

139 _____
140
141 City Clerk

142 _____
143
144 Print Name

145
146 APPROVED AS TO FORM AND LEGALITY
147 FOR THE USE AND RELIANCE OF THE
148 CITY OF ORLANDO, FLORIDA:

149 _____
150
151 City Attorney

152 _____
153
154 Print Name

155
156 **[Remainder of page intentionally left blank.]**