



CITY OF ORLANDO

ACCEPTED FOR FILING BY
THE BOARD OF COUNTY
COMMISSIONERS AT ITS
MEETING ON

BCC Mtg. Date: June 20, 2017

May 22, 2017

Orange County Comptroller
P.O. Box 38
Orlando, FL 32802

Re: Ordinance No. 2017-14

Dear Comptroller Diamond:

Pursuant to section 171.044, Florida Statutes, the City Council of the City of Orlando, Florida adopted City Ordinance(s) 2016-85 adopted on December 6, 2016 annexing certain land into the corporate limits of the City of Orlando.

Until the Florida Statute is amended, it currently still requires the City to also send it to the Orange County Chief Administrative Officer and the Clerk of the Courts which we have also done.

The enclosed copies are intended for the files of the Board of County Commissioners and **not** for recording in the Official Records.

Sincerely yours,

A handwritten signature in cursive script that reads "Denise Aldridge".

Denise Aldridge
City Clerk

Enclosure(s)

Office of City Clerk

400 S. Orange Avenue, 2nd. Floor – Orlando, Florida 32801-4990 – Phone: 407-246-2251 -
Fax 407-246-3613 – <http://www.cityoforlando.net/cityclerk>

BCC Mtg. Date: June 20, 2017

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 SOUTH OF OGLESBY**
5 **AVENUE, WEST OF CLAY STREET, EAST OF**
6 **FORMOSA AVENUE AND NORTH OF CRANDON**
7 **AVENUE, AND COMPRISED OF 0.242 ACRES OF LAND,**
8 **MORE OR LESS; PROVIDING FINDINGS, AMENDMENT**
9 **OF THE CITY'S BOUNDARY DESCRIPTION, AND FOR**
10 **AMENDMENT OF THE CITY'S OFFICIAL MAPS;**
11 **PROVIDING FOR SEVERABILITY, CORRECTION OF**
12 **SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.**

13
14 **WHEREAS**, on October 10, 2016, the City Council of the City of Orlando, Florida
15 (the "Orlando City Council"), accepted a petition for voluntary annexation (hereinafter the
16 "petition") bearing the signatures of all owners of property in an area of land generally
17 located south of Oglesby Avenue, west of Clay Street, east of Formosa Avenue and
18 north of Crandon Avenue, comprised of approximately 0.242 acres of land and being
19 precisely described by the legal description of the area by metes and bounds attached to
20 this ordinance as Exhibit A (hereinafter the "property"); and
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22 **WHEREAS**, the petition was filed with the Orlando City Council pursuant to
23 section 171.044, Florida Statutes; and
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25 **WHEREAS**, at its regularly scheduled meeting of November 15, 2016, the
26 Municipal Planning Board (the "MPB") of the City of Orlando, Florida (the "city"),
27 considered annexation case number ANX2016-00010 (the "application"), requesting to
28 annex the property into the jurisdictional boundaries of the city; and
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30 **WHEREAS**, based upon the evidence presented to the MPB, including the
31 information and analysis contained in the "Staff Report to the Municipal Planning Board"
32 for application case number ANX2016-00010 and GMP2016-00018 (entitled "Item #1 –
33 Calvary Assembly Annexation and Future Land Use"), the MPB recommended that the
34 Orlando City Council approve said applications and adopt an ordinance or ordinances in
35 accordance therewith; and
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37 **WHEREAS**, the Orlando City Council hereby finds that:
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- 39 1. As of the date of the petition, the property was located in the unincorporated
40 area of Orange County; and
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42 2. As of the date of the petition, the property is contiguous to the city within the
43 meaning of subsection 171.031(11), Florida Statutes; and
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45 3. As of the date of the petition, the property is reasonably compact within the
46 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 171.031(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 property. In accordance with subsection 171.044(3), Florida Statutes, the annexed area is clearly shown on the map attached to this ordinance as **Exhibit B**.

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

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

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

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

DONE, THE FIRST PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this 30 day of April, 2017.

DONE, THE FIRST READING, by the City Council of the City of Orlando, Florida, at a regular meeting, this 27 day of February, 2017.

DONE, THE SECOND PUBLIC NOTICE, in a newspaper of general circulation in the City of Orlando, Florida, by the City Clerk of the City of Orlando, Florida, this 7 day of MAY, 2017.

DONE, THE SECOND READING, THE PUBLIC HEARING, AND ENACTED ON FINAL PASSAGE, by an affirmative vote of a majority of a quorum present of the City Council of the City of Orlando, Florida, at a regular meeting, this 15 day of May, 2017.

BY THE MAYOR OF THE CITY OF ORLANDO, FLORIDA:

Mayor

ATTEST, BY THE CLERK OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA:

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Denise Aldridge
City Clerk

Denise Aldridge

Print Name

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

Melissa Clarke
City Attorney

Melissa Clarke
Print Name

[Remainder of page intentionally left blank.]

Published Daily
ORANGE County, Florida

STATE OF FLORIDA

COUNTY OF ORANGE

Before the undersigned authority personally appeared Brandon DeLoach / Maria Torres, who on oath says that he or she is an Advertising Representative of the ORLANDO SENTINEL, a DAILY newspaper published at the ORLANDO SENTINEL in ORANGE County, Florida; that the attached copy of advertisement, being a Legal Notice in the matter of 11150-Public Hearing Notice, Ordinance #2017-14 was published in said newspaper in the issues of Apr 30, 2017; May 07, 2017.

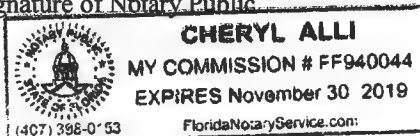
Affiant further says that the said ORLANDO SENTINEL is a newspaper published in said ORANGE County, Florida, and that the said newspaper has heretofore been continuously published in said ORANGE County, Florida, each day and has been entered as periodicals matter at the post office in ORANGE County, Florida, in said ORANGE County, Florida, for a period of one year next preceding the first publication of the attached copy of advertisement; and affiant further says that he or she has neither paid nor promised any person, firm or corporation any discount, rebate, commission or refund for the purpose of securing this advertisement for publication in the said newspaper.

John H.
Signature of Affiant

Brandon DeLoach
Printed Name of Affiant

Sworn to and subscribed before me on this 8 day of May, 2017,
by above Affiant, who is personally known to me (X) or who has produced
identification ().

Cheryl Alli
Signature of Notary Public



Name of Notary, Typed, Printed, or Stamped

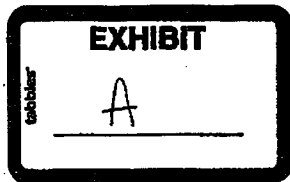
Notice of Proposed Enactment
On May 15, 2017 the Orlando City Council will consider proposed ordinance #2017-14, entitled AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORLANDO, FLORIDA, ANNEXING TO THE CORPORATE LIMITS OF THE CITY CERTAIN LAND GENERALLY LOCATED SOUTH OF OGLESBY AVENUE, WEST OF CLAY STREET, EAST OF FORMOSA AVENUE AND NORTH OF CRANDON AVENUE, AND COMPRISED OF 0.242 ACRES OF LAND, MORE OR LESS, PROVIDING FINDINGS, AMENDMENT OF THE CITY'S BOUNDARY DESCRIPTION, AND FOR AMENDMENT OF THE CITY'S OFFICIAL MAPS PROVIDING FOR SEVERABILITY, CORRECTION OF SCRIVENER'S ERRORS, AND AN EFFECTIVE DATE.



A public hearing on this ordinance will be held during Council's regular meeting beginning at 2:00 p.m. in Council Chambers, 2nd floor, Orlando City Hall, 400 S. Orange Ave., Orlando, Florida. Interested parties may appear at the meeting and be heard with respect to the proposed ordinance. If a person decides to appeal any decision made by Council with respect to any matter considered at the hearing, he or she will need a record of the proceedings, and that for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based. The proposed ordinance and a complete legal description by metes and bounds of the area proposed for annexation may be inspected by the public at the Office of the City Clerk located on the 2nd floor of Orlando City Hall, 400 S. Orange Avenue, Orlando, Florida. Qualified persons with disabilities needing auxiliary aid or service, or other assistance, so they can participate equally in the meeting should contact the Office of the City Clerk at (407) 246-2251 as soon as possible but no later than 48 hours before the meeting.

054910979

4/30, 5/17/2017



VERIFIED LEGAL DESCRIPTION FORM

MUNICIPAL PLANNING BOARD

The following legal description has been prepared
by Shannon Surveying

and submitted
to the City Planning Bureau for verification.

Signature

10-21-2016

Date

"This description has been
reviewed by the Bureau of
Engineering and is acceptable
based on a comparison with:

THE RECORD
PLAT, RAN TRAVERSE
& CLOSURE

By [Signature] Date 11/4/2016

Application Request (Office Use Only):

File No. ANX2016-00010

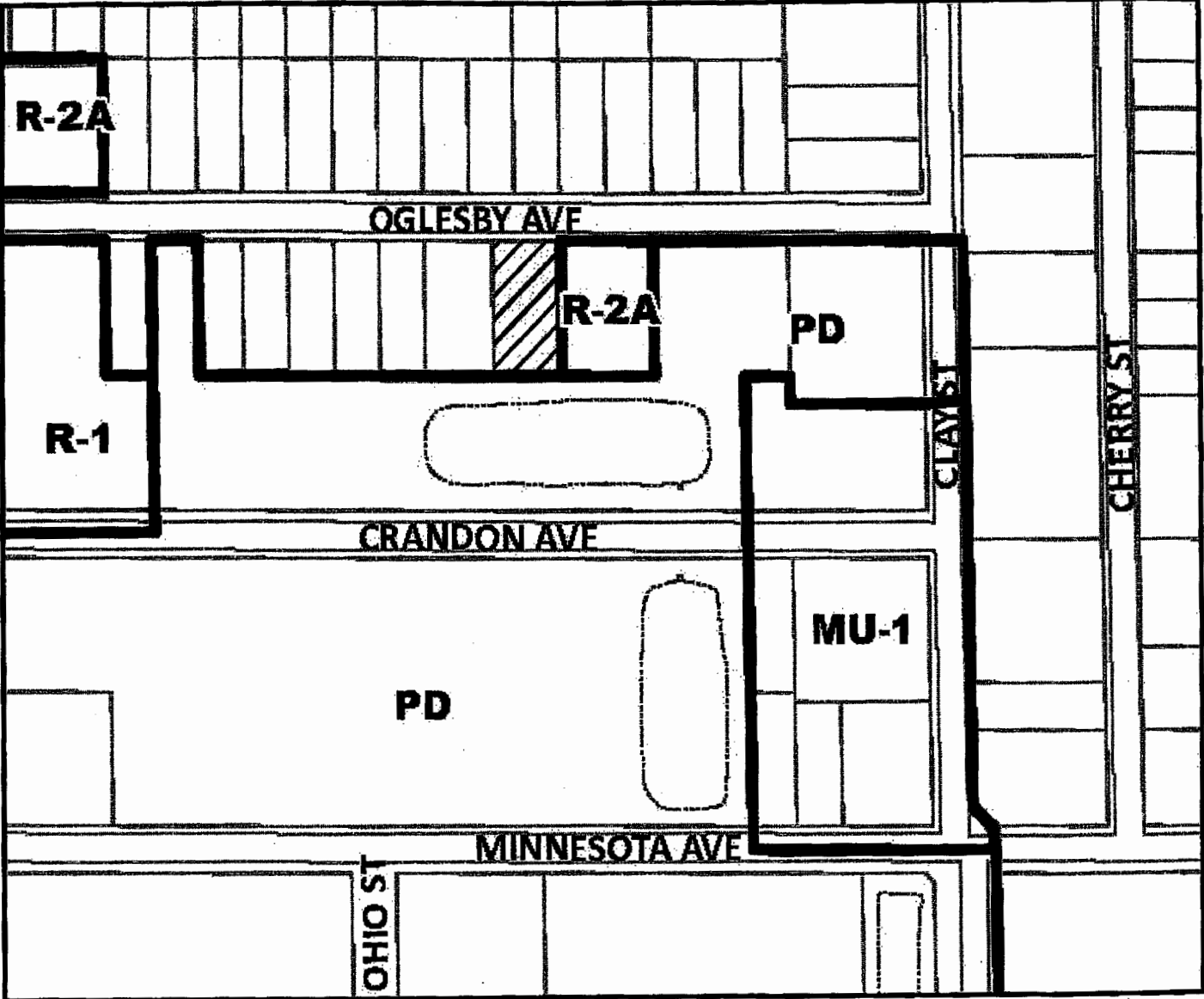
Legal Description Including Acreage (To be Typed By Applicant):

Lot 6 and the East 1/2 of Lot 7, Block D, Olympia Heights according to Plat thereof, as recorded in Plat Book J, Page 61, Public records of Orange County, Florida described as follows: Begin at the Northeast Corner of Lot 6, thence run S00°53'03"E along the East line of Lot 6 a distance of 140.71 feet; thence run S89°58'54"W along the South line of Lot 6 and 7 a distance of 75.00 feet; thence run N00°53'03"W a distance of 140.68 feet; thence run N89°57'39"E along the North line of Lot 6 and 7 a distance of 75.00 feet to the Point of Beginning.

Containing 10,552 square feet or 0.242 acres.

| OF |

EXHIBIT
B



ANX2016-00010

