

CITY OF SPRINGFIELD, FLORIDA

ORDINANCE NO.: 438

AN ORDINANCE ANNEXING REAL PROPERTY IN AN UNINCORPORATED AREA OF BAY COUNTY, WHICH IS CONTIGUOUS TO THE CITY OF SPRINGFIELD IN BAY COUNTY, FLORIDA, UPON PETITION OF ITS OWNERS AND MAKING THE UNINCORPORATED AREA A PART OF SAID CITY FOR ALL PURPOSES; AND PROVIDING FOR THE ADOPTION, PURSUANT TO CHAPTER 163, LAWS OF FLORIDA, OF AN AMENDMENT OF THE COMPREHENSIVE PLAN OF THE CITY OF SPRINGFIELD, FLORIDA; APPROVING TRANSMITTAL TO THE FLORIDA DEPARTMENT OF COMMUNITY AFFAIRS AS PROVIDED BY CHAPTER 163, FLORIDA LAWS; REPEALING ALL ORDINANCES OR PARTS THEREOF IN CONFLICT; AND PROVIDING THAT THIS ORDINANCES SHALL TAKE EFFECT AS PROVIDED BY LAW.

FILED 2006002706
OR BK 2725 Pages 1677 - 1680
RECORDED 01/12/06 14:31:37
D. J. Bazzel, Clerk
Bay County, Florida
DEPUTY CLERK DW
#3
Trans # 728646

BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF SPRINGFIELD,

WHEREAS, the sole owners of real property described herein which lies in an unincorporated area of Bay County, Florida, have petitioned said City to annex said property, and

WHEREAS, the governing body of said City has determined that the real property described herein lies in an unincorporated area of Bay County, Florida and

WHEREAS, the proposed ordinance of annexation was read by title, or in full, at the meeting of the governing body for the City held on the 3rd day of January, 2005, and said proposed Ordinance was published in Panama City News Herald each week for two consecutive weeks beginning with the 17th day of December, 2004, and proof of said publication having been filed among the records of the City in the office of the City Clerk, and

WHEREAS, the proposed ordinance has received a favorable recommendation by the Planning Board of the City of Springfield, and

WHEREAS, all the provisions of section 171.044 and 163, Florida Statutes, have fully complied with,

NOW, THEREFORE, BE IT ENACTED BY THE PEOPLE OF SPRINGFIELD IN BAY COUNTY, FLORIDA.

Part I: Voluntary Annexations:

Section 1: The following described real property in an unincorporated area of Bay County which is contiguous to the City of Springfield in Bay County, Florida, is hereby annexed to and shall hereafter be considered to be a part of the territorial area of the City of Springfield in Bay County, Florida, and within the City Limits of the City to the same extent as though said lands had originally been incorporated within the boundaries of said City, to-wit:

Owner: Martha A Giddiens
4634 Woodrest Rd
Cottendale, FL 32431-6570

Property Address: 5123 E. 11th Street

Description: Parcel Comprised of four Parcels

- 1) Beginning at a point which is 874 feet East of the center of section one(1), Township 4 South, Range 14 West; Running thence North 165 feet; Thence East 50 feet; Thence South 165 feet; Thence West 50 feet to the starting point. Reserving 15 feet off the South side of parcel Roadway. Located in the Northeast quarter (NE1/4) of section 1, Township 4 South, Range 14 West.
- 2) Beginning at a point which is 774 feet east of the center of Section 1, Township 4 South, Range 14 West; Running thence north 165 feet; thence east 50 feet; thence south 165 feet; thence west 50 feet to point of beginning, less 15 feet roadway off the south side for public travel. Said land located in the Southwest quarter of the Northeast quarter of Section 1, Township 4 South, Range 14 West.
- 3) Beginning at a point which is 598 feet east of the center of Section 1, Township 4 South, Range 14 West; Running thence north 165 feet; thence east 176 feet; thence south 165 feet; thence west 176 feet to point of beginning, less 15 foot roadway off the south side for public travel. Said land located in the Southwest Quarter of the Northeast Quarter of Section 1, Township 4 South, Range 14 West.
- 4) Commence 724 feet East of the center of Section 1, Township 4 North, Range 14 West; thence North 15 feet to the POINT OF BEGINNING; thence North 150 feet, East 150 feet, South 150 feet, West 50 feet, South 15 feet, West 50 feet, North 15 feet, West 50 feet to the POINT OF BEGINNING;

Lying within 35 feet of the survey line of State Road S-22, Section 46510, said survey line to be described as follows: Being on the West line of Section 1, Township 4 South, Range 14 West at a point of 2637.65 feet South of the Northwest Corner of said Section 1; thence South 88°33'28" East 2630.51 feet; thence South 89°00'28" East 2645.57 feet to the East line of said Section 1 at a point 25.42 feet North of the Southeast Corner of said Section 1; Containing 0.13 of an acre, more or less.

Parcel Number: 15025-000-000

Section 2: the boundary lines of the City of Springfield in Bay County, Florida, are redefined so as to include therein said property described above.

Section 3: These parcels shall be designated to Mixed-Use use as described in the City of Springfield Land Development Code and Comprehensive Land Plan of City of Springfield, FL.

Part II: Adoption of Small Scale Comprehensive Plan Amendment:

Section 1: This Ordinance is the adoption of a Small Scale Comprehensive Plan Amendment to the City of Springfield Comprehensive Plan Ordinance, and consists of change in the future land map to include the above described parcels.

Section 2: This Amendment to the Springfield Comprehensive Plan does hereby repeal all portions of the Springfield Comprehensive Plan that are inconsistent or in conflict with this Amendment to the Springfield Comprehensive Plan, and the City of Springfield Comprehensive Plan is hereby amended as set forth in this Ordinance and consists of the following:

A. Future Land Use Map Amendment.

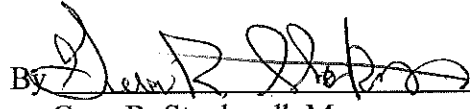
An official, true correct copy of all Elements of the City of Springfield Comprehensive Plan as adopted and amended from time to time shall be maintained by the City Commissioners or it's designee.

Section 3: If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, shall not affect any other provisions or applications of this Ordinance or the City of Springfield Comprehensive Plan which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared severable.

Section 4: The effective date of this small scale development plan amendment shall be 31 days after adoption, unless the amendment is challenged pursuant to Section 163.3187 (3), F.S. If challenged, the effective date of this amendment shall be the date a final order is issued by the Department of Community Affaires, or the Administration Commission, finding the amendment in compliance with Section 163.3187, F.S. No development orders, development permits, or land uses dependent on this amendment may be issued or commence before it has become effective. If a final order of noncompliance is issued by the Administration Commission, this amendment may nevertheless be made effective by adoption of a resolution affirming its effective status, a copy of which resolution shall be sent to the Department of Community Affairs, Bureau of Local Planning, 2740 Centerview Drive, Tallahassee, Florida 32399-2100.

PASSED AND ADOPTED by the City Commissioners, in Regular Session, in Springfield, Bay County, Florida, this 3rd day of January, 2005.

**CITY COMMISSION OF
SPRINGFIELD, FLORIDA**

By 
Gene R. Stockwell, Mayor

ATTEST:


Jimmie Anderson, Acting City Clerk

Planning Board Approval and Recommendation

First Reading: December 6, 2004

Second reading: January 3, 2005

Dates Published: December 17 & 23, 3004

Ordinance 438 Martha A. Giddiens Annexation of 5123 E. 11th Street

