

CITY OF SPRINGFIELD, FLORIDA

ORDINANCE NO.: 439

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 218, 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.

FILE # 2006002705  
OR BK 2725 Pages 1674 - 1676  
RECORDED 01/12/06 14:31:37  
Harold Bazzel, Clerk  
Bay County, Florida  
DEPUTY CLERK DW  
#218  
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 7<sup>th</sup> day of March, 2005, and said proposed Ordinance was published in Panama City News Herald each week for two consecutive weeks beginning with the 23<sup>rd</sup> day of March, 2005, 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: Linda Darsey Judah  
5613 Adalee Road  
Panama City, FL 32404

\* No Property Address Assigned-Unimproved Property

Description: Beginning at a point on the East right-of-way line of State Road 389 which is 226 ½ feet South of the North line of Lot 8, Block 22, Highland City Plat; thence run East 130 feet; thence run South 170 feet, thence run West 130 feet to the East line of East Avenue; thence run North 170 feet to the Point of Beginning. LESS AND EXCEPT; beginning at a point 233.5 feet North of the intersection of the South line of Lot 8, Block 22 of Highland City Plat and East right-of-way line of Highway 389; thence East 130 feet; thence south 5.5; thence West 130 feet to the Point of Beginning.

Parcel Number: 12522-000-000

**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 or use as described in the City of Springfield Land Development Code and Comprehensive Land Plan of City of Springfield, Florida.

**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 Affairs, 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 4<sup>th</sup> day of April, 2005.

**CITY COMMISSION OF  
SPRINGFIELD, FLORIDA**

By *Earnest Jordan*  
EARNEST JORDAN, MAYOR PRO TEM

**ATTEST:**

*Denise Craig*  
DENISE CRAIG, ADMINISTRATIVE ASSISTANT

Planning Board Approval and Recommendation: March 22, 2005

First Reading: March 7, 2005  
Second reading: April 4, 2005  
Dates Published: March 23, 2005  
March 28, 2005

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