

**ORDINANCE 1232**

**AN ORDINANCE RELATING TO ANNEXATION; MAKING FINDINGS; INCLUDING WITHIN THE CORPORATE LIMITS OF POLK CITY, FLORIDA, CERTAIN REAL PROPERTY LOCATED AT 822 COMMONWEALTH AVE AND ALL ADJACENT RIGHTS OF WAY; WHICH IS LOCATED IN SECTION 32, TOWNSHIP 25, RANGE 26; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, Keith A. Prestage and Tina M. Prestage as owners of the real property described in Section 1 of this Ordinance and which is carried in Section 32, Township 25, Range 26, Polk County, Florida, has filed a Petition with the City Council of the City of Polk City, pursuant to Florida Statute 171.044, requesting the City of Polk City annex the property within the corporate limits of the City; and

**WHEREAS**, the present Future Land Use Classification of the property in the Polk County Land Use Plan is RS Residential Suburban and the owners are requesting Land Use of Residential Low, and

**WHEREAS**, the City Council hereby finds that said property is reasonably compact in size and is contiguous to the City of Polk City; and

**WHEREAS**, the City Council of Polk City has deemed it advisable and in the best interest of the City that said property be annexed.

**NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF POLK CITY, FLORIDA:**

**SECTION 1 – DESCRIPTION**

There is hereby annexed into the City of Polk City, Florida, the real property which is found to be reasonably compact and contiguous to the City of Polk City, Florida, and which are more fully described in “Schedule A”, attached hereto, and further depicted in “Schedule B”, attached hereto.

**SECTION 2 – REVISION OF CORPORATE LIMITS**

From and after the final adoption of this Ordinance, the corporate limits of the City of Polk City are hereby revised to include the property described in Section 1 of this Ordinance.

**SECTION 3 –REPEAL OF ORDINANCES IN CONFLICT**

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**SECTION 4 – VALIDITY**

If any word, sentence, clause, phrase or provision of this ordinance, for any reason is held to be unconstitutional, void, or invalid, the validity of the remainder of the ordinance shall not be affected thereby.

**SECTION 5 –EFFECTIVE DATE**

This Ordinance shall take effect immediately upon passage.

**PASSED** on first reading this 12<sup>th</sup> day of September 2007.

**PASSED AND CERTIFIED AS TO PASSAGE** on the second reading this the \_\_\_\_\_ day of \_\_\_\_\_, 2007.

**City Council of the City of Polk City**

\_\_\_\_\_  
Donald L. Penton, Mayor

**ATTEST**

\_\_\_\_\_  
Sylvia Sims, City Clerk

**APPROVED AS TO CONTENT AND FORM**

\_\_\_\_\_  
Jeffrey Sullivan, City Attorney

**SCHEDULE A**

**Parcel 252632000000031070**

THAT PART OF COMM NE COR NE1/4 OF NW1/4 OF SEC RUN S 1319.66 FT TO NE COR OF OAK RIDGE HEIGHTS AS REC IN PB 20 PG 16 W ALONG N LINE SAID SUB 728 FT N 653.05 FT TO POB N 45 DEG 02 MIN 39 SEC W 392.51 FT S 44.64 FT S 54 DEG 43 MIN 12 SEC E 12.61 FT S 16 DEG 57 MIN 51 SEC E 33.68 FT S 312.92 FT N 66 DEG 19 MIN 46 SEC E 298.16 FT TO POB LYING ELY OF ACCESS ROAD AS DESC IN OR 4186-1701

**SCHEDULE B**

