

ORDINANCE # 246

AN ORDINANCE EXTENDING AND INCREASING THE CORPORATE LIMITES OF THE CITY OF BONIFAY, COUNTY OF HOLMES, STATE OF FLORIDA PURSUANT TO THE PROVISIONS OF FLORIDA STATUES 171.044 ANNEXATION OF PROCEDURES BY ANNEXING THERETO CERTAIN TRACTS OF LAND CONTIGUOUS AND COMPACT AND NOT EMBRACED WITHIN THE PRESENT LIMITS OF THE CITY OF BONIFAY.

PROPOSED ANNEXED AREAS

W $\frac{1}{2}$ of SW $\frac{1}{2}$ of NE $\frac{1}{4}$ ALSO W $\frac{1}{2}$ of all that portion of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ lying N of public road running East & West LESS .50 acres described in OR BOOK 90 Page 305 and road right of way described in OR BOOK 81, Page 441

Two acres in a square in NW Cor. of S $\frac{1}{2}$ of W $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 7, Township 4 North, Range 14 West

The Northwest Corner of SE $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 30, Township 5 North, Range 14 West, and run East on said forty line a distance of 794 feet to the West side of State Highway #39 (now known as #79) and then run South along West side of said highway 180 feet to a certain ditch for a Point of Beginning, thence run Northwesterly along said ditch to the West line of said forty to a point 124 feet South of the NW Corner of said SE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence run South from said point on said forty line 266 feet; thence run East 520 feet to the West side of said highway, thence run North along the West side of said highway 251 feet to Point of Beginning, all being in Section 30, Township 5 North, Range 14 West.

Commencing at the SE Corner of the SW $\frac{1}{4}$ of Section 30, Township 5 North, Range 14 West, thence West along Section line a distance of 500.00 feet; thence North a distance of 37.0 feet to the North R/W line of State Road No.S-173; thence West 90 feet to a Point of Beginning; thence North a distance of 78.5 feet; thence West a distance of 82 feet; thence South a distance of 78.5 feet to North R.W line of said State Road #S-173; thence East along R/W line a distance of 82 feet to the Point of Beginning. Said lands lying and being a part of the SW $\frac{1}{4}$ of Section 30, Township 5 North, Range 14 West.

Commencing at the SW Corner of Section 7, Township 4 North, Range 14 West and run S89°13'46"E 150.0 feet to Point of Beginning, thence N3°03'16"E along a Limited Access Right-of-Way 752.89 feet; thence N39°01'48"E 264.84 feet; thence N80°33'39"E 524.42 feet; thence S01°41'19"W 1053.18 feet to South Section line; thence N89°13'46"W along said Section Line 690.91 feet to Point of Beginning, containing 15.0 acres more or less, LESS A PARCEL OF LAND TO BE DEDICATED TO THE PUBLIC FOREVER TO BE USED FOR A ROAD RIGHT OF WAY DESCRIBED AS FOLLOWS: Begin at the intersection of the South line of Section 7, Township 4 North, Range 14 West with the East Right-of-Way line of State Road 79, said point to be 150 feet East of Southwest Corner of said Section 7; thence run S89°13'46"E along the section line a distance of 690.91 feet; thence N01°41'19"E 30 feet; thence N89°13'46"W 690.01 feet; thence S3°03'16" W 30 feet to the Point of Beginning.

Begin at a point on the south line of Section 12, where it intersects the West R/W line of S.R. 79 and run S0°45'11"W a distance of 62.64 feet; thence N88°22'34"W 75 feet; thence N0°45'11"E 62.64 feet; thence run N88°22'34"W along the South line of Section 12, 12.00 feet; thence N1°37'26"E 179.99 feet; thence N68°33'34"W 194.53 feet; thence N53°43'39"W 146.55 feet; thence N34°52'59"W 342.93 feet; thence N60°08'19"W, 188.00 feet; thence N41°15'19"W 334.03 feet; thence N1°37'26"E 170.65 feet to the South limited access R/W line of Interstate 10, and run S82°45'52"E 316.53 feet; thence continue on said R/W line S73°26'30"E 498.21 feet; thence S34°23'57"E 252.00 feet along said R/W line; thence S2°17'55"E along West R/W line of S.R. 79 a distance of 596.92 feet; thence S0°45'11"W along said R.W line 150.75 feet to the Point of Beginning; being in Section 12 and 13, Township 4 North, Range 15 West, and containing 11.93 acres, according to survey prepared by Thomas E. Jenkins, Registered Land Surveyor, Florida Certificate No. 2019, dated February 2, 1977.

N½ of N½ of N½ of NE¼ of Section 13, Township 4 North, Range 15 West, less a parcel described as: Begin at the NE corner of Section 13 for a point of beginning, thence run South 165 feet, thence run west 1320 feet, thence run north 165 feet, thence run east 1320 feet to the point of beginning, less that part which is highway 79 right of way. S¼ of SW¼ of SE¼ of Section 12, Township 4 North, Range 15 West

Begin at the SW Corner of the SE¼ of SW¼, Section 30, Township 5 North, Range 14 West and running thence N 100 feet; run thence East 300 feet to the west side of St Rd 79 thence south along the West side of St.Rd 79 100 feet; run thence West along forty line 300 feet to the POB lying and being in Section 30, Township 5 North, Range 14 West LESS AND EXCEPT St. Rd of 177-A R/W located in Holmes County, Florida.

Beginning at the SW corner of Section 30, Township 5 N, Range 14 W and run S88°36'E along the South line of said Section for 1932.30 feet; thence N0°41'E for 47.55 feet to POB, continue N0°41'E for 162 feet; thence N86°9'W 163.47 feet to the E right of way of State Road 79; thence SW 111.06 feet; thence S80°32'E for 114.70 feet thence S10°28'W for 46.50 feet; thence S88°29'E for 108 feet to the POB, all lying in and being a part of SE¼ of SW¼ of Section 30, Township 5 North, Range 14 West and containing .65 acres more or less. AND Beginning at the SW Corner of Section 30, Township 5 North, Range 14 West and run S88°36'E along the South line of said Section 30 for 1942.30 feet; thence run N0°41'E for 47.55 feet; thence run N88°29'W for 108 feet to the Point of Beginning; thence run N0°28'E for 46.50 feet; thence run N80°32'W for 114.70 feet to the East R/W line of State Road #79; thence run Southwesterly along said R/W line for 64.22 feet; thence run S88°29'E for 122.31 feet to the Point of Beginning, all lying and being a part of the SE¼ of SW¼ of Section 30, Township 5 North, Range 14 West and containing 0.15 acres more or less.

Commence at the intersection of the North right-of-way line of State Road 173 and the Right-of-way of State Road 79; thence North along the East Right-of-Way of State Road 79, 175.20 feet to the Point of Beginning; thence continue North along the right-of-way 190 feet; thence Easterly 210 feet; thence Northwesterly 85 feet; thence Easterly 390 feet; thence South 145 feet; thence East 49 feet; South 150 feet; thence East 450 feet; thence North 80 feet; West 395 feet to the Point of Beginning; Being in the SW¼ of Section 30, Township 5 North, Range 14 West.

Commence at the Southwest Corner of the NE¼ of SW¼ of Section 30, Township 5 North, Range 14 West and run N0°58'E 175 feet; thence S88°34'E, 400 feet to the Point of Beginning; thence continue along same line 100 feet; thence N0°58'E, 126.8 feet; thence N88°34'W, 100 feet; thence S0°58'W, 126.8 feet to the Point of Beginning. Said lands being Lot 14 of an unrecorded Subdivision, surveyed by Thomas E. Jenkins, Registered Land Surveyor, and said land lying and being in Holmes County, Florida.

SECTION ONE

The City Council hereby determines that the territory described does meet the criteria of Florida Statutes, and that such described territory is contiguous to the present City boundaries and compact and not embraced within the City limits; and therefore the City Council of the City of Bonifay has jurisdiction to annex the territory described herein.

SECTION TWO

The City of Bonifay shall extend and provide all its urban services existing or which may be provided in the future to the area described in Section Four hereof. The urban services shall be provided on the same basis as now existing within the city limits and in the same manner of the City prior to annexation.

SECTION THREE

If any provisions of this ordinance shall be held invalid, its invalidity shall not effect any other provisions of this ordinance that can be given effect without the invalid provision, and for this purpose the provisions of this ordinance are hereby declared to be severable.

SECTION FOUR

The corporate limits of the City of Bonifay are hereby extended and increased so as to include and embrace within the corporate limits of the City of Bonifay the following described territory and such city territory is hereby annexed and declared to be a part of the City of Bonifay.

(The same legal in the proposed annexed area hereof)

PASSED BY a majority vote on this 8th day of August, 1988.

CITY OF BONIFAY

BY: John Vanlandingham
John Vanlandingham, Mayor

ATTEST

Lynne E. Reith
City Clerk