

ANNEXATION ORDINANCE NO. 353

AN ORDINANCE ENACTED PURSUANT TO THE PROVISIONS OF FLORIDA STATUTES, SECTION 171.044 PROVIDING FOR THE ANNEXATION INTO THE CORPORATE LIMITS OF THE CITY OF BONIFAY, FLORIDA CERTAIN REAL PROPERTY OWNED BY WAYNE POWELL, WHICH CONSISTS OF PROPERTY CONTIGUOUS TO THE EXISTING CORPORATE LIMITS OF THE CITY OF BONIFAY, FLORIDA, PROVIDING FOR PUBLICATION OF THE ORDINANCE IN A NEWSPAPER OF GENERAL CIRCULATION WITHIN THE CITY, PROVIDING FOR THE FILING OF A CERTIFIED COPY OF THE ORDINANCE AS ADOPTED WITH THE CLERK OF THE CIRCUIT COURT AND WITH THE DEPARTMENT OF STATE OF THE STATE OF FLORIDA; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Wayne Powell is the owner of certain real property in Holmes County, Florida, contiguous to the corporate limits of the City of Bonifay; and

WHEREAS, Wayne Powell has filed a Petition for Voluntary Annexation of his property as set forth herein, so as to receive the benefit of services, both governmental and proprietary, provided by the City of Bonifay; and

WHEREAS, the City Council of the City of Bonifay, Florida has received and filed a Petition for Voluntary Annexation submitted by and on the behalf of Wayne Powell, as the sole owner of the real property hereinafter described, which petition does request that the City Council of the City of Bonifay, Florida take such action as is necessary to annex the described property so that the same shall be and become a part of, and within the corporate limits of the City of Bonifay, Florida; and

WHEREAS, the City Council has found and determined that it is reasonable and in the best interest of the City of Bonifay, its inhabitants, as well as the owner that such

property be annexed into, and become a part of the City of Bonifay, Florida.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
BONIFAY, FLORIDA, THAT:**

Section 1. Under and pursuant to the provisions of Florida Statutes, Section 171.044, the real property described as follows:

A parcel of land lying in and being a portion of Section 29, and 30, Township 5 North, Range 14 West, Holmes County, Florida, being more particularly described as follows: Commence at an existing axle marking the Southeast corner of the Southeast 1/4 of Section 30 (Southwest corner of the Southwest 1/4, Section 29), Township 5 North, Range 14 West, Holmes County, Florida:

THENCE North 88 degrees 28'26" West for a distance of 321.27 feet along the South line of said Section 30;

THENCE North 00 degrees 37'44" East for a distance of 173.56 feet to a point on the north right of way line of State Road (County Road) No. 173;

THENCE North 00 degrees 37'44" East for a distance of 634.63 feet to the POINT OF BEGINNING;

THENCE South 89 degrees 58'25" West for a distance of 234.90 feet to a point;

THENCE North 00 degrees 37'44" East for a distance of 863.08 feet to a point;

THENCE North 79 degrees 51'14" East for a distance of 649.69 feet to a point;

THENCE South 66 degrees 41'52" East for a distance of 1237.77 feet to a point on the northerly right of way line of said State Road (County Road) No. 173;

THENCE North 88 degrees 58'55" West for a distance of 1545.50 feet to an existing 3/4" iron pipe;

THENCE South 00 degrees 37'44" West for a distance of 515.23 feet to the POINT OF BEGINNING.

Together with and subject to covenants, easements, and restrictions of record. Said property contains 14.89 acres, more or less.

Is hereby annexed into, and declared to be a part of and within the corporate limits of, the

City of Bonifay, Florida, and entitled to share in the benefits and responsibilities of all other property located within the corporate limits of the City of Bonifay, Florida.

Section 2. The Charter and Comprehensive Plan of the City of Bonifay, Florida be, and the same is hereby, amended so as to include and incorporate the real property described herein as part of the corporate limits of the City of Bonifay, Florida.

Section 3. Upon the adoption of this ordinance in the manner and form prescribed by law, the City Clerk shall certify copies and shall file the same with the Clerk of the Circuit Court in and for Holmes County, Florida, and shall also file a copy of the same with the Department of State of the State of Florida.

Section 4. This ordinance shall become effective immediately upon its adoption in the manner and form prescribed by law.

PRESENTED, read by title, and tabled pending publication and public hearing as required by law on the 8th day of January, 2007.

PRESENTED, read by title, after publication and public hearing, duly enacted by the City Council of the City of Bonifay, Florida, on this 22nd day of January, 2007.

CITY OF BONIFAY, FLORIDA

BY: Frederic L. Howell
Frederic L. Howell, Mayor

ATTEST

BY:

Jeri Gibson
Jeri Gibson, City Clerk

Inst:0000118439 Date:02/07/2007 Time:10:10
DC,Cody Taylor,HOLMES County B:409 P:503