

ORDINANCE NO. 2018-01

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, ANNEXING CERTAIN LANDS LYING CONTIGUOUS TO THE CITY LIMITS, AS PETITIONED BY SHYD, LLC, INTO THE CORPORATE LIMITS OF THE CITY OF VENICE, FLORIDA, AND REDEFINING THE BOUNDARY LINES OF THE CITY TO INCLUDE SAID ADDITIONS; PROVIDING FOR REPEAL OF ALL ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, the City Council of the City of Venice, Florida received a sworn Petition from SHYD, LLC, dated November 4, 2016, requesting the city to annex 9.79± of real estate herein described, owned by SHYD, LLC, into the corporate limits of the City of Venice, Florida; and

WHEREAS, the Venice City Council has received and considered the report of the Planning Commission recommending approval of Annexation Petition No. 16-01AN, with stipulations, requesting annexation of the property described herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA:

SECTION 1. The Whereas clause above is ratified and confirmed as true and correct.

SECTION 2. After its evaluation of all evidence presented and in reliance upon representations made by SHYD, LLC, in said petition, the City of Venice, acting by and through its City Council by the authority and under the provisions of the Municipal Charter of the City of Venice and the laws of Florida, hereby annexes into the corporate limits of the City of Venice, Florida, and redefines the boundary lines of said city so as to include the following described parcel of real property in Sarasota County, Florida:

Parcel A:

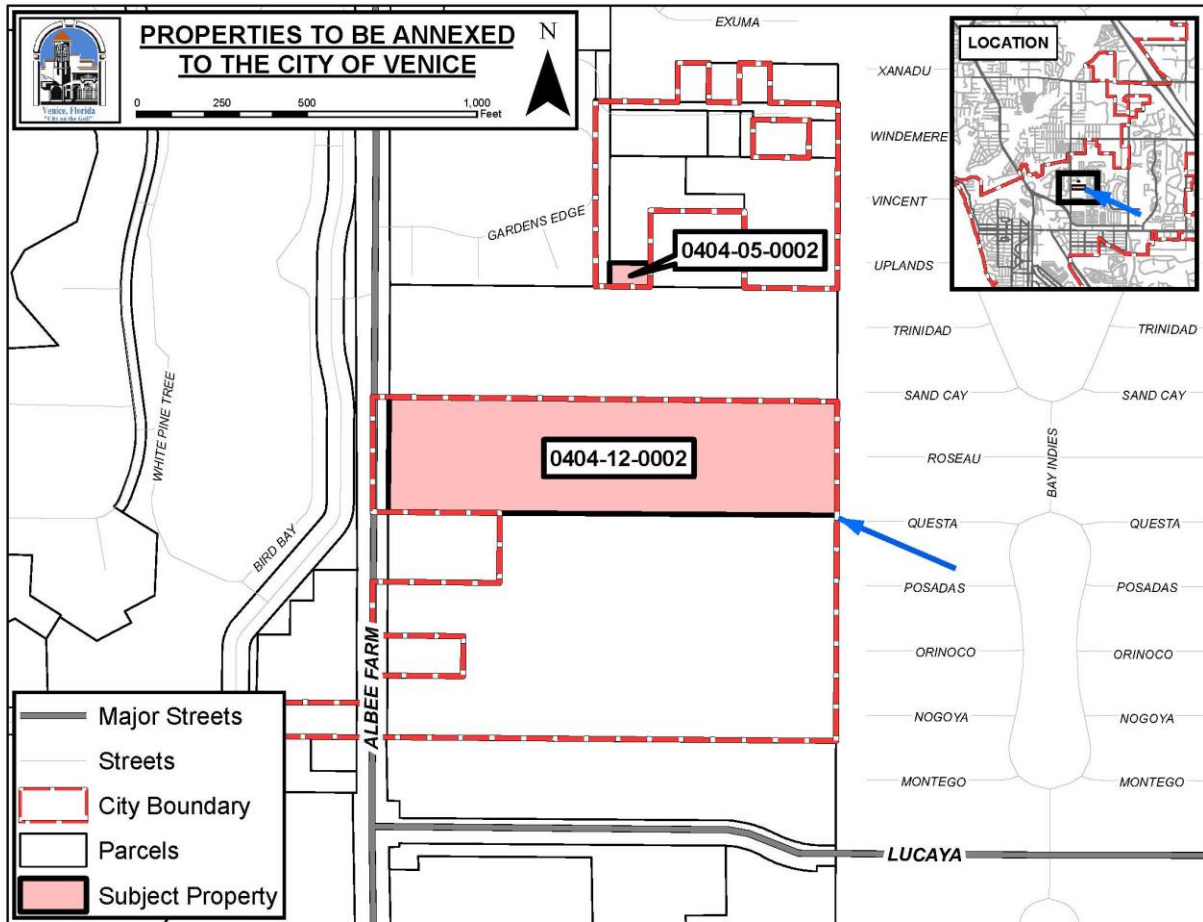
Commence at the Southwest corner of the Southeast ¼ of the Northwest ¼ of Southwest ¼ of Section 5, run East along the Section line a distance of 118.1 feet to a point, thence turn at an angle of North 00°01' East a distance of 70.76 feet to a point; thence turn West at an angle of South 89°58' West and run 118.07 feet to a point on the ¼ Section line; thence turn South 0°01' West and run 70.72 feet to the Point of Beginning, which is the said Southwest corner of the Southeast ¼ of the Northwest ¼ of the Southwest ¼ of Section 5, Township 39 South, Range 19 East, Sarasota County, Florida.

Parcel ID No.: 0404-05-0002

Parcel C:

The South ½ of the North ½ of the SW ¼ of the SW ¼ of Section 5, Township 39 South, Range 19 East, Sarasota County, Florida, LESS Albee Farm Road right of way in RPB 3 page 31, also LESS Westerly 58.75 feet for additional right of way for Albee Farm Road as described in O.R. Book 2623, Page 197, Public Records of Sarasota County, Florida.

Parcel ID No.: 0404-12-0002



SECTION 3. The City Council hereby formally and according to law accepts the dedication of all easements, streets, parks, plazas, rights-of-way and other dedications to the public, which have heretofore been made by plat, deed or user within the area, so annexed properties are subject to the following stipulations:

1. The applicant shall remove the non-conforming uses from the subject properties dealing with the cattle grazing and the storage of heavy equipment within 120 days from final approval of Annexation Petition by City Council.
2. If the parcels are sold independently, the property owner shall provide an access easement or show another legal means of access across the northern portion of Parcel B (PID: 0404-12-0001) referenced in Zoning Map Amendment No. 16-06RZ for access to Parcel A (PID: 0404-05-0002).

SECTION 4. That the proper city officials of said City of Venice be, and they hereby are, authorized and directed to file with the Clerk of the Circuit Court of Sarasota County, Florida, a certified copy of this Ordinance and to do and perform such other acts and things as may be necessary and proper to effectuate the true intent of this Ordinance.

SECTION 5. The Pre-Annexation Agreement between the City of Venice and SHYD, LLC, dated October 3, 2017, is hereby approved and incorporated by reference into this ordinance. All parties agree to abide by the terms and conditions of the Pre-Annexation Agreement.

SECTION 6. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

SECTION 7. This Ordinance shall take effect immediately upon its adoption as provided by law.

PASSED BY THE COUNCIL OF THE CITY OF VENICE, FLORIDA, THIS 23RD DAY OF JANUARY 2018.

First Reading: January 9, 2018
Final Reading: January 23, 2018

ADOPTION: January 23, 2018

John W. Holic, Mayor

ATTEST:

Lori Stelzer, MMC, City Clerk

I, Lori Stelzer, MMC, City Clerk of the City of Venice, Florida, a municipal corporation in Sarasota County, Florida, do hereby certify that the foregoing is a full and complete, true and correct copy of an Ordinance duly adopted by the City of Venice Council, a meeting thereof duly convened and held on the 23rd day of January 2018 a quorum being present.

WITNESS my hand and the official seal of said City this 23rd day of January 2018.

Lori Stelzer, MMC, City Clerk

Approved as to form:

David Persson, City Attorney