

**ORDINANCE NO. 2018-31**

**AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, AMENDING ORDINANCE NO. 2002-48, WHICH ADOPTED A PRE-ANNEXATION AGREEMENT WITH LLOYD P. MILLER, AS SUCCESSOR TRUSTEE OF TRUST NUMBER 1-A AND 1-D AND OSPREY LAND TRUST, A FLORIDA GENERAL PARTNERSHIP; BY ADOPTING AN AMENDMENT TO THE PRE-ANNEXATION AGREEMENT TO MODIFY SECTION 2 OF THE PRE-ANNEXATION AGREEMENT; PROVIDING FOR CONFLICTS HERewith; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR AN EFFECTIVE DATE**

**WHEREAS**, the Venice City Council approved Ordinance No. 2002-48, which annexed property owned by Lloyd. P. Miller, as Successor Trustee of Trust Number 1-A and 1-D and Osprey Land Trust, a Florida General Partnership; and

**WHEREAS**, Ordinance No. 2002-48 incorporated a Pre-Annexation Agreement between the City of Venice, Florida and Lloyd. P. Miller, as Successor Trustee and Osprey Land Trust; and

**WHEREAS**, the City of Venice approved an Amendment to the Pre-Annexation Agreement between the City of Venice and Sarasota County Public Hospital District, successor in title and interest to and Lloyd. P. Miller, as Successor Trustee and Osprey Land Trust.

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

**SECTION 1.** The above whereas clauses are ratified and confirmed as true and correct.

**SECTION 2.** Section 2 of Ordinance No. 2002-48 is hereby amended to incorporate the First Amendment to Pre-Annexation Agreement approved by the Venice City Council on September 11, 2018.

**SECTION 3.** In all other respects, Ordinance No. 2002-48 remains in full force and effect.

**SECTION 4.** To the extent of any conflict between the provisions of this ordinance, and any other ordinance, resolution, or agreement of the City of Venice, Florida, the provisions of this ordinance shall prevail.

**SECTION 5.** **Severability.** If for any reason a provision of this ordinance or the application thereof to any person, group or persons, or circumstances are held invalid, the invalidity shall not affect other provisions or applications of the ordinance which can be given effect without the invalid provision or application, and to this end the provisions of the ordinance are severable.

**SECTION 6.**    **Effective date.** This ordinance shall take effect immediately upon its adoption, as required by law.

**PASSED BY THE CITY COUNCIL OF THE CITY OF VENICE, FLORIDA THIS 25TH DAY OF SEPTEMBER 2018.**

First Reading:            September 11, 2018

Final Reading:          September 25, 2018

Adoption:                September 25, 2018

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John W. Holic, Mayor

ATTEST:

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Lori Stelzer, MMC, City Clerk

I, Lori Stelzer, CMC, 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 Venice City Council, a meeting thereof duly convened and held on the 25th day of September 2018, a quorum being present.

**WITNESS** my hand and the official seal of said City this 25th day of September 2018.

(SEAL)

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Lori Stelzer, CMC, City Clerk

Approved as to form:

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City Attorney