

ORDINANCE NO. 2021-09

AN ORDINANCE OF THE CITY OF VENICE, FLORIDA, ANNEXING CERTAIN LANDS LYING CONTIGUOUS TO THE CITY LIMITS, PURSUANT TO PETITION NO. 20-45AN BY RAPHAEL PIANA AND MINDY PIANA, CO-TRUSTEES OF THE PIANA REVOCABLE TRUST, 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 Raphael Piana and Mindy Piana, Co-Trustees of the Piana Revocable Trust, requesting the city to voluntarily annex 19.35± acres of real property 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. 20-45AN; and

WHEREAS, the Venice City Council has determined the areas to be annexed have met all the requirements of Chapter 171, Florida Statutes, including being contiguous to the City of Venice and reasonably compact; and

WHEREAS, all other procedural and notice requirements mandated by state law and the City's Charter and Code of Ordinances have been followed and satisfied; and

WHEREAS, it is in the best interest of the public health, safety, and welfare of the citizens of the City of Venice for the City Council to annex the real property described herein into the municipal boundaries of the City of Venice.

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

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

SECTION 2. The City of Venice hereby accepts the Petition to voluntarily annex the property into the corporate limits of the City of Venice and hereby determines that the Petition bears the signatures of all current owners of the property to be annexed. The property described herein in Exhibit "A" is hereby annexed into the corporate limits of the City of Venice and the boundary lines of the City of Venice are hereby redefined to include the described property.

SECTION 3. Within seven (7) days after adoption, this Ordinance shall be filed with the Clerk of the Circuit Court of Sarasota County, Florida and the Chairman of the Board of County Commissioners of Sarasota County, Florida, and the Department of State, Secretary of State, State of Florida, pursuant to Section 171.044(3), Florida Statutes.

SECTION 4. The Pre-Annexation Agreement between the City of Venice and Raphael and Mindy

Piana, Co-Trustees of the Piana Revocable Trust, dated January 14, 2021, is hereby incorporated by reference into this ordinance. All parties agree to abide by the terms and conditions of the Pre-Annexation Agreement.

SECTION 5. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6. If any provision or portion of this ordinance is declared by any court of competent jurisdiction to be void, unconstitutional or unenforceable, then all remaining provisions and portions of this ordinance shall remain in full force and effect.

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 MARCH, 2021.

First Reading: March 9, 2021

Final Reading: March 23, 2021

ADOPTION: March 23, 2021

Ron Feinsod, 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 March 2021, a quorum being present.

WITNESS my hand and the official seal of said City this 23rd day of March, 2021.

Lori Stelzer, MMC, City Clerk

Approved as to form:

Kelly Fernandez, City Attorney

LEGAL DESCRIPTION- PID # 0387-13-0001

LOT 12, WOODLAND ACRES, according to the Plat thereof recorded in Plat Book 20, Page 3 of the Public Records of Sarasota County, Florida. LESS THE FOLLOWING DESCRIBED PARCELS DEED TO SARASOTA COUNTY, FLORIDA:

PARCEL #1

That part of the Northwest Quarter (1/4) of Section 33, Township 38 South, Range 19 East, Sarasota County, Florida, being more particularly described as follows:

Begin at the Southwest corner of the Northwest Quarter (1/4) of said Section 33; thence N.00°37'52"E. along the West line of said Section 33, a distance of 716.78 feet; thence S.89°42'21"E. for a distance of 43.48 feet; thence S.01°28'28"W. a distance of 722.85 feet; thence N.89°34'59"W. a distance of 32.83 feet; thence N.00°36'23"E. along the West line of said Section 33 a distance of 5.86 feet the POINT OF BEGINNING. (Per Quit-Claim Deed recorded in O.R. Book 2877, Page 393, of the Public Records of Sarasota County, Florida).

PARCEL #2

That part of Lot 12, WOODLAND ACRES, according to the plat thereof recorded in Plat Book 20, Page 3, of the Public Records of Sarasota County, Florida, being more particularly described as follows:

Commence at the Southwest corner of the Northwest Quarter (1/4) of Section 33, Township 38 South, Range 19 East; thence N.00°37'52"E. along the West line of said Section 33 for a distance of 325.85 feet; thence S.89°22'08"E. a distance of 41.50 feet to the POINT OF BEGINNING; thence N.00°37'52"E. a distance of 257.02 feet; thence N.01°28'28"E. along apparent West line of said Lot 12 for a distance of 74.18 feet; thence S.89°42'21" along the apparent North line of said Lot 12 a distance of 25.00 feet; thence S.01°28'28"W. a distance of 74.33 feet; thence S.00°37'52"W. for a distance of 257.02; thence N.89°22'08"W. a distance of 25.00 feet to the POINT OF BEGINNING. (Per Warranty Deed recorded in O.R. Book 2877, Page 399, of the Public Records of Sarasota County, Florida.)

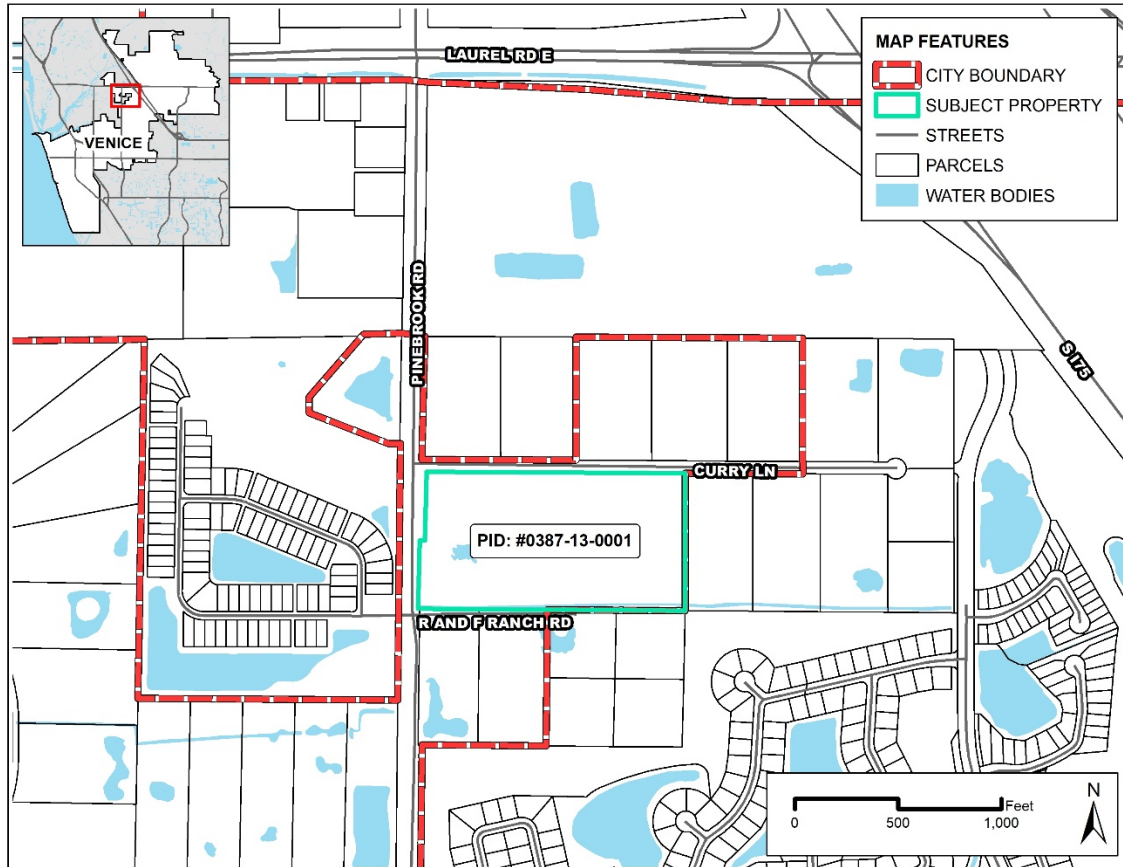
PARCEL #3

That part of Lot 12, WOODLAND ACRES, according to the plat thereof recorded in Plat Book 20, Page 3, of the Public Records of Sarasota County, Florida, being more particularly described as follows:

Commence at the Southwest corner of the Northwest Quarter (1/4) of Section 33, Township 38 South, Range 19 East; thence S.00°36'23"W. along the West line of said Section 33 for a distance of 5.86 feet; thence S.89°34'59"E. a distance of 32.83 feet to the apparent Southwest corner of said Lot 12 and the POINT OF BEGINNING; thence N.01°28'28"E. along apparent West line of said Lot 12 a distance of 588.67 feet; thence S.00°37'52"W. a distance of 582.86 feet;

thence S.00°36'23"W. a distance of 5.71 feet to the intersection with the apparent South line of said Lot 12; thence N.89°34'59"W. along said South line a distance of 8.67 feet to the POINT OF BEGINNING. (Per Warranty Deed recorded in O.R. Book 2877, Page 402, of the Public Records of Sarasota County, Florida).

Being in Section 33, Township 38 South, Range 19 East.



Any discrepancy between the legal description and the map shall resolve in favor of the map.