

ORDINANCE NO. 11-01

BY Councilman Dick Scott

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF ADA, OKLAHOMA, ANNEXING AN AREA ADJACENT TO THE CITY OF ADA INTO AND AS A PART OF THE CORPORATE LIMITS OF SAID CITY OF ADA, AS SAID ANNEXATION IS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; PROVIDING FOR ZONING OF THE ANNEXED AREA; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY.

WHEREAS, a petition has been presented to the City Council of the City of Ada, Oklahoma, proposing consideration, approval, and passage of an ordinance extending and annexing into the corporate limits of the City of Ada certain real property adjacent to the City under the Charter and Ordinances of the City of Ada, and the laws of the State of Oklahoma, and said Council after hearing the facts and being sufficiently advised, finds as follows:

1. That all requirements necessary for the annexation of said property to the City of Ada and to extend the corporate limits thereof have been complied with as provided by the Charter and Ordinances of the City of Ada, and the laws of the State of Oklahoma as set out in Title 11, Oklahoma Statutes, Section 21-101, *et seq.*;
2. That pursuant to 11 O.S. §21-105 at least three-fourths of the registered voters and the owners of at least three-fourths (in value) of the said property have petitioned for annexation of said property;
3. That notice of the proposed annexation has been published as required by law for at least once each week for two successive weeks in a newspaper of general circulation in the City of Ada, Oklahoma;
4. That a public hearing was held on the date and time, and at the place, specified in the aforesaid notice, prior to consideration of this ordinance.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ADA, OKLAHOMA:

Section 1. Annexed Territory.

That said area, situated in Pontotoc County, Oklahoma, shall become attached to and be within the corporate limits of the City of Ada, Oklahoma, and shall hereafter be considered an integral part of the corporate limits, and said corporate limits to the City of Ada, Oklahoma, are extended and enlarged so as to include all of the property described as follows, to-wit:

A tract of land located in the S/2 of Section 3, Township 3 North, Range 6 East, Pontotoc County, Oklahoma, more particularly described as follows:

Commencing of the Southeast corner of the SW/4 of said Section 3; thence S 89°31'41" W along the South line of said Section 3 a distance of 263.00 feet to the point of beginning; thence continuing S 89°31'41" W a distance of 268.00 feet; thence N 00°33'03" W a distance of 500 feet; thence S 89°31'41" W a distance of 499.72 feet; thence N 00°21'14" W a distance of 397.41 feet; thence S 89°33'28" W a distance of 250.00 feet; thence N 00°26'09" W a distance of 231.36 feet to the center line of the abandoned O.C.A.A. railroad; thence N 69°51'45" W along said center line a distance of 133.54 feet; thence N 00°22'34" W a distance of 150.80 feet to a point on the North line of the S/2 of the S/2 of said Section 3; thence N 89°34'15" E along the North line of said S/2 of the S/2 a distance of 1403.37 feet to the Southwest corner of the NW/4 of the SE/4 of said Section 3; thence N 00°33'03" W along the West side of said NW/4 of the SE/4 a distance of 277.62 feet; thence N 77°15'45" E a distance of 202.40 feet to a point on the Southwesterly right of way line of State Highway No. 99; thence S 32°00'32" E along said right of way a distance 122.20 feet; thence N 75°56'54" E along said right of way a distance of 15.83 feet; thence S 32°00'32" E along said right of way a distance of 258.71 feet; thence S 19°06'58" E along said right of way distance of 451.84 feet; thence S 32°00'32" E along said right of way a distance of 517.51 feet to a point on the North line of the abandoned O.C.A.A. railroad; thence S 20°06'01" W a distance of 110.00 feet to the center line of abandoned O.C.A.A. railroad; thence N 69°53'59" W along said center line a distance of 841.21 feet to a point on the West line of the SE/4 of said Section 3; thence S 00°33'03" E along the West line of said SE/4 a distance of 148.75 feet; thence S 89°31'41" W a distance of 263.00 feet; thence S 00°33'03" E a distance of 500.00 feet to the point of beginning; containing 38.716 acres more or less; (insofar, and only insofar, as to that portion of said property which is not already within the corporate limits of the City of Ada, Oklahoma).

Section 2. Zoning Classification.

Said property shall retain its current zoning classification.

Section 3. Severability.

If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Ada that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section 4. Emergency Clause.

It being immediately necessary for the preservation of public health, peace, and safety, an emergency is hereby declared to exist, by reason whereof this Ordinance shall take effect and be in full force from and after its passage and approval.

PASSED AND APPROVED and the emergency clause voted on separately this 3rd day of January, 2011.

ATTEST:

Sally Pool
City Clerk (seal)



CITY OF ADA

By Danell Amendt
Mayor

I, the undersigned, City Clerk of the City of Ada, Oklahoma, hereby certify that the above and foregoing is a true, correct and complete copy of the ordinance of said city duly adopted by the governing body of said city at a meeting held on the date therein stated as the same appears in the minutes of said meeting on file in my office as a part of the official record thereof.

Sally Pool
City Clerk
City of Ada, Oklahoma

Note: A duly certified copy of this ordinance, together with an accurate map or plat of the territory being annexed, shall be filed in the office of the County Clerk of Pontotoc County, Oklahoma, and with the Oklahoma Tax Commission.

I, the undersigned, duly qualified and acting City Clerk of the City of Ada, State of Oklahoma, hereby certify that the above and foregoing document, consisting of 4 pages, is a true and correct copy of the original document on file in the City Clerk's office.

Witness my hand and seal this 4th day of January, 2011
Sally Pool
City Clerk

