

ORDINANCE NO. 2002-7

**AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF GEARY, OKLAHOMA, MAKING FINDINGS OF FACT; ANNEXING AN AREA ADJACENT TO THE CITY OF GEARY INTO AND AS A PART OF THE CORPORATE LIMITS OF SAID CITY OF GEARY, AS SAID ANNEXATION IS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE; PROVIDING THAT BUSINESSES SHALL START COLLECTING MUNICIPAL SALES TAX ON JANUARY 1, 2003; PROVIDING THAT THE ANNEXED AREA SHALL BE ESTABLISHED AS A NEW WARD; PROVIDING FOR SEVERABILITY; DECLARING REPEALER; AND DECLARING AN EMERGENCY.**

WHEREAS, the City Council of the City of Geary, Oklahoma, proposes consideration, approval, and passage of an ordinance extending and annexing into the corporate limits of the City of Geary certain real property adjacent to the City pursuant to the laws of the State of Oklahoma, and said Council after hearing the facts and being sufficiently advised, is of the opinion that all requirements necessary for the annexation of said property to the City of Geary and to extend the corporate limits thereof have been complied with as provided by the laws of the State of Oklahoma as set out in Title 11, Oklahoma Statutes, Section 21-101, *et seq.*, including, but not limited to, the following:

1. A resolution proposing the annexation of the property described herein, directing that notice be given as required by law, and approving a proposed plan for extension of services was adopted by the City Council of the City of Geary on November 18, 2002.
2. Notice of the proposed annexation of the property described herein was published in a newspaper of general circulation in the territory to be annexed, within fourteen (14) days of the approval of the resolution proposing the annexation.
3. Notice of the proposed annexation of the property described herein was mailed by first-class mail to all owners of property proposed to be annexed as shown by the current year's ownership rolls in the office of the County Treasurer of Canadian County, Oklahoma, within fourteen (14) days of the approval of a resolution proposing the annexation.
4. A public hearing was held concerning the proposed annexation and the proposed service plan on December 9, 2002, at 4:00 o'clock p.m., which date was no earlier than fourteen (14) days nor more than thirty (30) days following the publication and mailing of the notice set forth above.
5. At the public hearing the proposed plan for extension of services was available for inspection and explained to the property owners of the territory to be annexed.

6. That at least three sides of the property to be annexed are adjacent or contiguous to property already within the municipal limits.

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF GEARY, OKLAHOMA:**

**Section 1. Annexed Territory.**

That said area, situated in Canadian County, Oklahoma, shall become attached to and be within the corporate limits of the City of Geary, Oklahoma, and shall hereafter be considered an integral part of the corporate limits, and said corporate limits to the City of Geary, Oklahoma, are extended and enlarged so as to include all of the property described in the attached Exhibit "A."

**Section 2. Plan for Extension of Municipal Services.**

The Plan for Extension of Municipal Services to Annexed Area, which is attached hereto as Exhibit "B," is hereby incorporated into and made a part of this ordinance.

**Section 3. Collection of Municipal Sales Tax.**

Businesses shall be required to start collecting municipal sales tax beginning January 1, 2003.

**Section 4. Establishing a New Ward.**

The area annexed by this ordinance shall be a new Ward of the City and will be named Ward 5.

**Section 5. Severability.**

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is, for any reason, held invalid or unconstitutional by any Court of competent jurisdiction, said portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Ordinance.

**Section 6. Repealer.**

All former ordinances and/or parts of Ordinances conflicting or inconsistent with the provisions of this Ordinance are hereby repealed.

**Section 7. Emergency.**

Whereas, it being immediately necessary for the preservation of the public health, peace and safety of the City of Geary and the inhabitants thereof, an emergency is hereby declared to exist, by reason whereof, this Ordinance shall be in full force and effect from and after its passage and approval, as

provided by law.

**PASSED AND APPROVED** and the Emergency Clause voted upon separately by the Mayor and City Council of the City of Geary, Oklahoma this 13 day of DECEMBER, 2002.

*Ken McKay*  
Mayor

ATTEST:

*Mary J. Hays*  
City Clerk

APPROVED as to form this 13 day of December, 2002.

*Raymond A. Vincent*  
RAYMOND A VINCENT  
City Attorney



## Exhibit B

### PLAN TO EXTEND MUNICIPAL SERVICES APPROPRIATE TO PROPOSED ANNEXED TERRITORY

The City of Geary will provide the following municipal services to the proposed annexed territory.

#### Immediate Services.

1. Police protection.
2. Volunteer Fire protection.
4. Trash service.

#### Services to be provided within 6 months.

1. Installation of Street lights on the entrance ramps of I-40, the US 281 HWY Spur and on the South Frontage Road of I-40.
2. Placement of a fire truck in the annexed area.

