

ORDINANCE NO. 253

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF JAY, OKLAHOMA, MAKING FINDINGS OF FACT; ANNEXING AN AREA ADJACENT TO THE CITY OF JAY INTO AND AS A PART OF THE CORPORATE LIMITS OF SAID CITY OF JAY, 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 Jay, Oklahoma, requesting consideration, approval, and passage of an Ordinance extending and annexing into the corporate limits of the City of Jay, certain real property adjacent to the City under the Charter and Ordinances of the City of Jay, and 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 Jay and to extend the corporate limits thereof have been complied with as provided by the Charter and Ordinances of the City of Jay, and the laws of the State of Oklahoma as set out in Title 11, O.S. Section 21-101 et seq., including, but not limited to the following:

1. A petition requesting the annexation of the property described herein was filed with the City Clerk on the 2nd day of September, 2004 by the owner of said real property.
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 for two (2) consecutive issues as provided by law.
3. The plan for extension of services was explained to the property owners of the property to be annexed.
4. That the property to be annexed is adjacent to property already within the corporate limits of the City of Jay, Oklahoma.



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

Section 1. Annexed Territory.

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

(Tract #3): Part of the SW1/4 SW1/4 and W1/2 W1/2 SE1/4 SW1/4 of Section 1, Township 22 North, Range 23 East of the I.B.&M., Delaware County, Oklahoma, more particularly described as follows: Commencing at the SW corner of said SW1/4; thence S89°35'58"E 539.35 feet along the South line of said SW1/4 to the Point of Beginning; thence N00°00'04"E 809.53 feet; thence East 703.63 feet; thence N00°03'02"W 508.05 feet to the North line of said SW1/4; thence S89°27'36"E 410.59 feet to the NE corner of said W1/2 W1/2 SE1/4 SW1/4; thence S00°03'02"E 1321.51 feet to the South line of the SW1/4; thence N89°35'58"W 1114.96 feet to the Point of Beginning; said described tract containing 25.6 acres, more or less, being subject to easements thereof.

Section 2. Zoning Classification.

Said property shall be classified as R-1, Single Family Residential District.

Section 3. Plan for Extension of Municipal Services.

The Extension of Municipal Services to the Annexed Area are as follows:

Water Service	Already in place and available
Sewer Service	No sewer available, however, the subject property will have a certified legal septic system.
Natural Gas Service:	Already in place and available
Trash Service:	Already in place and available
Police Service:	Already in place and available
Ambulance Service:	Already in place and available
Fire Service:	Already in place and available
Street Maintenance:	Already in place and available

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Section 4. 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 Jay, Oklahoma that this Ordinance would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section, or part thereof, not been included herein.

Section 5. 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.

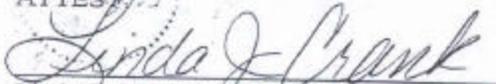
PASSED AND APPROVED and the emergency clause voted on separately this 4th day of October, 2004.

CITY OF JAY, OKLAHOMA

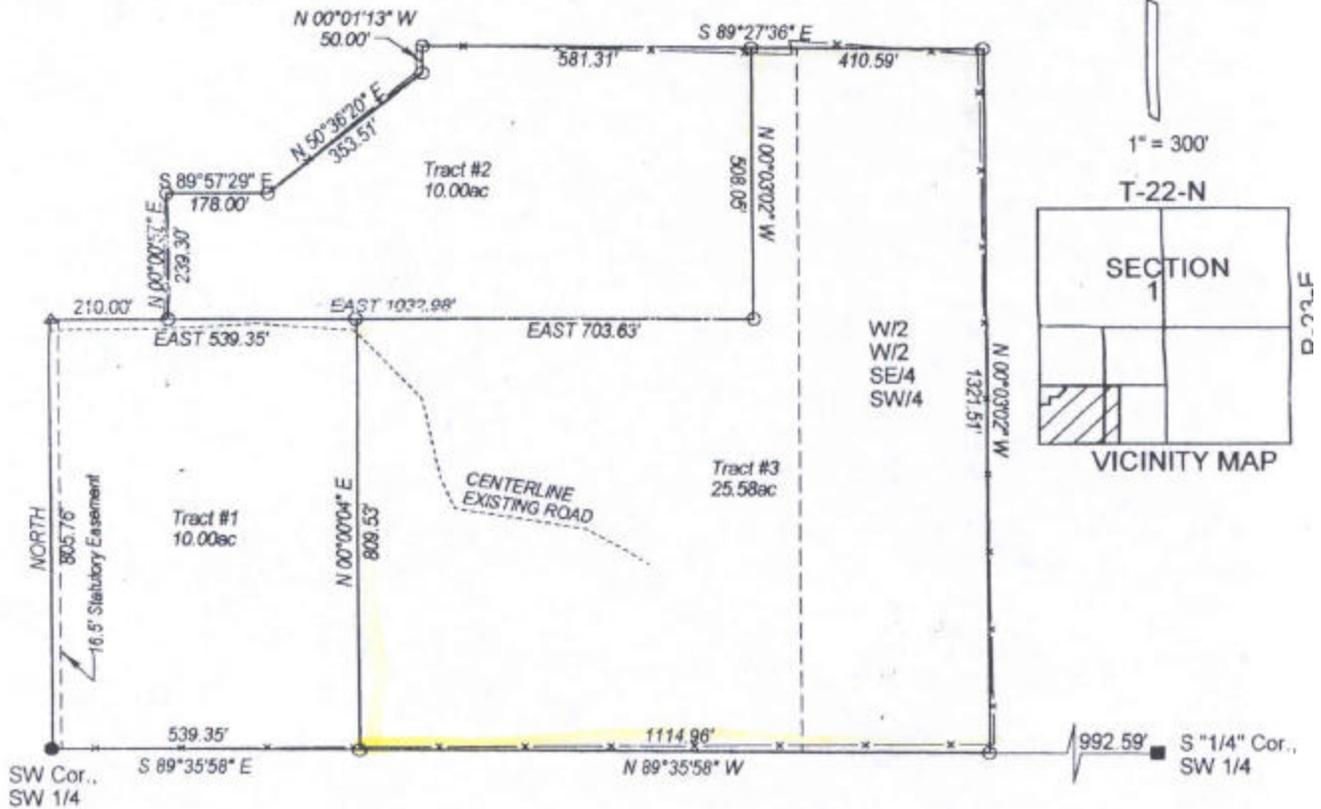
By:


WAYNE DUNHAM, Mayor

ATTEST


Linda J. Crank, City Clerk

BASIS OF BEARING: S 89°35'58" E ALONG
THE SOUTH LINE OF THE SW 1/4



LEGAL DESCRIPTION(Tract #1)
Part of the SW 1/4 of the SW 1/4 of Section 1, Township 22 North, Range 23 East of the I. B. & M., Delaware County, Oklahoma. Being more particularly described as follows:
Beginning at the SW Corner of said SW 1/4; thence North 805.76 feet along the West line of said SW 1/4; thence East 539.35 feet; thence S 00°00'04" W 809.53 feet to the South line of said SW 1/4; thence N 89°35'58" W 539.35 feet to the POINT OF BEGINNING; said described tract containing 10.0 Acres, more or less. Being subject to easements thereof.

LEGAL DESCRIPTION(Tract #2)
Part of the SW 1/4 of the SW 1/4 of Section 1, Township 22 North, Range 23 East of the I. B. & M., Delaware County, Oklahoma. Being more particularly described as follows:
Commencing at the SW Corner of said SW 1/4; thence North 805.76 feet along the West line of said SW 1/4; thence East 210.00 feet to the POINT OF BEGINNING; thence N 00°00'57" E 239.30 feet; thence S 89°57'29" E 178.00 feet; thence N 50°36'20" E 353.51 feet; thence N 00°01'13" W 50.00 feet to the North line of said SW 1/4; thence S 89°27'36" E 581.31 feet; thence S 00°03'02" E 508.05 feet; thence West 1032.98 feet to the POINT OF BEGINNING; said described tract containing 10.0 Acres, more or less. Being subject to easements thereof.

LEGAL DESCRIPTION(Tract #3)
Part of the SW 1/4 of the SW 1/4 and the W 1/2 of the W 1/2 of the SE 1/4 of the SW 1/4 of Section 1, Township 22 North, Range 23 East of the I. B. & M., Delaware County, Oklahoma. Being more particularly described as follows:
Commencing at the SW Corner of said SW 1/4; thence S 89°35'58" E 539.35 feet along the South line of said SW 1/4 to the POINT OF BEGINNING; thence N 00°00'04" E 809.53 feet; thence East 703.63 feet; thence N 00°03'02" W 508.05 feet to the North line of said SW 1/4; thence S 89°27'36" E 410.59 feet to the NE Corner of said W 1/2 W 1/2 SE 1/4 SW 1/4; thence S 00°03'02" E 1321.51 feet to the South line of the SW 1/4; thence N 89°35'58" W 1114.96 feet to the POINT OF BEGINNING; said described tract containing 25.6 Acres, more or less. Being subject to easements thereof.

LAND SURVEYOR'S DECLARATION:

I HEREBY CERTIFY THAT THE HEREON PLATTED AND DESCRIBED SURVEY WAS COMPLETED UNDER MY SUPERVISION AND MEETS THE OKLAHOMA MINIMUM STANDARDS FOR THE PRACTICE OF LAND SURVEYING AS ADOPTED BY THE OKLAHOMA STATE BOARD OF REGISTRATION FOR PROFESSIONAL ENGINEERS AND LAND SURVEYORS.

Kenneth E. Johnson 4/11/03
KENNETH E. JOHNSON, R.P.L.S. #1493

JOB #01234	FOR: PRICE PROPERTY
LEGEND	ON THE LAKE SURVEYING