

**ORDINANCE NO. 254**

**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 proposal has been presented to the City Council of the City of Jay, Oklahoma, proposing 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 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 Jay, Oklahoma, on the 4<sup>th</sup> day of October, 2004.
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 Delaware 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 November 1, 2004 at 5:30 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 the property to be annexed is adjacent or contiguous to property already within the municipal limits.

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 be 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:

Lots 1, 2, 3, 4, 5, and 6, Block 1, Starr Subdivision;  
Lots 1, 2, 3, 4, and 5, Block 2, Starr Subdivision;  
Lots 1, 2 and 3, Block 3, Starr Subdivision; and  
Lot 1, Block 4, Starr Subdivision, all in Delaware County,  
Oklahoma, according to the recorded plat 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 Plan for Extension of Municipal Services to the Annexed Area are as follows:

Water Service	Already in place and available
Sewer Service	No sewer available/certified legal septic system in place
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

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.

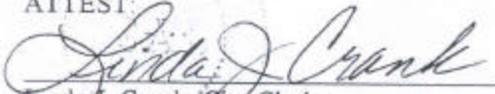
It being immediately necessary for the preservation of public health, peace, and safety, an emergency is hereby declared to exist, by reason whereof this Ordinance shall take effect and be in full force from and after its passage and approval.

PASSED AND APPROVED and the emergency clause voted on separately this 1st day of November, 2004.

CITY OF JAY, OKLAHOMA

By:   
WAYNE DUNHAM, Mayor

ATTEST:

  
Linda J. Crank, City Clerk

