

ORDINANCE NO. 2009-05

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE CITY OF MCLLOUD, OKLAHOMA, MAKING FINDINGS OF FACT; ANNEXING AN AREA ADJACENT TO THE CITY OF MCLLOUD INTO AND AS A PART OF THE CORPORATE LIMITS OF SAID CITY OF MCLLOUD, 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 McLoud, Oklahoma, proposing consideration, approval, and passage of an ordinance extending and annexing into the corporate limits of the City of McLoud certain real property adjacent to the City under the Ordinances of the City of McLoud, 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 McLoud and to extend the corporate limits thereof have been complied with as provided by the Ordinances of the City of McLoud, and 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 McLoud on April 23, 2009.
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 and/or certified mail to all owners of five (5) acres or more used for agricultural purposes within the area proposed to be annexed and by first-class mail to the Commissioners of Pottawatomie County, to the owners of all property abutting any public right of way that forms the boundary of the territory proposed to be annexed, and to all other owners of property proposed to be annexed as shown by the current year's ownership rolls in the office of the County Treasurer of Pottawatomie 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 May 28, 2009, at 7 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, and the owners of at least a majority of the acres to be annexed have consented to annexation.

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

Section 1. Annexed Territory.

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

The Southwest Quarter (SW/4) of the Southeast Quarter (SE/4), and all that part of the Southeast Quarter (SE/4) of the Southeast Quarter (SE/4) of Section Twenty-three (23), Township Eleven (11) North, Range Two (2) East of the Indian Meridian, lying South and West of Highway 270, Pottawatomie County Oklahoma, and

All that part of the Southwest Quarter (SW/4) of the Northeast Quarter (NE/4) of Section Twenty-three (23), Township Eleven (11) North, Range Two (2) East of the Indian Meridian, lying South and West of Highway 270, Pottawatomie County Oklahoma, and

The South 660 feet of the Southwest Quarter (SW/4) of Section 23, Township Eleven (11) North, Range Two (2) East of the Indian Meridian, Pottawatomie County, Oklahoma

Section 2. Zoning Classification

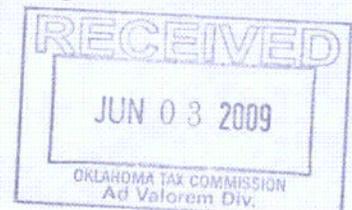
Said property shall retain its current zoning classification, if any, and if the same is not presently zoned, it shall be classified as follows:

Section 3. Plan for Extension of Municipal Services.

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

Section 4. Severability.

If any one or more of the sections, sentences, clauses or part 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 McLoud that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

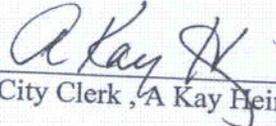


Section 5. Emergency Clause.

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 28th day of May, 2009.

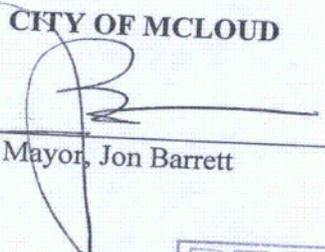
ATTEST:

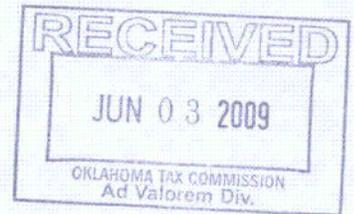

City Clerk, A Kay Heinz

(seal)

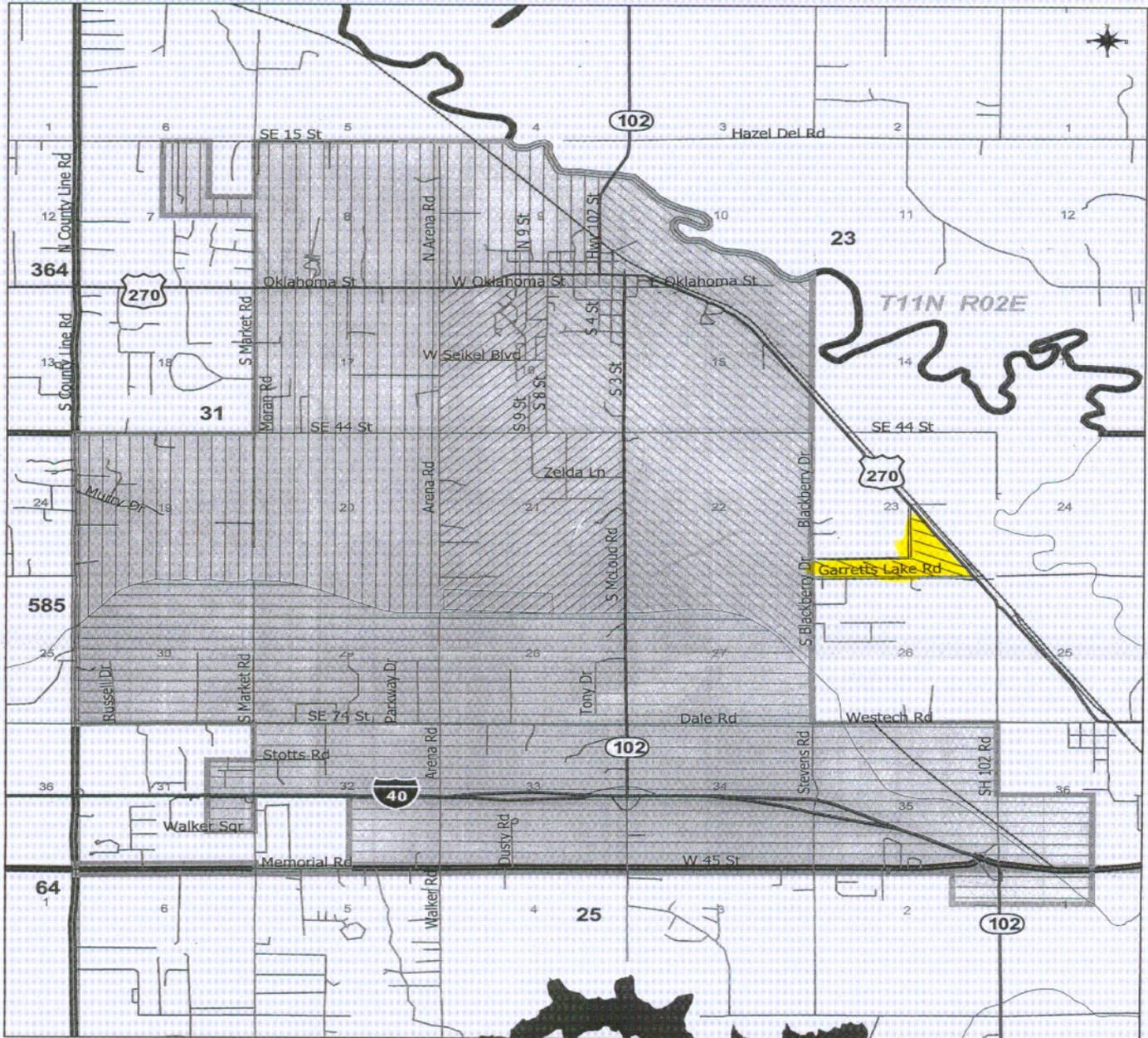


CITY OF MCLLOUD


Mayor, Jon Barrett



McCloud, Oklahoma Pottawatomie County

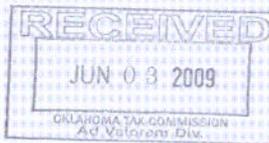


McCloud

-  City Limits
-  Precincts
-  Highways
-  Roads
-  Railroads
-  Hydrography

City Wards

-  01
-  02
-  03
-  04



Map Produced By:
Center for Spatial Analysis
University of Oklahoma
April, 2009
Contact Us For Additional Copies
(405) 325-3131

Prepared for:
Oklahoma Tax Commission
(405) 319-8200
All boundary changes or annexations
should be directed to this agency.