

AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE TOWN OF MOUNTAIN VIEW, OKLAHOMA, MAKING FINDINGS OF FACT; ANNEXING AN AREA ADJACENT TO THE TOWN OF MOUNTAIN VIEW INTO AND AS A PART OF THE CORPORATE LIMITS OF SAID TOWN OF MOUNTAIN VIEW, 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 Town Board of Trustees of the Town of Mountain View, Oklahoma, proposing consideration, approval, and passage of an ordinance extending and annexing in to the corporate limits of the Town of Mountain View, certain real property adjacent to the Town under the Ordinances of the Town of Mountain View, and the laws of the State of Oklahoma, and said Board after hearing the facts and being sufficiently advised, is of the opinion that all requirements necessary for the annexation of said property to the Town of Mountain View and to extend the corporate limits thereof have been complied with as provided by the Ordinances of the Town of Mountain View, 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 Town of Board of Trustees of the Town of Mountain View on JUNE 2, 2006.
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 Kiowa County, Oklahoma, and to the Board of County Commissioners of Kiowa 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 June 23, 2006, at 1:00 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 two sides of the property to annexed are adjacent or contiguous to property already within the municipal limits.

BE IT ORDAINED BY THE TOWN BOARD OF TRUSTEES OF MOUNTAIN VIEW, OKLAHOMA:

Section 1. Annexed Territory.

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

Four (4) certain tracts of land described at Exhibit "A" attached hereto;

Section 2. Zoning Classification.

Said property shall be initially zoned agricultural, and when industrial development, if any, is completed shall be authorized and zoned for industrial and/or commercial use.

Section 3. Plan for Extension of Municipal Services.

The Plan for Extension of Municipal Services to Annexed Area, which is attached to the above referenced Resolution, 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 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 Town Board of Trustees of the Town of Mountain View that this ordinance would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof had 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 on this on this 23 day of June, 2006.

Town of Mountain View

Wayne E. Ashburn
Mayor

(Seal)

ATTEST:

Joann Thompson
Joann Thompson, Town Clerk

EXHIBIT "A"

TRACT NO. 1:

Beginning at Center Line of Old C. R. I. & P. Railroad on West line Section 12, Township 7 N., Range 15 WIM, in the NE/4 of Kiowa County, South 100 feet to Southwest corner, thence East 190 feet to Southeast corner, thence North 100 feet to Center line of old railroad Northeast corner, thence West on Center Line of old railroad 100 feet to Northwest corner point of beginning, containing 0.43 acres, more or less;

TRACT NO. 2:

Beginning at the center line of the old CRI&P Railroad on the West line of Section 12, Township 7 N., Range 15 WIM, Township 7 N., Range 15 WIM, Kiowa County, Oklahoma, thence North 200 feet on the West line of said Section 12 to Northwest Corner of said tract; then East a distance of 334 feet to the Northeast corner of said tract; thence South 200 feet to the center line of the old CRI&P Railroad to the Southeast corner of said tract, thence West a distance of 334 feet on the center line of the old CRI&P Railroad to the Southwest corner of said tract and to the point of beginning;

TRACT NO. 3:

All of Blocks 14 and 15 in Leech's Addition to the original townsite of the Town of Mt. View, Kiowa County, Oklahoma, according to the recorded plat thereof, together with that portion of all streets and alleys appurtenant thereto; and

TRACT NO. 4:

That certain County Road consisting of a tract of land in the NW/4 of Section 12, Township 7 N., Range 15 WIM, Kiowa county, Oklahoma, which is described as a point beginning at the center of the intersection of 1st Street and Kiowa County road referred to as N35°06.11' W098°44.635' and including 33 feet on each of the North and South sides of the center of the road, traveling generally Eastward to the GPS point of N34°06.071' W098°44.577' and then Northerly to GPS point N35°06.117' W098°43.577'.

(PUBLISHED _____, 2006)

BRIEF GIST OF ORDINANCE NO.

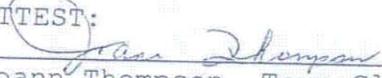
AN ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE TOWN OF MOUNTAIN VIEW, OKLAHOMA, MAKING FINDINGS OF FACT; ANNEXING AN AREA ADJACENT TO THE TOWN OF MOUNTAIN VIEW INTO AND AS A PART OF THE CORPORATE LIMITS OF SAID TOWN OF MOUNTAIN VIEW, AS SAID ANNEXATION IS MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE;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

Pursuant to 11 O.S.A. § 14-1007 (C) a copy of the full text of this ordinance may be inspected or examined in the office of the Town Clerk, Mountain View, Oklahoma.

PASSED AND APPROVED BY THE MAYOR AND THE TOWN BOARD OF TRUSTEES OF THE TOWN OF MOUNTAIN VIEW, OKLAHOMA, THIS 23 DAY OF June, 2006.


Mayor

ATTEST:


Joann Thompson, Town Clerk

