RECEIVED
FEB 01 2007
OKLAHOMA TAX COMMISSION

TOWN OF ORLANDO
ORDINANCE NO. 2003-03

AN ORDINANCE ANNEXING CERTAIN TERRITORY ADJOINING THE EXISTING TOWN LIMITS IN SECTIONS 18 AND 19, TOWNSHIP 19N, RANGE 1W, PAYNE COUNTY, OKLAHOMA, AND ADOPTING A SERVICE PLAN TO EXTEND APPROPRIATE TOWN SERVICES

WHEREAS, the Town of Orlando desires to extend its corporate limits into territory which has the best potential for growth to enhance the residential and commercial opportunities for development of the community pursuant to the provisions of Title 11, Oklahoma Statutes, Section 21-104.

BE IT ORDAINED BY THE MAYOR AND TRUSTEES FOR THE TOWN OF ORLANDO, OKLAHOMA, AS FOLLOWS:

SECTION 1. NOTICE

On September 8, 2003 at a regular monthly meeting the Orlando Town Board set a public hearing on the proposed annexation and service plan for September 24, 2003. Written notice of the proposed annexation and service plan was mailed on September 9, 2003 by first class mail to all owners of property to be annexed as shown by the current year's ownership rolls in the offices of the Payne County Treasurer. Notice of the proposed annexation was also published in the Stillwater NewsPress on September 10, 2003. A public hearing was held on September 24, 2003 prior to the adoption of this Ordinance.

SECTION 2. ANNEXED TERRITORY

The property described by legal and common description on Exhibit A attached hereto is annexed into the Town of Orlando, Oklahoma, and shall be an integral part thereof.

SECTION 3. SERVICE PLAN

The Service Plan to extend appropriate town services to the annexed property is attached as Exhibit B hereto and incorporated into and made a part of this Ordinance. The Service Plan shall be implemented over a period of three years from the date of this Ordinance.

SECTION 4. NEW CORPORATE LIMITS

The new corporate limits of the Town of Orlando are hereby extended and increased so as to include and embrace within the

corporate limits of the Town of Orlando, the territory described in Section 2 hereof, and such territory is hereby declared to be a part of the Town of Orlando. If the annexation of any part or parcel of the annexed territory shall for any reason be held invalid, the invalidity of such part or parcel shall not affect or prejudice in any way the applicability and validity of the remaining annexed territory. It is hereby declared to be the intention of the Town of Orlando that the remaining annexed territory would have been annexed had such invalid part or parcel not been included.

SECTION 5. RECORDING

The town officers are hereby authorized to file a copy of this Ordinance with the Payne County Clerk and the Ad Valorem Division of the Oklahoma Tax Commission pursuant to Title 11, Oklahoma Statutes, Section 21-112.

SECTION 6. SAVINGS CLAUSE

Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

SECTION 7. SEVERABLITY

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 of Orlando that this section would have been adopted had such unconstitutional, illegal, or invalid sentence, clause, section or part not been included.

SECTION 8. EMERGENCY

It being necessary to give immediate effect to the amendment made to the above-referenced ordinance to protect the health, safety and welfare of the citizens of Orlando, an emergency is hereby declared to exist. By reason whereof, this ordinance shall take effect and be in full force and effect after its passage, as provided by law.

PASSED AND APPROVED by the Mayor and Trustees on the 24th day of September, 2003.

TOWN OF ORLANDO, OKLAHOMA

Sam Jerome, Mayor

{Seal}

ATTEST:

Kyla Golay, Town Clerk

EXHIBIT "A"

1. A tract of land situated in the Southeast Quarter (SE/4) of Section Eighteen (18), Township Nineteen (19) North, Range One (1) West of the Indian Meridian, Payne County, Oklahoma, more particularly described as follows:

   Beginning at a point 1480.0 feet South and 33 feet West of the Northeast Corner of the Southeast Quarter (SE/4) of Section Eighteen (18), Township Nineteen (19) North, Range One (1) West of the Indian Meridian; thence West 2,447 feet to a point on the East right-of-way line of Interstate Highway 35; thence generally Southeast along said right of way line to a point 33 feet North of the South line of the Southeast Quarter (SE/4) of Section Eighteen (18); thence East to a point 33 feet North and 33 feet West of the Southeast Corner of the Southeast Quarter (SE/4) of Section Eighteen (18); thence North to the point of beginning;

   [Commonly referred to as the Redbank 51 Motocross Track situated on the north side of State Highway 51 immediately east of I-35].

2. A tract of land situated in the Southeast Quarter (SE/4) of Section Eighteen (18), Township Nineteen (19) North, Range One (1) West of the Indian Meridian, Payne County, Oklahoma, and the Northeast Quarter (NE/4) of Section Nineteen (19), Township Nineteen (19) North, Range One (1) West of the Indian Meridian, Payne County, Oklahoma, more particularly described as follows:

   Beginning at a point 33 feet West and 28 feet North of the Southeast Corner of the Southeast Quarter (SE/4) of Section Eighteen (18), Township Nineteen (19) North, Range One (1) West of the Indian Meridian; thence 178 feet South across the section line to a point 33 feet West and 150 feet South of the Northeast Corner of the Northeast Quarter (NE/4) of Section Nineteen (19), Township Nineteen (19) North, Range One (1) West of the Indian Meridian; thence 5 feet West; thence 178 feet North; thence 5 feet East to the point of beginning;

   [Commonly referred to as a five foot strip of land crossing State Highway 51 and linking the Southeast Quarter of Section Eighteen to the Northeast Quarter of Section Nineteen].

3. A tract of land situated in the Northeast Quarter (NE/4) of Section Nineteen (19), Township Nineteen (19) North, Range One (1) West of the Indian Meridian, Payne County, Oklahoma, more particularly described as follows:

Beginning at a point 33 feet West and 150 feet South of the Northeast Corner of the Northeast Quarter (NE/4) of Section Nineteen (19), Township Nineteen (19) North, Range One (1) West; thence West 300 feet along the South right-of-way line of State Highway 51; thence South 100 feet; thence East 300 feet parallel to the South right-of-way line of State Highway 51; thence North 100 feet to the point of beginning;

[Commonly referred to as Boondock Café situated on the south side of State Highway 51 immediately east of I-35].

4. A tract of land situated in the Northeast Quarter (NE/4) of Section Nineteen (19), Township Nineteen (19) North, Range One (1) West of the Indian Meridian, Payne County, Oklahoma, more particularly described as follows:

Beginning at a point 33 feet West and 250 feet South of the Northeast Corner of the Northeast Quarter (NE/4) of Section Nineteen (19), Township Nineteen (19) North, Range One (1) West; thence West 300 feet parallel to the South right-of-way line of State Highway 51; thence 100 feet North; thence West along the South right-of-way line of State Highway 51 to a point where the South right-of-way line of State Highway 51 intersects with the East right-of-way line for Interstate Highway 35; thence 300 feet South; thence East parallel to the South right-of-way line of State Highway 51 to a point 33 feet West and 450 feet South of the Northeast Corner of the Northeast Quarter (NE/4) of Section Nineteen (19); thence 200 feet North to the point of beginning;

[Commonly referred to as the Peach undeveloped frontage situated on the south side of State Highway 51 immediately east of I-35].

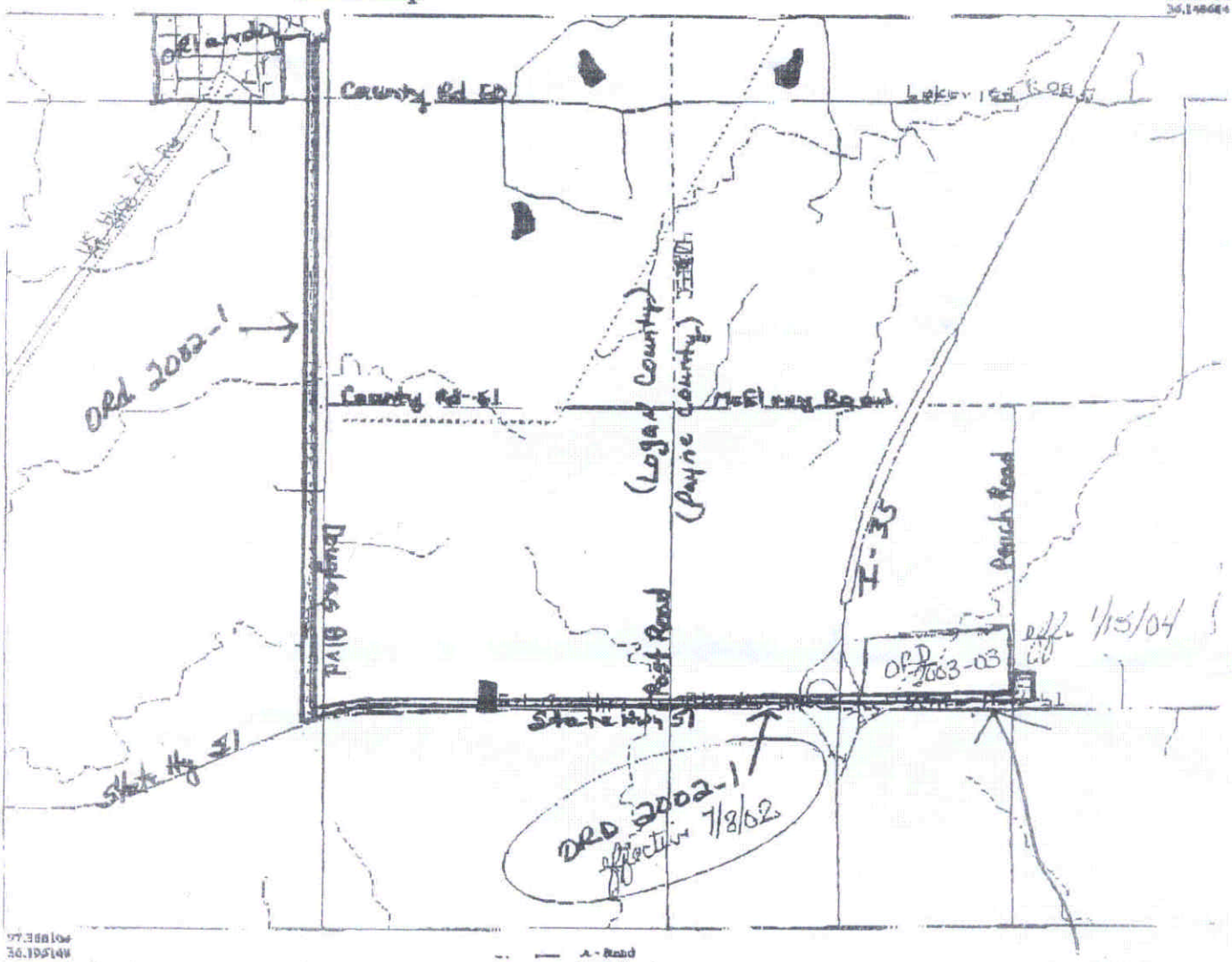
EXHIBIT "B"

The following Service Plan has been approved by the Board of Trustees for the Town of Orlando, Oklahoma, and incorporated into Ordinance No. 2003-03. The Service Plan has been adopted to extend appropriate town services to certain annexed territory adjoining the existing town limits in Sections 18 and 19, Township 19N, Range 1 W, Payne County, Oklahoma.

The Town of Orlando plans to extend appropriate town services including sewer, natural gas, solid waste collection and fire protection to that portion of the proposed annexed territory in Sections 18 and 19, Township 19N, Range 1 W, Payne County, Oklahoma. Further, the Town of Orlando plans to provide water and electrical services to the annexed property if those utility companies currently providing such services allow the Town to provide the same. The Town of Orlando reserves the right to provide such services by any method or means available to the Town that have been used to extend such services to any other area of town. Further, the Town of Orlando reserves the right to provide such services by any other method not previously used to attain the same result. The property owners in the proposed annexed territory shall be subject to all financial responsibilities now existing for the extension of utilities.

RECEIVED
FEB 01 2007
OKLAHOMA TAX COMMISSION

GusX map



1 Inch = 0.443435 Miles

A - Road
B - Railroad
C - Special Feature
D - Landmark/KGL
E - Physical Feature
F - Boundary
G - Sectional area
H - Hydro

Need legal documentation
2003-03

RECEIVED
JAN 30 2007
OKLAHOMA TAX COMMISSION
Ad Valorem Div.