CFN 2016039005, OR BK 7561 PAGE 823,
Recorded 03/03/2016 at 09:49 AM, Scott Ellis, Clerk of Courts,
Brevard County
Pgs:3

ORDINANCE NO. 2016-01

AN ORDINANCE OF THE CITY OF WEST MELBOURNE, BREVARD COUNTY, FLORIDA, ANNEXING 26.38 ACRES OF PROPERTY AT 2630 AND 2670 MINTON ROAD LYING IN SECTION 12, TOWNSHIP 28 SOUTH, RANGE 36 EAST, AND AS MORE FULLY DESCRIBED HEREIN; PROVIDING AN EFFECTIVE DATE.

WHEREAS, the owners of the property described herein below have petitioned the City pursuant to F.S. 171.044 for voluntary annexation of the said property into the City; and,

WHEREAS, the City Council has determined that it is desirable to annex the said property.

BE IT ORDAINED by the City Council of the City of West Melbourne, Brevard County, Florida, that:

Section 1.
The following property shall hereby be annexed into the City of West Melbourne, Brevard County, Florida:

Parcel 1:
Lots 17 and 18, (a portion of which is also known as L.S. Spence Unrecorded Subdivision) being the Southeast quarter of the Northeast quarter of Section 12, Township 28 South, Range 36 East, Florida Indian River Land Company's Subdivision according to the plat thereof as recorded in Plat Book 2, page 80, Public Records of Brevard County, Florida, Less and Except Right of Way for Union Cypress Company Railroad, Drainage Ditches and Road Rights of Way. Also Less and Except lands described in Deed Book 361, page 77, Deed Book 365, page 474, Deed Book 367, page 523, Official Records Book 752, page 602, Official Records Book 766, page 611, Official Records Book 1644, page 315, Official Records Book 2318, page 688, Official Records Book 3526, page 2327, Official Records Book 4943, page 186, Official Records Book 5356, page 4054, Official Records Book 5356, page 4155.

Parcel 2:
Commence at the Northwest corner of Lot 18, Florida Indian River Land Company Subdivision of Section 12, Township 28 South, Range 36 East, as recorded in Plat Book 2, Page 80, Public Records of Brevard County, Florida; thence S 00°00'47" E along the West line of Lot 18, a distance of 25.03 feet to the South right of way line of Milwaukee Avenue as presently occupied; thence N 87°23'47" E, along said South right of way 417.18 feet to the Point of Beginning of the herein described parcel; thence continue N 87°23'47" E, along said South right of way 104.31 feet; thence S 00°00'47" E, 174.19 feet; thence S 87°23'47" W, 104.31 feet; thence N 00°00'47" W, 174.19 feet to the Point of Beginning.

A map showing the locations of the said properties is attached as Exhibit "A" of this Ordinance.

Section 2.
Utilities Notification. The City Clerk is hereby directed to notify all utility companies servicing this property of this annexation.

Section 3.
County Notification. The City Clerk is hereby directed to provide a copy of the notice of annexation, via certified mail, to the Brevard County Board of County Commissioners at least 10 days prior to the time of publishing said notice as provided for in Florida Statutes, Section 171.044(6).

Section 4.
Department of State Notification. The City Clerk is hereby directed to file, via certified mail, a certified copy of this Ordinance with the Department of State of the State of Florida, the Brevard County Clerk of the Circuit Court for recording and the Brevard County Chief Administrative Officer, within seven (7) days after the adoption of this Ordinance, as provided for in Florida Statutes, Section 171.044(3). Any change in the municipal boundaries shall be filed with the Department of State within 30 days. A copy of such revision must be submitted to the Office of Economic and Demographic Research along with a statement specifying the population census effect and the affected land area, as provided for in Florida Statutes, Section 171.091.

Section 5.
Effectiveness. This ordinance shall become effective immediately upon adoption.

PASSED AND ADOPTED by the City Council of the City of West Melbourne, Brevard County, Florida, this 1ST day of March 2016.

Hal J. Rose
HAL J. ROSE, MAYOR

ATTEST:

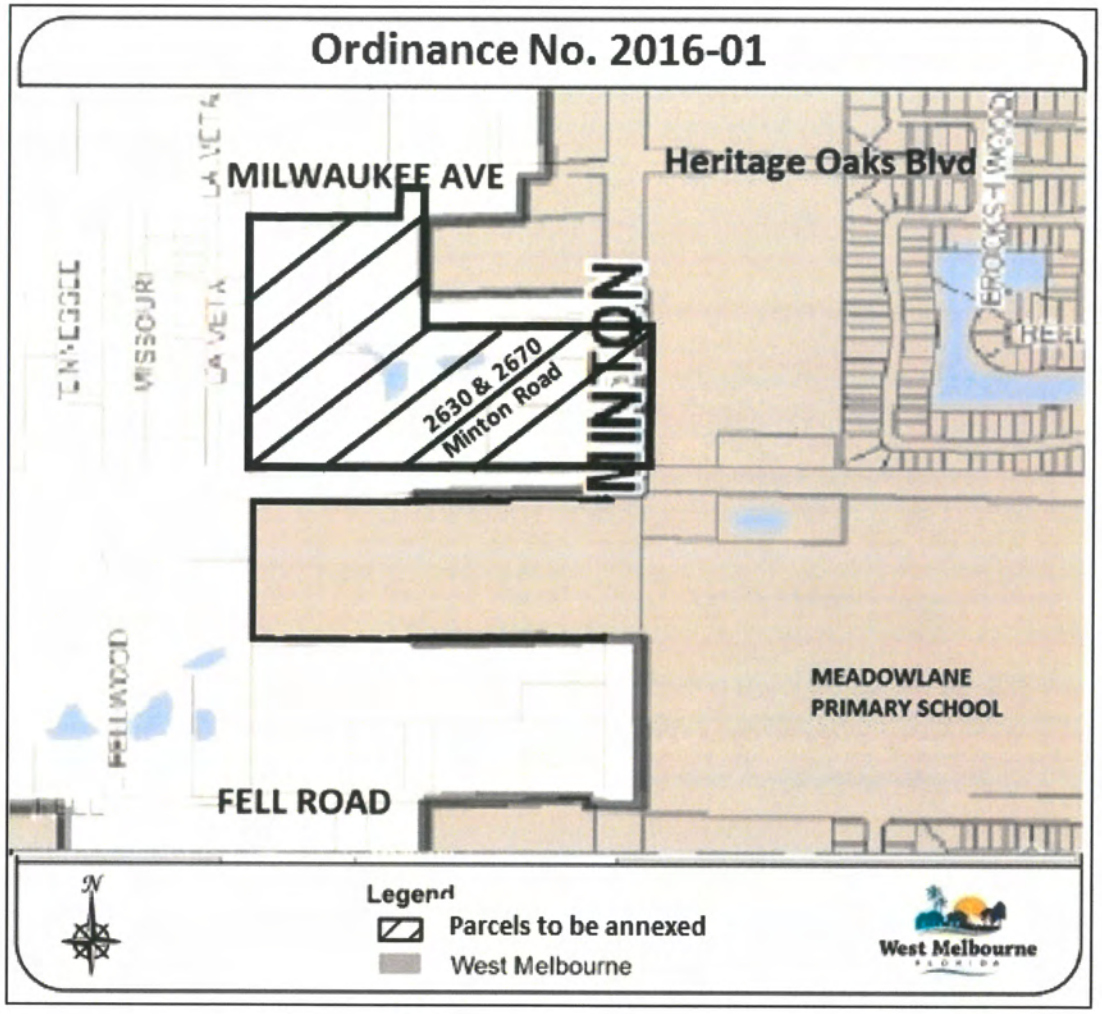
Sue Frank
Sue Frank, City Clerk

Approved as to form and content:

By: _____
Morris Richardson, City Attorney

1ST READING: February 16, 2016
2nd READING: March 1, 2016

Exhibit A


Ordinance No. 2016-01
MILWAUKEE AVE
Heritage Oaks Blvd
MINTON
2630 & 2670
Minton Road
MEADOWLANE
PRIMARY SCHOOL
FELL ROAD
Legend
Parcels to be annexed
West Melbourne
West Melbourne