

AN ORDINANCE ANNEXING TO THE TOWN OF HAVANA, FLORIDA BY VOLUNTARY ANNEXATION PURSUANT TO SECTION 171.044, FLORIDA STATUTES, THE REAL PROPERTY IN THE UNINCORPORATED AREA OF GADSDEN COUNTY, FLORIDA BEING MORE PARTICULARLY DESCRIBED AND SHOWN ON EXHIBIT "B" ATTACHED; PROVIDING FOR THE EFFECT OF SAID ANNEXATION; PROVIDING FOR CODIFICATION AND THE FILING OF SAME WITH THE CLERK OF THE CIRCUIT COURT OF GADSDEN COUNTY, FLORIDA, THE CHIEF ADMINISTRATIVE OFFICER OF GADSDEN COUNTY, FLORIDA, AND THE DEPARTMENT OF STATE OF THE STATE OF FLORIDA; AND PROVIDING AN EFFECTIVE DATE OF APRIL 1, 2005.

WHEREAS, the owner of real property in a certain unincorporated area of Gadsden County, Florida which is contiguous to the Town of Havana, Florida and reasonably compact therewith has petitioned the governing body of said Town to have said property annexed to the municipality as shown on Exhibit "A" attached; and,

WHEREAS, the governing body of the Town of Havana has made a determination that the petition bears the signature of the owner of the real property in the area proposed to be annexed; and,

WHEREAS, the governing body of the Town of Havana has further determined that such annexation will not result in the creation of an enclave; and,

WHEREAS, since the owner of the property in the area proposed to be annexed has voluntarily petitioned the Town of Havana for such annexation and agreed to the same, a referendum is not required in order to complete such annexation pursuant to the provisions of Florida law; and,

WHEREAS, notice of this voluntary annexation by ordinance has been published once a week for two (2) consecutive weeks in a newspaper of general circulation in the Town of Havana, which

notice has given the ordinance number and a description of the area proposed to be annexed, including a map clearly showing the area to be annexed, and a statement that the complete ordinance can be obtained from the office of the Town Clerk.

NOW THEREFORE,

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF HAVANA, FLORIDA:

SECTION 1. DESCRIPTION OF PROPERTY TO BE ANNEXED:

That the Town of Havana, Florida does hereby annex to the Town by voluntary annexation pursuant to the provisions of Section 171.044, Florida Statutes, the following described real property situate, lying and being in Gadsden County, Florida, to-wit:

Description attached hereto and made a part hereof and marked Exhibit "B".

and the boundary lines of the Town of Havana are hereby redefined accordingly.

SECTION 2. EFFECT OF ANNEXATION:

That the above-described area hereby annexed to the Town of Havana, Florida shall be subject to all laws, ordinances, and regulations in force in the Town of Havana, Florida, and shall be entitled to the same privileges and benefits as other parts of this municipality upon the effective date of this annexation as hereinafter provided.

SECTION 3. CODIFICATION AND FILING:

It is the intent of the Town Council of the Town of Havana that this ordinance be made a part of the Code of Ordinances of the Town of Havana, Florida and be codified for inclusion therein, and that this ordinance be filed with the Clerk of the Circuit Court of


Gadsden County, Florida, the chief administrative officer of Gadsden County, Florida, and the Department of State of the State of Florida.

SECTION 4. EFFECTIVE DATE:

This ordinance shall take effect on April 1, 2005.


INTRODUCED in open session of the Town Council of the Town of Havana, Florida, on the 22nd day of February, A.D. 2005.

ADOPTED AND PASSED on second and final reading in open session of the Town Council of the Town of Havana, Florida, on the 29th day of March, A.D. 2005.



Presiding Officer of the
Town Council of the Town of
Havana, Florida

ATTEST:



Clerk of the Town of Havana and
Clerk of the Town Council thereof

PETITION FOR VOLUNTARY ANNEXATION

The undersigned owner of real property located within that certain unincorporated area of Gadsden County, Florida, which is contiguous to and reasonably compact with the Town of Havana, Florida, a municipal corporation located in the said Gadsden County, Florida, and which area is more particularly described and shown on Exhibit "A" attached hereto and made a part hereof, does hereby voluntarily consent to, agree with, and request the annexation of the said described real property by and to the said Town of Havana, Florida through the adoption of the appropriate ordinance by the Town Council of the said Town of Havana, Florida, pursuant to Section 171.044, Florida Statutes 2004.

Dated this 16 day of DEC, A.D. 2009.

PROPERTY OWNER

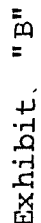
C. V. BUTLER FARMS, INC.

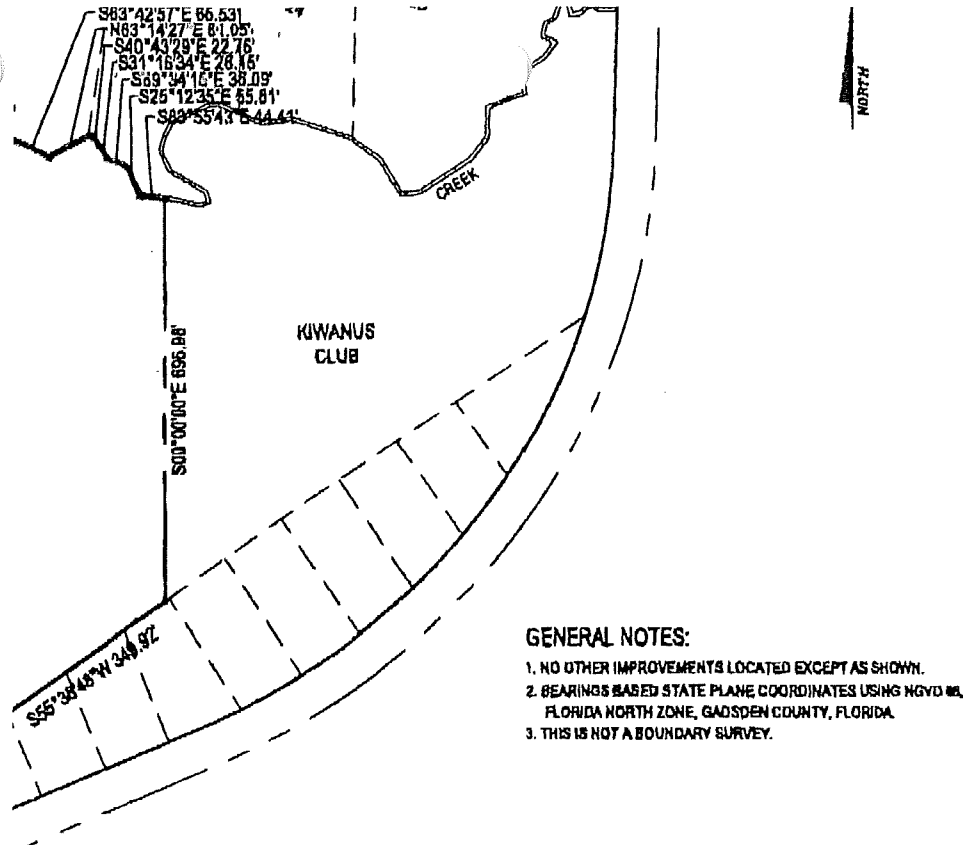
WITNESSES:

Pauline H. Hukwirth
Laura A. Hart

BY: *[Signature]*
C. VICTOR BUTLER, JR.
Its President

Exhibit "A"





GENERAL NOTES:

1. NO OTHER IMPROVEMENTS LOCATED EXCEPT AS SHOWN.
2. BEARINGS BASED STATE PLANE COORDINATES USING NGVD 88, FLORIDA NORTH ZONE, GADSDEN COUNTY, FLORIDA.
3. THIS IS NOT A BOUNDARY SURVEY.

LEGAL DESCRIPTION (154.91 Acres±):

A 154.91 acre tract of land located in Section 26, Township 3 North, Range 2 West, Gadsden County, Florida and being more particularly described as follows:

Commence at the Northeast corner of Country Meadows, a subdivision as per map or plat thereof recorded in Plat Book 1, Page 214 of the Public Records of Gadsden County, Florida and run thence North 00 degrees 20 minutes 26 seconds West 476.09 feet, thence North 89 degrees 17 minutes 34 seconds East 934.79 feet, thence North 00 degrees 42 minutes 26 seconds West 462.00 feet, thence South 89 degrees 39 minutes 14 seconds West 165.00 feet, thence North 00 degrees 42 minutes 26 seconds West 856.96 feet to the POINT OF BEGINNING; From said POINT OF BEGINNING thence continue North 00 degrees 42 minutes 26 seconds West 1319.96 feet; thence North 89 degrees 24 minutes 26 seconds East 1060.06 feet to a point; thence South 00 degrees 19 minutes 21 seconds East 288.77 feet to a point; thence South 61 degrees 52 minutes 14 seconds East 1,176.44 feet to a point; thence South 73 degrees 07 minutes 30 seconds East 314.23 feet to a point lying in the centerline of a creek; thence Easterly along the centerline of said creek the following 33 courses: South 46 degrees 02 minutes 42 seconds East 26.08 feet; South 51 degrees 44 minutes 25 seconds East 32.66 feet; South 04 degrees 46 minutes 54 seconds East 12.71 feet; South 06 degrees 32 minutes 14 seconds West 16.64 feet; North 86 degrees 18 minutes 01 seconds East 20.86 feet; North 51 degrees 12 minutes 31 seconds East 44.63 feet; North 69 degrees 22 minutes 34 seconds East 28.09 feet; South 29 degrees 34 minutes 01 seconds East 32.99 feet; North 40 degrees 30 minutes 13 seconds East 16.23 feet; South 79 degrees 41 minutes 29 seconds East 49.40 feet; North 52 degrees 52 minutes 27 seconds East 157.27 feet; North 88 degrees 10 minutes 04 seconds East 85.48 feet; South 59 degrees 44 minutes 19 seconds East 14.21 feet; South 02 degrees 56 minutes 26 seconds West 33.66 feet; South 78 degrees 47 minutes 46 seconds East 47.97 feet; North 62 degrees 40 minutes 05 seconds East 39.68 feet; North 86 degrees 26 minutes 13 seconds East 23.55 feet; South 32 degrees 16 minutes 47 seconds East 49.07 feet; South 47 degrees 13 minutes 42 seconds East 162.61 feet; North 71 degrees 19 minutes 44 seconds East 67.59 feet; North 15 degrees 23 minutes 26 seconds East 77.39 feet; North 40 degrees 48 minutes 05 seconds East 24.56 feet; North 66 degrees 08 minutes 25 seconds East 34.50 feet; South 80 degrees 51 minutes 05 seconds East 27.30 feet; South 80 degrees 40 minutes 46 seconds East 62.56 feet; South 63 degrees 42 minutes 57 seconds East 65.53 feet; North 63 degrees 14 minutes 27 seconds East 81.05 feet; South 40 degrees 43 minutes 29 seconds East 22.76 feet; South 31 degrees 16 minutes 34 seconds East 26.15 feet; South 69 degrees 34 minutes 18 seconds East 36.09 feet; South 25 degrees 12 minutes 35 seconds East 55.81 feet; South 83 degrees 55 minutes 43 seconds East 44.41 feet; thence leaving said creek centerline run South 696.98 feet; thence South 55 degrees 38 minutes 48 seconds West 349.92 feet; thence South 67 degrees 31 minutes 31 seconds West 461.68 feet; thence South 21 degrees 29 minutes 52 seconds East 149.67 feet to a point lying on the Northerly right of way boundary of State Road No. 12; thence Southwesterly along said Northerly right of way boundary the following 7 courses: South 67 degrees 35 minutes 31 seconds West 269.32 feet to a point of curve concave Southeasterly and having a radius of 1,181.28 feet; thence Southwesterly along said curve through a central angle of 16 degrees 38 minutes 04 seconds for an arc distance of 342.95 feet, (chord of said curve being South 59 degrees 17 minutes 40 seconds West 341.75 feet); thence South 50 degrees 58 minutes 38 seconds West 858.97 feet to a point of curve concave Northwesterly and having a radius of 1,201.94 feet; thence Southwesterly along said curve through a central angle of 21 degrees 53 minutes 40 seconds for an arc distance of 460.00 feet, (chord of said curve being South 61 degrees 56 minutes 51 seconds West 457.19 feet); thence South 72 degrees 53 minutes 17 seconds West 620.73 feet; thence leaving said Northerly right of way boundary run North 00 degrees 42 minutes 26 seconds West 2180.10 feet; thence South 89 degrees 17 minutes 34 seconds West 660.00 feet to the POINT OF BEGINNING. Containing 154.91 acres, more or less.

I hereby certify that the survey shown hereon meets the Minimum Technical Standards for Land Surveying in the State of Florida (F.A.C. 61G17-8).

The undersigned surveyor has not been provided a current title opinion or abstraction of matters affecting title or boundary to the subject property. It is possible there are deeds of record, unrecorded deeds, easements or other instruments which could affect the boundaries.

Ray D. Davis
Registered Florida Surveyor No. 6254



PROJECT NAME
SUMMER PINES

CLIENT NAME
VICTOR BUTLER

REVISIONS



1200 1 0000 001.00 AC. (200)
FILE DATE
FILE # 04-11
CONTRACT # 120000
DRAWN BY BDL

The Drawings, Specifications and other documents prepared by Robert Smith Consulting, Inc. (RSC) for this project are the property of RSC. For use only with respect to this project and, unless otherwise provided, shall be deemed to be confidential and shall remain the property of RSC, including its copyright.

UNLESS IT BEARS THE SIGNATURE AND THE ORIGINAL RAISED SEAL OF A FLORIDA LICENSED SURVEYOR AND CARRIER THIS DRAWING, SKETCH, PLAN, OR MAP IS FOR INFORMATION PURPOSES ONLY AND IS NOT VALID.

SEAL

R.A.H. GARDNER, STREET
TALLAHASSEE, FL 32303
(904) 222-6611
CERTIFICATE OF
AUTHORIZATION AND REGISTRATION

SHEET TITLE
SKETCH
OF
DESCRIPTION

SHEET
1.0