

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF PINELLAS PARK, FLORIDA, ANNEXING INTO THE CITY OF PINELLAS PARK, FLORIDA, CERTAIN PARCELS OF LAND LOCATED AT 6340, 6350 AND 6370 123RD AVENUE NORTH, LEGALLY DESCRIBED AS ATTACHED HERETO IN EXHIBIT "A" AND MADE A PART HEREOF, LYING WITHIN SECTION 08, TOWNSHIP 30 SOUTH, RANGE 16 EAST, PINELLAS COUNTY, FLORIDA; PROVIDING FOR AMENDMENT OF THE LEGAL DESCRIPTION OF THE CORPORATE BOUNDARIES OF THE CITY OF PINELLAS PARK, FLORIDA; PROVIDING FOR THE ASSIGNMENT OF CITY ZONING CLASSIFICATION; PROVIDING FOR REPEAL OF ORDINANCES OR PARTS OF ORDINANCES CONFLICTING HERewith; PROVIDING FOR AN EFFECTIVE DATE.

(THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE AND THE JOHN G. AXLEY TRUST, WILLIAM C. AXLEY & JULIE A. AXLEY, TRUSTEES AX20-14)

WHEREAS, the Owners of certain parcels of land lying in an unincorporated area of Pinellas County, Florida, and contiguous to the City of Pinellas Park have petitioned City Council requesting that said land be annexed into the City of Pinellas Park, Florida; and

WHEREAS, all requirements of Florida Statutes, Chapter 171, pertaining to the voluntary annexation have been complied with.

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PINELLAS PARK, PINELLAS COUNTY, FLORIDA, AS FOLLOWS:

SECTION ONE: That the land lying in an unincorporated area of Pinellas County, Florida, and contiguous to the City of Pinellas Park, located at 6340, 6350 and 6370 123rd Avenue North, and legally described as attached hereto in Exhibit "A" and made a part hereof, and further depicted in Exhibit "B" which is attached hereto and made a part hereof, lying within Section 08, Township 30 South, Range 16 East, Pinellas County, Florida, is hereby annexed into the City of Pinellas Park.

SECTION TWO: That the legal description of the corporate boundaries of the City of Pinellas Park, Florida, is hereby amended to include the land herein annexed. The legal description of the City of Pinellas Park, Florida, contained in the City

Charter, and all official City maps and other official documents shall be amended accordingly.

SECTION THREE: That the land herein annexed shall be assigned the City zoning classification of M-1 which is the closest compatible to the County E-3 zoning on the subject parcels at the time of annexation.

SECTION FOUR: That the City Zoning Map is hereby amended to conform to the provisions of this Ordinance.

SECTION FIVE: That all Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance be, and they are hereby, repealed insofar as the same affects this Ordinance.

SECTION SIX: That this Ordinance shall become effective immediately upon its final passage and adoption.

FIRST READING _____ DAY OF _____, 2020

PUBLISHED MAP & TITLE _____ DAY OF _____, 2020

PUBLISHED MAP ONLY _____ DAY OF _____, 2020

PUBLIC HEARING _____ DAY OF _____, 2020

PASSED THIS _____ DAY OF _____, 2020

AYES:

NAYS:

ABSENT:

ABSTAIN:

APPROVED THIS _____ DAY OF _____, 2020

ATTEST:

SANDRA L. BRADBURY, MAYOR

DIANE M. CORNA, MMC, CITY CLERK

ANNEXATION ORDINANCE LEGAL

OWNERS: THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE,
AND THE JOHN G. AXLEY TRUST, WILLIAM C. AXLEY & JULIE A.
AXLEY, TRUSTEES

PARCEL: 08-30-16-70974-300-0303

LOCATED AT: 6370 123RD AVENUE NORTH (WEST OF 62ND STREET AT
123RD AVENUE NORTH)

THE WEST 145.00 FEET OF THE SOUTH 302.97 FEET OF LOT 3, PINELLAS
GROVES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT
BOOK 1, PAGE 55 OF THE PUBLIC RECORDS OF PINELLAS COUNTY,
FLORIDA, IN THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 30 SOUTH,
RANGE 16 EAST, PARCEL# 08-30-16-70974-300-0303.

A PARCEL CONTAINING 1.01 ACRES M.O.L.

AND

OWNER: THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE

PARCEL: 08-30-16-70974-300-0304

LOCATED AT: 6350 123RD AVENUE NORTH

THE NORTH 100.00 FEET OF THE SOUTH 302.97 FEET OF THE WEST 75.00
FEET OF THE EAST 190.00 FEET OF LOT 3, PINELLAS GROVES,
ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1,
PAGE 55 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, IN
THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 30 SOUTH, RANGE 16
EAST, PARCEL# 08-30-16-70974-300-0304.

A PARCEL CONTAINING 0.17 ACRES M.O.L.

AND

OWNER: THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE AND
THE JOHN G. AXLEY TRUST, WILLIAM C. AXLEY & JULIE A. AXLEY,
TRUSTEES

PARCEL: 08-30-16-70974-300-0305

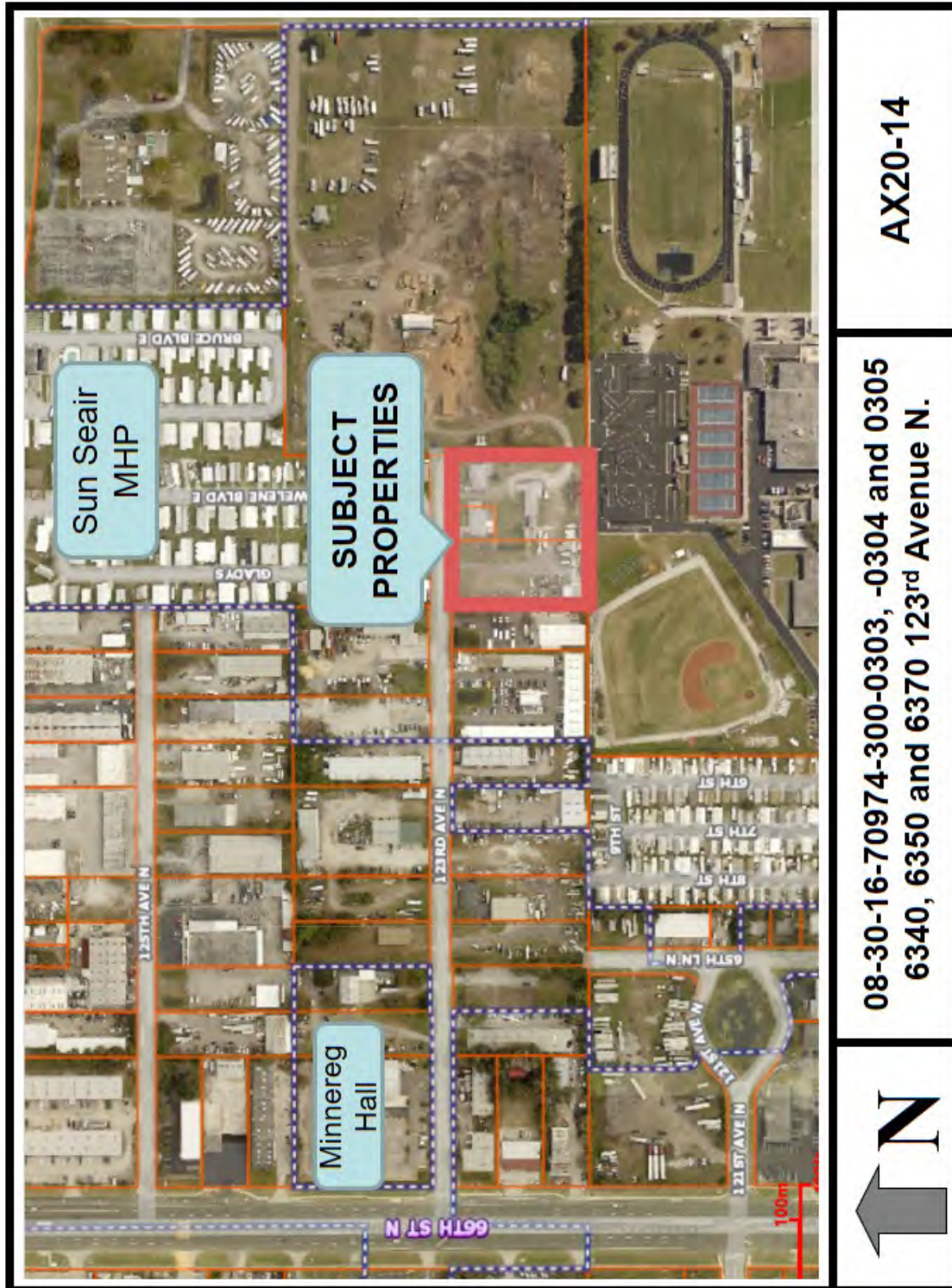
LOCATED AT: 6340 123RD AVENUE NORTH

THE EAST 190.00 FEET OF THE SOUTH 302.97 FEET OF LOT 3, LESS THE
NORTH 100.00 FEET OF THE WEST 75.00 FEET THEREOF, PINELLAS
GROVES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT
BOOK 1, PAGE 55 OF THE PUBLIC RECORDS OF PINELLAS COUNTY,
FLORIDA, IN THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 30 SOUTH,
RANGE 16 EAST, PARCEL# 08-30-16-70974-300-0305.

A PARCEL CONTAINING 1.15 ACRES M.O.L.

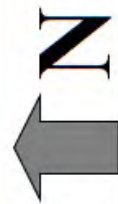
PARCELS CONTAINING A TOTAL OF 2.33 ACRES M.O.L.

Exhibit "B"
Map



08-30-16-70974-300-0303, -0304 and 0305
6340, 6350 and 6370 123rd Avenue N.

AX20-14



PETITION FOR ANNEXATION TO THE CITY OF PINELLAS PARK, FLORIDA

The undersigned, being the sole OWNER (*"OWNER" is used herein for singular or plural, the singular shall include the plural, and any gender shall include all genders, as context requires*) of the following described real property located within Pinellas County, Florida, hereby consents and agrees to annexation of such property by the City of Pinellas Park, Florida, and further requests the City of Pinellas Park to forthwith undertake annexation proceedings to annex the said real property:

THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE AND THE JOHN G. AXLEY TRUST, WILLIAM C. AXLEY & JULIE A. AXLEY, TRUSTEES, THE JOHN G. & LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY TRUSTEE

PARCELS: 08-30-16-70974-300-0303, -0304, and -0305

Located at: 6340, 6350 and 6370 123RD Avenue (vacant land on the eastern side of 123rd Avenue North and south of 62nd Street North)

OWNERS: THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE
THE JOHN G. AXLEY TRUST, WILLIAM C. AXLEY & JULIE A. AXLEY, TRUSTEES

PARCEL: 08-30-16-70974-300-0303

LOCATED AT: 6370 123RD AVENUE NORTH (WEST OF 62ND STREET AT 123RD AVENUE NORTH)
THE WEST 145.00 FEET OF THE SOUTH 302.97 FEET OF LOT 3, PINELLAS GROVES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 55 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, IN THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 30 SOUTH, RANGE 16 EAST, PARCEL# 08-30-16-70974-300-0303.

A PARCEL CONTAINING 1.01 ACRES M.O.L.

AND

OWNER: THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE

PARCEL: 08-30-16-70974-300-0304

LOCATED AT: 6350 123RD AVENUE NORTH

THE NORTH 100.00 FEET OF THE SOUTH 302.97 FEET OF THE WEST 75.00 FEET OF THE EAST 190.00 FEET OF LOT 3, PINELLAS GROVES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 55 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, IN THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 30 SOUTH, RANGE 16 EAST, PARCEL# 08-30-16-70974-300-0304.

A PARCEL CONTAINING 0.17 ACRES M.O.L.

AND

OWNER: THE LILLIAN C. AXLEY TRUST, LILLIAN C. AXLEY, TRUSTEE AND THE JOHN G. AXLEY TRUST, WILLIAM C. AXLEY & JULIE A. AXLEY, TRUSTEES

PARCEL: 08-30-16-70974-300-0305

LOCATED AT: 6340 123RD AVENUE NORTH

THE EAST 190.00 FEET OF THE SOUTH 302.97 FEET OF LOT 3, LESS THE NORTH 100.00 FEET OF THE WEST 75.00 FEET THEREOF, PINELLAS GROVES, ACCORDING TO THE PLAT THEREOF, AS RECORDED IN PLAT BOOK 1, PAGE 55 OF THE PUBLIC RECORDS OF PINELLAS COUNTY, FLORIDA, IN THE SOUTHWEST 1/4 OF SECTION 8, TOWNSHIP 30 SOUTH, RANGE 16 EAST, PARCEL# 08-30-16-70974-300-0305.

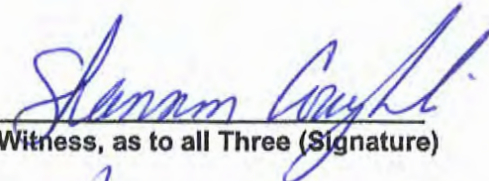
A PARCEL CONTAINING 1.15 ACRES M.O.L.

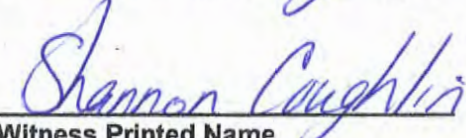
Containing 2.33 acres MOL

(Petition continued)

The names and addresses of the undersigned representing all of the legal owners of the above-described property are as follows:

The Lillian C. Axley Trust, Lillian C. Axley, Trustee, The John G. Axley Trust, William C. Axley & Julie A. Axley, Trustees
6350 123rd Avenue North
Largo, FL 33773-3605

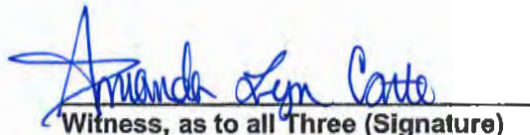

Witness, as to all Three (Signature)


Witness Printed Name


LILLIAN C. AXLEY TRUST:


LILLIAN C. AXLEY, TRUSTEE

JOHN G. AXLEY & LILLIAN C. AXLEY
TRUST:


Witness, as to all Three (Signature)

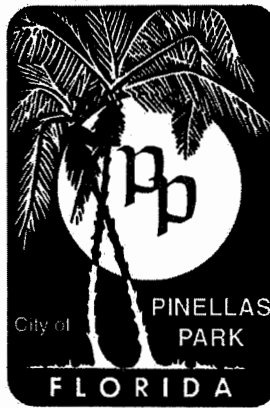

Witness Printed Name


WILLIAM C. AXLEY, TRUSTEE


JULIE A. PAULEY F/K/A JULIE A.
AXLEY, TRUSTEE

City of
PINELLAS PARK

5141 78TH AVE. • P.O. BOX 1100
PINELLAS PARK, FL 33780-1100



FLORIDA

PHONE • (727) 369-0700
FAX • (727) 544-7448

Please Respond To:

James W. Denhardt, City Attorney
Lauren Christ Rubenstein, Assistant City Attorney
Denhardt and Rubenstein, Attorneys at Law
2700 First Avenue North
St. Petersburg, Florida 33713
(727) 327-3400 - Telephone
(727) 323-0888 - Facsimile

July 24, 2020

Ms. Shannon Coughlin
Economic Development Manager
City of Pinellas Park
P. O. Box 1100
Pinellas Park, Florida 33780-1100

RE: City Document #20-193
Annexation Ordinance for AX20-14, Axley Trusts

Dear Ms. Coughlin:

I have received and reviewed the above-referenced Annexation Ordinance for the Axley Trusts. Section One of the Ordinance should be updated to include a reference to "Exhibit B." I would recommend updating Section One beginning on the third line to read as follows: "... attached hereto in Exhibit "A" and made a part hereof, and further depicted in Exhibit "B" which is attached hereto and made a part hereof, lying within Section 8"

Once the above change is incorporated into the Ordinance, and assuming the land is owned in the legal name of the Petitioner and that the legal description contained in Exhibit A is correct, I would approve of the Ordinance as to form and correctness.

Very truly yours,

James W. Denhardt
City Attorney

cc: Doug Lewis, City Manager
Diane M. Corna, MMC, City Clerk
Patrick Murphy, Deputy City Manager
Ben Ziskal, Community Development Administrator
Nick Colonna, Planning & Development Services Director

JWD/dh

20-193.07242020.LSC Annex Ord AX20-14 Axley Trusts.wpd



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