

ORDINANCE NO. 908

AN ORDINANCE OF THE CITY OF CHIPLEY, FLORIDA, VACATING A PORTION OF RIGHT-OF-WAY ALSO KNOWN AS 2nd STREET; PROVIDING FOR CESSATION OF OPERATIONAL AND MAINTENANCE RESPONSIBILITIES; PROVIDING FOR REVERSION OF VACATED REAL PROPERTY TO THE ADJOINING PROPERTY OWNER; PROVIDING FOR CORRECTION TO PUBLIC RECORDS OF THE CITY; PROVIDING FOR FILING OF THE ORDINANCE WITH WASHINGTON COUNTY CLERK OF CIRCUIT COURT; PROVIDING FOR SEVERABILITY; AND DECLARING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE CITY COUNCIL OF CHIPLEY, FLORIDA, AS FOLLOWS:

SECTION 1. AUTHORITY. The authority for enactment of this Ordinance is Chapter 166.041, Florida Statutes and Section 2-2 of the City Code, and the City Comprehensive Plan.

SECTION 2. CESSATION OF RESPONSIBILITY. The City hereby ceases and desists from all operational and maintenance responsibility of an existing public right-of-way also known as Second Street, to wit:

The portion of 2nd Street to begin at an existing ¾" Unmarked Iron Pipe marking the Southeast corner of Lot 8 of Block K of Hagerman Addition to Chipley, Florida according to Plat thereof on file in the office of the Clerk of the Court of Washington County, Florida and located in Section 33, Township 5 North, Range 13 West; thence N00°11'27"W, along the west right of way line of a Second Street (75.0 platted street) a distance of 125.0 feet; thence N89°48'33"E, 14.45 feet to a set Iron Rod (PSM No. 6111); thence S00°11'27"E, 125.00 feet to a set Iron Rod (PSM No. 6111); thence S89°48'33"W, 14.45 feet to the Point of Beginning.

SECTION 3. REAL PROPERTY REVERSION. The City hereby vacates and reverts ownership of real property described above to the adjoining property owner of record.

SECTION 4. PUBLIC DOCUMENTS CORRECTION. Public records of the City to include the existing and future land use maps shall be amended to reflect the changes directed within this ordinance at the earliest possible date.

SECTION 5. FILING. After its enactment, the City Clerk shall file a copy of this ordinance with the Clerk of Circuit Court of Washington County, Florida.

SECTION 6. SEVERABILITY. If any word, phrase, sentence, paragraph or provision of this ordinance or the application thereof to any person or circumstance is held invalid or unconstitutional, such finding shall not affect the other provisions or applications of

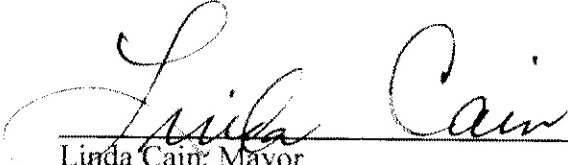
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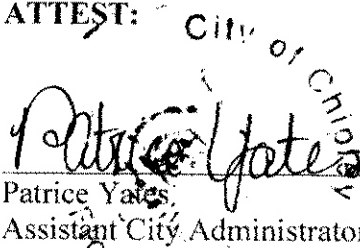
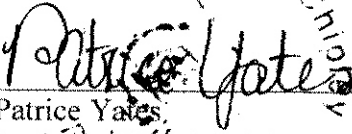
this ordinance which can be given effect without the invalid or unconstitutional provision or application, and to this end the provisions of this ordinance are declared severable.

SECTION 7. EFFECTIVE DATE. This ordinance shall take effect upon its approval by the City Council at regular meeting assembled.

INTRODUCED at a regular meeting of the City Council of the City of Chipley, Florida, held at City Hall on the 13th day of September, 2011, and **PASSED** at a regular meeting of the City Council of the City of Chipley, Florida, held at City Hall on the 26th day of September, 2011.

CITY OF CHIPLEY


Linda Cain, Mayor

ATTEST: 

Patrice Yates,
Assistant City Administrator/City Clerk

The form and legal sufficiency of the foregoing has been reviewed and approved by the City Attorney.


Michelle Blankenship Tagert, City Attorney