

**CITY OF LABELLE  
ORDINANCE 2017-9  
VOLUNTARY ANNEXATION**

AN ORDINANCE OF THE CITY OF LABELLE, FLORIDA, VOLUNTARILY ANNEXING CERTAIN LANDS LYING CONTIGUOUS TO THE CITY LIMITS OF THE CITY OF LABELLE AS VOLUNTARILY INITIATED BY THE OWNERS OF THE SUBJECT PROPERTY; REDEFINING THE BOUNDARY LINES OF THE CITY TO INCLUDE PROPERTY GENERALLY LOCATED SOUTH AND WEST OF THE INTERSECTION OF FORT DENAUD ROAD AND SR-80, HENDRY COUNTY, FLORIDA; PROVIDING A LEGAL DESCRIPTION AND A MAP; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, LABELLE PLANT WORLD, INC., is the owner, "Owner," of the following described real property, "the property" generally located south and west of the intersection of Fort Denaud Road and SR-80, Hendry County, Florida and more particularly described in Exhibit "A," a copy of which is attached hereto and incorporated herein by reference; and,

**WHEREAS**, the property is located in an unincorporated area of Hendry County and is contiguous to the City of LaBelle, Florida's, "the City," geographical boundaries; and,

**WHEREAS**, the Owners desire the City to annex the property and redefine the boundary lines of the City to include the property pursuant to Section 171.044, F.S., as amended; and,

**WHEREAS**, the property, if annexed, will become part of the unified municipal corporate area of the City with respect to municipal services and benefits; and,

**WHEREAS**, in exercise of its authority, the City has determined: it necessary and desirable to incorporate the property; that this annexation is in conformity with the City's overall plans for extending the boundaries of the City; and, the annexation of the property is consistent with the public interest within the City.

NOW THEREFORE BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LABELLE, FLORIDA, that:

1. The City Commission, after a first reading by title on May 11, 2017 and a duly advertised public hearing on June 8, 2017, hereby annexes into the corporate limits of the City the real property described in Exhibit "A," hereinafter, "the property".
2. The Hendry County Future Land Use Designation of "Residential Medium Density" shall be retained until an application for Comprehensive Plan Amendment is submitted with the City and approved by the City Commission.

3. If any Court of competent jurisdiction shall determine any portion or provision of this ordinance unconstitutional or invalid, that portion shall be severed and the remainder of the ordinance shall remain in full force and effect and given its ordinary meaning.
4. This ordinance shall be codified within The City of LaBelle Land Development Code.
5. This ordinance shall become effective upon the date of passage.
6. Any language within the City of LaBelle Land Development Code in conflict with the language or provisions contained herein is hereby declared null and void.
8. The City Commission hereby directs the Deputy Clerk to forward certified copies of this adopted ordinance within seven (7) days of the effective date hereof, to the Clerk of Circuit Court of Hendry County, the County Administrator for Hendry County, and the Department of State in compliance with F.S. 171.044(3), as amended.
9. In addition to the above notice, and as a public service, the City Commission hereby directs the Deputy Clerk to fax, email or hand deliver notification to the Hendry County Property Appraiser's Office, Hendry County Tax Collector's Office, Postmaster, Hendry County Sheriff's Office, E911 Office, Hendry County Supervisor of Elections and Hendry County Planning Office.

PASSED AND ADOPTED in open session this 8<sup>th</sup> day June, 2017.

THE CITY OF LABELLE, FLORIDA

By: \_\_\_\_\_  
David A Lyons, Mayor

Attest:

\_\_\_\_\_  
MaryJo Wilson, Deputy City Clerk