

ORDINANCE NO. 391

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ORANGE CITY, FLORIDA, ESTABLISHING DISTRICTS FOR ELECTION OF MEMBERS TO THE CITY COUNCIL IN ACCORDANCE WITH THE PROVISIONS OF THE REVISED CITY CHARTER ADOPTED FEBRUARY 26, 2009; PROVIDING FOR NOTICE TO THE SUPERVISOR OF ELECTIONS; CONTAINING A REPEALER PROVISION, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the registered voters of the City of Orange City, Florida adopted a Revised City Charter in a referendum election held on February 17, 2009; and

WHEREAS, Section 2.01 of the amended (revised) Charter provides for a City Council consisting of a Mayor elected at large and six members, one elected at large, with the remaining five members each elected from one of the five districts, as provided in Article IV of the revised Charter; and

WHEREAS, Section 4.01 of the revised City Charter designates the existing City Council seats 1 through 6 as District Numbers 1, 2, 3, 4, 5 and the at-large Council seat, respectively; and

WHEREAS, district boundaries must be established in order to comply with the Charter requirements for district elections in 2009 for Districts 4 and 5 and for district elections in 2011 for Districts 1, 2, and 3; and

WHEREAS, the City Council conducted a series of workshop meetings during the month of May 2009 to discuss the establishment of district boundaries; and

WHEREAS, following the workshop meetings, Council provided specific direction to staff to define district boundaries by using the map attached hereto as Exhibit A for Districts 1 through 5, as mandated in the City Charter.

NOW THEREFORE, BE IT ENACTED BY THE CITY COUNCIL OF THE CITY OF ORANGE CITY, FLORIDA:

SECTION 1. That City Council District boundaries are hereby established and adopted for Districts 1 through 5, as mandated in the City Charter, and in accordance with the map attached as Exhibit A, as follows:

**CITY OF ORANGE CITY
COUNCIL DISTRICT BOUNDARIES**

As initially established on June 23, 2009

District #1

BEGINNING at the intersection of the centerlines of East Elm Street and US Highway 17/92 (South Volusia Avenue);

Thence Southerly along the centerline of US Highway 17/92 (South Volusia Avenue) to its intersection with the centerline of Saxon Boulevard (CR 4146) being also the city limit line of the City of Orange City;

Thence Easterly along the centerline of Saxon Boulevard (CR4146) being also said city limit line and departing said centerline of Saxon Boulevard (CR4146) and following said city limit sign to its intersection with the West right of way line of Interstate 4;

Thence Northeasterly along the West right of way line of Interstate 4 to its intersection with the extended West right of way of Atlantic Drive, a platted unopened street as recorded in Map Book 21 Pages 38 and 39;

Thence Northerly along the extended West right of way line of Atlantic Drive and continuing along said West right of way line of Atlantic Drive to its intersection of the South right of way line of Bananna Street, a platted unopened street as recorded on Map Book 22, Pages 163 through 165;

Thence Westerly along the South right of way line of Bananna Street to its intersection of the West right of way line of Lakeside Drive, a platted unopened street as recorded in Map book 22, Pages 163-165;

Thence Northerly along said West right of way line of Lakeside Drive to its intersection with the extended centerline of East Iris Drive;

Thence Westerly along the extended centerline of East Iris Drive and continuing along said centerline of East Iris Drive to its intersection with the centerline of Hillside Avenue being also the city limit line of the City of Orange City;

Thence northerly along the center line of Hillside Avenue being said city limit line and departing said centerline and following said city limit line to the POINT OF BEGINNING;

EXEMPTING THEREFROM all unincorporated areas as of this date.

DISTRICT #2

BEGINNING at the intersection of the centerlines of US Highway 17/92 (South Volusia Avenue) and East Rhode Island Avenue;

Thence Easterly along East Rhode Island Avenue to its intersection with the centerline of South Leavitt Avenue;

Thence Northerly along the centerline of South Leavitt Avenue to its intersection with the centerline of East Ohio Avenue;

Thence Westerly along the centerline of East Ohio Avenue to its intersection with the Southerly extension of South Holly Avenue;

Thence Northerly along said extension of South Holly Avenue and continuing along the centerline of South Holly Avenue to its intersection with the centerline of East Graves Avenue;

Thence Westerly along the centerline of East Graves Avenue and continuing along the centerline of West Graves Avenue to its intersection with the centerline of South Sparkman Avenue, being also the city limit line of the city of orange city;

Thence Southerly along the centerline of South Sparkman Avenue, being also said city limit line, and departing said centerline of South Sparkman Avenue and following said city limit line to its intersection with US Highway 17/92 (South Volusia Avenue);

Thence Northerly along the centerline of US Hwy 17/92 (South Volusia Avenue) to the POINT OF BEGINNING;

EXEMPTING THEREFROM all unincorporated areas as of this date.

DISTRICT #3

BEGINNING at the intersection of the centerlines of US Highway 17/92 (South Volusia Avenue) and East Elm Street;

Thence Northerly along US Highway 17/92 (South Volusia Avenue) to its intersection with the centerline of East Rhode Island Avenue;

Thence Easterly along the centerline of East Rhode Island Avenue to its intersection with the centerline of South Leavitt Avenue;

Thence Northerly along the centerline of South Leavitt Avenue to its intersection with the centerline of Georgia Avenue, a platted unopened street as recorded in Map Book 37 Pages 77 and 78;

Thence Easterly along the centerline of Georgia Avenue and its Easterly extension to the intersection with the centerline of Veterans Memorial Parkway;

Thence Northeasterly along the centerline of Veterans Memorial Parkway to its intersection with the centerline of Bonnie Lane;

Thence South along the centerline of Bonnie Lane to its intersection with the centerline of Monastery Road;

Thence Westerly along the centerline of Monastery Road to the West boundary line of Sherwood Oaks residential subdivision Map Book 44, page 63;

Thence Northerly along said subdivision boundary to its intersection with the centerline of Massachusetts Avenue;

Thence Westerly along the centerline of Massachusetts Avenue to its intersection with the centerline of Veterans Memorial Parkway;

Thence Northerly along the centerline of Veterans Memorial Parkway to its intersection with the centerline of East Graves Avenue said point being along the city limit line of the City of Orange City;

Thence Easterly along the centerline of East Graves Avenue, being also said city limit line and following said city limit line to its intersection with the West right of way line of Interstate 4;

Thence Southwesterly along the West right of way line of Interstate 4, being also the city limit line of the City of Orange City and continuing along said city limit line to its intersection with the centerline of Iris Avenue;

Thence Westerly along the centerline of Iris Avenue to its intersection with the centerline of Hillside Avenue, being also the city limit line of the City of Orange City;

Thence Northerly along the centerline of Hillside Avenue and continuing along said city limit line to the POINT OF BEGINNING;

EXEMPTING THEREFROM all unincorporated areas as of this date.

DISTRICT #4

BEGINNING at the Northerly East right of way of US Highway 17/92 (North Volusia Avenue) at its intersection with the South right of way line of State Road 472;

Thence Westerly along the South right of way line of State Road 472 to its intersection with the West right of way of US Highway 17/92 (North Volusia Avenue);

Thence Southerly along the West right of way line of US Highway 17/92 (North Volusia Avenue) being also the said City Limits of the City of Orange City, to its intersection with the centerline of West Wisconsin Avenue;

Thence Westerly along the centerline of West Wisconsin Avenue to the centerline of North Sparkman Avenue;

Thence Southerly along the centerline of North Sparkman Avenue to its intersection with the centerline of West Lansdowne Avenue;

Thence Westerly along the centerline of West Lansdowne Avenue, being the city limit line of the City of Orange City, and following said city limit line to its intersection with the centerline of Stark Avenue;

Thence Southerly along the centerline of Stark Avenue to its intersection with the Westerly extension of the centerline of West Graves Avenue;

Thence Easterly along said extension to the centerline of West Graves Avenue and continuing along to the centerline of East Graves Avenue and following the centerline to its intersection with the centerline of the extension of Trafford Avenue, being also a point along the city limit line of the City of Orange City;

Thence Northerly along the North extension of Trafford Avenue, being also said city limit line to the East 132ft of the South 1/3 of the East 1/2 of the South Government Lot 7 except the South 30 ft per OR 3880 Pg 3361 (956 East Lansdowne Avenue);

Thence East 639 feet to the South 1/3 of the East 1/2 of the South 1/2 of lot 7 exc. The East 528 ft per OR 3482 PG 1946 (1310 East Lansdowne Avenue), being also the city limits line of the City of Orange City;

Thence Northerly along the city limit line of the City of Orange City to its intersection with the centerline of East Wisconsin Avenue.;

Thence Easterly and Northerly along said city limit line to the POINT of BEGINNING;

EXEMPTING THEREFROM all unincorporated areas as of this date.

DISTRICT #5

BEGINNING at the intersections of the centerlines of Trafford Avenue and East Graves Avenue;

Thence Easterly along the centerline of East Graves Avenue being also the city limit line of the City of Orange City and continuing Northerly and Easterly along said city limit line to its intersection with the centerlines of East Graves Avenue and Veterans Memorial Parkway;

Thence Southerly along the centerline of Veterans Memorial Parkway to its intersection with the centerline of Massachusetts Avenue;

Thence easterly along the centerline of Massachusetts Avenue 196 ft, Southerly 657 ft, Westerly 333 ft, Northerly 376 ft returning to the centerline of Veterans Memorial Parkway;

Thence Southwesterly along the centerline of Veterans Memorial Parkway to its intersection with the extended centerline of Georgia Avenue, a platted unopened street as recorded in Map Book 37 pages 77 and 78;

Thence Westerly along said extension and continuing along the centerline of Georgia Avenue to its intersection with the centerline of South Leavitt Avenue;

Thence Northerly along the centerline of South Leavitt Avenue to its intersection with the centerline of East Ohio Avenue;

Thence Westerly along the centerline of East Ohio Avenue to its intersection with the extension of the centerline of South Holly Avenue;

Thence Northerly along said extension and continuing along the centerline of South Holly Avenue to its intersection with the centerline of East Graves Avenue;

Thence Easterly along the centerline of East Graves Avenue to the POINT OF BEGINNING;

EXEMPTING THEREFROM all unincorporated areas as of this date.

SECTION 2. The map of the aforescribed districts, attached hereto as Exhibit A, is incorporated herein by reference. In the event of any conflict between

the descriptions set forth in Section 1 and the said map, the map shall take preference and the description shall be administratively corrected forthwith after discovery of the conflict, if any.

SECTION 3. The City Clerk is hereby directed to notify the Volusia County Supervisor of Elections of the newly established City Council Districts so that new voter registration cards with district identifiers can be issued.

SECTION 4. Conflicts: All ordinances or parts of ordinances and all resolutions or parts of resolutions in conflict herewith be and the same are hereby repealed.

SECTION 5. Severability: If any section, part of a section, paragraph, clause, phrase or word of this ordinance is declared invalid, the remaining provisions of this ordinance shall not be affected.

SECTION 4. Effective Date: This ordinance shall take effect immediately upon its adoption by the City Council of the City of Orange City, Florida, and approval as provided by law.

ROLL CALL VOTE AS FOLLOWS:

First Reading this 9th day of June, 2009.

Jim Mahoney

yes

Donald C. Sherrill

yes

R. Paul Rasch

yes

Tom Abraham

yes

Tom Laputka

yes

Jeff H. Allebach, Vice Mayor

yes

Harley Strickland, Mayor

yes

ROLL CALL VOTE AS FOLLOWS:

Second Reading this 23rd day of June, 2009.

Jim Mahoney

yes

Donald C. Sherrill

no

R. Paul Rasch

yes

Tom Abraham

yes

Tom Laputka

yes

Jeff H. Allebach, Vice Mayor

yes

Harley Strickland, Mayor

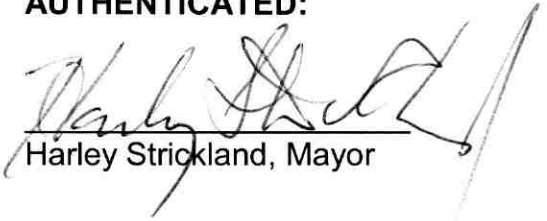
yes

PASSED and ADOPTED this 23rd day of June, 2009.

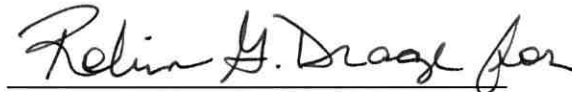
ATTEST:


Deborah J. Renner, CMC, City Clerk

AUTHENTICATED:


Harley Strickland, Mayor

Approved as to form and legal sufficiency:


W. E. Reischmann, City Attorney