

PROPOSED
ORDINANCE NO. 50-22

REVISED/CORRECTED

ORDINANCE NO. _____

AN ORDINANCE
TO BE ENTITLED:

AN ORDINANCE CLOSING, ABANDONING AND VACATING AIRLANE DRIVE, ST. ANNE DRIVE, DOUGLAS AVENUE, SHERRILL AVENUE, AND EXECUTIVE PLAZA; IN PENSACOLA, ESCAMBIA COUNTY, STATE OF FLORIDA; PROVIDING FOR SEVERABILITY; REPEALING CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, a public hearing was held on September 29, 2022, as to the vacation of Airplane Drive, St. Anne Drive, Douglas Avenue, Sherrill Avenue, and Executive Plaza right-of-way; Pensacola, Escambia County, Florida; and

WHEREAS, the vacation of said right-of-way, hereinafter described, will contribute to the general welfare of the City of Pensacola in that said right-of-way is no longer needed as a public thoroughfare; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF PENSACOLA, FLORIDA:

SECTION 1. That the following described right-of-way in Pensacola, Escambia County, Florida is hereby closed, discontinued, vacated and forever abandoned by the City of Pensacola as a public thoroughfare:

ALL THAT PORTION OF RIGHT-OF-WAY OF AIRLANE DRIVE (FORMERLY AUBURN AVENUE), ST. ANNE DRIVE, AIRLANE DRIVE (FORMERLY CLEMSON AVENUE), DOUGLAS DRIVE AND SHERRILL AVENUE, LYING AND BEING WITHIN THE PENSACOLA INTERNATIONAL AIRPORT – COLLEGE HEIGHTS ANNEXATION PHASE 1 DESCRIPTION AND FURTHER DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF LOT 3, AIRPORT EXECUTIVE PLAZA, AS RECORDED IN PLAT BOOK 11 AT PAGE 40 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA, SAID POINT BEING THE POINT OF BEGINNING;

THENCE N60°55'16"W ALONG THE SOUTH LINE OF SAID LOT FOR A DISTANCE OF 776.96 FEET TO THE SOUTHWEST CORNER OF LOT 2 OF SAID AIRPORT EXECUTIVE PLAZA;

THENCE N03°10'03"E ALONG THE EAST RIGHT-OF-WAY OF TIPPIN AVENUE (RIGHT-OF-WAY VARIES), ALSO BEING THE WEST LINE OF LOT 2 OF SAID

AIRPORT EXECUTIVE PLAZA, FOR A DISTANCE OF 110.76 FEET TO THE NORTHWEST CORNER OF SAID LOT;

THENCE S68°50'23"E ALONG THE NORTH LINE OF SAID LOT FOR A DISTANCE OF 75.65 FEET;

THENCE N04°45'32"E FOR A DISTANCE OF 8.34 FEET;

THENCE S75°52'01"E FOR A DISTANCE OF 98.40 FEET TO A POINT OF THE EAST LINE OF LOT 1 OF SAID AIRPORT EXECUTIVE PLAZA;

THENCE N88°12'42"E FOR A DISTANCE OF 111.12 FEET;

THENCE N03°00'43"E FOR A DISTANCE OF 531.92 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY OF DOUGLAS DRIVE (40' R/W);

THENCE CONTINUE N03°00'43"E FOR A DISTANCE OF 40.18 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY OF SAID DOUGLAS DRIVE;

THENCE N86°55'24"W FOR A DISTANCE OF 278.42 FEET TO THE INTERSECTION OF THE NORTH RIGHT-OF-WAY OF DOUGLAS DRIVE (40' R/W) AND THE EAST RIGHT-OF-WAY OF TIPPIN AVENUE (R/W VARIES);

THENCE N03°21'54"E ALONG THE EAST RIGHT-OF-WAY OF TIPPIN AVENUE FOR A DISTANCE OF 192.07 FEET;

THENCE S85°51'36"E FOR A DISTANCE OF 164.32 FEET TO A POINT ON THE WEST LINE OF BLOCK 1, CAMPUS HEIGHTS, AS RECORDED IN PLAT BOOK 4 AT PAGE 36 OF SAID COUNTY;

THENCE N03°08'27"E ALONG SAID WEST LINE OF BLOCK 1 FOR A DISTANCE OF 429.83 FEET TO THE NORTHWEST CORNER OF LOT 1, BLOCK 1 OF SAID CAMPUS HEIGHTS;

THENCE S87°18'36"E FOR A DISTANCE OF 135.05 FEET TO THE NORTHEAST CORNER OF LOT 1, BLOCK 1 CAMPUS HEIGHTS, RECORDED IN PLAT BOOK 4 AT PAGE 36 OF SAID COUNTY;

THENCE S55°55'01"E FOR A DISTANCE OF 77.34 FEET TO THE NORTHWEST CORNER OF LOT 9, BLOCK 2, OF SAID CAMPUS HEIGHTS;

THENCE S86°56'30"E ALONG THE NORTH LINE OF SAID BLOCK 2 AND AN EXTENSION THEREOF FOR A DISTANCE OF 778.95 FEET TO A POINT ON THE WEST LINE OF BLOCK 4 OF SAID CAMPUS HEIGHTS;

THENCE S03°14'39"W ALONG SAID WEST LINE OF BLOCK 4 FOR A DISTANCE OF 580.19 FEET;

THENCE S86°52'41"E ALONG THE SOUTH LINE OF SAID BLOCK 4 FOR A DISTANCE OF 135.15 FEET TO THE SOUTHEAST CORNER OF SAID BLOCK;

THENCE S02°51'38"W FOR A DISTANCE OF 39.96 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY OF DOUGLAS DRIVE (40' R/W);

THENCE N86°55'02"W ALONG THE SOUTH LINE OF DOUGLAS DRIVE FOR A DISTANCE OF 379.91 FEET TO THE INTERSECTION WITH THE EAST RIGHT-OF-WAY OF SHERRILL AVENUE (50' R/W);

THENCE S03°08'16"W ALONG SAID EAST RIGHT-OF-WAY FOR A DISTANCE OF 377.78 FEET;

THENCE S79°56'14"E FOR A DISTANCE OF 213.28 FEET;

THENCE S04°24'27"W FOR A DISTANCE OF 50.47 FEET;

THENCE CONTINUE S04°24'27"W FOR A DISTANCE OF 296.20 FEET;

THENCE N75°57'17"W FOR A DISTANCE OF 330.77 FEET TO A POINT ON THE EAST LINE OF LOT 3 OF SAID EXECUTIVE PLAZA;

THENCE S19°35'37"W FOR A DISTANCE OF 283.18 FEET TO THE POINT OF BEGINNING.

AND FURTHER

ALL THAT PORTION OF RIGHT-OF-WAY OF EXECUTIVE PLAZA, LYING AND BEING WITHIN THE PENSACOLA INTERNATIONAL AIRPORT -- COLLEGE HEIGHTS ANNEXATION PHASE I DESCRIPTION AND FURTHER DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF LOT 3, AIRPORT EXECUTIVE PLAZA, AS RECORDED IN PLAT BOOK 11 AT PAGE 40 OF THE PUBLIC RECORDS OF ESCAMBIA COUNTY, FLORIDA;

THENCE N60°55'16"W ALONG THE SOUTH LINE OF SAID LOT FOR A DISTANCE OF 776.96 FEET TO THE SOUTHWEST CORNER OF LOT 2 OF SAID AIRPORT EXECUTIVE PLAZA;

THENCE N03°10'03"E ALONG THE EAST RIGHT-OF-WAY OF TIPPIN AVENUE (RIGHT-OF-WAY VARIES), ALSO BEING THE WEST LINE OF LOT 2 OF SAID

AIRPORT EXECUTIVE PLAZA, FOR A DISTANCE OF 110.76 FEET TO THE NORTHWEST CORNER OF SAID LOT;

THENCE S68°50'23"E ALONG THE NORTH LINE OF SAID LOT FOR A DISTANCE OF 75.65 FEET;

THENCE N04°45'32"E FOR A DISTANCE OF 8.34 FEET;

THENCE S75°52'01"E FOR A DISTANCE OF 98.40 FEET TO A POINT OF THE EAST LINE OF LOT 1 OF SAID AIRPORT EXECUTIVE PLAZA;

THENCE N88°12'42"E FOR A DISTANCE OF 111.12 FEET TO A POINT, SAID POINT BEING THE INTERSECTION OF THE SOUTHERLY EXTENSION OF THE EAST LINE OF LOT 6 OF SAID AIRPORT EXECUTIVE PLAZA AND THE NORTHERN RIGHT-OF-WAY OF EXECUTIVE PLAZA, SAID INTERSECTION BEING THE POINT OF BEGINNING OF THE HEREIN DESCRIBED;

THENCE S60°55'16"E FOR A DISTANCE OF 297.97 FEET TO A POINT, SAID POINT BEING THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 25.00 FEET AND A DELTA ANGLE OF 99°27'46";

THENCE ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 43.40 FEET TO THE POINT OF TANGENCY;

THENCE N19°36'58"E FOR A DISTANCE OF 155.07 FEET TO A POINT, SAID POINT BEING THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 50.00 FEET AND A DELTA ANGLE OF 36°52'12";

THENCE ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 32.18 FEET TO THE POINT OF A REVERSE CURVE TO THE RIGHT, SAID REVERSE CURVE HAVING A RADIUS OF 50.00 FEET AND A DELTA ANGLE OF 253°44'23";

THENCE ALONG THE ARC OF THE SAID CURVE FOR A DISTANCE OF 221.43 FEET TO THE POINT OF A REVERSE CURVE TO THE LEFT, SAID REVERSE CURVE HAVING A RADIUS OF 50.00 FEET AND A DELTA ANGLE OF 36°52'12";

THENCE ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 32.18 FEET TO THE POINT OF TANGENCY;

THENCE S19°36'58"W FOR A DISTANCE OF 155.07 FEET TO A POINT, SAID POINT BEING THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 85.00 FEET AND A DELTA ANGLE OF 99°27'46";

THENCE ALONG THE ARC OF SAID CURVE FOR A DISTANCE OF 147.56 FEET TO THE POINT OF TANGENCY;

THENCE N60°55'16"W FOR A DISTANCE OF 268.62 FEET TO A POINT, SAID POINT BEING THE INTERSECTION OF THE SOUTHERLY EXTENSION OF THE EAST LINE OF LOT 6 OF SAID AIRPORT EXECUTIVE PLAZA AND THE SOUTHERN RIGHT-OF-WAY OF EXECUTIVE PLAZA;

THENCE N03°00'54"E FOR A DISTANCE OF 66.79 FEET TO THE POINT OF BEGINNING.

SECTION 2. That Pensacola International Airport requires possession of the right-of-way, more particularly described in Section 1 of this ordinance, and Pensacola International Airport is authorized to develop said property in accordance with plans approved by the City Council.

SECTION 3. Pensacola International Airport shall work with all utility providers who hold infrastructure in the former right-of-way to terminate utilities inside of the vacated right-of-way as no utility easement is reserved by virtue of this ordinance.

SECTION 4. If any word, phrase, clause, paragraph, section 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 provision or applications of the ordinance which can be given effect without the invalid or unconstitutional provisions or application, and to this end the provisions of this ordinance are declared severable.

SECTION 5. All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION 6. This ordinance shall become effective on the fifth business day after adoption, unless otherwise provided pursuant to Section 4.03(d) of the City Charter of the City of Pensacola.

Passed: _____

Approved: _____
President of City Council

Attest:

City Clerk