



ORDINANCE NO. 2022-04-01

AN ORDINANCE DEANNEXING CERTAIN PROPERTY FROM THE CORPORATE LIMITS OF THE CITY OF TONKAWA, OKLAHOMA, DESCRIBED AS A TRACT OF REAL PROPERTY LYING IN THE NORTHWEST ¼ OF SECTION 18, TOWNSHIP 25 NORTH, RANGE 1 WEST OF THE INDIAN MERIDIAN, AND A TRACT OF LAND IN THE SOUTHWEST ¼ OF SECTION 7, TOWNSHIP 25 NORTH, RANGE 1 WEST OF THE INDIAN MERIDIAN, AND WITH BOTH TRACTS OF REAL PROPERTY MORE PARTICULARLY DESCRIBED IN THIS ORDINANCE AND LOCATED IN KAY COUNTY, STATE OF OKLAHOMA; PROVIDING FOR REPEALER; PROVIDING FOR SAVINGS; PROVIDING FOR SEVERABILITY; PROVIDING FOR LEGAL AUTHORITY; AND DECLARING AN EMERGENCY.

EMERGENCY ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TONKAWA, OKLAHOMA:

Section I: The following real property:

A tract of land in the Northwest ¼ of Section 18, Township 25 North, Range 1 West, Indian Meridian, Kay County, Oklahoma, being more particularly described as follows: Beginning at the Southwest Corner of the Northwest ¼; thence North along the West boundary line a distance of 2607 feet; thence East along the North boundary line a distance of 1729.06 feet; thence South a distance of 17 feet; thence Easterly a distance of 201.56 feet; thence South a distance of 90.33 feet; thence Southeasterly 511.35 feet; thence Southeasterly 586.10 feet; thence South along the East boundary of the Northwest ¼, adjacent to the West right-of-way of Interstate I-35, a distance of 1666.05 feet to a point on the South boundary line of the Northwest ¼; thence West along the South boundary line of the Northwest ¼ adistance of 2,621.11 feet to the point of beginning,

and

A tract of land in the Southwest ¼ of Section 7, Township 25 North, Range 1 West, Indian Meridian, Kay County, Oklahoma, being more particularly described as follows: From the Northwest Comer of the Southwest ¼ of Section 7, Township 25 North, Range 1 West of the Indian Meridian, Kay County, Oklahoma, thence East along the North boundary line a distance of 2,640 feet to a point on the East boundary line adjacent to the West boundary of Interstate I-35 right-of-way; thence South along the East boundary of the Southwest ¼ and West right-of-way of Interstate I-35 a distance of 1,748.56 feet; thence Southwesterly a distance of 509.95 feet; thence Southwesterly 515.58 feet; thence South 91.30 feet; thence Westerly 201.56 feet; thence South 17 feet to a point on the South boundary line of the Southwest ¼; thence West along the South boundary line of the Southwest ¼ a distance of 1,729.06 feet to the point of beginning,

and further identified by legal description as Paragraphs No. 6 and 7 in Ordinance No. 95-04 of

the City Council of the City of Tonkawa, Oklahoma, passed and approved on August 1, 1995, and filed with the Kay County Clerk on August 2, 1995, and filed in Book 930, Pages 205 through 210, and as further shown on the map attached hereto as Exhibit A and incorporated herein by reference,

is hereby de-annexed and detached from the corporate limits of the City of Tonkawa.

Section II. REPEALER. All ordinances or parts thereof which are inconsistent with this ordinance are hereby repealed.

Section III. SAVINGS CLAUSE. Nothing in this ordinance hereby adopted shall be construed to affect any suit or proceeding now pending in any court, or any rights acquired, or liability incurred nor any cause or causes of action accrued or existing, under any act or ordinance repealed hereby. Nor shall any right or remedy of any character be lost, impaired or affected by this ordinance.

Section IV. SEVERABILITY. If any one or more of the sections, sentences, clauses or parts of this ordinance, chapter or section shall for any reason be held invalid, the invalidity of such section, clause or part shall not affect or prejudice in any way the applicability and validity of any other provision of this ordinance. It is hereby declared to be the intention of the City Council of the City of Tonkawa that this section of the Tonkawa Municipal Code would have been adopted had such unconstitutional, illegal or invalid sentence, clause, section or part thereof not been included herein.

Section V. LEGAL AUTHORITY. This ordinance is authorized pursuant to Title 11, Section 21-110A.1 of the Oklahoma Statutes, as amended.

Section VI. EMERGENCY. In order to protect the health, safety and welfare of the general public of the City of Tonkawa, Oklahoma, and in order to immediately provide for this de-annexation, an emergency is hereby declared; this ordinance shall therefore become effective from and after its date of publication.

Approved and executed this 19th day of April 2022.



ATTEST:

NANCY SKIPPER, CITY CLERK

THE CITY OF TONKAWA, OKLAHOMA

KENNETH W. SMITH, MAYOR


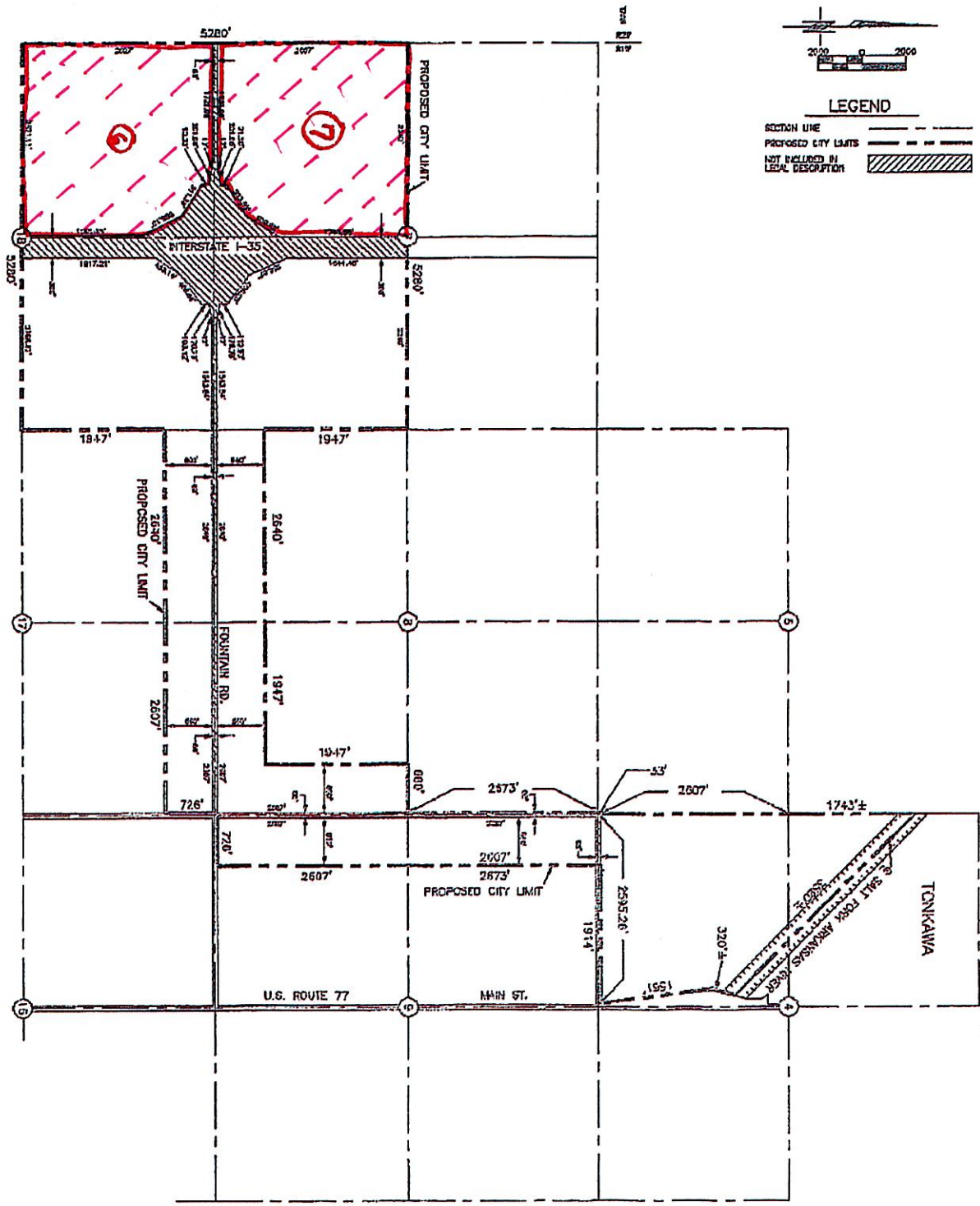
APPROVED AS TO FORM AND LEGALITY:

BRYCE S. KENNEDY, CITY ATTORNEY

Exhibit A - Map



DATE: 3/27/95 SCALE: 1"=2000'
 FILE NO.: 03-001-10 (TONKAWA4) SHEET:
 SURVEY BY: DRAWN BY: DG
 CHAPMAN, PARR, & GILL, INC.
 ENGINEERING, SURVEYING, PLANNING
 1715 N. 5th St.-P.O. Box 1299
 PONCA CITY, OKLAHOMA 74602
 Phone: (405) 762-3965 Fax: (405) 762-3993

PROPOSED
 TONKAWA CITY LIMIT
 EXTENSION

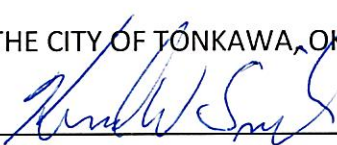
CERTIFICATION OF ORDINANCE NO. 2022-04-01 DE-ANNEXING CERTAIN TERRITORY FROM THE CITY OF TONKAWA, OKLAHOMA AND WITH ACCURATE MAP ATTACHED

I, Kenneth W. Smith, Mayor of the City of Tonkawa, Oklahoma, and Nancy Skipper, City Clerk of the City of Tonkawa, Oklahoma, do hereby certify that attached to this Certification are true and correct copies of the following documents pertaining to this de-annexation:

1. Ordinance No. 2022-04-01 de-annexing the described territory located in Kay County from the corporate limits of the City of Tonkawa, Oklahoma, which ordinance was approved by the Tonkawa City Council on the 16th day of November 2022.
2. An accurate map of the territory de-annexed from the City of Tonkawa, Oklahoma, attached to Ordinance No. 2022-04-01 as Exhibit A.

Dated this 19th day of April 2022.

THE CITY OF TONKAWA, OKLAHOMA



Kenneth W. Smith, Mayor

(Seal) ATTEST:

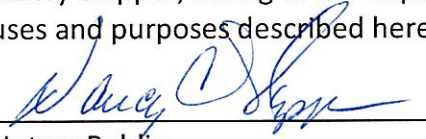

Nancy C. Skipper, City Clerk



ACKNOWLEDGEMENT

STATE OF OKLAHOMA)
) ss:
COUNTY OF KAY)

The foregoing instrument was acknowledged before me on this 19th day of April 2022, by Kenneth W. Smith, acting in his capacity as the Mayor of the City of Tonkawa, Oklahoma, and Nancy Skipper, acting in her capacity the City Clerk of the City of Tonkawa, Oklahoma, for the uses and purposes described herein.



Notary Public



My commission expires: 6-21-2022

Return to: The City of Tonkawa, 113 South 7th Street, Tonkawa, Oklahoma 74653-5014