

Having previously been introduced at the March 13, 2023, council meeting, Council Member \_\_\_\_\_ moved the adoption of the following Ordinance, which was seconded by Council Member \_\_\_\_\_:



## **ORDINANCE 23-176**

### **AN ORDINANCE TO ALTER AND REARRANGE THE CORPORATE LIMITS OF THE CITY OF ALABASTER, ALABAMA**

**WHEREAS**, on February 3, 2023, **Jennifer and Jason Williams**, did file with the City Planner a petition asking that said tracts or parcels of land be annexed to and become a part of the City of Alabaster, Alabama; and

**WHEREAS**, said petition did contain the signatures of all owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Alabaster; and

**WHEREAS**, the governing body did determine that it is in the public interest that said property be annexed into the City of Alabaster and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama 1975.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF ALABASTER, ALABAMA, AS FOLLOWS:**

**Section 1.** The Council of the City of Alabaster, Alabama, finds and declares as the legislative body of the City that it is in the best interests of the citizens of the City, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City of Alabaster, Alabama.

**Section 2.** The boundary lines of the City of Alabaster, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory hereto before encompassed by the corporate limits of the City of Alabaster, Alabama, and in addition thereto the following described territory, to-wit:

The following described property situated in the NW $\frac{1}{4}$  NW $\frac{1}{4}$  of Section 12, Township 21 South, Range 3 West and more particularly described as follows:

Commence at the Point of Intersection of the South line of the above-described NW  $\frac{1}{4}$  NW  $\frac{1}{4}$  with the west or westerly right-of-way line of the Old Birmingham to Montgomery Highway, Highway U.S #31, and run thence North IO degrees 00 minutes West along the west or westerly right-of-way line of said Old Highway U.S. 31 for a distance of 70.0 feet to the Point of Beginning; thence continue North IO degrees 00 minutes West along the last named course for a distance of 150.0 feet; thence run West for 210.0 feet; thence run South IO degrees 00 minutes East for a distance of 150.0 feet to the North line of the Odessa Williams lot; thence run East along the North line of said Odessa Williams lot for 210.0 feet to the Point of Beginning.

Source of Title: Book 295 at Page 284

ALSO: Commence at the NW corner of the SE  $\frac{1}{4}$  of NW  $\frac{1}{4}$ , Section 12, Township 21 South, Range 3 West; thence easterly along said 1/4-1/4 line 449.60 feet; thence right 65 degrees 33 minutes and run 138.0 feet to the Point of Beginning; thence continue along last described course 84.0 feet; thence right 92 degrees 23 minutes 51 seconds and run 248.85 feet; thence right 88 degrees 59 minutes 09 seconds and run 172.79 feet; thence right 113 degrees 04 minutes and run 239.56 feet; thence left 24 degrees 27 minutes and run 26.39 feet to the Point of Beginning.

Subject to easements, rights-of-way, and restrictions of record, if any.

Source of Title: Book 349 at Page 311

**Section 3.** This ordinance shall be published as provided by law, and a certified copy of same, together with a certified petition of the property owners, shall be filed with the Probate Judge of Shelby County, Alabama.

**Section 4.** The territory has been pre-zoned as R-8 (Manufactured and Mobile Home Residential District) District and subject to all uses of the property consistent with its use in the county prior to its annexation shall be allowed until said property is rezoned pursuant to the laws of the State of Alabama and the Zoning Ordinance of the City of Alabaster, Alabama.

**Section 5.** The territory is hereby assigned to **Ward 1** for purposes of municipal elections.

**Section 6.** The territory described in this ordinance shall become a part of the corporate limits of Alabaster, Alabama, upon passage and adoption by the City Council of the City of Alabaster, Alabama and the publication of this ordinance as set forth in Section 3, above.

**ADOPTED AND APPROVED THIS 10TH DAY OF APRIL 2023.**

ATTEST:

CITY OF ALABASTER

\_\_\_\_\_  
J. Mark Frey, City Clerk

\_\_\_\_\_  
Sophie Martin, Council President

APPROVED:

\_\_\_\_\_  
Scott Brakefield, Mayor