

ORDINANCE NO. 2023-220

**AN ORDINANCE FOR THE VACATION OF UTILITY AND DRAINAGE EASEMENT
LOCATED WITHIN 120 LAKE CREST DRIVE, LOT 29 OF SILVER CREEK SUBDIVISION
PHASE V**

BE IT HEREBY FOUND AND ORDAINED by the City Council of the City of Madison, Alabama, as follows:

SECTION 1. That an application has been presented to the Planning & Economic Development Department of the City of Madison on behalf of Coppens Family Living Trust and Trustees Chris Joseph Coppens and Jody Lynn Coppens, requesting the vacation of utility and drainage easement located within 120 Lake Crest Drive, Lot 29 of Silver Creek Subdivision Phase V and further described as follows:

STATE OF ALABAMA
COUNTY OF MADISON

EASEMENT TO BE VACATED

ALL THAT PART OF LOT 29 OF SILVER CREEK PHASE V, MADISON ALABAMA, AS RECORDED IN PLAT BOOK 27, PAGE 60, A RESUBDIVISION OF TRACT 6A AND A PORTION OF TRACT 4 OF A RESUBIDIVISION OF LOT 1, OF WHITE ESTATES SUBDIVISION, SECOND ADDITION, AS RECORDED IN PLAT BOOK 18, PAGE 71, BOTH IN THE OFFICE OF JUDGE OF PROBATE FOR MADISON COUNTY, ALABAMA. ALL IN SECTION 33, TOWNSHIP 3 SOUTH, RANGE 2 WEST, OF THE HUNTSVILLE MERIDIAN, MORE PARTICULARLY DESCRIBED AS BEGINNING AT POINT THAT IS SOUTH 00 DEGREES 00 MINUTES 00 SECONDS WEST 15.00 FEET AND NORTH 89 DEGREES 48 MINUTES 09 SECONDS EAST 10.00 FEET FROM THE NORTHWEST CORNER OF SAID LOT 29

THENCE FROM THE TRUE POINT OF BEGINNING NORTH 89 DEGREES 48 MINUTES 09 SECONDS EAST 124.35 FEET TO A POINT; THENCE SOUTH 00 DEGREES 11 MINUTES 51 SECONDS EAST 5.00 FEET TO A POINT; THENCE SOUTH 89 DEGREES 48 MINUTES 09 SECONDS WEST 124.37 FEET TO A POINT; THENCE NORTH 00 DEGREES 00 MINUTES 00 SECONDS EAST 5.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 621.8 SQUARE FEET

SECTION 2. That the easement requested for vacation is not used by the City, and it is no longer needed for public or municipal purposes.

SECTION 3. Pursuant to the findings in this Ordinance, the Mayor of the City of Madison, Alabama, is hereby authorized, requested, and directed to execute a quitclaim deed vacating the easement.

NOW, THEREFORE, BE IT HEREBY ORDAINED by the City Council of the City of Madison, Alabama, that, in accordance with the foregoing, the Mayor of the City of Madison, Alabama, is hereby authorized and directed to execute a quitclaim deed vacating the above-described utility and drainage easement in favor of **Coppens Family Living Trust and Trustees Chris Joseph Coppens**

and Jody Lynn Coppens, and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same.

READ, PASSED, AND ADOPTED this ____ day of July 2023.

Ranae Bartlett, Council President
City of Madison, Alabama

ATTEST:

Lisa Thomas, City Clerk-Treasurer
City of Madison, Alabama

APPROVED this _____ day of July 2023.

Paul Finley, Mayor
City of Madison, Alabama