

ORDINANCE NO. 2022-260

**AN ORDINANCE FOR THE VACATION OF A UTILITY AND DRAINAGE EASEMENT
LOCATED WITHIN WILLOW CREEK SUBDIVISION**

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 Nathan James Pierluissi, requesting the vacation of utility and drainage easement located within Lot 81 of Willow Creek, Phase 3, Part 1 and further described as follows:

STATE OF ALABAMA
COUNTY OF MADISON

ALL THAT PART OF LOT 81, ACCORDING TO THE MAP OR PLAT OF WILLOW CREEK, PHASE 3, PART 2, A RESUBDIVISION OF TRACT A OF WILLOW CREEK, PHASE 3, PART 1 (DOC. NO. 2019-00003077), A RESUBDIVISION OF TRACT A OF WILLOW CREEK, PHASE 2, A RESUBDIVISION OF TRACT A OF WILLOW CREEK, A RESUBDIVISION OF TRACT 1 OF MARVIN STEWART PHASE 1 (DOC. NO. 20150622000331800) DOCUMENT NO. 20161229000742250 (and corrected by Surveyor's Affidavit recorded as DOC. #201701050000008380) AND A RESUBDIVISION OF TRACT 2 OF MARVIN STEWART, PHASE 2, A RESURVEY OF TRACT 2 MARVIN STEWART PHASE 1 (DOC. #20150622000331800) RECORDED AS DOCUMENT NO. 20160623000345830, AS RECORDED IN DOCUMENT NO. 2019-00027666, PROBATE RECORDS, MADISON COUNTY, ALABAMA. PARTICULARLY DESCRIBED AS COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 81 AND BEING ON THE EAST RIGHT OF WAY MARGIN OF COACH LAMP DRIVE; THENCE LEAVING SAID ROAD, NORTH 89 DEGREES 17 MINUTES 10 SECONDS EAST 130.00 FEET; THENCE SOUTH 00 DEGREES 43 MINUTES 33 SECONDS EAST 5.00 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED TRACT.

THENCE FROM THE POINT OF BEGINNING NORTH 89 DEGREES 17 MINUTES 10 SECONDS EAST 40.00 FEET; THENCE SOUTH 00 DEGREES 43 MINUTES 33 SECONDS EAST 90.00 FEET; THENCE SOUTH 89 DEGREES 17 MINUTES 10 SECONDS WEST 40.00 FEET; THENCE NORTH 00 DEGREES 43 MINUTES 33 SECONDS WEST 90.00 FEET TO THE POINT OF BEGINNING AND CONTAINING 3,600 SQUARE FEET, MORE OR LESS.

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 easements in favor of the **Nathan James Pierluissi**, and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same.

READ, PASSED, AND ADOPTED this ____ day of October 2022.

Greg Shaw, Council President
City of Madison, Alabama

ATTEST:

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

APPROVED this ____ day of August, 2022.

Paul Finley, Mayor
City of Madison, Alabama