

ORDINANCE NO. 2024-188

**AN ORDINANCE FOR THE VACATION OF UTILITY AND DRAINAGE EASEMENT
LOCATED WITHIN LOT 86 OF BELLAWOODS PHASE 2 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 **Diltina Development Corporation**, requesting the vacation of a portion of a utility & drainage easement located within Lot 86 of Phase 2 of Bellawoods Subdivision and further described as follows:

STATE OF ALABAMA
COUNTY OF LIMESTONE

EASEMENT TO BE VACATED

PART OF A PUBLIC UTILITY AND DRAINAGE EASMEENT ON LOT 86 OF THE FINAL PLAT OF BELLAWOODS – PHASE 2 AS RECORDED IN PLAT BOOK K PAGE 214-216 IN THE OFFICE OF THE JUDGE OF PROBATE OF LIMESTONE COUNTY, ALABAMA; THIS LAND IS LOCATED IN SECTION 35, TOWNSHIP 3 SOUTH, RANGE 3 WEST OF LIMESTONE COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF LOT 86 OF SAID FINAL PLAT OF BELLAWOODS – PHASE 2, THENCE SOUTH 47 DEGREES 35 MINUTES 49 SECONDS EAST FOR A DISTANCE OF 6.64 FEET TO THE POINT OF BEGINNING;

THENCE, FROM THE POINT OF BEGINNING, NORTH 83 DEGREES 30 MINUTES 26 SECONDS EAST FOR A DISTANCE OF 18.81 FEET TO A POINT; THENCE, SOUTH 60 DEGREES 51 MINUTES 22 SECONDS EAST FOR A DISTANCE FO 2.09 FEET TO A POINT; THENCE, SOUTH 02 DEGREES 20 MINUTES 53 SECONDS WEST FOR A DISTANCE OF 80.81 FEET TO A POINT; THENCE NORTH 86 DEGREES 35 MINUTES 02 SECONDS WEST FOR A DISTANCE OF 19.02 FEET TO A POINT; THENCE NORTH 01 DEGREES 17 MINUTES 56 SECONDS EAST A DISTANCE FO 78.52 FEET TO THE POINT OF BEGINNING;

CONTAINING 0.04 ACRES 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 & drainage easement in favor of **Diltina Development Corporation** and that the City Clerk-Treasurer is hereby authorized to appropriately attest the same.

READ, PASSED, AND ADOPTED this ____ day of July 2024.

Ranae Bartlett, Council President
City of Madison, Alabama

ATTEST:

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

APPROVED this ____ day of July 2024.

Paul Finley, Mayor
City of Madison, Alabama