

ORDINANCE NO. 2022-228

**ORDINANCE ASSENTING TO THE ANNEXATION OF CERTAIN PROPERTY
OR TERRITORY INTO THE CITY OF MADISON, ALABAMA, PURSUANT TO
ALA. CODE §§ 11-42-20 THROUGH -24, INCLUSIVE, AS AMENDED.**

WHEREAS, on August 4, 2022, **Point Place, LLC** being the owner of the property or territory hereinafter described, did file with the City Clerk of the City of Madison, Alabama, a written petition requesting that the described property or territory be annexed into the City of Madison, Alabama, the same being contiguous to the current boundary of the City of Madison, Alabama, or becoming contiguous pursuant to the annexation of lands annexed simultaneously herewith, and being more specifically described as follows:

**151 Forrest Drive
Lot 5, Block 1, Rainbow, 2nd Addition, Plat Book 6, Page 75**

WHEREAS, said petition was executed by **Point Place, LLC**, the owner of said property or territory, as the same is assessed for ad valorem tax purposes, and filed together with a map showing its relationship to the present corporate limits of the City of Madison, Alabama; and

WHEREAS, said property is contiguous to the present boundary of the City of Madison, Alabama, or will become contiguous pursuant to the annexation of lands annexed simultaneous herewith, and it does not lie within the corporate limits or police jurisdiction of any other municipality; and

WHEREAS, the City Council of the City of Madison, Alabama, the governing body of said municipality, has evaluated the petition and determined that it has met all of the legal requirements of *Ala. Code* §§ 11-42-20 through -24, inclusive, as supplemented and amended, and has also endeavored to determine if the subject property forms a homogenous part of the City of Madison and if it would be in the public interest for said property or territory to be brought within the corporate limits of the City of Madison, Alabama;

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE CITY COUNCIL OF THE CITY OF MADISON, ALABAMA, AS FOLLOWS:

Section 1. That the City Council of the City of Madison, Alabama, the governing body of said municipality, hereby finds and declares that said land or territory forms a homogenous part of the City of Madison, Alabama, and that it is in the best interest of the citizens of Madison, Alabama, and the citizen or citizens of the affected territory to bring the property or territory described in Section 2 of this Ordinance into the City of Madison, Alabama, and the said City Council does hereby assent to the annexation of said property or territory into the City of Madison, Alabama.

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Section 2. That the boundary lines of the City of Madison, Alabama, be, and the same are hereby, altered, rearranged, and extended so as to include the real property or territory more particularly described as follows:

Section 3. That the Mayor and Presiding Officer of the City Council of the City of Madison, Alabama, and the City Clerk of said municipality are hereby authorized and directed, for and on behalf of the governing body of said municipality, to file a description of the property or territory herein annexed in the Offices of the Judges of Probate of Madison County, Alabama, and Limestone County, Alabama.

Section 4. That *Madison Code* § 2-2 (b) (1) be amended to enlarge **Voting Districts 5** to include the lands annexed hereby within said district.

Section 5. That this Ordinance shall become effective and that the property or territory described in this Ordinance shall become a part of the corporate limits of the City of Madison, Alabama, upon satisfaction of the following conditions:

- (a) final publication of this ordinance as required by law; and
- (b) application for rezoning being properly made by the lawful owners.

READ, APPROVED AND ADOPTED at a regular meeting of the City Council of the City of Madison, Alabama on this the 24th 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 October 2022.

Paul Finley, *Mayor*
City of Madison, Alabama