

Submitted by: DEPARTMENT OF PLANNING, ENGINEERING AND PERMITS  
Recommended by: THE MAYOR

ORDINANCE NO. 97-142

AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND  
THE CORPORATE LIMITS OF THE CITY OF BIRMINGHAM,  
ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN  
THE CORPORATE AREA OF SAID CITY ALL TERRITORY  
NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN  
OTHER TERRITORY CONTIGUOUS TO SAID CITY

Inst # 1997-38177

11/21/1997-38177  
02:02 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
10:50  
DOES NOT

WHEREAS, a certain petition signed by John M. Bradley, Chairman, Resource Management Service, Inc., the owners of all of the land within the territory therein described and proposed to be annexed to the City, together with a map of said territory showing its relationship to the corporate limits of the City has been filed with the City Clerk of the City of Birmingham; and,

WHEREAS, this Council has determined and found that the matters set forth and alleged in said petition are true, that said territory is contiguous to the corporate limits of the City of Birmingham, and that it is in the public interest that said property be annexed to the City of Birmingham to the extent that such territory lies closer to the present boundary line of the City of Birmingham than to the present boundary line of any other municipality;

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Birmingham as follows:

Section 1. That said Council hereby assents to the annexation of said contiguous territory to the City of Birmingham, Alabama, and the corporate limits thereof are hereby extended and rearranged pursuant to the provisions of Chapter 42, Article 2, Code of Alabama 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said contiguous territory, in addition to the territory already within its present corporate limits, within the corporate area of said City, which said territory, while it may be within police jurisdiction of another municipality, the new boundary line does not lie at any point beyond the point which is equidistant between the old City boundary of the City of Birmingham and the present corporate boundary of any other municipality. Said territory is described in **Attachment A** hereto.

Section 2. The City of Birmingham hereby agrees to comply with those provisions of Act No. 604 enacted at the 1976 Regular Session of the Legislature of Alabama pertaining to the assumption and payment of a fire district's debt by the City, or the payment to said fire district by the City of an amount equal to six times the amount of dues that the portion of a fire district being annexed paid to said fire district during the year preceding the annexation of all or any portion thereof to the City of Birmingham.

Section 3. The provisions of this ordinance are intended to be severable and the invalidity of any provision hereof shall not be deemed to affect the validity of any other provision herein.

Section 4. That the City Clerk shall file a certified copy of this ordinance containing an accurate description of said annexed territory, together with a map of such territory with the probate Judge of Shelby County, Alabama, and also cause a copy of this ordinance to be published in a newspaper of general circulation in the City of Birmingham.

ADOPTED BY THE  
CITY COUNCIL OF  
BIRMINGHAM

OCT 14 '87

APPROVED BY THE  
MAYOR  
ON

OCT 17 '87

*Paula R. Smith*  
CITY CLERK

## ATTACHMENT A

### PROPOSED ANNEXATION

A portion of land situated in the NW 1/4 of Section 36, Township 18 South, Range 2 West, in Shelby County, Alabama, more particularly described as follows;

Commence at the Northwest corner of the Southwest 1/4 of the Northwest 1/4 of said Section 36 and run east along the North line of said 1/4-1/4 section a distance of 27.74 feet to the Point of Beginning; thence turn an angle of 45°00'00" to the right and run in a southeasterly direction a distance of 471 feet to a point ; thence turn an angle of 45°00'00" to the left and run in a easterly direction parallel to the North line of said 1/4-1/4 section to a point on the east line of said 1/4-1/4 section; thence turn an angle of 91°38'30" to the left and run in a northerly direction along the east line of said 1/4-1/4 section to a point on the southwesterly right-of-way line of U.S. Highway No. 280; thence continue northerly along the last described course and said east line of said 1/4-1/4 section to the point of intersection with the centerline of said U. S. Highway No. 280 and present corporate boundary of the City of Birmingham; thence turn an angle to the left and run in northwesterly direction along said centerline and said present corporate boundary to the point of intersection with the north line of said 1/4-1/4 section; thence turn an angle of 42°07'30" to the left and run in a westerly direction along the north line of said 1/4-1/4 section to the Point of Beginning.

Less and except any part of the above described portion of land lying within the present corporate boundary of the City of Hoover.

The above described portion of land contains 7.612 Acres or 0.0119 sq. mi., more or less, as shown on attached maps labeled Attachments B & C.

Address: U. S. Highway No. 280 (undeveloped)

PID: 58-02-36-2-001-011.000 (partial)

LIBY COUNTY

JEFFERSON COUNTY

SHELBY COUNTY

04.03

04.02

04.01

04.01

04.01

04.01

04.01

04.01

04.01

04.01

1-A

2-A

0302  
41 AC'S

ORD 87-179

CITY OF BIRMINGHAM

NE 1/4

SEC 35 TSP 18S R 2W

88-72

RY OF LOT 2-B  
A RIVER PARK  
PG. 95

AMENDED MAP OF A  
RESURVEY OF LOT 2  
CANABA RIVER PARK  
MB 8 PG 80

Hoover

PROPOSED  
ANNEXATION

ORD 88-94

ORD 89-88.02

ORD 87-09

ORD 88-99

ORD 88-99

89-253

NW 1/4

SEC 36 TSP 18S R 2W

CANABA PARK SOUTH,  
MB 9 PG 164  
RESURVEY OF LOT 14  
CANABA PARK SOUTH  
MB 10 PG 7

SHELBY  
A RESURVEY OF LOTS 6, 8, 7  
CANABA PARK SOUTH  
MB 10 PG 28

05  
19 AC'S

04.01  
10 AC'S

04  
6.4 AC'S

03  
17.42 AC'S

02  
17 AC'S

02.12  
5 AC

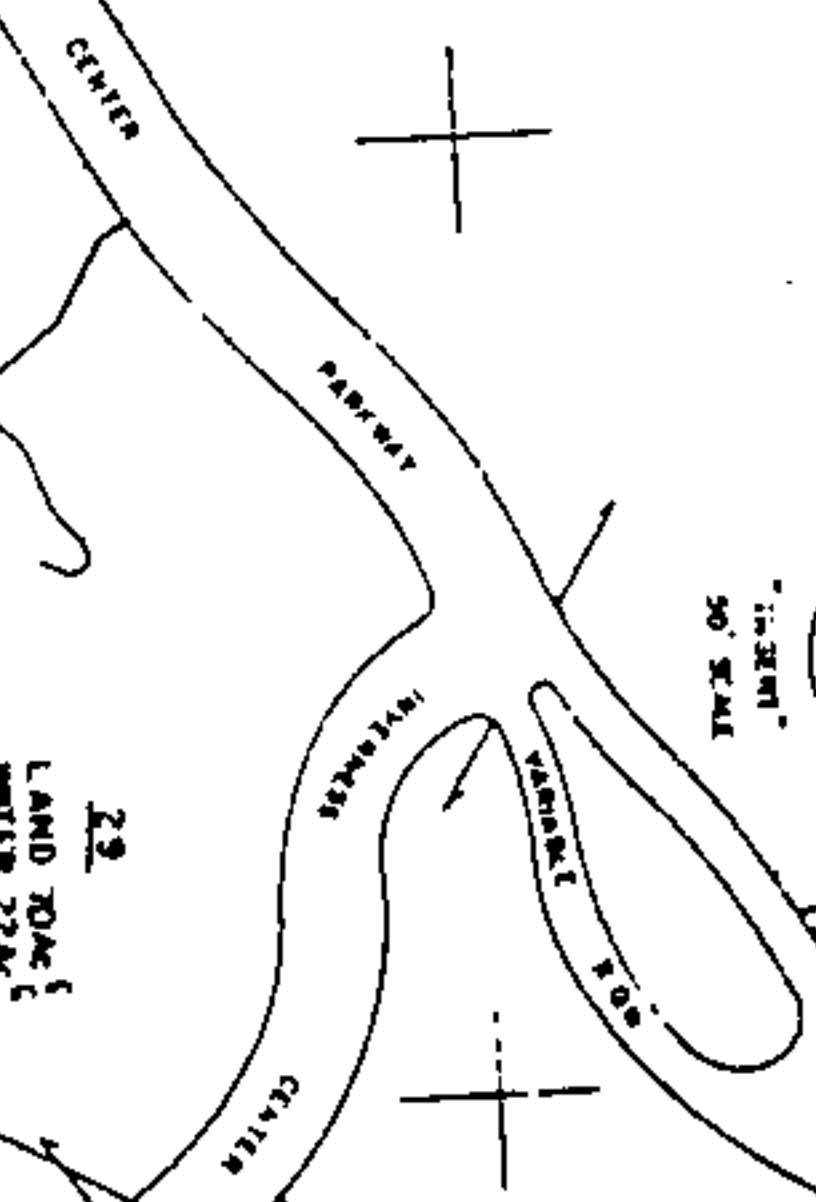
02.05  
7.43 AC'S

GREENWELL BY THE LAKE

12  
12.75 AC



04.02  
72 AC'S



2.9  
LAND ROAD  
WATER 22 AC'S

CITY OF BIRMINGHAM  
DEPARTMENT OF  
PLANNING, ENGINEERING & PERMITS  
PLANNING DIVISION

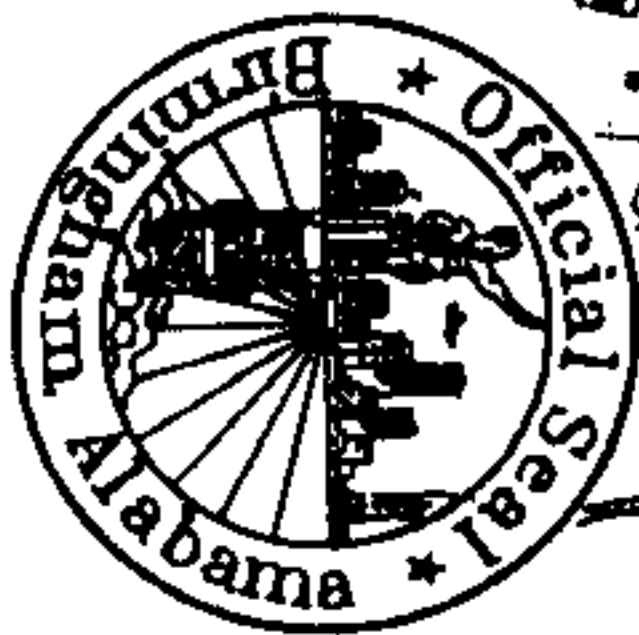
PROPOSED ANNEXATION  
ATTACHMENT B

GRAPHIC SCALE

0 800 400 800

FEET

SCALE 1" = 400'



Inst # 1997-38177  
11/21/1997-38177  
02:02 PM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE  
DDB MCD 18.50

RANGE 2 WEST  
RANGE 1 WEST

CITY OF BIRMINGHAM	
DEPARTMENT OF	
PLANNING AND ENGINEERING	
PLANNING DIVISION	
PROPOSED ANNEXATION	
ATTACHMENT C	
PMD 58-02-38-2-001-011.000	
(partial)	
GRAPHIC SCALE	
SCALE 1" = 500'	

