


ORDINANCE NO. 405


20050209000065970 Pg 1/9 35.00
Shelby Cnty Judge of Probate, AL
02/09/2005 15:32:00 FILED/CERTIFIED

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

WHEREAS, a certain petition signed by the property owners requesting territory therein described be annexed to the City of Pelham, 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 Pelham; and

WHEREAS, the Council has determined and found that the matters set forth and alleged in said petition are true, and that it is in the public interest that said property be annexed to the City of Pelham;

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

Section 1. That said Council hereby assents to the annexation of said territory to the City of Pelham, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Chapter 42, Article 2, Code of Alabama 1975 (Sections 11-42-20 through 11-42-43, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits, within the corporate area of said City, which said territory is not within the corporate limits or "City Boundary" of another municipality. Said territory is described as follows:

See Attached

Section 2. The City of Pelham 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 an annexed fire district debt or the payment to said fire district of an amount equal to six times the amount of dues that the portion of said fire district being annexed paid to said fire district during the preceding year.

Section 3. That the City Clerk shall file a certified copy of this ordinance containing an accurate description of said annexed 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 Pelham.

Willard Payne, a member of the City Council of the City of Pelham, moved that all rules which would prevent the immediate consideration of Ordinance No.405 hereupon attached, be suspended and immediate consideration given to the passage of said Ordinance. Said motion was seconded by Karyl Rice, a member, and upon a roll call vote was unanimously passed. The vote on said motion was as follows:

Mike Dickens
President of the Council y

Willard Payne
Council Member y

Rosemary Metcalf
Council Member y

Karyl Rice
Council Member y

Bob Sullivan
Council Member y

THEREUPON Robert Sullivan, a member moved and Willard Payne, a member seconded the move that said Ordinance be given vote. Said Ordinance passed by vote of all members of the Council present and the Mayor declared the same passed.

ADOPTED this 7th day of February 2005.

Michael J. Smith
President of the City Council

Rosemary Metcalf
Council Member

Willard C. Payne
Council Member

Karyl D. Rice
Council Member

Robert D. Sullivan
Council Member

Seal

ATTEST

Cygn Bates
City Clerk

APPROVED

Bobby Hayes
Mayor

POSTING AFFIDAVIT

I, the undersigned, Clerk of the City Council of the City of Pelham, Alabama, do hereby certify that the above and foregoing **ORDINANCE 405** was duly ordained, adopted, and passed by the City Council of the City of Pelham, Alabama at its regular meeting on the 7th day of February 2005 and duly published by posting an exact copy thereof on 7th day of February 2005 at three public places within the city, including the Mayor's Office at City Hall, City Park and Library, all being public places in the City of Pelham, Alabama.

Cygn Bates
City Clerk

Seal

ANNEXATION CHECK LIST


Copy of petition signed by property owners	SEE ATTACHED LETTER FROM ROBERT L. BLACK III AND MARY M. BLACK
Map of Property	ATTACHED
Description of Property	ATTACHED EXHIBIT A
Names of Property Owners	ROBERT L. BLACK AND MARY M. BLACK
How many single family dwellings on property	NONE
How many people live on parcel of land	NONE
How many are of voting age	N/A
How many are not of voting age	N/A
The race of each person	N/A
Reason for annexation	TO TOTALLY INCORPORATE WINDSTONE VII LOTS 719, 720, 721, 722, & 723 INTO THE CITY OF PELHAM

2310 Hunter's Cove
Vestavia Hills, AL 35216
January 20, 2005

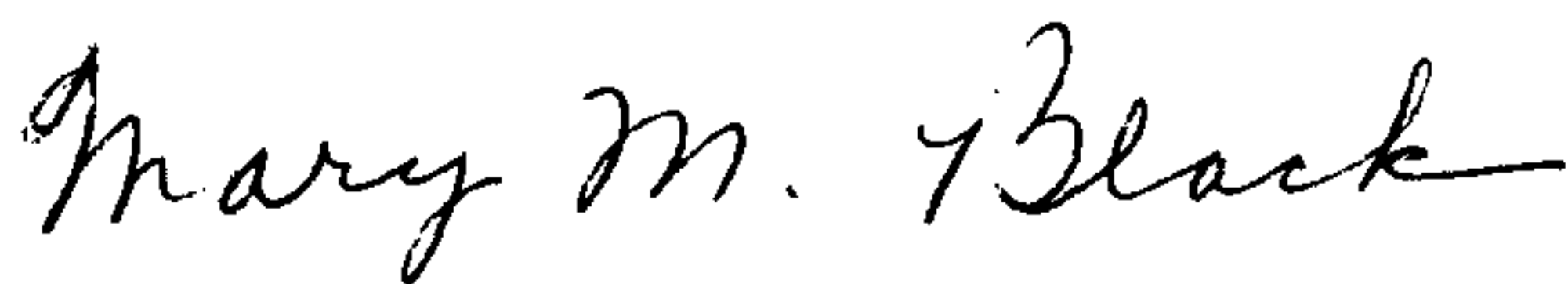
The City of Pelham

To Whom It May Concern:

We the undersigned hereby request that the property described in "Exhibit A" be annexed into the City of Pelham.



Robert L. Black III



Mary M. Black

823-4725

EXHIBIT A

A parcel of land situated in the SE 1/4 of the SE 1/4 of Section 6, Township 20 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

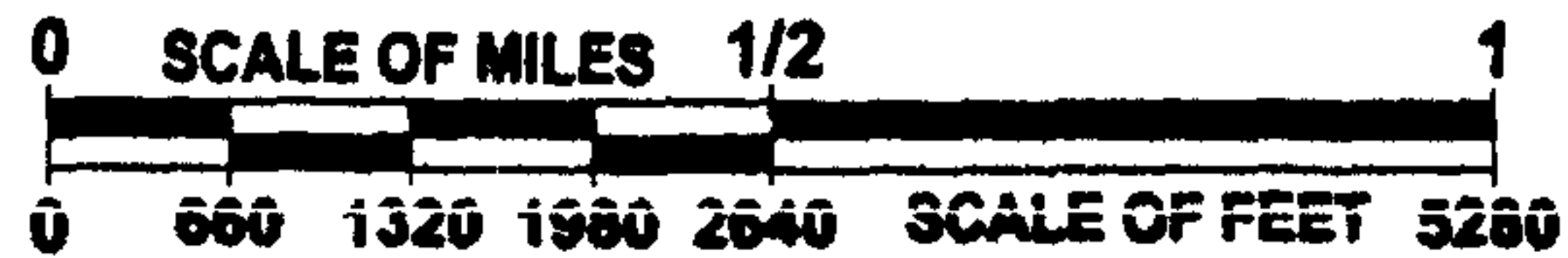
Commence at the NE corner of the SE 1/4 of the SE 1/4 of Section 6, Township 20 South, Range 1 West, Shelby County, Alabama; thence S89°48'11"W, a distance of 35.91' to the POINT OF BEGINNING; thence S89°48'11"W, a distance of 623.45'; thence S00°41'49"W, a distance of 19.20'; thence S89°18'43"E, a distance of 378.35' to the point of curve of a non tangent curve to the left, having a 89°56'13" of and a radius of 25.00', said curve subtended by a chord bearing N45°45'57"E and a chord distance of 35.34'; thence northeasterly along the arc of said curve a distance of 39.24'; thence N00°50'39"E, a distance of 0.47'; thence N89°48'11"E, a distance of 50.01'; thence S00°50'35"W, a distance of 1.13' to a point of curve to the left having a radius of 25.00' and a central angle of 90°09'19", said curve subtended by a chord bearing S44°14'05"E and a chord distance of 35.40'; thence southeasterly along the arc of said curve a distance of 39.34'; thence S89°18'43"E, a distance of 144.93'; thence N00°50'35"E, a distance of 28.83' to the POINT OF BEGINNING.

Containing 0.31 acres, more or less.

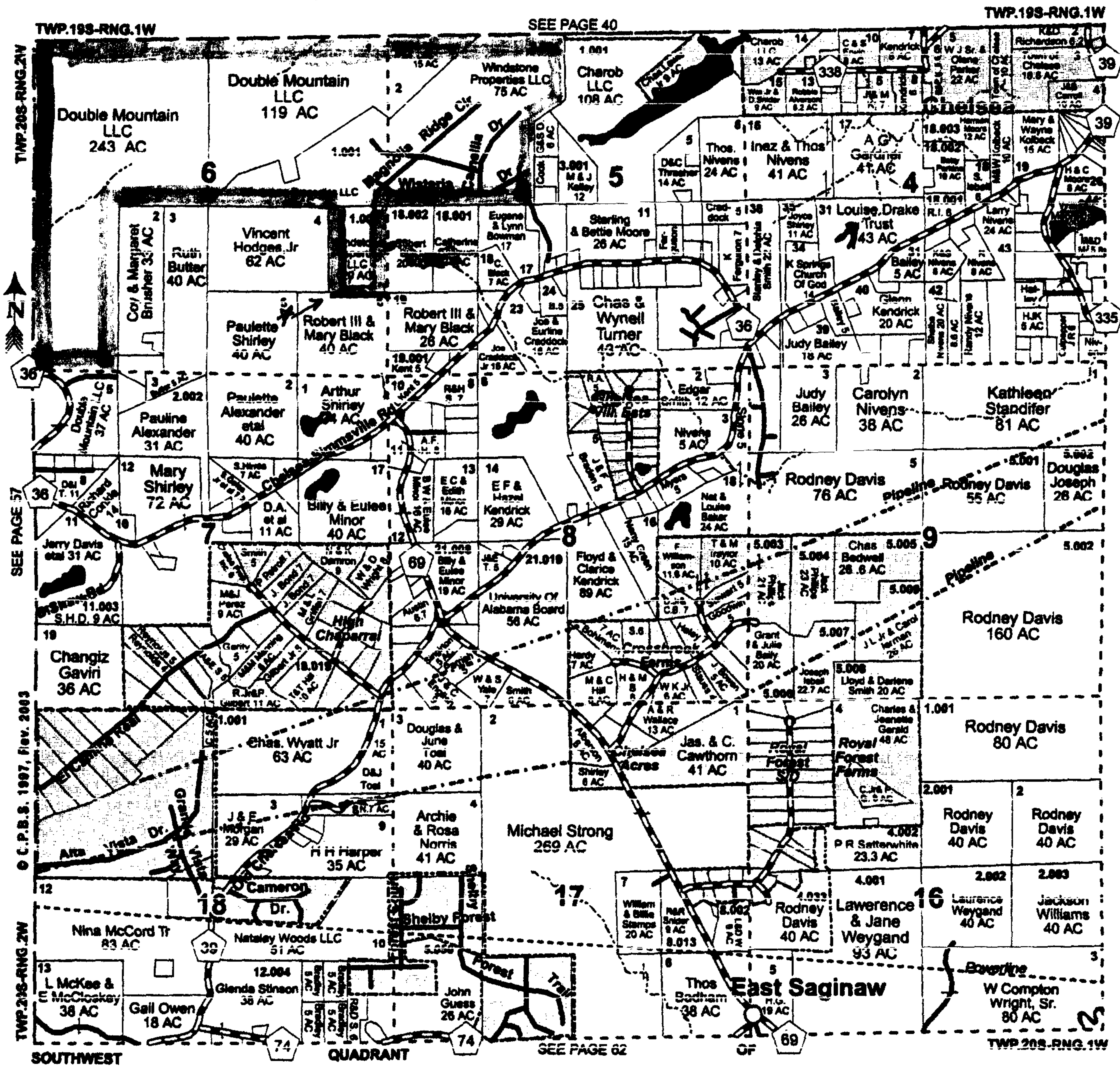
Being a part of Shelby County Tax Id. Number
58-3-06-4-001-006.000

TWP.20S-RNG.1W - NORTHWEST

SHELBY COUNTY, ALABAMA (LOCATOR 15)



★ ANNEXATION



GO TO W34

T19S R1W
T20S R1W

31 32
6 5

PELHAM CITY LIMITS

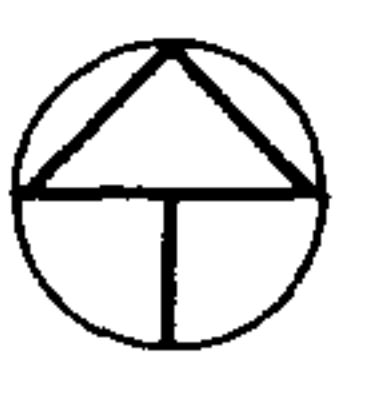
WINDSTONE

GO TO X35

DISCLAIMER:
This publication compiled from information supplied by the City of Pelham. Pro Mapping, Inc. makes no representation or warranty regarding the accuracy, reliability, quality, suitability, or completeness of this map.



Pro Mapping Services, Inc.
5343 Hwy 17
HELENA, AL 35080
205.663.7975



CITY OF
PELHAM
AUG. 2001

15-6

V34	W34	X34
V35	W35	X35
V36	W36	X36

Windstone 7

6 5
7 8

A Conceptual Plan and
Waterline Routing Plan
For

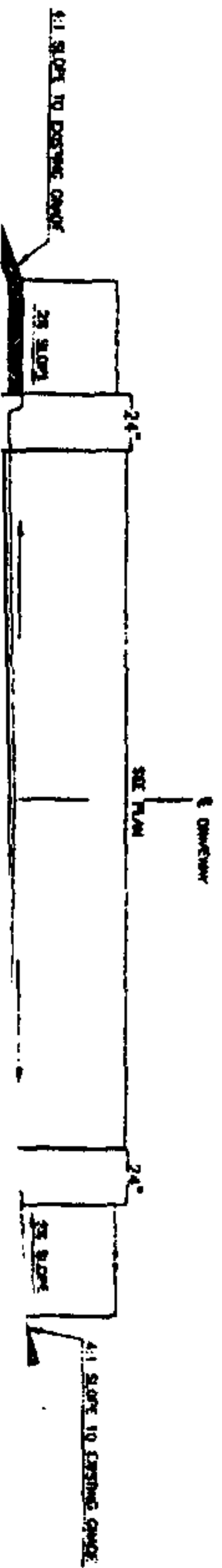
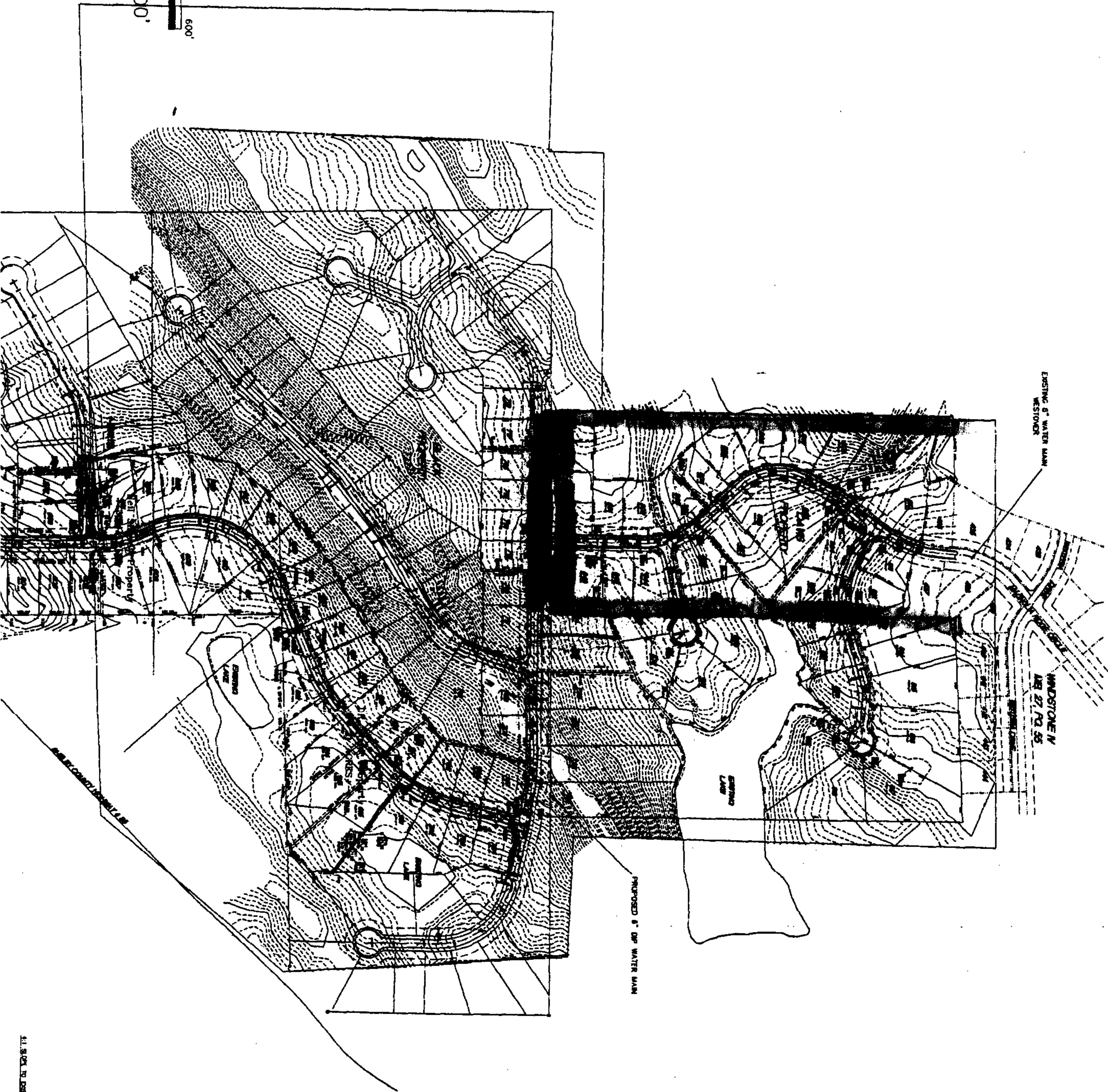
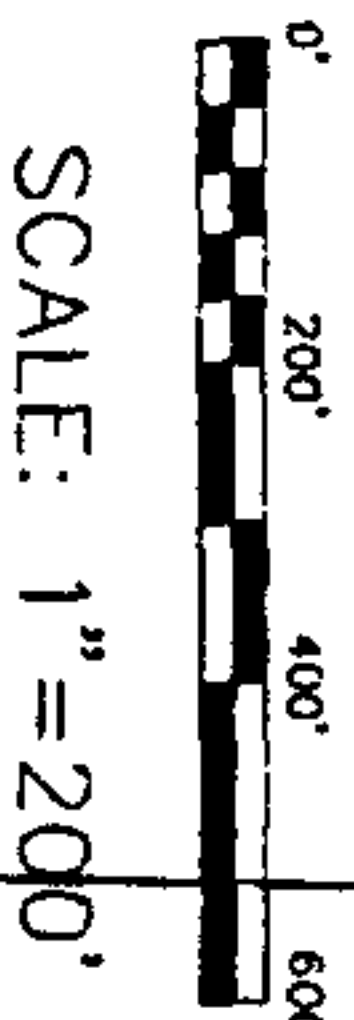
Windstone Phase 6

A Proposed Single Family Residential Subdivision
Sited in Section 5 and 6,
Township 20 South, Range 1 West
Shelby County, Alabama

FEBRUARY 2003

- GENERAL NOTES:
1. ALL WORK TO COMPLY WITH THE CITY URBAN REQUIREMENTS, (WITH EXCEPTION OF PORTABLE WATER).
 2. CONTRACTOR SHALL HAVE APPROVAL OF ALL ADVANCE SCHEDULE FROM TO START OF CONSTRUCTION.
 3. CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY ENGINEER AND SEWERAGE COMMISSION BEFORE CONSTRUCTION.
 4. PRIOR TO THE START OF CONSTRUCTION, THE CONTRACTOR SHALL FIELD VERIFY THE LOCATION OF ALL EXISTING UTILITY LINES AND RECORD THEM ON THE PLAT.
 5. CONTRACTOR AND/OR DEVELOPER SHALL BE RESPONSIBLE FOR PROTECTING EXISTING UTILITY LINES AND FOR DAMAGE TO EXISTING UTILITY LINES.
 6. CONTRACTOR SHALL BE RESPONSIBLE FOR THE PLACEMENT OF ALL UTILITY LINES.
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 10. CONTRACTOR SHALL BE RESPONSIBLE FOR THE PLACEMENT OF ALL UTILITY LINES.
 11. THE CITY IS NOT RESPONSIBLE FOR THE PLACEMENT OF ANY DAMAGE EXISTING SHOWN ON THE PLAT.
 12. THE CITY ENGINEER OF THE PUBLIC WORKS DEPARTMENT IS RESPONSIBLE FOR THE MAINTENANCE OF THE UTILITY LINES.
 13. PRIVATE ROADS OR EASEMENTS SHOWN ON THE PLAT SHALL BE MAINTAINED BY THE OWNER.
 14. DEVELOPER SHALL BE RESPONSIBLE FOR INSTALLATION AND MAINTENANCE OF ALL UTILITY LINES.
 15. CONTRACTOR SHALL BE RESPONSIBLE FOR THE PLACEMENT OF ALL UTILITY LINES.
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 22. CONTRACTOR SHALL BE RESPONSIBLE FOR THE PLACEMENT OF ALL UTILITY LINES.
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- WATER & SEWER SYSTEM NOTES:
1. WATER LINES AND FINE HYDRAULICS ARE SHOWN FOR GENERAL INFORMATION. LOCATION SHALL BE DETERMINED BY THE CITY ENGINEER.
 2. EACH LOT SHALL BE SERVED BY A 3/4" DIAMETER WATER LINE LOCATED AS DIRECTED BY DEVELOPER.
 3. MAINLINE WATER LINE SIZE SPACING A FINE HYDRAULIC IS 6" DIAMETER.
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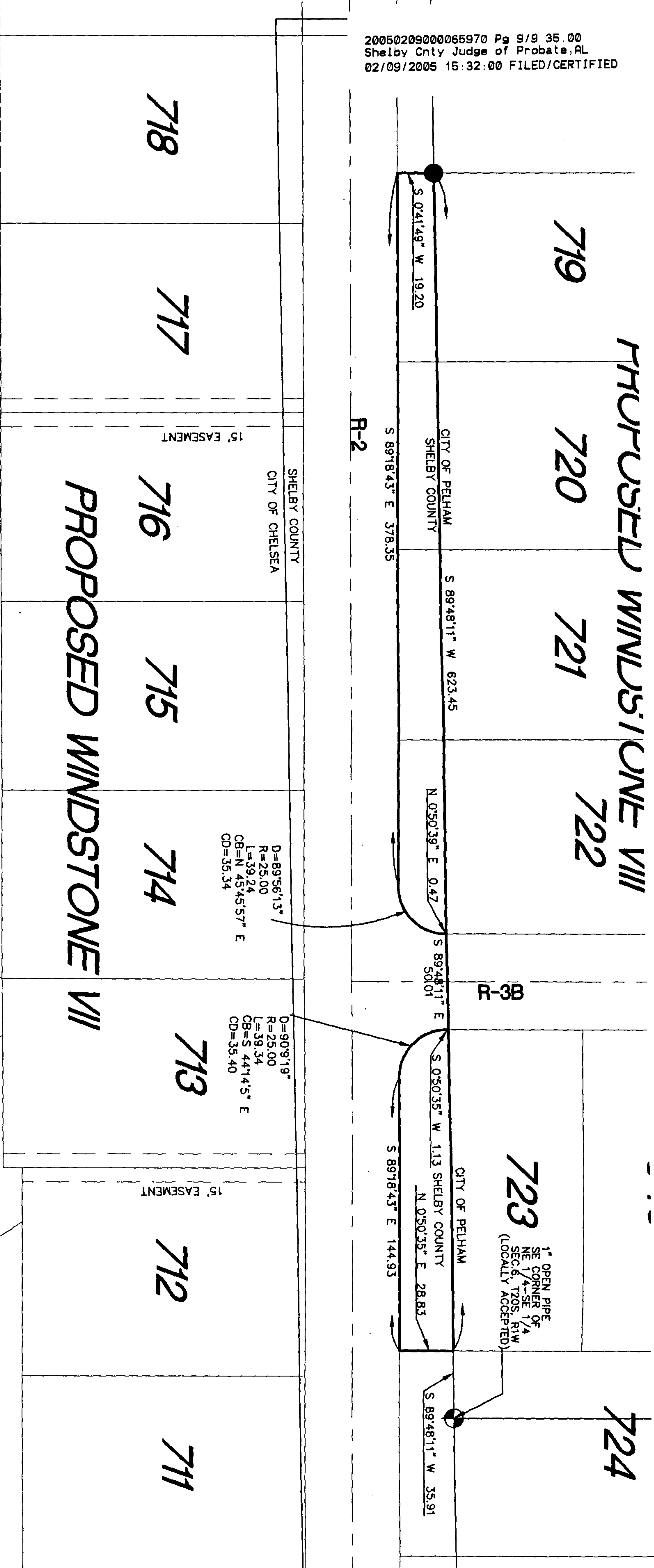


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SCALE 1" = 50'

GRID