

sep15cd.lgoann1

Submitted by: Community Development

Recommended by: The Mayor

ORDINANCE NO. 37- 144

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.

WHEREAS, certain petitions signed by Charles McGehee requesting annexation to the City of Birmingham of territory therein described therein and shown on a map showing the relationship to the corporate limits of the city have 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, and that it is in the public interest that said property be annexed to the City of Birmingham;

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 territory to the City of Birmingham, 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 11-42-23, 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 police jurisdiction of another municipality. Said territory is described as follows:

A portion of land situated in the NW1/4 of the NW1/4 of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama, consisting of one (1) lot in the Cahaba Park South Subdivision, more particularly described as follows:

Begin at the most southerly corner of Lot 9, Cahaba Park South Subdivision as recorded in Map Book 9, Page 164 in the Office of the Judge of Probate, Shelby County, Alabama, also said corner being on the westerly right of way line of Cahaba Park Circle, said Subdivision and on the present city limits of the City of Birmingham; thence run northerly along said right of way line and said city limits to the point of intersection with the north line of the NW1/4 of the NW1/4 of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama; thence angle right and run easterly along said north line and said city limits to the point of intersection with

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the center line of said Cahaba Park Circle; thence angle right and run south along said center line to the point of intersection with a westerly projection of the north line of Lot 12, said Subdivision; thence angle left and run easterly along said projection to the northwest corner of said Lot 12; thence continue easterly along the north line of said Lot 12 to the northeast corner of said Lot 12; thence angle right and run southerly along the east line of said Lot 12 to the southeast corner of said Lot 12; thence angle right and run westerly along the south line of said Lot 12 to the southeast corner of Lot 13, said Subdivision; thence angle right and run northerly along the east line of said Lot 13 to the northeast corner of said Lot 13; thence angle left and run westerly along the north line of said Lot 13 to the northwest corner of said Lot 13; thence continue westerly along last described course to the point of intersection with the center line of said Cahaba Park Circle; thence angle left and run southwesterly along said center line to the point of intersection with a southeasterly projection of the southeasterly line of said Lot 9; thence angle right and run northwesterly along said projection to the most southerly corner of said Lot 9, said corner being the point of beginning.

The above described parcel contains 3.053 acres or 0.0047 sq. mi., more or less and includes Parcel ID 58-02-07-36-0-001-008 and adjacent right of way of Cahaba Park Circle.

Section 2. Pursuant to the provisions of Sections 2, 3 and 4 of Act No. 787 of the 1977 Regular Session of the Legislature of Alabama (Alabama Acts 1977, pp. 1357-1358), all property, real or personal, having situs in said territory annexed shall be exempt from ad valorem property taxes levied by the City of Birmingham, and from the present and any future occupational license tax of said city based on wages or salaries received by persons working or employed by any business company or other professional, business, or commercial entity for services performed within the territory annexed, for a period of fifteen years commencing May 11, 1985.

Section 3. The City of Birmingham hereby agrees to comply with those provisions of Act No. 604 of the 1976 Regular Session of the Legislature, to the extent applicable, which pertain to the assumption of debt of an annexed fire district or to the payment of an amount equal to six times the dues paid by the territory annexed during the preceding year.

Section 4. That the City Clerk shall file a certified copy of this ordinance 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.

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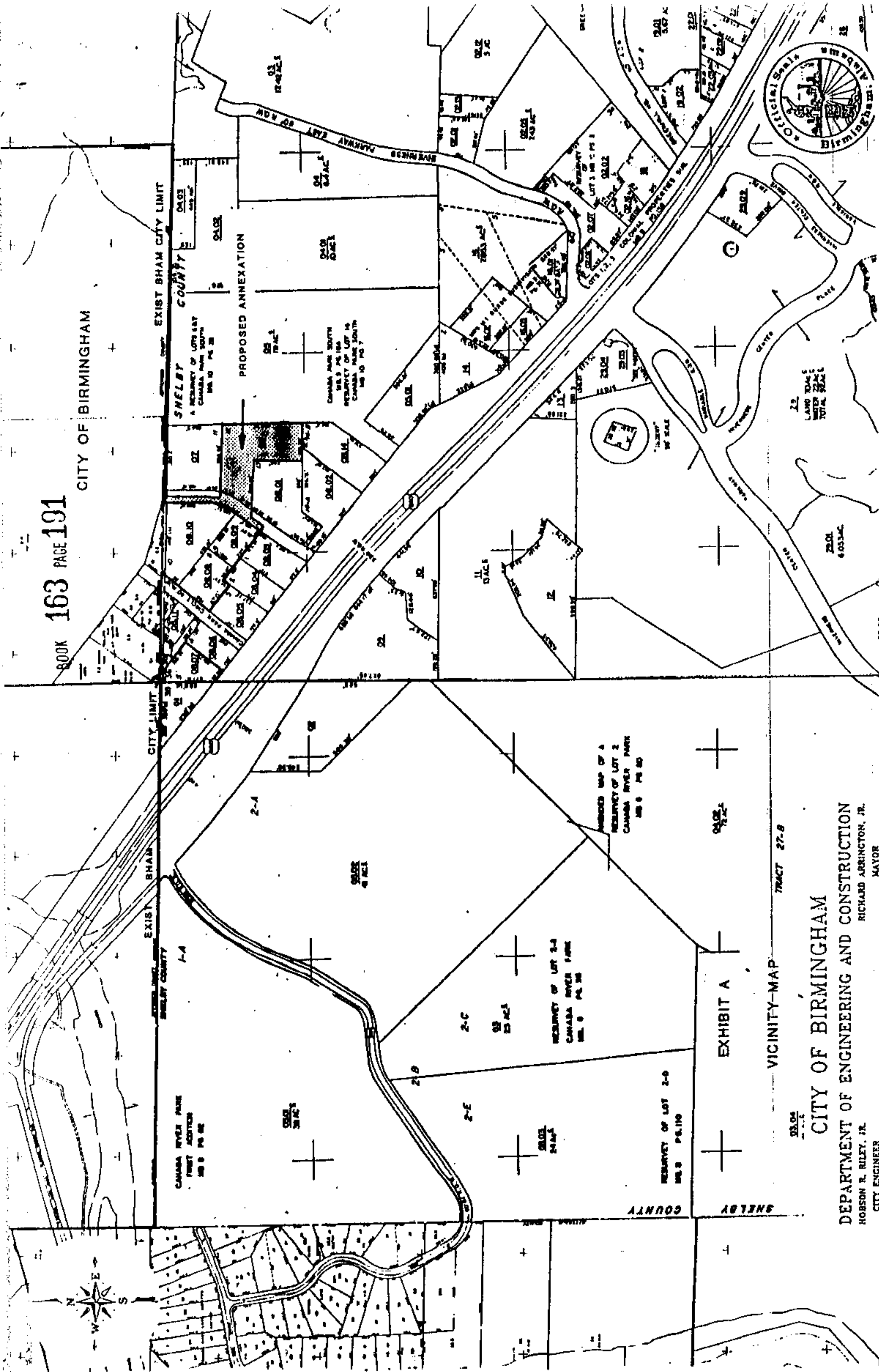
STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Jackson B. Bailey, City Clerk of the City of Birmingham, do hereby certify that the above is a true correct copy of an ordinance duly adopted by the Council of the City of Birmingham at its meeting held 9-15-87, and as same appears of record in Minute Book C-45 of said City, and approved by the Mayor on 9-15-87.

GIVEN UNDER MY HAND AND CORPORATE SEAL of the City of Birmingham, this the 21st day of Sept., 19 87.

Jackson B. Bailey
CITY CLERK

CITY OF BIRMINGHAM



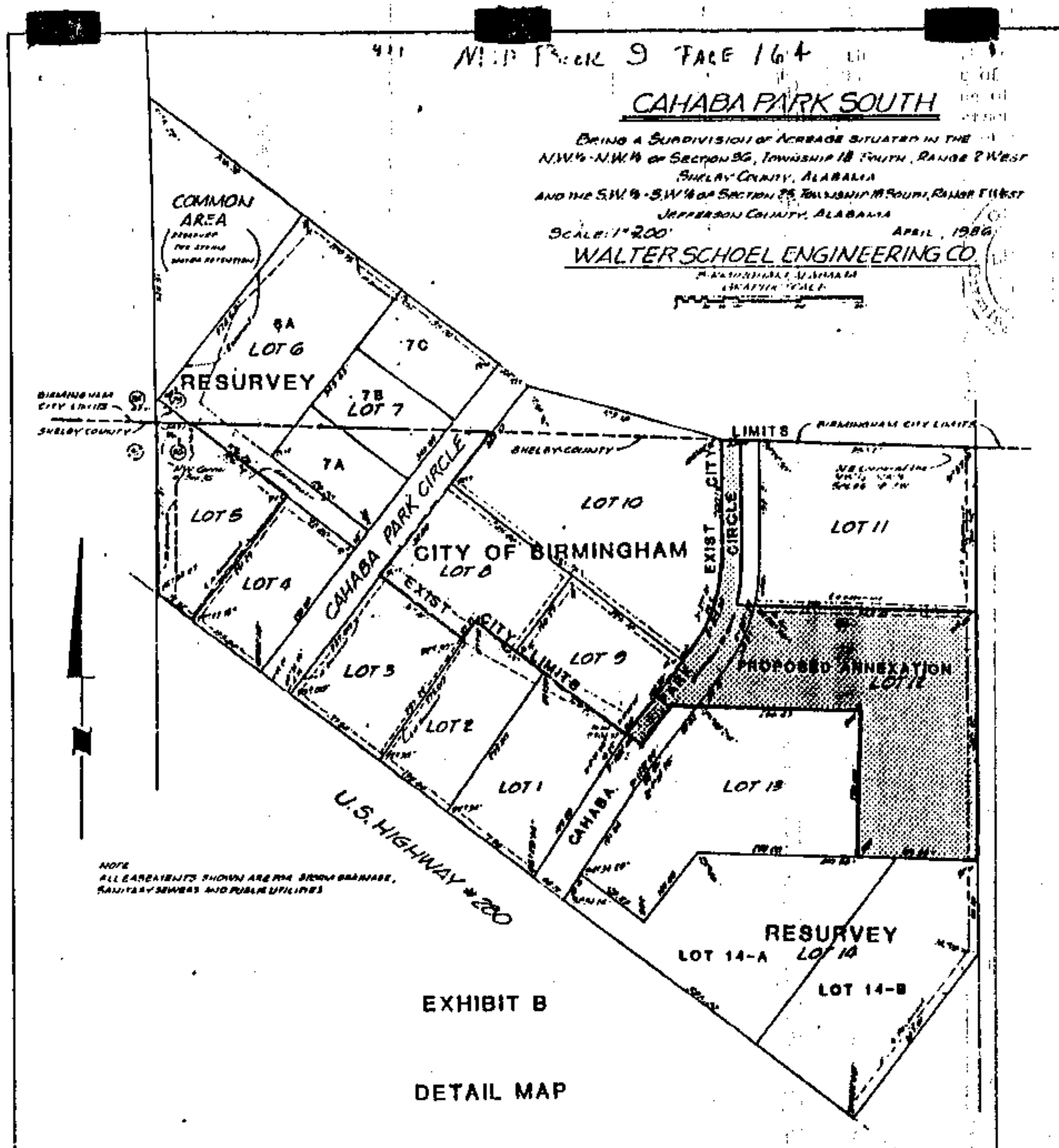
VICINITY-MAP TRACT 27-B

CITY OF BIRMINGHAM

DEPARTMENT OF ENGINEERING AND CONSTRUCTION

HOBSON R. RILEY, JR.
CITY ENGINEER

RICHARD ARRINGTON, JR.
MAYOR



CITY OF BIRMINGHAM
DEPARTMENT OF ENGINEERING AND CONSTRUCTION
HOBSON R. RILEY, JR.
CITY ENGINEER
RICHARD ARRINGTON, JR.
MAYOR
PROPOSED ANNEXATION

A portion of land situated in the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama, consisting of one (1) lot in the Cahaba Park South Subdivision, more particularly described as follows:

Begin at the most southerly corner of Lot 9, Cahaba Park South Subdivision as recorded in Map Book 9, Page 164 in the Office of the Judge of Probate, Shelby County, Alabama, also said corner being on the westerly right of way line of Cahaba Park Circle, said Subdivision and on the present city limits of the City of Birmingham; thence run northerly along said right of way line and said city limits to the point of intersection with the north line of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 36, Township 18 South, Range 2 West, Shelby County, Alabama; thence angle right and run easterly along said north line and said city limits to the point of intersection with the center line of said Cahaba Park Circle; thence angle right and run south along said center line to the point of intersection with a westerly projection of the north line of Lot 12, said Subdivision; thence angle left and run easterly along said projection to the northwest corner of said Lot 12; thence continue easterly along the north line of said Lot 12 to the northeast corner of said Lot 12; thence angle right and run southerly along the east line of said Lot 12 to the southeast corner of said Lot 12; thence angle right and run westerly along the south line of said Lot 12 to the southeast corner of Lot 13, said Subdivision; thence angle right and run northerly along the east line of said Lot 13 to the northeast corner of said Lot 13; thence angle left and run westerly along the north line of said Lot 13 to the northwest corner of said Lot 13; thence continue westerly along last described course to the point of intersection with the center line of said Cahaba Park Circle; thence angle left and run southwesterly along said center line to the point of intersection with a southeasterly projection of the southeasterly line of said Lot 9; thence angle right and run northwesterly along said projection to the most southerly corner of said Lot 9, said corner being the point of beginning.

The above described parcel contains 3.053 acres or 0.0047 sq. mi., more or less and includes Parcel ID 58-02-07-36-0-001-008 and adjacent right of way of Cahaba Park Circle.



Part No. _____

PETITION FOR ANNEXATION

The undersigned owner of the real property described on Exhibit A hereto hereby petitions the Council of the City of Birmingham to assent to the annexation of said property into the City of Birmingham conditioned upon the granting of an exemption from all city ad valorem taxes and occupation license taxes levied by the City of Birmingham for a period of fifteen (15) years dating from May 11, 1985.

DATED this 21 day of August 1987.

Witness:

Charles M. Hoke

Signature:

[Signature]

CAHABA PARK SOUTH

BEING A SUBDIVISION OF ACREAGE SITUATED IN THE
N.W. 1/4 - N.W. 1/4 OF SECTION 36, TOWNSHIP 18 SOUTH, RANGE 2 WEST
SHELBY COUNTY, ALABAMA
AND THE S.W. 1/4 - S.W. 1/4 OF SECTION 25, TOWNSHIP 18 SOUTH, RANGE 2 WEST
JEFFERSON COUNTY, ALABAMA

SCALE: 1" = 100'

APRIL, 1986

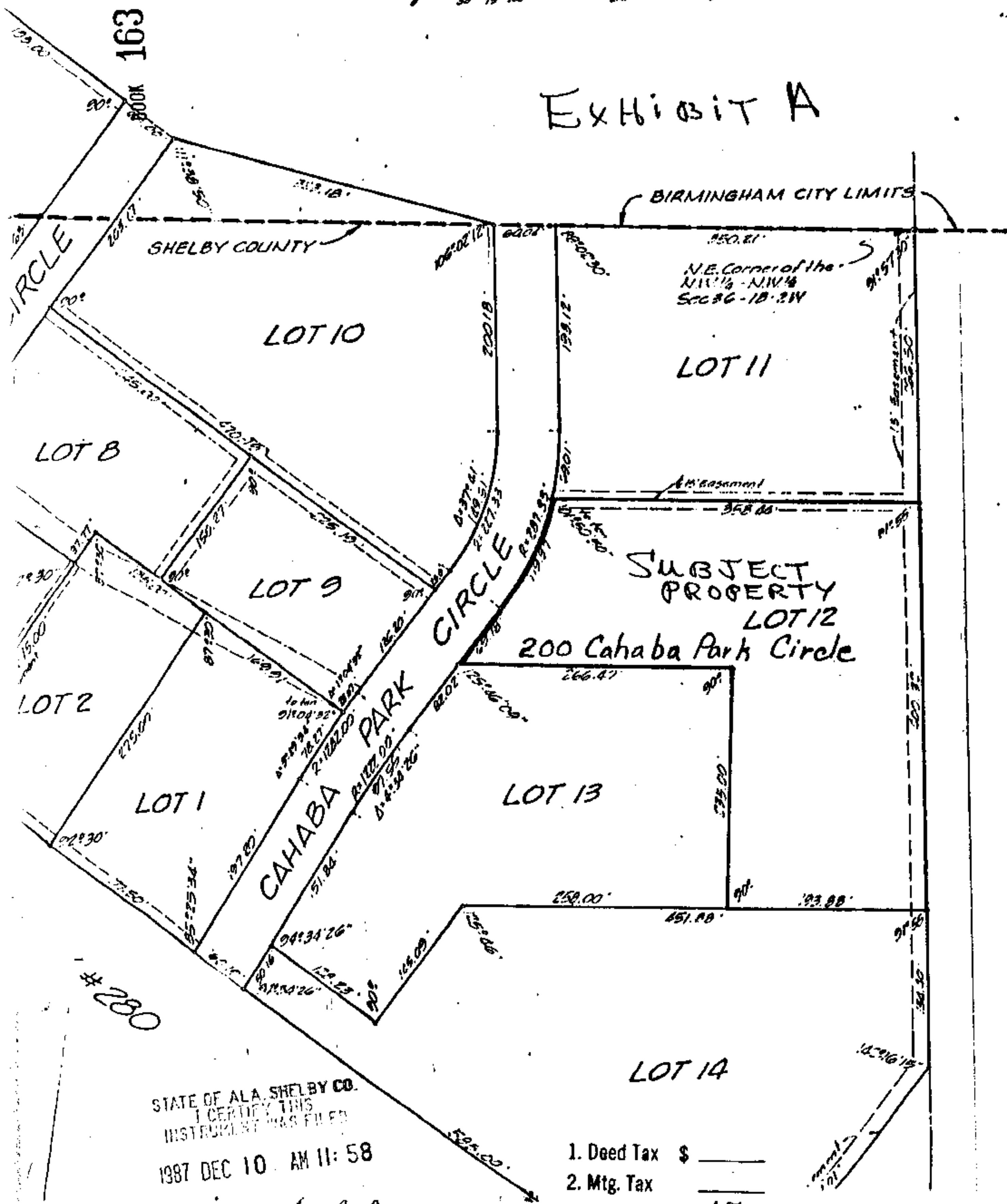
WALTER SCHOEL ENGINEERING CO.

BIRMINGHAM, ALABAMA
GRAPHIC SCALE



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Exhibit A



STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1987 DEC 10 AM 11:58

Thomas A. Lavelle
JUDGE OF PROBATE

1. Deed Tax \$ _____
2. Mtg. Tax _____
3. Recording Fee 17.50
4. Indexing Fee 1.00

TOTAL

10th