

2015

PHASE 1

ORDINANCE NUMBER 90-861

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

WHEREAS, a certain Petition for Annexation signed by Metropolitan Life Insurance Company, a New York corporation, Richard F. Owen, an individual, Jane E. Owen, an individual, and Noel W. Chambless, an individual, the owners of all the territory therein described in Exhibit A, requesting that the territory therein described be annexed into 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 Hoover; and

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WHEREAS, this Council has determined and found that the territory is contiguous to the existing municipal limits of the City and does not lie within the existing corporate limits of any other municipality; that, although the territory may lie within the existing police jurisdiction of another municipality, the boundary of the territory does not extend at any point beyond a line which is equidistant between the existing limits of the City and the existing corporate limits of any other municipality; that the matters set forth and alleged in the Petition for Annexation are true and correct; and that it is in the public interest that said territory be annexed into the City of Hoover;

NOW, THEREFORE, be it ordained by the City Council of the City of Hoover as follows:

Section 1. That the City Council of the City of Hoover, Alabama, hereby assents to the annexation of the territory described in Exhibit A attached hereto and made a part hereof, and the corporate limits of the City of Hoover, Alabama, are hereby rearranged and extended pursuant to Chapter 42, Article 2, Code of Alabama (1975), Sections 11-42-20 through 11-42-24, to embrace and include the territory described in Exhibit A within the corporate limits of the City of Hoover, Alabama, in addition to the territory already within the corporate limits of the City.

Section 2. Pursuant to the provisions of Act No. 787 of the 1977 Regular Session of the Alabama Legislature, and to the full extent of the authority of the City of Hoover thereunder, for a period of ten years from the date hereof, the territory and all property having a situs within such territory shall be exempt from any increases in the rate of ad valorem municipal taxes in effect on the date hereof and, for a period of ten years from the date hereof, all businesses, occupations, professions, trades, exhibitions and vocations and persons engaged therein within such territory shall be exempt from the imposition of any occupational taxes based on wages or salaries of persons working therein. Nothing in this Section 2 shall prevent the City from imposing any sales tax allowed by law on the sale of personal property within the territory or from imposing an ad valorem school tax or special tax increases imposed after a favorable vote by the residents of the City for City taxes specifically designated for libraries or parks and recreational use on all property included within the municipal boundaries of the City. Notwithstanding any other provisions of this Section 2, from time to time after the lapse of five years from the time when the territory is brought within the corporate limits of the City, all portions of the territory as has residing on it a population of at least 20 persons on a contiguous ten acres of land (in forms of a square or any other shape) and all property having a situs on such populated territory, shall thereafter be subject to taxation by the City and taxes thereon shall be paid to the City.

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. The City Clerk shall file a certified copy of this ordinance containing an accurate description of the annexed territory, together with a map of such territory, with the Probate Judge of Shelby County, Alabama, and the Probate Judge of Jefferson County, Alabama.

Section 5. The City Clerk shall cause a copy of this ordinance, containing an accurate description of the annexed territory, to be published in a newspaper of general circulation in the City of Hoover, Alabama.

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ADOPTED by the Council of the City of Hoover, Alabama, and approved by the Mayor on the 26th day of January, 1990.

Frank S. Skinner, Jr.
Frank S. Skinner, Jr.
Mayor

William Billingsley
William Billingsley
President

ATTEST:

Glenn Crump
City Clerk

EXHIBIT A TO ORDINANCE NO. 90-861

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EXHIBIT "A"

Phase I

Begin at the Northwest corner of the South One-Half of the North One-Half of the South One-Half of Section 2, Township 19 South, Range 2 West; thence run east along the north line of the south one-half of the north one-half of the south one-half of Section 2, Township 19 South, Range 2 West to the northeast corner of the south one-half of the north one-half of the south one-half of Section 2, Township 19 South, Range 2 West; thence run south along the east line of Section 2, Township 19 South, Range 2 West to the southeast corner of Section 2, Township 19 South, Range 2 West; thence run west along the south line of Section 2, Township 19 South, Range 2 West 2649.37 feet to the southwest corner of the southeast quarter of same; thence left 92 degrees 56 minutes 16 seconds and run south along the east line of the northeast quarter of the northwest quarter of Section 11, Township 19 South, Range 2 West 1329.97 feet to the southeast corner of same; thence right 92 degrees 47 minutes 20 seconds and run west along the south line of said quarter-quarter section 1325.88 feet to the southwest corner of same; thence left 93 degrees 08 minutes 30 seconds and run south along the east line of the southwest quarter of the northwest quarter of said Section 11, 1334.86 feet to the southeast corner of same; thence right 92 degrees 56 minutes 45 seconds and run west along the south line of said quarter-quarter section 1321.74 feet to the southwest corner of same; thence left 0 degrees 12 minutes 13 seconds and run west along the south line of the southeast quarter of the northeast quarter of Section 10, Township 19 South, Range 2 West 1329.88 feet to the southwest corner of same; thence right 88 degrees 31 minutes 50 seconds and run north along the west line of said quarter-quarter section 414.55 feet; thence right 21 degrees 50 minutes 46 seconds and run northeasterly 799.45 feet to a point; thence right 44 degrees 12 minutes 50 seconds and run northeasterly 799.60 feet to a point; thence left 44 degrees 18 minutes 33 seconds and run northeasterly 800.12 feet to a point on the east line of the northeast quarter of the northeast quarter of said Section 10; thence left 21 degrees 48 minutes 53 seconds and run northerly along the east line of said northeast quarter of the northeast quarter, 417.92 feet to the northeast corner of same; thence left 0 degrees 09 minutes 39 seconds and run north along the west line of Section 2, Township 19 South, Range 2 West to the point of beginning.

Less and except a tract conveyed to Eli H. Phillips
A parcel of land situated in the Southeast Quarter of the Southeast Quarter of Section 2, Township 19 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follows: Begin at the southwest corner of said southeast quarter of southeast quarter and run north along the west line of same 50.07 feet; thence right 93 degrees 10 minutes and run east and parallel to south line of said quarter-quarter section 264.60 feet; thence right 50 degrees 03 minutes and run southeasterly 65.21 feet to a point on the south line of said quarter-quarter section; thence right 129 degrees 57 minutes and run west along the south line of said quarter-quarter section 303.72 feet to the point of beginning. Contains 0.3213 acres.

Also, Less and except Subdivisions of Selkirk as recorded in Map Book 6, Page 163, Selkirk, First Addition as recorded in Map Book 7, Page 149, Kirkwall as recorded in Map Book 6, Page 152, Woodford, First Addition as recorded in Map Book 10, Page 38.

Also, Less and except that part of Kerry Downs as recorded in Map Book 5, Pages 135 and 136 and that part of Applecross as recorded in Map Book 6, Pages 42 A & B that lie within the boundary of the described parcel. Both of the above recorded in the Office of the Judge of Probate, Shelby County, Alabama.

Also, Less and except any of the Amended Map of Woodford as recorded in Map Book 8, Pages 51A, 51B, 51C, and 51D in the Office of the Judge of Probate, Shelby County, Alabama, except Lot 30, Block 2 and Lot 7, Block 1 that lies within the described parcel.

Also, Less and except Inverness Parkway Right-of-Way as recorded in Map Book 12, Page 83 in the Office of the Judge of Probate, Shelby County, Alabama that lies within the described parcel.

Also, Less and except any portion of Valleydale Road Right-of-Way that lies within the described parcel.

Also, Less and except any part of the following subdivisions that lie within the described parcel: Stoneridge - Phase 1 as recorded in Map Book 6, Page 153, Town of Adam Brown - Phase 2 as recorded in Map Book 8, Page 25, all of the above recorded in the Office of the Judge of Probate, Shelby County, Alabama.

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CLERK'S CERTIFICATION

I, Linda Crump, City Clerk for the City of Hoover, Alabama, hereby certify that the attached is a true and correct copy of Ordinance No. 90-861 which was passed and adopted by the City Council of the City of Hoover on the 26th day of January, 1990, and that it has been published in a newspaper of general circulation and is now in full force and effect.

L. Crump 11/1/90

PETITION FOR ANNEXATION
TO THE CITY OF HOOVER, ALABAMA

The undersigned landowners (the "Petitioners") do hereby petition and request that the City Council of the City of Hoover, a municipal corporation of the State of Alabama (the "City"), adopt and enact an ordinance annexing all that certain real property described herein into the City of Hoover, Alabama, pursuant to Chapter 42, Article 2, Code of Alabama (1975), Sections 11-42-20 through 11-42-24.

In support of this Petition for Annexation, the Petitioners state the following:

1. The real property which the Petitioners request be annexed into the City is that certain real property located in Shelby County, Alabama, described in Exhibit A attached hereto and made a part hereof (the "Annexation Property");

2. A map of the Annexation Property, showing its relationship to the corporate limits of the City, is attached hereto as Exhibit B and made a part hereof (the "Annexation Map");

3. The Annexation Property is contiguous to the existing municipal limits of the City and does not lie within the corporate limits of any other municipality;

4. Although the Annexation Property may lie within the existing police jurisdiction of another municipality, the boundary of the Annexation Property does not extend at any point beyond a line which is equidistant between the existing limits of the City and the existing corporate limits of any other municipality;

5. The Petitioners, collectively the owners of one hundred percent (100%) of the Annexation Property, are the sole and exclusive owners of the Annexation Property described in Exhibit A;

6. This Petition for Annexation contains the signatures of all of the owners of the Annexation Property;

7. Each Petitioner undersigned hereby expressly assents to the annexation of the Annexation Property into the municipal limits of the City, and hereby

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expressly requests that the City annex the Annexation Property by rearranging and extending its municipal boundaries to include the Annexation Property.

This Petition is made as of the 26th day of January, 1990, although actually executed by the undersigned on the dates indicated on the notary certificates set forth below.

METROPOLITAN LIFE INSURANCE COMPANY, a New York corporation

By: Victor W. Turner
Its Vice President

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BOOK ATTEST:

By: Christine N. Markussa
Its Assistant Secretary

Richard F. Owen
Richard F. Owen

WITNESS:

[Signature]

Jane E. Owen
Jane E. Owen

WITNESS:

[Signature]

Noel W. Chambless
Noel W. Chambless

WITNESS:

[Signature]

STATE OF Georgia)
DeKalb COUNTY)

I, Sandra R. Nauman, a Notary Public in and for said County in said State, hereby certify that VICTOR W. TURNER, whose name as Vice President of the Metropolitan Life

PHASE 1

Insurance Company, a New York corporation, is signed to the foregoing Petition for Annexation and who is known to me, acknowledged before me on this day that, being fully informed of the contents of the Petition, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand this 24th day of January, 1990.

Joseph R. Nauman
Notary Public

My Commission Expires: _____

Notary Public, Georgia State at Large
My Commission Expires Feb. 10, 1990.

STATE OF Alabama)
Shelby COUNTY)

I, Carolin C. Juff, a Notary Public in and for said County in said State, hereby certify that Richard F. Owen, whose name is signed to the foregoing Petition for Annexation and who is known to me, acknowledged before me on this day that, being fully informed of the contents of the Petition, he executed the same voluntarily on the day the same bears date.

Given under my hand this 26th day of January, 1990.

Carolin C. Juff
Notary Public

My Commission Expires: _____

My Commission Expires March 23, 1990

STATE OF Alabama)
Shelby COUNTY)

I, Carolin C. Juff, a Notary Public in and for said County in said State, hereby certify that Jane E. Owen, whose name is signed to the foregoing Petition for Annexation and who is known to me, acknowledged before me on this day that, being fully informed of the contents of the Petition, she executed the same voluntarily on the day the same bears date.

Given under my hand this 26th day of January, 1990.

Carolin C. Juff
Notary Public

My Commission Expires: _____

My Commission Expires March 23,

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STATE OF Alabama)
Shelby COUNTY)

I, Carlynn C. Jeff, a Notary Public in and for said County in said State, hereby certify that Noel W. Chambless, whose name is signed to the foregoing Petition for Annexation and who is known to me, acknowledged before me on this day that, being fully informed of the contents of the Petition, he executed the same voluntarily on the day the same bears date.

Given under my hand this 26th day of January, 1990.

Carlynn C. Jeff
Notary Public

My Commission Expires: _____

My Commission Expires March 23, 1990

ACKNOWLEDGEMENT OF FILING

I, Linda Crump, the City Clerk of the City of Hoover, Alabama, hereby acknowledge receipt of the above and foregoing Petition for Annexation to the City of Hoover, Alabama, at 4:30 P.m., on this 26th day of January, 1990.

Linda Crump
City Clerk

City of Hoover, Alabama

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EXHIBIT "A"

Phase I

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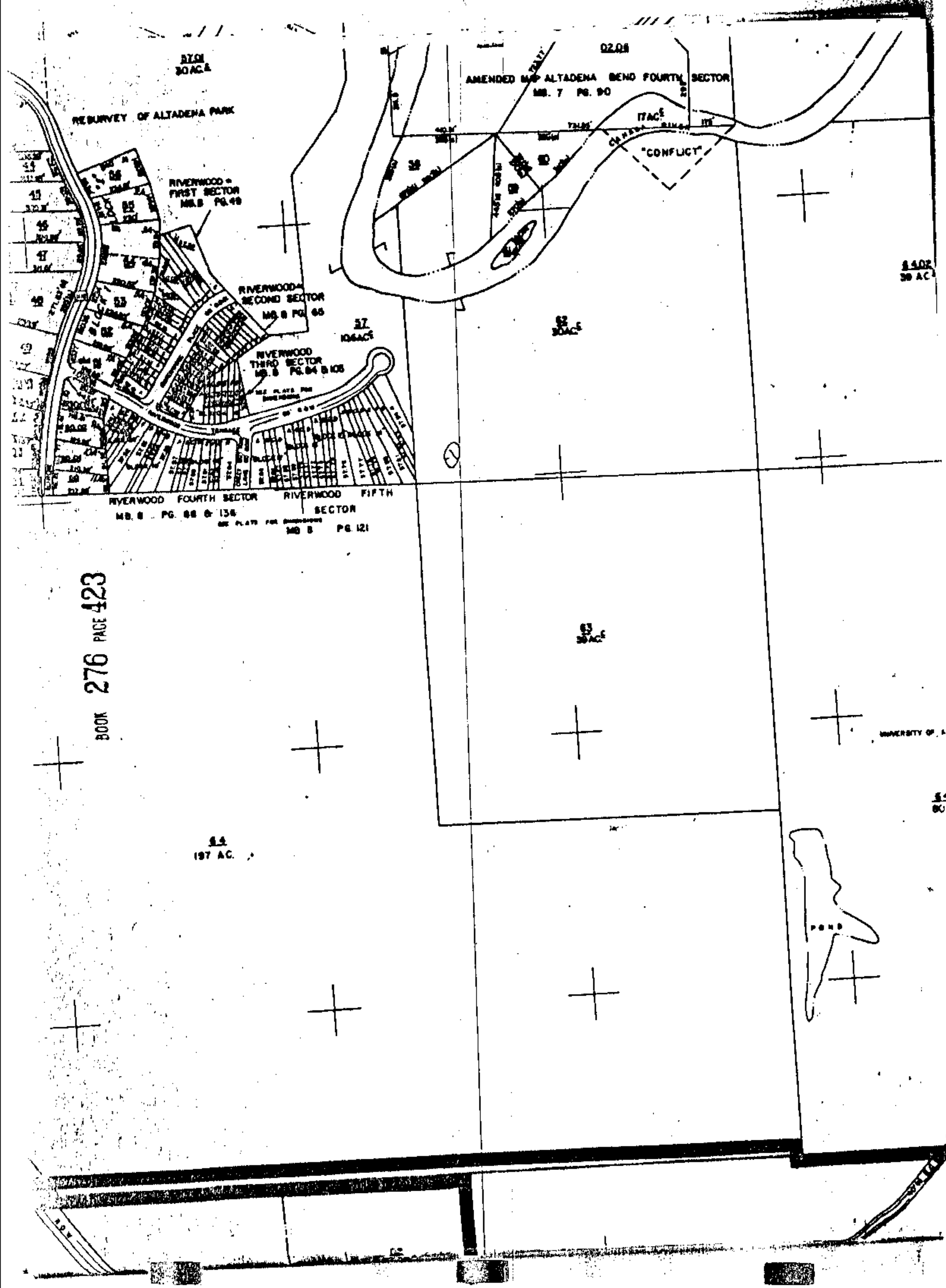
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CLERK'S CERTIFICATE

I herby certify that the attached is a true and correct copy of a petition(s) presented to the City Council of the City of Hoover by persons whose name(s) appear thereon, requesting that their property be annexed to the City of Hoover.


City Clerk



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AS SHOWN IN BROWNSHAW

AMENDED MAP

AMENDED MAP
OF
WOODFORD
MS 6 PG 54-A

275 AC LAND
36 AC WATER
311 AC TOTAL

RESURVEY OF
LOTS 7-10 BLK 1
MS 7 PG 126

TOWN OF
ADAM BROWN
PHASE 2
MS 8 PG 35

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

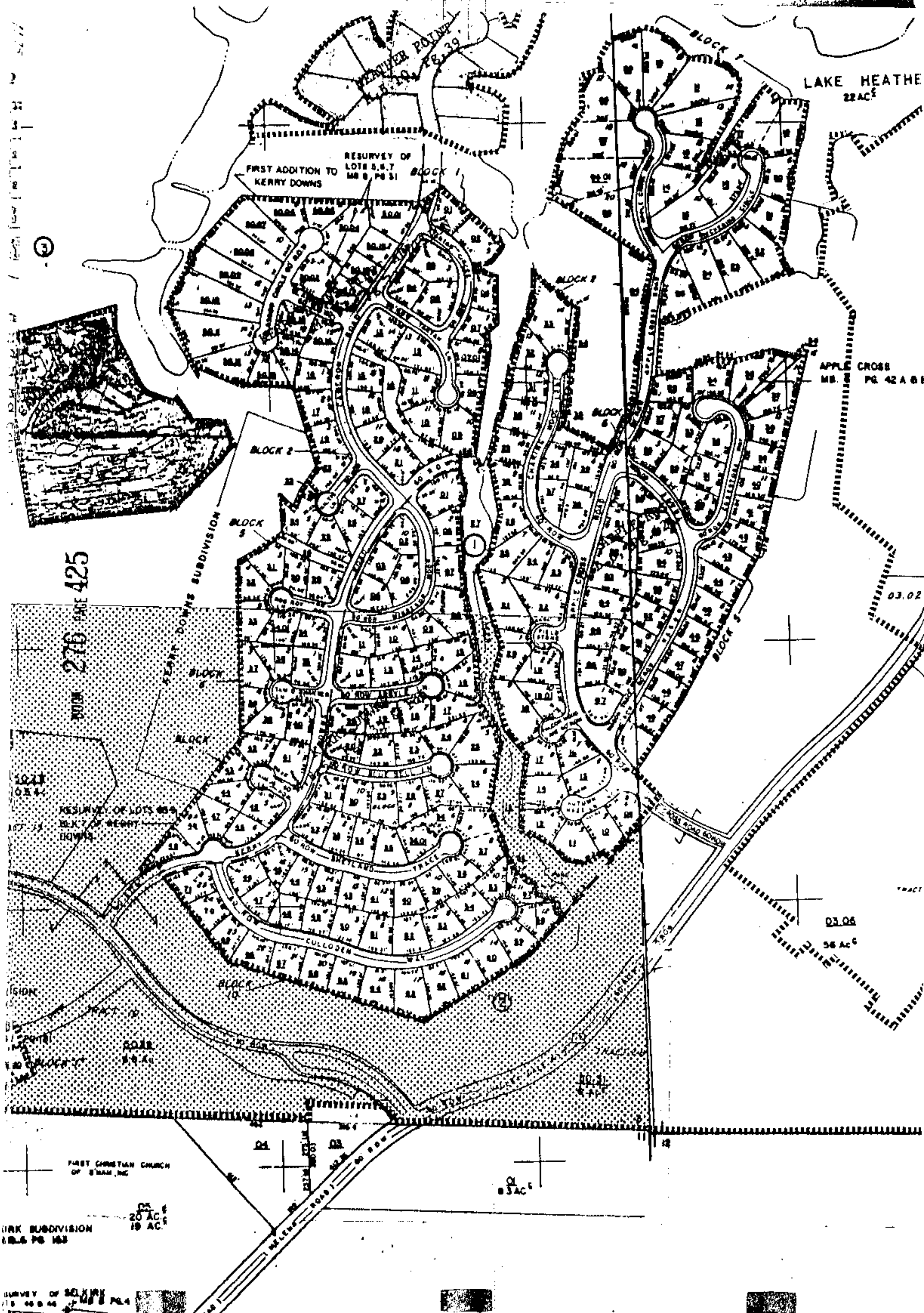
RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

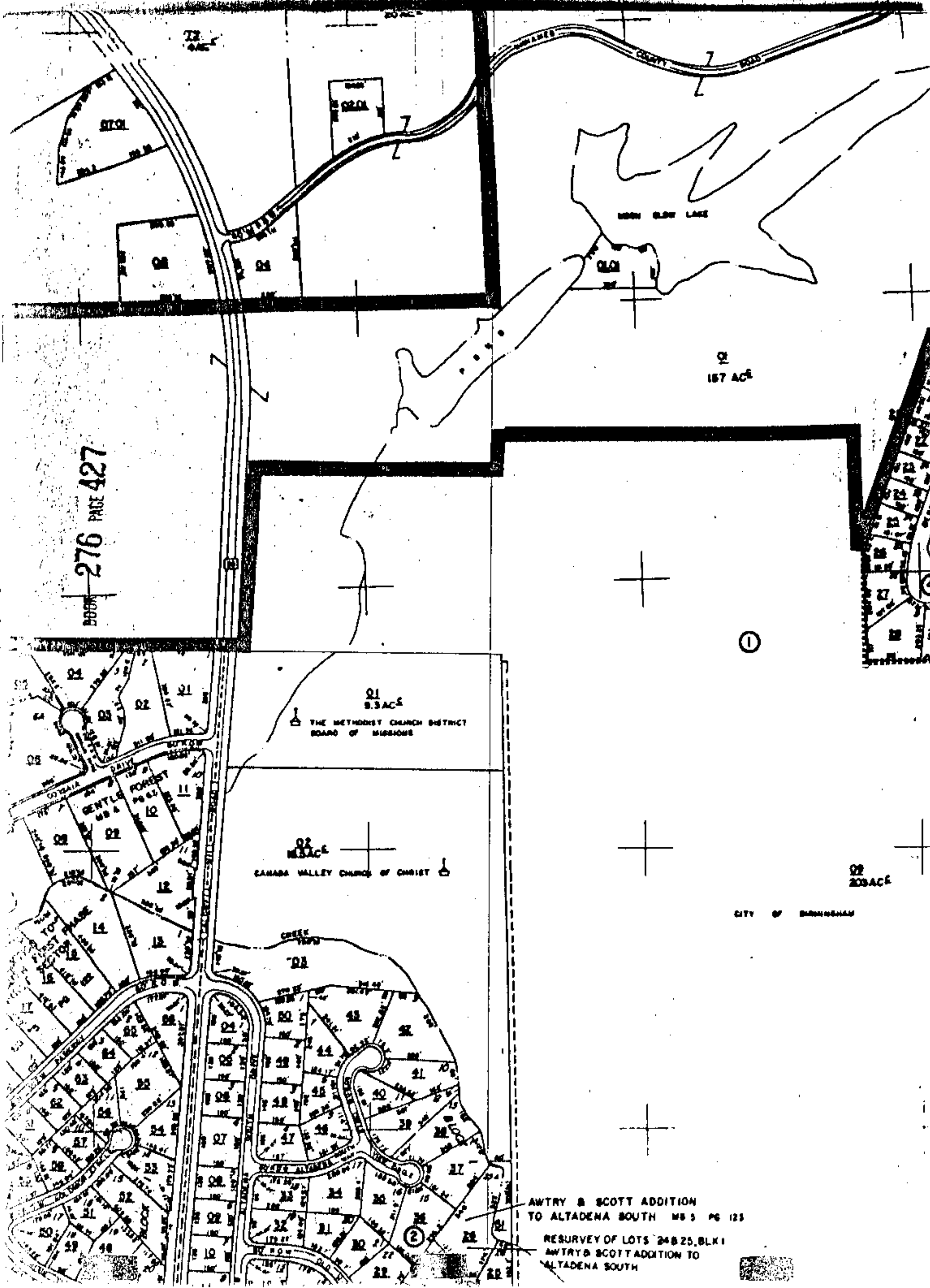
RESURVEY OF LOT 1
BLK 2
MS 9 PG 33

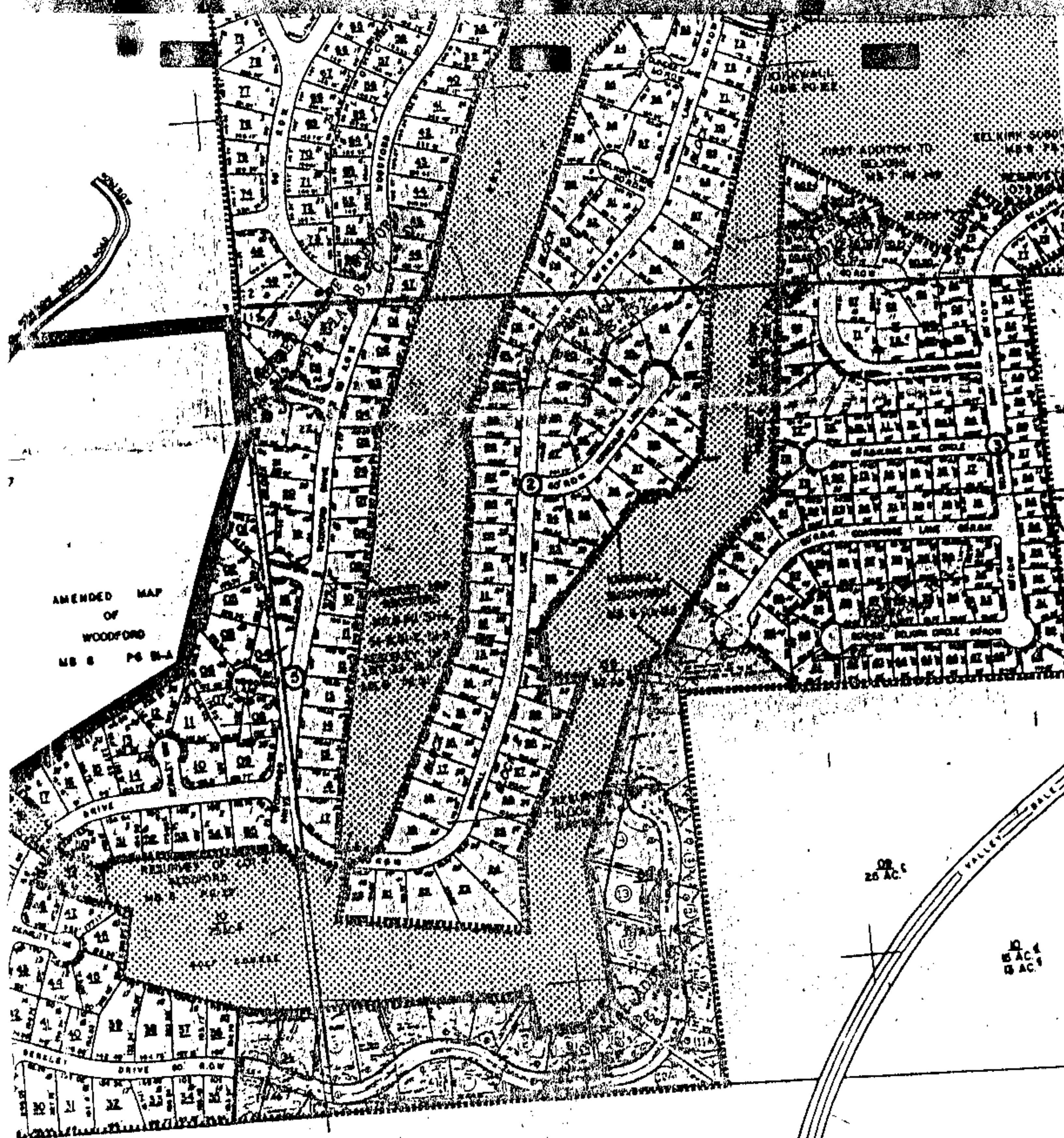
RESURVEY OF LOT 1
BLK 2
MS 9 PG 33



PLAN 276 PAGE 425

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AMENDED MAP
OF
WOODFORD
MS 6 PG 5-A

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17 AC
CITY OF BIRMINGHAM

25 AC

10 AC
13 AC

35 AC

MEADOWBROOK ESTATES FIRST SECTION MS

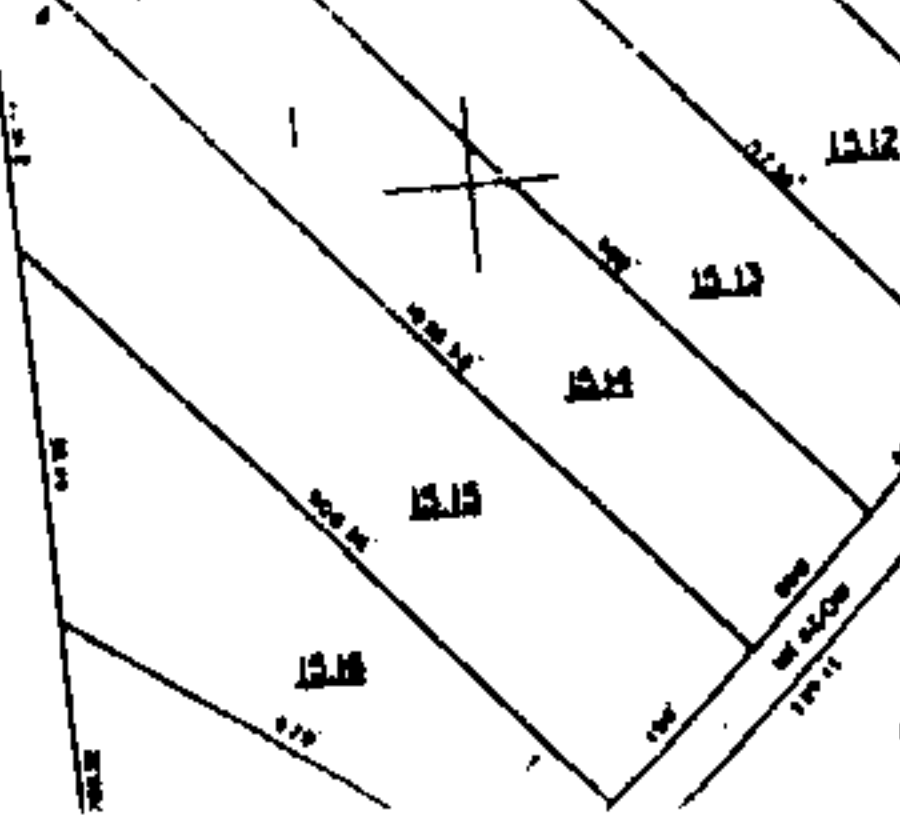
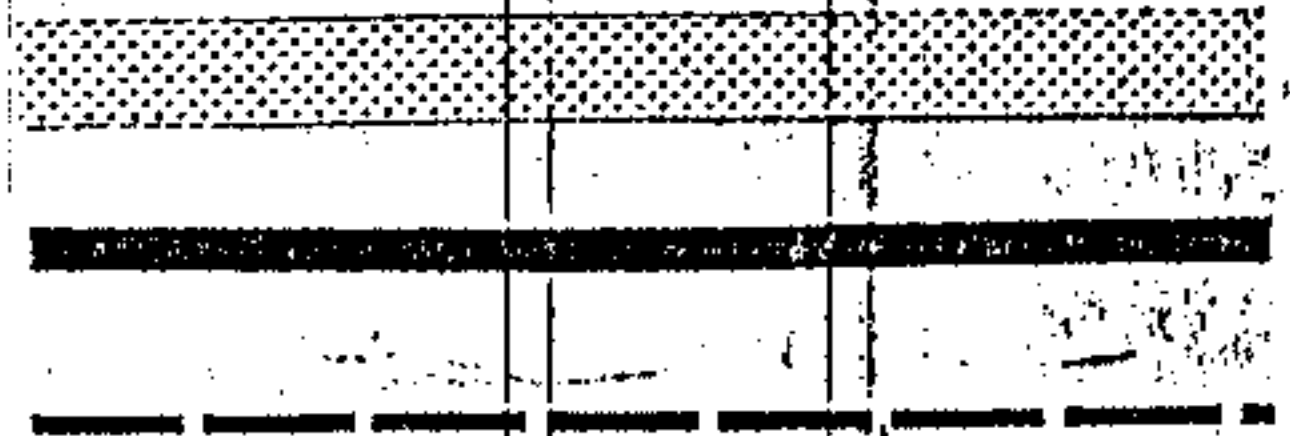


EXHIBIT "B"

PHASE I

D ANNEXATION AREA
CITY LIMITS
AM CITY LIMITS



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

90 JAN 29 PM 2:48

J. R. ...
JUDGE OF PROBATE

1. Deed Tax	\$	
2. Mtg. Tax	\$	
3. Recording Fee	\$	52.50
4. Indexing Fee	\$	3.00
5. No Tax Fee	\$	
6. Certified Fee	\$	1.00
Total	\$	56.50

