

ORDINANCE NO. 252

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.

04/22/1994-13266
02:34 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MCD 16.00

Inst # 1994-13266

Karyl Rice, a member of the City Council of the City of Pelham, moved that all rules which would prevent the immediate consideration of Ordinance No. 252, hereupon attached, be suspended and immediate consideration given to the passage of said Ordinance. Said motion was seconded by Connie LaBue, a member, and upon a roll call vote was unanimously passed. The vote on said motion was as follows:

Bobby Hayes Mayor	<u>Yes</u>
Willard Payne Council Member	<u>Yes</u>
Connie LaBue Council Member	<u>Yes</u>
Ken Maynard Council Member	<u>Yes</u>
Karyl Rice Council Member	<u>Yes</u>
Jim Phillips Council Member	<u>Yes</u>

THEREUPON Karyl Rice, a member moved and Jim Phillips, 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 the 18 day of April 1994.

Bobby Hayes
Mayor

Ken Maynard
Council Member

Connie LaBue
Council Member

Willard C. Payne
Council Member

Karyl Rice
Council Member

Jim Phillips
Council Member

Seal

ATTEST

Quay Bate
City Clerk

3-17-94

To whom it may concern

I spoke with Donna Freslar
3-16-94 about our desire to
annex into the city of Pelham.

I am enclosing a copy of a
recent survey and the legal
description of our property.

Thank you for the consideration
of annexing our property into
the city of Pelham.

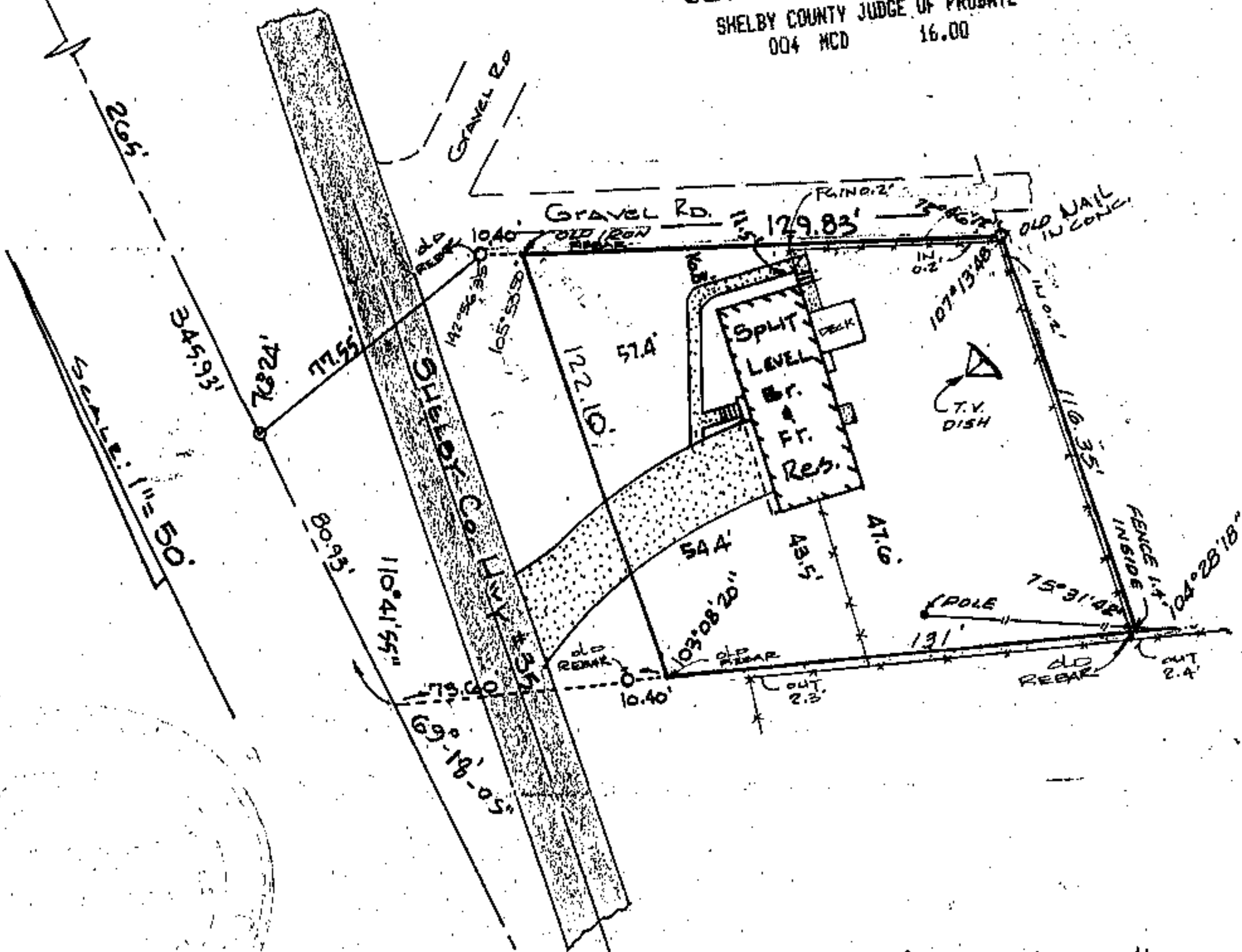
James E. Welch
John Welch
2600 Hwy. 35
Pelham, Al. 35124

663-4934

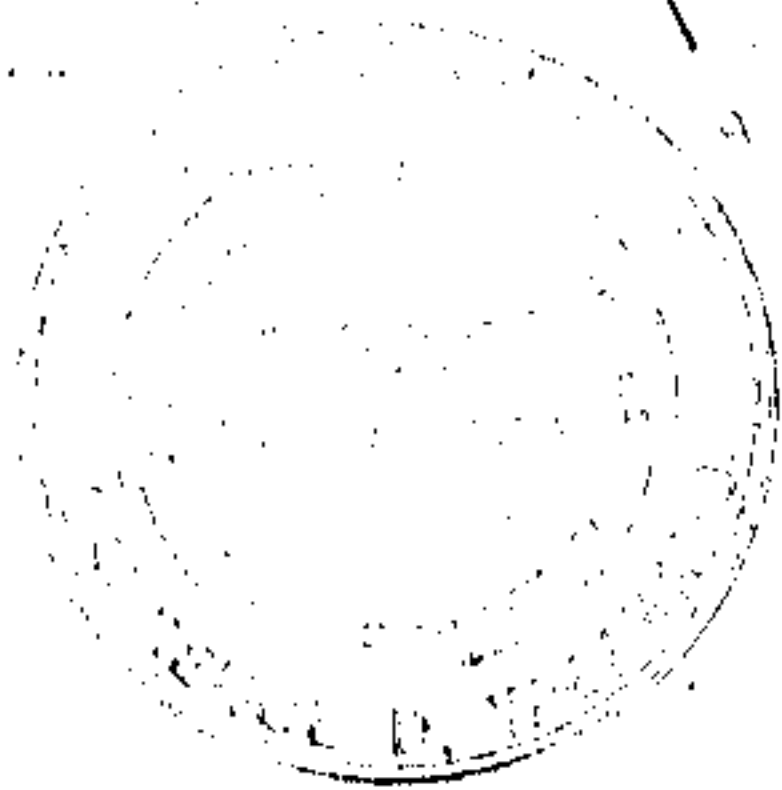
OLD IRON
N.W. COR - SE 1/4 - NE 1/4
SEC. 7, T-20-S, R-2-W
SHELBY CO, ALA.
88°49'53"

Inst. # 1994-13266

04/22/1994-13266
02:34 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MCD 16.00



ADDRESS : 2600 HIGHWAY 35
PELHAM, AL.



STATE OF ALABAMA)
Shelby COUNTY)

"AS-BUILT SURVEY"
MEETS MTS

I, Laurence D. Weygand, Registered Engineer-Land Surveyor, certify that I have surveyed the land shown above; that there are no right-of-way, easements, or joint driveways over or across said land visible in the surface except as shown; that there are no electric or telephone wires (excluding wires which serve the premises only) or structures or supports therefor, including poles, anchors and guy wires, on or over said premises except as shown; that there are no encroachments on said land except as shown; that I have consulted the Federal Insurance Administration Flood Hazard Boundary Map and found that this property is not located in a special flood hazard area; that improvements are located as shown above, and that the correct description is as follows.

Part of the SE 1/4 of NE 1/4 of Section 7, Township 20 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows: From the northwest corner of said 1/4-1/4 section, run in a southerly direction along the West line of said 1/4-1/4 section for a distance of 345.93 feet; thence turn an angle to the left of 69°18'05" and run in a southeasterly direction for a distance of 73.60 feet to an existing iron pin being the point of beginning; thence continue along last mentioned course for a distance of 731.00 feet to an existing iron pin; thence turn an angle to the left of 104°28'18" and run in a northerly direction for a distance of 116.35 feet to an existing iron pin; thence turn an angle to the left of 72°46'12" and run in a northwesterly direction for a distance of 129.83 feet to an existing iron pin being on the East Right-of-Way line of Shelby County Highway #35; thence turn an angle to the left of 105°53'50" and run in a southerly direction along said East Right-of-Way line for a distance of 122.10 feet, more or less, to the point of beginning, containing 15,001.94 square feet, more or less.

According to my survey of : MARCH 8, 1994

WELCH

20352

Laurence D. Weygand

Laurence D. Weygand Reg. P.E. & L.S. #10373 PH: 242-0086

FLOOD ZONE "C" L.P.# 010191 00708