

**ORDINANCE NO. 311**

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.

10/08/1997-32899  
03:10 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
005 HCD 18.50

Inst # 1997-32899

Jim Phillips, a member of the City Council of the City of Pelham, moved that all rules which would prevent the immediate consideration of Ordinance No. 311, hereupon attached, be suspended and immediate consideration given to the passage of said Ordinance. Said motion was seconded by Willard Payne, a member, and upon a roll call vote was unanimously passed. The vote on said motion was as follows:

Bobby Hayes  
Mayor

yes . . .

Willard Payne  
Council Member

yes

Mike Dickens  
Council Member

yes

Ken Maynard  
Council Member

yes

Karyl Rice  
Council Member

yes

Jim Phillips  
Council Member

yes

THEREUPON Jim Phillips, a member moved and Karyl Rice, 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 6 day of Oct 19 97.

Bobby Hayes  
Mayor

Ken Maynard  
Council Member

Michael S. Sisk  
Council Member

Willard C. Payne  
Council Member

Karyl D. Rice  
Council Member

Jim Phillips  
Council Member

Seal

ATTEST

Gregg Babin  
City Clerk

October 6, 1997

Mayor Hayes & Pelham City Council  
Pelham, Alabama

Ladies & Gentlemen:

We would like to have our property annexed into the city limits of Pelham.

Thank you for your consideration.

Norman R. Brasher  
Jewel Brasher

#### LEGAL DESCRIPTION

Begin at the westernmost corner of Lot 8, Bentrail Farm; thence run westerly along the southerly ROW of Bentrail Lane a distance of 30 ft.; thence turn 90 degree left and run southwesterly a distance of 450 ft.; thence turn 90 degrees left and run southeasterly 150 ft.; thence turn 90 degrees left and run northeasterly 110 ft.; thence turn 90 degrees left and run northwesterly 120 ft.; thence turn 90 degrees right and run 340 ft. to the point of beginning. All in section 20, Twp. 20 S., R2W in Shelby County.

ANNEXATION CHECK LIST	
Copy of petition signed by property owners	<i>Attached</i>
Map of Property	<i>no map available</i>
Description of Property	<i>Attached</i>
Names of Property Owners	<i>Norman + Jewel Brasher</i>
How many people live on parcel of land	<i>3</i>
How many are of voting age	<i>2</i>
How many are not of voting age	<i>1</i>
The race of each person	<i>W</i>
Reason for annexation	<i>Police + Fire Protection</i>

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