

ORDINANCE NUMBER 534-98

**AN ORDINANCE TO ALTER, REARRANGE AND EXTEND
THE CORPORATE LIMITS OF THE CITY OF HELENA,
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, a petition signed by the owners of all of the land within the territory therein described and proposed to be annexed to 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 Helena; 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 Helena;

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

Section 1. That said Council and the City of Helena hereby assent to the annexation of said territory to the City of Helena, 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 of another municipality and the new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any municipality. Said territory is described as follows:

Parcel One: Begin at the NW corner of the SW 1/4 of the NE 1/4, Section 23, Township 20 South, Range 4 West; thence in an Easterly direction 284.40 feet to the point of beginning of tract being conveyed; thence continue along last named course, 185.76 feet; thence 33 degrees 35 minutes right, 480.51 feet; thence 98 degrees 58 minutes right, 200 feet; thence 90 degrees 00 minutes right 611.46 feet to the point of beginning, Shelby County, Alabama.

Parcel Two: Begin at the NW corner of the SW 1/4 of the NE 1/4, Section 23, Township 20 South, Range 4 West; thence in an Easterly direction, 470.16 feet to the point of beginning of tract being conveyed; thence continue along last named course, 644.26 feet; thence 132 degrees 33 minutes right 361.28 feet; thence 81 degrees 02 minutes right, 480.51 feet to the point of beginning, Shelby County, Alabama.

Section 2. 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 posted in three (3) public places in the City of Helena.

**01/09/1998-00729
11:05 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
008 HCB 26.00**

Inst # 1998-00729

STATE OF ALABAMA.
SHELBY COUNTY.

I, Frances Parrish, City Clerk of the City of Helena, do hereby certify that the above is a true correct copy of an ordinance duly adopted by the Council of the City of Helena at its meeting held January 5 1998, and as same appears of record in the ordinance records of said City, and approved by the Mayor on January 5, 1998.

Given under my hand and corporate seal of the City of Helena, this the 5 day of January, 1998.

Frances Parrish
City Clerk

CERTIFICATION

I, Frances Parrish, the duly appointed and acting Clerk of the City of Helena, Alabama, do hereby certify that the within Ordinance Number 534-98 is a true copy as recited in the said City Clerk's Minute Book and posted by me as provided by law in three public places in said City, being on the bulletin board of the City Hall, in the United States Post Office in the City of Helena, and in the Helena Public Library in said City, that said Ordinance shall become a duly lawful Ordinance of said City on the 5 day of January, 1998, five or more days after the posting of the same as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 19 day of January, 1998.

Frances Parrish
City Clerk

November 14, 1997

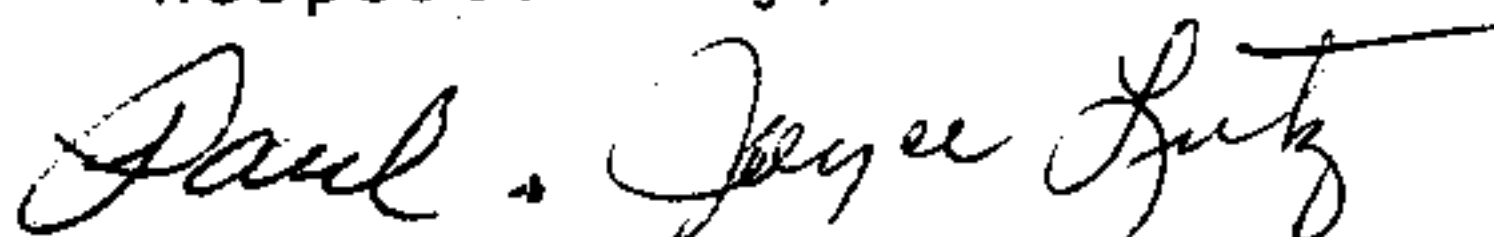
Paul & Joyce Lutz
150-Hwy 277
Helena, AL 35080
425-1588

Mayor Charles W. (Sonny) Penhale
P.O. Box 262
Helena, AL 35080

Mayor Penhale,

We are requesting that property we own be annexed into the city of Helena. We have five (5) acres located on Hwy. 93. This acreage presently has seven (7) manufactured home units on it. This property is located next to the Chestnut Forest Subdivison. We also would like to change from Birmingham City water to Helena City water. Thank you for your consideration.

Respectfully,



Paul & Joyce Lutz

Final Draft
11/14/87

Common Bell + also
any restriction
that may can put

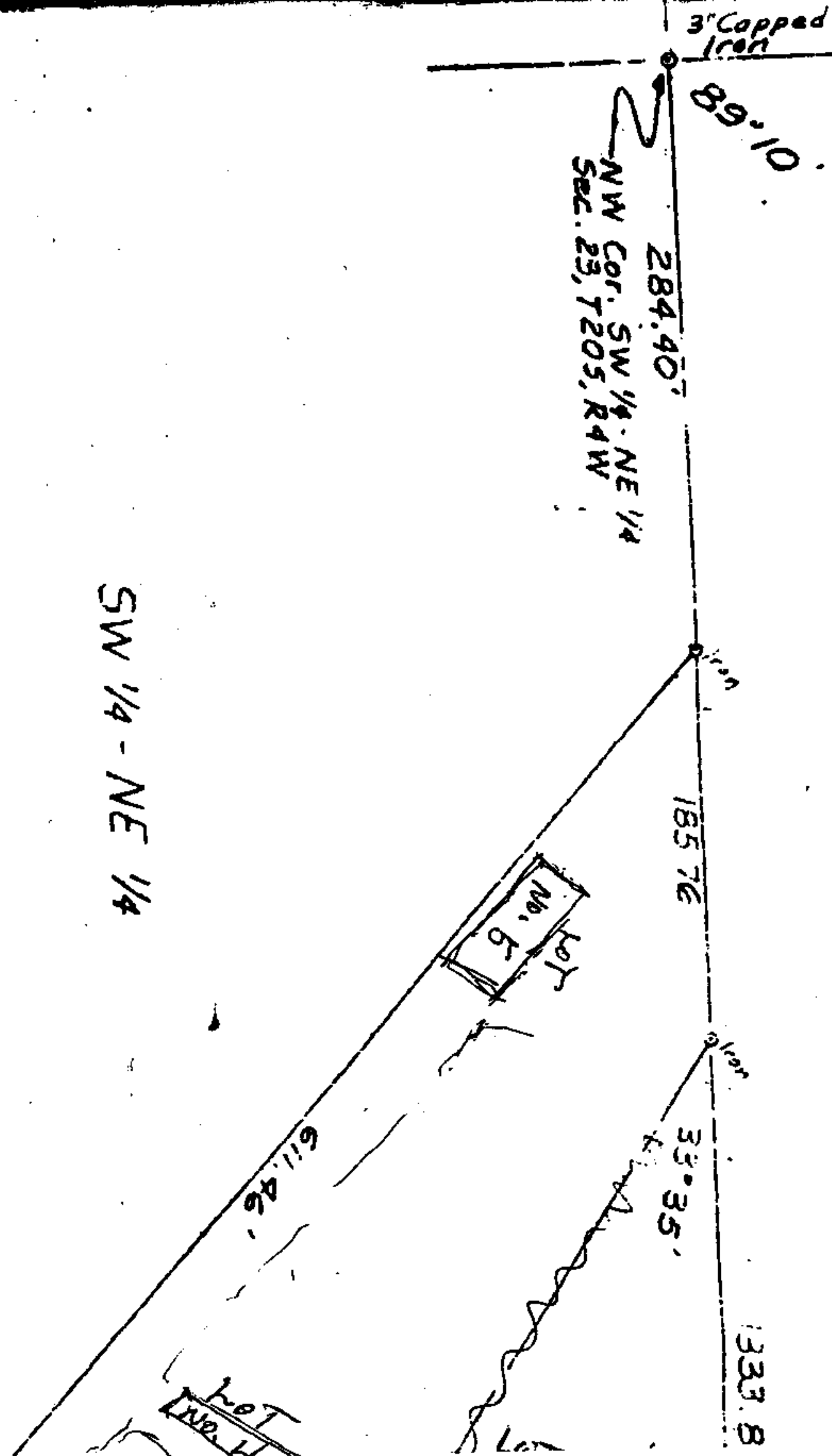


EXHIBIT "A"

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CITY OF HELENA

Mayor
Charles W. "Sonny" Penhale

Frances Parrish, CMC
Clerk / Treasurer

Post Office Box 613
Helena, Alabama 35080-0613
Phone: (205) 663-2161
Fax: (205) 663-9276

Council Members
Billy D. Harris
John L. Bearden, Jr.
Tom Lefebvre
Connie Brady
Jerry D. Pate

November 19, 1997

Paul & Joyce Lutz
150 Highway 277
Helena, Alabama 35080

Dear Sirs:

With reference to your request for annexation dated November 14, 1997, please be advised we will need copy of information from the Shelby County Health Department stating that your septic tanks are sufficient and meet their qualifications. We will need this before December 1, 1997 which is the date for the next Council meeting.

Should you have any questions, please contact Gary Carter at the above address or telephone number.

Sincerely,

Frances Parrish, CMC

