

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.

✓
City of Pelham
P.O. Box 1419
Pelham, AL 35124

Jim Cheepis, a member of the City Council of the City of Pelham, moved that all rules which would prevent the immediate consideration of Ordinance No. 389, hereupon attached, be suspended and immediate consideration given to the passage of said Ordinance. Said motion was seconded by Rosemary Metcalf, a member, and upon a roll call vote was unanimously passed. The vote on said motion was as follows:

Bobby Hayes
Mayor

Willard Payne
Council Member

4

Mike Dickens
Council Member

4

Rosemary Metcalf
Council Member

4

Karyl Rice
Council Member

4

Jim Phillips
Council Member

4

THEREUPON, Karyl Rice, a member, moved and Jim Cheepis, 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 4th day of November, 2002.

Mayor

Council Member

Council Member

Council Member

Council Member

Council Member

Seal

ATTEST

Cyril C. Sater
City Clerk

October 30, 2002

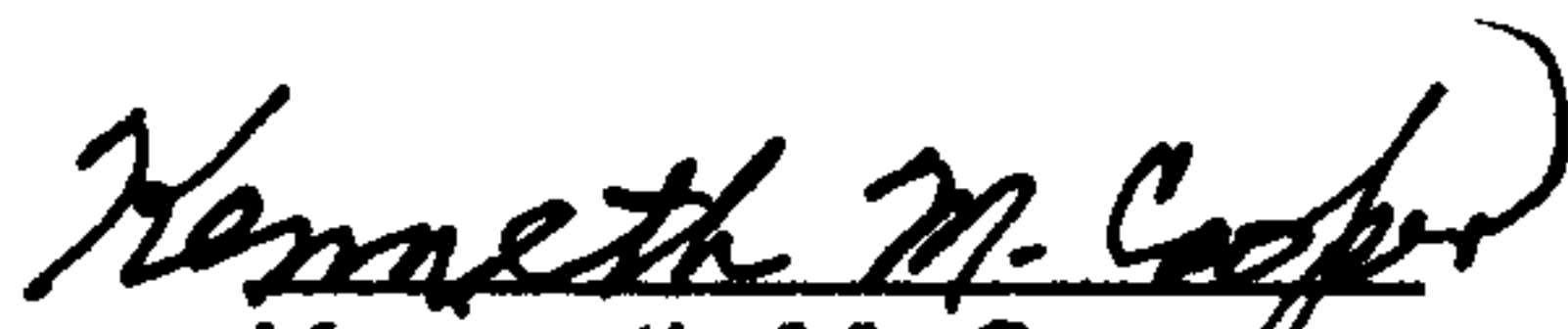
Mayor Bobby Hayes
City of Pelham
3162 Pelham Parkway
Pelham, Al. 35124

Re: Request for Annexation

To Whom It May Concern:

I am requesting that 15.37+/- acres of my property be annexed into the City of Pelham. This parcel is contiguous to the City of Pelham on 3 sides. Attached is a recent survey of the land that I am referring to.

Sincerely,


Kenneth M. Cooper


Timothy Brown Cooper

Kay Cooper

ANNEXATION CHECK LIST	
Copy of petition signed by property owners	
Map of Property	Survey
Description of Property	15.37 +/- Acres
Names of Property Owners	Kenneth M. Cooper
How many single family dwellings on property	NONE
How many people live on parcel of land	NONE
How many are of voting age	NONE
How many are not of voting age	NONE
The race of each person	N/A
Reason for annexation	15.37 +/- Acres to become a single family residential Subdivision under Special District Zoning.

Must be contiguous to
Belham city limits.

Marsha Yates
620-6403

Attn: Jeff
Fax 663-4470

State of Alabama)
Shelby County)

BOUNDARY LINE SURVEY

I, Laurence D. Weygand, a registered Engineer-Land Surveyor, certify that I have surveyed the land shown hereon and described below, 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 this survey meets the minimum technical standards for boundary line surveys as required by the State of Alabama (using 14" long #5 rebar); that I hereby state that all parts of this survey and drawing have been completed in accordance with current requirements of the standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information and belief; and that the correct description is as follows:

Part of the NW ¼ of the SE ¼ of Section 11, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

From an existing iron rebar set by Laurence D. Weygand and being the locally accepted southwest corner of said NW ¼ of SE ¼ of said Section 11, run in a northerly direction along the west line of said ¼ - ¼ section for a distance of 423.96 feet to an existing No. 5 iron rebar being the northwest corner of the Shelby Baptist Church Survey, as recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 8, Page 148 and being the point of beginning; thence continue in a northerly direction along last mentioned course for a distance of 150.0 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 25°09' and run in a northeasterly direction for a distance of 820.70 feet to an existing iron rebar set by Laurence D. Weygand and being on the north line of said NW ¼ of SE ¼ of said Section 11; thence turn an angle to the right of 66°01'01" and run in an easterly direction along the north line of said ¼ - ¼ section for a distance of 693.69 feet to an existing iron rebar set by Laurence D. Weygand and being at a point of intersection with the southwest right-of-way line of Bearden Road; thence turn an angle to the right of 57°18'45" and run in a southeasterly direction along the southwest right-of-way line of said Bearden Road for a distance of 377.88 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the right of 104°15'03" and run in a southwesterly direction for a distance of 329.68 feet to a point marked by an existing utility pole; thence turn an angle to the left of 18°23'09" and run in a southwesterly direction for a distance of 359.51 feet to an existing iron rebar set by Laurence D. Weygand; thence turn an angle to the left of 38°19'48" and run in a southwesterly direction for a distance of 272.45 feet to an existing iron rebar set by Laurence D. Weygand and being on the north line of said Shelby Baptist Church Survey; thence turn an angle to the right of 75°17'13" and run in a westerly direction for a distance of 557.94 feet, more or less, to the point of beginning, containing 15.37 acres, more or less.

According to my survey of: _____

Order No.: _____

Purchaser: _____

Address: _____

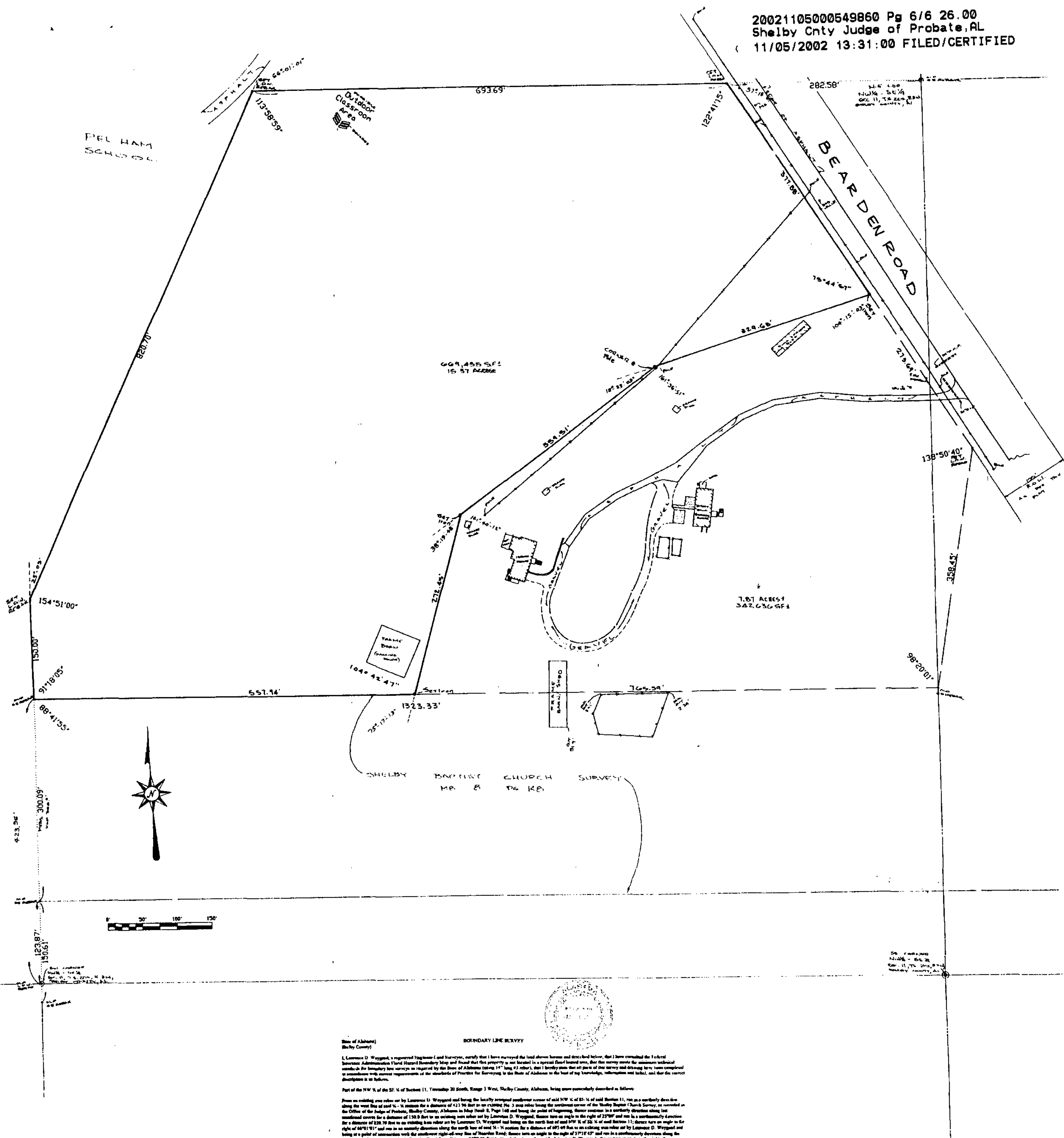
Flood Zone: _____

Laurence D. Weygand

Reg. P.E. - L. S. #10373

169 Oxmoor Road PH: 942-0086

Homewood, Alabama 35209



State of Alabama
Shelby County

BOUNDARY LINE SURVEY

I, Lawrence D. Weygant, a registered Engineer I and Surveyor, certify that I have surveyed the land shown herein and described below, that I have consulted the Federal Government Administration (Land) Boundary Map and found that this property is not located in a special flood hazard area, that this survey meets the minimum technical standards for boundary line surveys as required by the State of Alabama (Act 11, Sec. 12-1-1), and I hereby give the all parts of this survey and drawing to be completed as soon as possible with current requirements of the standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information and belief, and that the correct description is as follows:

Part of the NW 1/4 of the SE 1/4 of Section 11, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

From an existing iron stake set by Lawrence D. Weygant and being the locally accepted southwest corner of said NW 1/4 of SE 1/4 of said Section 11, run as a southerly direction along the west line of said NW 1/4 of SE 1/4 of said Section 11, a distance of 123.94 feet to an existing iron stake being the southeast corner of the Shelby Baptist Church Survey, as recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 8, Page 148 and being the point of beginning, thence continue in a southerly direction along the southeast corner for a distance of 150.9 feet to an existing iron stake set by Lawrence D. Weygant, thence turn on angle to the right of 29°09' and run in a southerly direction for a distance of 238.79 feet to an existing iron stake set by Lawrence D. Weygant and being on the north line of said NW 1/4 of SE 1/4 of said Section 11, thence turn on angle to the right of 66°01'51" and run in a southerly direction along the north line of said NW 1/4 of SE 1/4 of said Section 11, a distance of 497.49 feet to an existing iron stake set by Lawrence D. Weygant and being at a point of intersection with the southeast right-of-way line of Bearden Road, thence turn on angle to the right of 27°12'43" and run in a southerly direction along the southeast right-of-way line of said Bearden Road for a distance of 277.08 feet to an existing iron stake set by Lawrence D. Weygant, thence turn on angle to the right of 104°13'03" and run in a southerly direction for a distance of 329.48 feet to a point marked by an existing utility pole, thence turn on angle to the left of 18°23'00" and run in a southerly direction for a distance of 149.51 feet to an existing iron stake set by Lawrence D. Weygant, thence turn on angle to the left of 107°19'45" and run in a southerly direction for a distance of 237.45 feet to an existing iron stake set by Lawrence D. Weygant and being on the north line of said Shelby Baptist Church Survey, thence turn on angle to the right of 75°17'12" and run in a southerly direction for a distance of 557.94 feet, more or less, to the point of beginning, containing 15.77 acres, more or less.

According to my survey of OCT 31 2002
Order No. 51614
Purchase Price \$6,500.00
Address: Bearden Road
Filed for: 31

Lawrence D. Weygant
Reg. No. 1, 5, 91811
189 Orange Road P.O. Box 942-0886
Montgomery, Alabama 36109