

RESOLUTION 04P_{IC}

RESOLUTION 04P_{IC} TO SUSPEND THE AGENDA:

At the regular city council meeting of 13 September 2004, council member BROWN introduced and council member GOLDSMITH seconded Ordinance 04P, consenting to the annexation of certain property N of the present city limits upon the petition of David Loggins, and council member LIGHTFOOT, seconded by council member PENDLETON, asked for the unanimous consent of those present that the agenda be suspended so as to give said ordinance immediate consideration.

Whereupon, Mayor Parker called for a vote taken by yeas and nays on the request for immediate consideration, and the result of such vote was:

Yeas: Council members Anderson, Brown, Goldsmith, Lightfoot, and Pendleton.

Nays: None

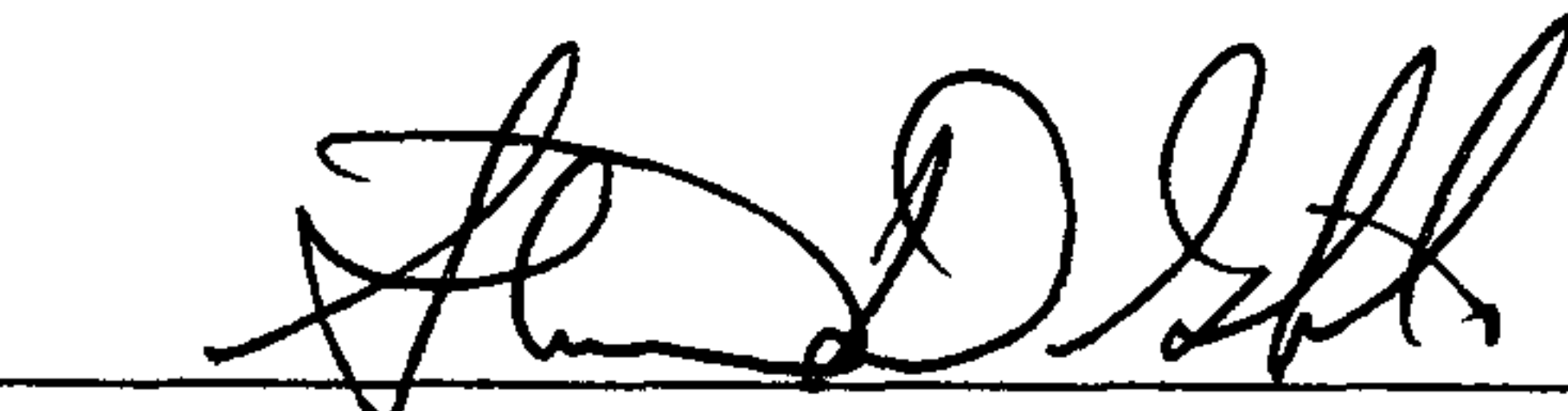
Whereupon Mayor Parker directed that the names of the members voting be entered on the minutes of the meeting in compliance with §11-45-2 of the 1975 *Alabama Code*, and the council proceeded to give immediate consideration to Ordinance 04P.

Approved and adopted this 13 September 2004.



Grady R Parker, Mayor

Attest:



Steven D Gibbs, Clerk

ORDINANCE NUMBER 04P

COUNCIL MEMBER BROWN INTRODUCED THE FOLLOWING ORDINANCE.

COUNCIL MEMBER GOLDSMITH SECONDED THE ORDINANCE.

AN ORDINANCE ASSENTING TO A CERTAIN PETITION FOR ANNEXATION

Whereas, all of the owners of property located and contained within an area contiguous to the corporate limits of Montevallo, and not within the corporate limits or police jurisdiction of any other municipality, have signed and filed a written petition with the City Clerk requesting that such property or territory be annexed to Montevallo, and

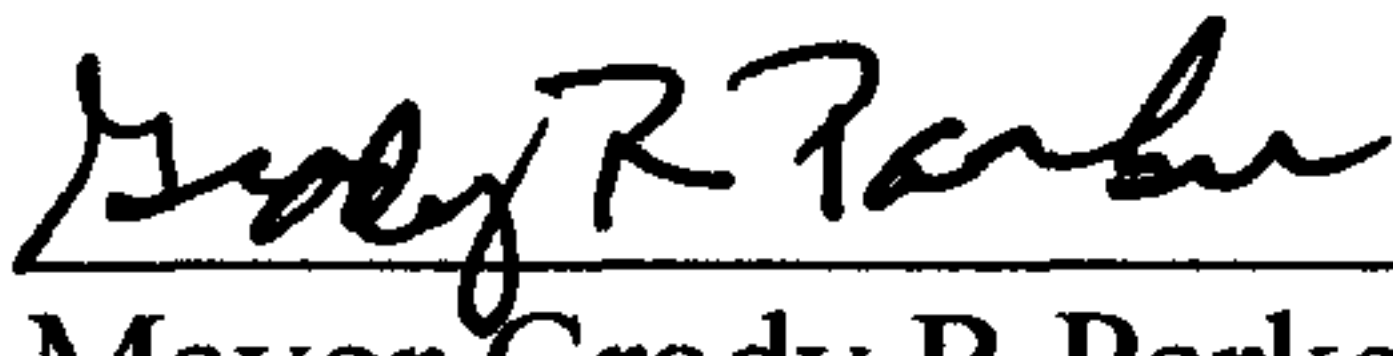
WHEREAS, said petition contains an accurate description of the property or territory proposed to be annexed together with a map of the said territory showing its relationship to the corporate limits of Montevallo,

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MONTEVALLO, ALABAMA, AS FOLLOWS:

- ① That the City Council of the City of Montevallo, as and for its governing body, hereby assents to the annexation of that certain land described in the attached petition for annexation of David Loggins, as provided in §11-42-21 of the *1975 Alabama Code* and other applicable law.
- ② That the annexed territory be zoned AO until it is rezoned by recommendation of the Montevallo Planning Commission.
- ③ That the annexed territory be made a part of Council District Five until such time as Council Districts are redrawn pursuant to the US Census.
- ④ That the City Clerk is directed to file a copy of this ordinance, including a description of the property or territory annexed, in the office of the Judge of Probate of Shelby County, and to advertise this ordinance as provided by law.

This ordinance shall become effective upon its passage and advertisement as provided by law.

Approved and adopted this 13 September 2004.



Mayor Grady R Parker

Attest:



Steven D Gibbs, Clerk

I certify that the attached Ordinance **04P**, adopted by the Montevallo City Council on 13 September 2004, was, pursuant to §11-45-8(b) of the *1975 Alabama Code*, posted in conspicuous places within the community:

- ❶ the mayor's office, City Hall, 545 Main Street, Montevallo
- ❷ the city shop, 445 Selma Road, Montevallo
- ❸ the Park and Recreation Building, Orr Park, 420 Vine Street, Montevallo
- ❹ the Parnell Memorial Library, 845 Valley Street, Montevallo

beginning 14 September 2004 and continuing for more than four weeks thereafter.

According to §11-45-8(b), Ordinance **04P** therefore became effective 19 June 2004.



Steven D Gibbs
City Clerk

ORD 04P: APPENDIX A TO THE ANNEXATION PETITION OF DAVID LOGGINS

Three lots located at 181 Highway 216 and 185 Hwy 216, Montevallo, AL 35115 in Shelby County, Alabama, viz:

I

Property described in a deed executed 14 November 1989 and recorded in book 266, page 290 of the Shelby County Alabama Probate records, and in a survey of Joseph E Conn dated 07 November 1989 as:

Commence at the SE corner of the NW¼ of the NE¼ of Fractional §3, Twp 24N, R12E, and run thence N 30°40'W 256.99 feet; thence turn a deflection angle of 85°03'15" right and run 99.59 feet to the point of beginning: Thence turn a deflection angle of 28°34'13" left and run 227.77 feet; thence turn a deflection angle of 93°15'04" left and run 220 feet; thence turn a deflection angle of 83°59'10" left and run 121.1 feet; thence turn a deflection angle of 70°03'33" left and run 244.42 feet to the point of beginning, containing ±.89 acre, and assigned ad valorem tax ID#36.2.03.1.001.002.003.

II

Property described in a deed executed 16 November 1990 and recorded at book 319, page 38 of the Shelby County Alabama Probate records, and in a survey of Joseph E Conn dated 07 November 1989 as:

Commence at the SE corner of the NE¼ of the NE¼ of Fractional §3, Twp 22N, R12E, and run thence N 30°40'W 256.49 feet; thence turn 85°03'15" right and run 99.59 feet to the point of beginning of the property, Parcel 4, being described: Thence run 28°34'13" left and run 227.68 feet; thence turn 86°48'37" right and run 392.78 feet; thence turn 131°14'48" right and run 222.67 feet; thence turn 35°42'53" right and run 265.49 feet to the point of beginning, containing ±1.42 acres, and assigned ad valorem tax ID#36.2.03.1.001.002.004.

III

Property described in a deed executed in February 1971 and recorded 09 February 1971 in the Shelby County Alabama Probate office as:

Commence at the SE corner of the NE¼ of the NE¼ of Fractional §3, Twp 24N, R12E; and run N 30°40'W 257 feet to the point of beginning: Thence turn 85° right and run 100 feet; thence turn 93°45' left and run 244.6 feet; thence turn 88°50' left and run 97 feet; thence turn 41°45' left and run 119.5 feet; thence turn 82° left and run 130 feet; thence turn 14° right and run 52 feet to the point of beginning. Assigned ad valorem tax ID# 36.2.03.1.001.010.

Petition for Annexation

04P

Mayor Grady R. Parker
City of Montevallo
545 Main Street
Montevallo, AL 35115
205 665-2555

Dear Mayor Parker:

We are the property owners of a parcel of land described on the attached legal description and wish to be annexed into the City of Montevallo. Please consider this request at your earliest convenience.

David Loggins
Owner

Owner

621-4099
Telephone Number

510 Bennett Drive ALABASTER 35007
Mailing Address

181 HWY 216 185 HWY 216
Physical Address

8-27-04
Date

Attached is a:

____ Legal description or

____ Tax Parcel Identification number: _____ or
(found on your tax notice)

____ Name of property owner as recorded on county records: _____

David Loggins

36-2-03-1-001-010.000
36-2-03-1-001-002.003, 004
36-2-03-1-001-002.004

04P

OWNERSHIP MAP
COUNTY OF SHELBY
REFUSED ASSET ELECTION
OF THE
STATE OF ALABAMA
DEPARTMENT OF REVENUE
AD VALOREM TAX DIVISION
CREATED BY
INTERGRAPH CORPORATION
HUNTSVILLE, ALABAMA
PRODUCED BY
SHELBY COUNTY MAPPING DEPT

SCALE 1" = 100'
DATE OF REVISION: 03/20/04
BY: J. L. HARRIS, JR.
FOR: SHELBY COUNTY MAPPING DEPT
SHELBY COUNTY, ALABAMA
DATE: 03/20/04



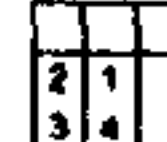
COUNTY LOCATOR



TOWNSHIP LOCATOR



SUB-SHEET INDEX



LEGEND

- | | | |
|---------------------|-----------------------|---------|
| STATE LINE | AREA FROM OTHER | 10.0 AC |
| COUNTY LINE | AREA CALCULATED | 10.0 AC |
| CITY LIMIT LINE | CONCRETE (FROM OTHER) | 10.0 AC |
| TOWNSHIP LINE | CONCRETE (FROM OTHER) | 10.0 AC |
| SECTION LINE | CONCRETE (FROM OTHER) | 10.0 AC |
| PROPERTY LINE | CONCRETE (FROM OTHER) | 10.0 AC |
| ROAD R/W | CONCRETE (FROM OTHER) | 10.0 AC |
| ROAD T/SHED | CONCRETE (FROM OTHER) | 10.0 AC |
| PRIVATE ROAD | CONCRETE (FROM OTHER) | 10.0 AC |
| ON FARM | CONCRETE (FROM OTHER) | 10.0 AC |
| RAILROAD R/W | CONCRETE (FROM OTHER) | 10.0 AC |
| WATER | CONCRETE (FROM OTHER) | 10.0 AC |
| LANDSCAPE | CONCRETE (FROM OTHER) | 10.0 AC |
| ON FARM | CONCRETE (FROM OTHER) | 10.0 AC |
| MAJOR FURNISHING OR | CONCRETE (FROM OTHER) | 10.0 AC |
| LANDS | CONCRETE (FROM OTHER) | 10.0 AC |
| CON. (C) | CONCRETE (FROM OTHER) | 10.0 AC |
| CITY LIMIT CODE | CONCRETE (FROM OTHER) | 10.0 AC |
| CHURCHES, SCHOOLS, | CONCRETE (FROM OTHER) | 10.0 AC |
| LANDS, AIRPORTS, | CONCRETE (FROM OTHER) | 10.0 AC |
| AND LANDS, ETC. | CONCRETE (FROM OTHER) | 10.0 AC |