

Mayor Roy introduced the following Ordinance:

ORDINANCE NO. 2004-42

WHEREAS, on or about the 2nd day of August 2004, Braveheart Building, LLC filed a petition with the City Clerk of the City of Calera, Alabama as required by 11-42-20 and 11-42-21, Code of Alabama 1975, as amended, petitioning and requesting that the property hereinafter described be annexed to the municipality of the City of Calera, Alabama, which petition contained an accurate description of the property proposed to be annexed together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, and the signature of the owner of the property described were signed thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CALERA, AS FOLLOWS:

1. That the City of Calera, Alabama does adopt this Ordinance assenting to the annexation of the property owned by the above referenced property owner, as described in:

Exhibit A

to the municipality of the City of Calera, Alabama.

2. That the corporate limits of the City of Calera, Alabama, be extended and rearranged so as to embrace and include such property, and such property shall become a part of the corporate area of such municipality upon the date of publication or posting of this Ordinance, as provided for in the Code of Alabama as cited above.

3. That the City Clerk be and she is hereby authorized and directed to file a copy of this ordinance, including an accurate description of the property being annexed, together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, to which said property is being annexed in the office of the Judge of Probate of Shelby County, Alabama.

4. That the Zoning Map of the City of Calera, Alabama and any other official maps or surveys of the City shall be amended to reflect the annexation of the above described property, and that a copy of this Ordinance be transmitted to the City Planning Commission and the Zoning Administrator.

Council Member Davis moved that unanimous consent of the Council be given for the immediate action upon said Ordinance. Council Member Montgomery seconded said motion and upon vote the results were:

AYES: Roy, Davis, Montgomery, Phillips

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Phillips moved that Ordinance No. 2004-42 be adopted, which motion was seconded by Council Member Montgomery and upon vote the results were as follows:

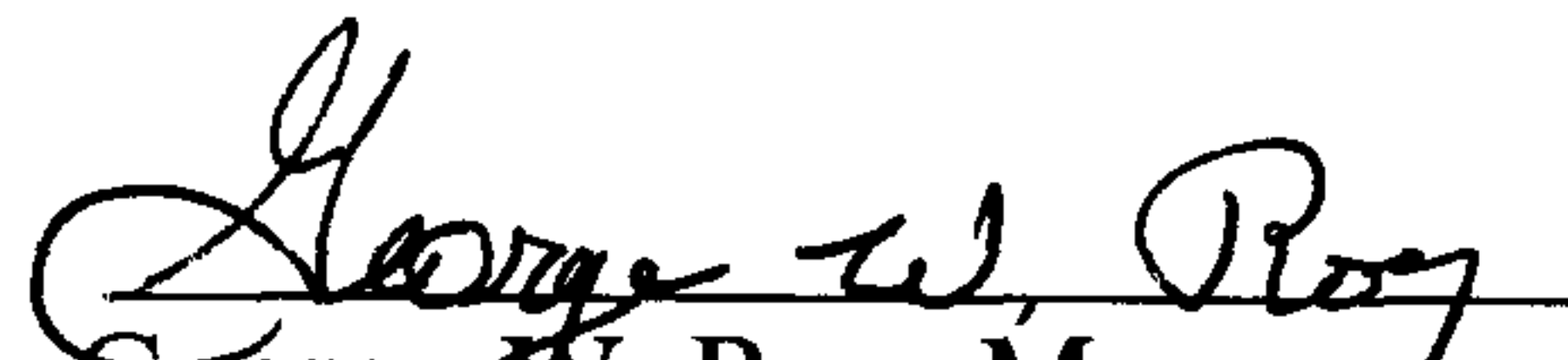
AYES: Roy, Phillips, Montgomery, Davis

NAYS: None

Adopted this 14th day of September 2004.

Mayor Roy declared Ordinance No. 2004-42 adopted.


Linda Steele, City Clerk


George W. Roy, Mayor

State of Alabama
County of Shelby

Date Filed 8-24-04

We, being the owner or owners of the following described property do hereby request annexation into the corporate limits of the City of Calera.

The property is located and contained within an area contiguous to the corporate limits of the City of Calera, Alabama, a city of more than 2000 population, and show(s) the City of Calera, Alabama that such property does not lie within the corporate limits or police jurisdiction of any other municipality than Calera, and hereby sign(s) written petition in accordance with 11-41-20 and 11-42-21, Code of Alabama 1975, as amended, requesting that such property described below be annexed to the City of Calera, Alabama. Also attached hereto is a map of the said property to be annexed showing its relationship to the corporate limits of the City of Calera, Alabama as in accordance with the provisions of the Code of Alabama as cited above.

Said property is described in the attached Exhibit A.

Dei-Hyatt for Braveheart Building, LLC

EXHIBIT "A"
LEGAL DESCRIPTION

Braveheart Building

Parcel IV

All the part of the North $\frac{1}{2}$ of the South $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 5, Township 22 South, Range 2 West, more particularly described as follows:

Begin at the SE corner of the North $\frac{1}{2}$ of the South $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 5, Township 22 South, Range 2 West; thence run West along the South line of the said North $\frac{1}{2}$ of the South $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the Section 5, a distance of 2,068.97 feet to the East right of way line of Shelby County Highway No. 12; thence turn an angle of 87 deg. 20 min. to the right and run North along said right of way line a distance of 48.00 feet to the existing fence; thence turn an angle of 92 deg. 46 min. 38 sec. to the right and run West along said existing fence a distance of 2069.12 feet to the East line of the North $\frac{1}{2}$ of the South $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 5; thence turn an angle of 87 deg. 10 min. 52 sec. to the right and run South along said East line a distance of 44.00 feet to the point of beginning; being situated in the North $\frac{1}{2}$ of the South $\frac{1}{2}$ of the NW $\frac{1}{4}$ of Section 5, Township 22 South, Range 2 West, Shelby County, Alabama.

CERTIFICATION OF POSTING

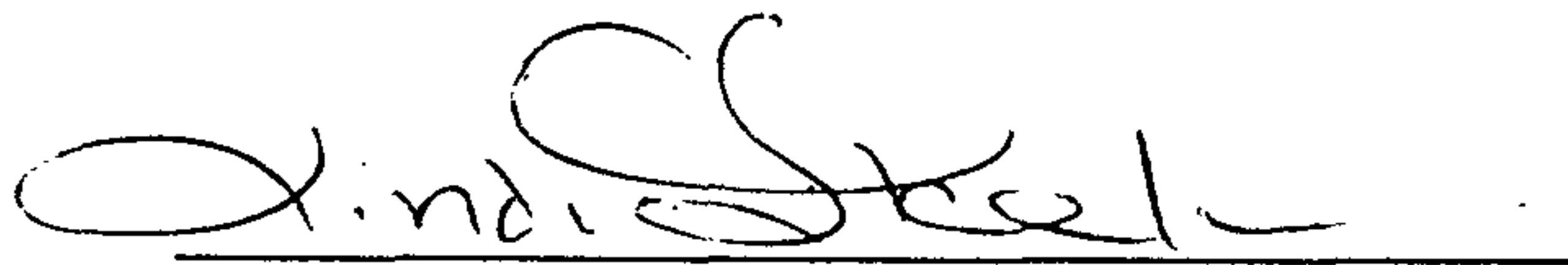
I, Linda Steele, City Clerk of the City of Calera, Alabama do hereby certify that the foregoing Ordinance is a true and correct copy of the Ordinance adopted by the City Council of the City of Calera, Alabama on the 25th day of August 2004, as the same appears in the official record of minutes of the City of Calera Council meeting.

Given under my hand this 14th day of September 2004.


Linda Steele, City Clerk

I, Linda Steele, City Clerk of the City of Calera, Alabama do hereby certify that the foregoing Ordinance was duly posted at the following locations:

Calera City Hall
Calera Post Office
Calera Public Library
Associated Foods


Linda Steele, City Clerk

9/15/04
Date Posted