

Council Member Tommy Ryals introduced the following Ordinance:

ORDINANCE NO. 07-A08

AN ORDINANCE TO ALTER, REARRANGE AND EXTEND THE CORPORATE LIMITS OF THE CITY OF ALABASTER, 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 Alabaster, Alabama; 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 Alabaster, Alabama.

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

Section 1. That the City Council and the City of Alabaster, Alabama hereby assent to the annexation of said territory to the City of Alabaster, 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 or police jurisdiction of another municipality, and/or 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:

Three parcels of land situated in Section 19 and 20, Township 21 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follows:

Parcel 1 – 22 4 20 0 000 008.006

A parcel of land located in the SW ¼ of the NW ¼ of Section 20 and the SE ¼ of the NE ¼ of Section 19, Township 21 South, Range 2 West, Shelby County, Alabama and being more particularly described as follows:

Commence at the SW corner of the SW ¼ of the NW ¼ of said Section 20; thence South 86 deg. 38 min. 41 sec. East along the South line of said ¼ - ¼ Section a distance of 187.60 feet to the point of beginning; thence continue along last described course a distance of 973.30 feet to a point lying on the Westerly right of way line of CSX Railroad (100 foot right of way); thence North 23 deg. 59 min. 04 sec. West along said right of way line a distance of 661.08 feet (661.75 feet Map); thence South 89 deg. 58 min. 30 sec. West and leaving said right of way line a distance of 183.82 feet (183.72 feet Map); thence North 89 deg. 58 min. 46 sec. West a distance of 725.74 feet to a point lying on the Easterly right of way line of Shelby County Road No. 87 (80 foot right of way), said point also lying on a curve to the right having a central angle of 4 deg. 23 min. 57 sec., a radius of 3,349.31 and subtended by a chord which bears South 0 deg. 12 min. 43 sec. West a chord distance of 257.10 feet; thence along said curve and said right of way line a distance of 257.17 feet to the end of said curve; thence South 2 deg. 24 min. 41 sec. West along said right of way line a distance of 127.46 feet; thence South 86 deg. 38 min. 25 sec. East and leaving said right of way line a distance of 222.05 feet; thence South 3 deg. 19 min. 41 sec. West a distance of 150.00 feet to the point of beginning; being situated in Shelby County, Alabama. Mineral and mining rights excepted.

Less and except following property reserved as wetlands:

Commence at the southwest corner of the SW ¼ of the NW ¼ of Section 20, Township 21 South, Range 2 West, Shelby County, Alabama and run thence Easterly along the south line of said quarter-quarter a distance of 348.75' to the point of beginning of the property being described; Thence continue along last described course a distance of 812.00' to a point on the Westerly line of the CSX railroad right of way; Thence turn 117° 21'04" left and run Northwesterly along said right of way a distance of 661.75' to a point; Thence turn 65° 56'56" left and run Westerly a distance of 183.72' to a point; Thence turn 137° 13'02" left and run Southeasterly a distance of 156.32' to a point; Thence turn 9° 23'54" left and run a distance of 49.85' to a point; Thence turn 33° 00'42" right and run a distance of 165.60' to a point; Thence turn 44° 36'45" right and run Southwesterly a distance of 87.03' to a point; Thence turn 9° 38'03" right and run a distance of 69.46' to a point; Thence turn 30° 03'56" right and run 81.45' to a point; Thence turn 50° 46'38"

right and run Northwesterly 78.16' to a point; Thence turn 9° 09'53" left and run a distance of 90.86' to a point; Thence turn 46° 27'35" right and run Northwesterly a distance of 100.85' to a point; Thence turn 52° 58'49" right and run a distance of 62.01' to a point; Thence turn 41° 24'05" left and run a distance of 59.38' to a point; Thence turn 53° 55'58" left and run a distance of 97.67' to a point; Thence turn 12° 48'34" right and run Northwesterly a distance of 92.70' to a point; Thence turn 111° 21'11" left and run Southerly a distance of 415.78' to the point of beginning; being situated in Shelby County, Alabama.

Containing 7.299 Acres more or less.

Parcel 2 – 22 4 20 0 000 008.000

South 550 feet of the southwest quarter of the northwest quarter of Section 20, Township 21, South Range 2 West, lying west of the west right of way of CDX Railroad except:
A parcel of land situated in the SE ¼ of the NE ¼ of Section 19, Township 21, Range 2 West and the SW ¼ of the NW ¼ of Section 20, Township 21 South, Range 2 West being more particularly described as follows:

Beginning at the southwest corner of the SW ¼ of the NW ¼ of Section 20, Township 21 South, Range 2 West and run in an easterly direction and along the southerly line of said ¼ - ¼ section for a distance of 187.60 feet to a point; thence turn an angle to the left of 90 degrees, 00' and run in a northerly direction for a distance of 150.00 feet to a point; thence turn an angle to the left of 90 degrees, 00' and run in a westerly direction for a distance of 222.05 feet to a point on the easterly right of way line of County Highway No. 87; thence turn an angle to the left of 90 degrees, 55' and run in a southerly direction and along said easterly right of way line of County Highway No. 87 for a distance of 150.02 feet to a point on the southerly line of the SE ¼ of NE ¼ of Section 19, Township 21 South, Range 2 West; thence turn an angle to the left of 89 degrees, 05' and run in an easterly direction and along the southerly line of said ¼ - ¼ section for a distance of 32.05 feet to the point of beginning of the parcel herein described.

The following property is reserved as wetlands:

Commence at the southwest corner of the SW ¼ of the NW ¼ of Section 20, Township 21 South, Range 2 West, Shelby County, Alabama and run thence Easterly along the south line of said quarter-quarter a distance of 348.75' to the point of beginning of the property being described; Thence continue along last described course a distance of 812.00' to a point on the Westerly line of the CSX railroad right of way; Thence turn 117° 21'04" left and run Northwesterly along said right of way a distance of 661.75' to a point; Thence turn 65° 56'56" left and run Westerly a distance of 183.72' to a point; Thence turn 137° 13'02" left and run Southeasterly a distance of 156.32' to a point; Thence turn 9° 23'54" left and run a distance of 49.85' to a point; Thence turn 33° 00'42" right and run a distance of 165.60' to a point; Thence turn 44° 36'45" right and run Southwesterly a distance of 87.03' to a point; Thence turn 9° 38'03" right and run a distance of 69.46' to a point; Thence turn 30° 03'56" right and run 81.45' to a point; Thence turn 50° 46'38" right and run Northwesterly 78.16' to a point; Thence turn 9° 09'53" left and run a distance of 90.86' to a point; Thence turn 46° 27'35" right and run Northwesterly a distance of 100.85' to a point; Thence turn 52° 58'49" right and run a distance of 62.01' to a point; Thence turn 41° 24'05" left and run a distance of 59.38' to a point; Thence turn 53° 55'58" left and run a distance of 97.67' to a point; Thence turn 12° 48'34" right and run Northwesterly a distance of 92.70' to a point; Thence turn 111° 21'11" left and run Southerly a distance of 415.78' to the point of beginning, containing 5.00 acres and subject to any and all agreements, easements, rights of way, restrictions and/or limitations of probated record or applicable law.

Containing 4.99 Acres more or less.

Parcel 3 – 22 4 20 0 000 008.004

A parcel of land located in the SW ¼ of the NW ¼ of Section 20 and the SE ¼ of the NE ¼ of Section 19, Township 21 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follows:

Begin at the SW corner of the SW ¼ of the NW ¼ of said Section 20; thence North 86 deg. 38 min. 41 sec. West along the South line of said 1/4 1/4 Section a distance of 32.05 feet to a point lying on the Easterly right of way line of Shelby County Road No. 87 (80 foot right of way); thence North 2 deg. 24 min 41 sec. East along said right of way line a distance of 150.04 feet; thence South 86 deg. 38 min. 25 sec. East and leaving said right of way line a distance of 222.05 feet; thence South 3 deg. 19 min. 41 sec. West a distance of 150.00 feet to a point lying on the South line of said ¼ ¼ Section; thence North 86 deg. 38 min. 41 sec. West along said ¼ ¼ line a distance of 187.60 feet to the point of beginning; being situated in Shelby County, Alabama. Mineral and mining rights excepted.

Containing 0.76 Acres more or less.

Applicant: Roy Martin.

Section 2. That the City Clerk shall file a certified copy of this ordinance containing an accurate corrected description of said annexed territory with the Judge of Probate of Shelby County, Alabama, and also cause a copy of this ordinance to be published or posted, in accordance with the Code of Alabama.

Section 3. That the Zoning Map of the City of Alabaster, 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.

Section 4. That this property is temporarily zoned MR as provided in the Zoning Ordinance of the City of Alabaster, Alabama.

Section 5. That this property is part of election Ward 6.

Effective Date. This Ordinance shall become effective immediately after passage and adoption by the City Council of the City of Alabaster, Alabama and posting or otherwise required by law.

ADOPTED AND APPROVED THIS 3 DAY OF DECEMBER 2007.

ATTEST:


CITY OF ALABASTER, ALABAMA


Marsha Massey, City Clerk/Treas.


Rick Walters, Council President

APPROVED:


David M. Frings, Mayor


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Shelby Cnty Judge of Probate, AL
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