

RESOLUTION NO. 4348-09

WHEREAS, the City Council of the City of Hoover approved the annexation of the Greystone subdivision and the signing of the Greystone Annexation Agreement ("Agreement") on November 19, 1990 by Resolution 981-90; and

WHEREAS, Section 6(b) of the Agreement provides as follows:

"The City agrees to accept for public dedication and at all times thereafter operate, maintain, repair and replace all storm sewers, lines, pipes, drains and conduits constructed or installed on any portion of the Property (other than the Golf Club Property) so long as the same have been constructed and maintained in accordance with the Governmental Requirements of the City"; and

WHEREAS, pursuant to this Agreement on January 20, 2004, the City Council passed Resolution No. 3057-04 accepting the Greystone residential community (excluding The Legacy and The Crest) for drainage maintenance with certain conditions; and

WHEREAS, the City of Hoover ("Hoover") has been requested to now accept drainage maintenance within The Legacy portion of the Greystone residential community.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Hoover, Alabama, in regular meeting duly assembled, a quorum being present, that the City Council does hereby accept the public dedication and maintenance of storm sewers, lines, pipes, drains and conduits constructed or installed within The Legacy portion of the Greystone residential community subject to the following conditions:

1. Hoover will operate, maintain, repair and replace all storm sewers, lines, pipes, drains and conduits ("drainage structures") that are constructed or installed within an easement owned by Hoover ("drainage easement") and that have been constructed and maintained in accordance with the governmental requirements of Hoover;
2. No other structures (such as retaining walls, etc.) shall be located within a drainage easement as the City will not maintain drainage structures within The Legacy where other structures are located within a drainage easement;
3. Hoover maintenance workers will be provided access to the private street system within the Greystone residential community.
4. In the absence of a drainage easement owned by Hoover for work off of the right-of-way, Hoover maintenance workers will be provided with a

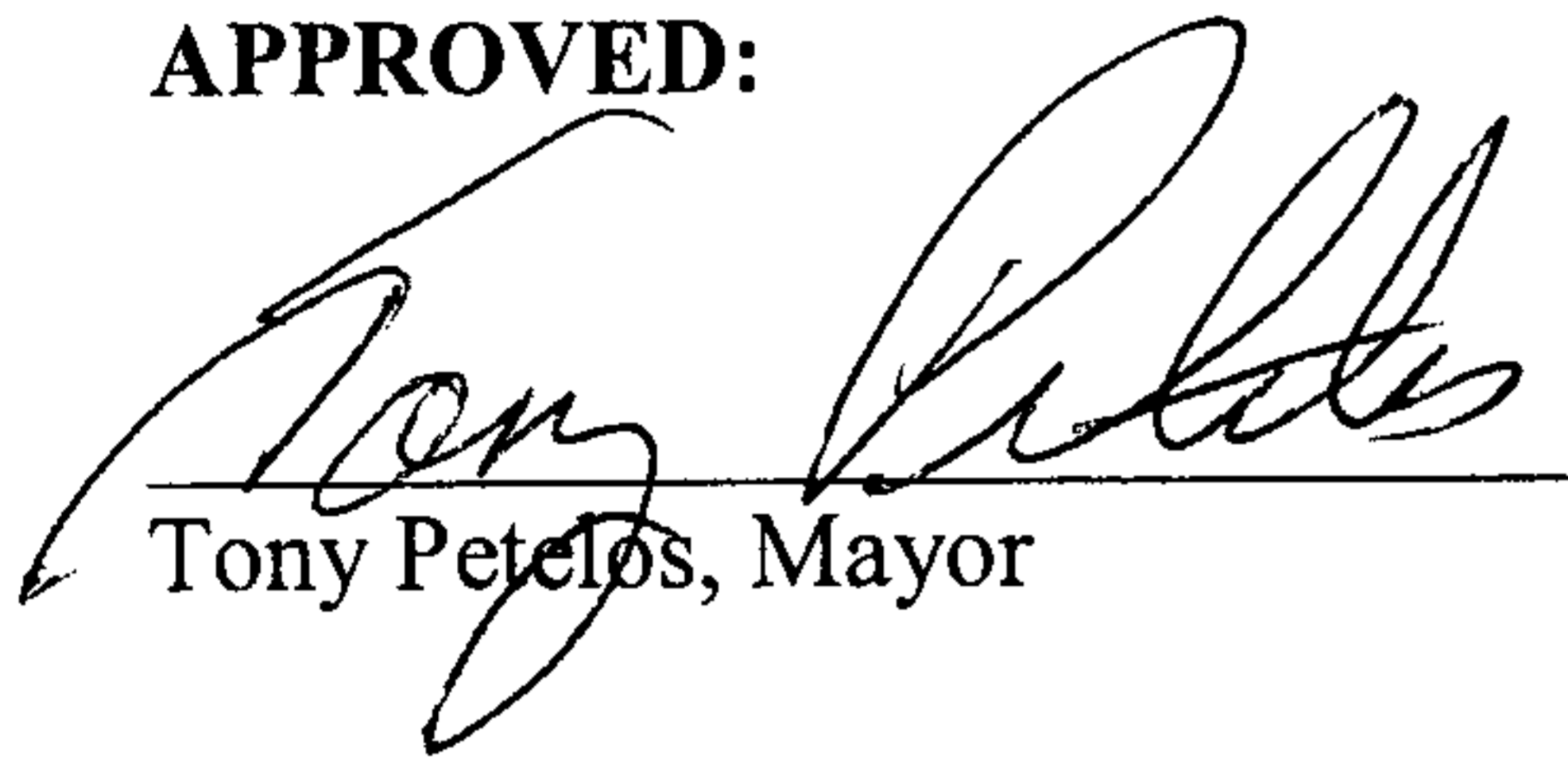
temporary easement by property owners adjacent to the drainage structures where drainage maintenance is to be completed before such drainage structures can be maintained. Work by Hoover shall not be performed on drainage structures as provided herein until such temporary easement is obtained.

ADOPTED on this the 21st^h day of December, 2009.



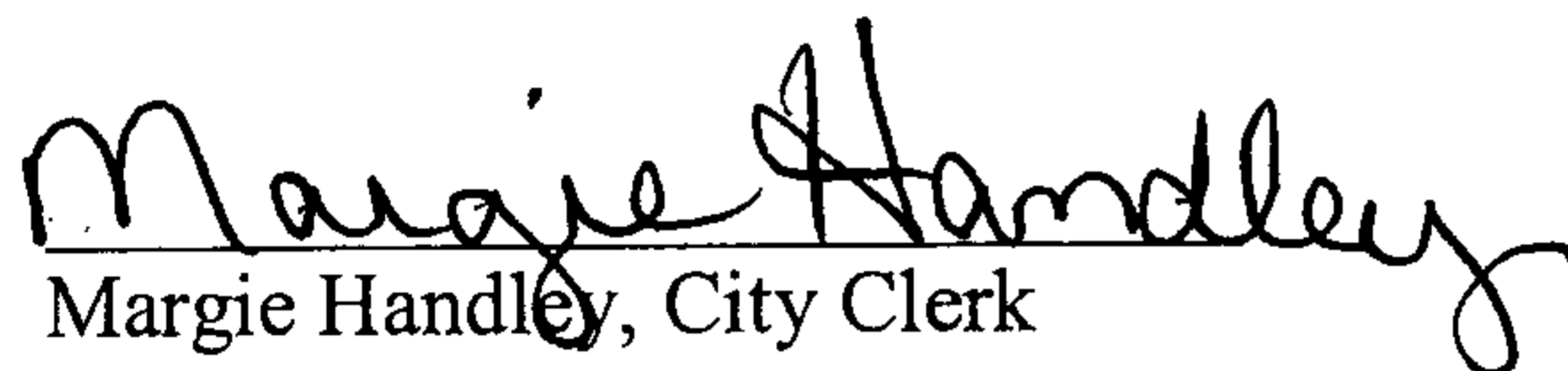
Gary M. Ivey, President of Council

APPROVED:



Tony Petelos, Mayor

ATTESTED BY:




Margie Handley, City Clerk



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Shelby Cnty Judge of Probate, AL
12/28/2009 08:44:10 AM FILED/CERT

CERTIFICATION

I, Margie Handley, City Clerk for the City of Hoover, Alabama, do hereby certify
the attached is a true and correct copy of **Resolution No. 4348-09**, adopted by the City
Council of the City of Hoover, Alabama on the **21st** day of **December, 2009**.


Margie Handley
City Clerk