


Council Member Sophie Martin introduced the following Resolution:

RESOLUTION NO. 080510-B


20100929000321760 1/3 \$18.00
Shelby Cnty Judge of Probate, AL
09/29/2010 04:21:05 PM FILED/CERT

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AND ISSUE A CERTIFICATE OF COMPLIANCE AS CONTEMPLATED BY THAT CERTAIN I-65, EXIT REDEVELOPMENT PLAN ADOPTED BY THE CITY OF ALABASTER, ALABAMA, AS MAY BE AMENDED.

WHEREAS, the City Council of the City of Alabaster, Alabama, by Resolution adopted and passed the I-65, Exit 238 Urban Renewal and Redevelopment Plan, as may have been amended (the "Redevelopment Plan");

WHEREAS, the Redevelopment Plan established an Urban Renewal and Urban Redevelopment Project Area (the "Project Area");

WHEREAS, the City implemented the Redevelopment Plan in accordance with the terms and provisions of the Redevelopment Plan;

WHEREAS, the City Council of the City of Alabaster, Alabama, by Resolution 061603 dated June 16, 2003, authorized the Mayor to take any and all actions, enter into any and all agreements, execute any and all documents and instruments, make all determinations on behalf of the City of Alabaster, Alabama, necessary to carry out and effectuate the purposes of the Redevelopment Plan with a concurrence of the City Council;

WHEREAS, the Redevelopment Plan contemplated that the City of Alabaster, Alabama, would issue, from time-to-time as appropriate, a Certificate of Compliance ("Certificate of Compliance") stating that the Project Area is in compliance with Redevelopment Plan, including, but not limited to, any use restriction(s); and

WHEREAS, the City Council of the City of Alabaster, Alabama, deems it appropriate for a Certificate of Compliance to be issued;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Alabaster, Alabama, as follows:

1. That the City of Alabaster, Alabama, shall issue a Certificate of Compliance in conformity with Exhibit "A", attached and incorporated by this reference.
2. That the Mayor is hereby authorized and directed to execute and issue the attached Certificate of Compliance and to deliver said certificate and copies thereof to any person or entity he deems appropriate.
3. That the City Clerk (or her designee) is hereby authorized and directed to file an original and/or copy of these Resolution and/or attached Certificate of Compliance in the land records of Shelby County, Alabama, by filing the same in the Office of the Judge of Probate of Shelby County, Alabama.
4. That the Mayor is authorized to take any and all actions, execute any and all documents and instruments, make all determinations on behalf of the City of Alabaster, Alabama, necessary to carry out and effectuate the purposes of the above Resolutions.

5. That the execution of the attached Certificate of Compliance shall be attested by the City Clerk and the seal of the City of Alabaster, Alabama, affixed thereto. Such documents shall be kept on file by the City Clerk as permanent records of the City of Alabaster, Alabama.



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ADOPTED AND APPROVED THIS 5th DAY OF AUGUST, 2010.


Attest:


Marsha Massey, City Clerk

City of Alabaster:


Jim McClain, Council President

APPROVED:


David M. Frings, Mayor

CERTIFICATE OF COMPLIANCE

WHEREAS, the City Council of the City of Alabaster, Alabama, by Resolution adopted and passed the I-65, Exit 238 Urban Renewal and Redevelopment Plan, as may have been amended (the "Redevelopment Plan");

WHEREAS, the Redevelopment Plan established an Urban Renewal and Urban Redevelopment Project Area (the "Project Area"), which includes the real property covered by the Colonial Promenade Alabaster Survey filed in the Office of the Judge of Probate of Shelby County, Alabama in Map Book 35, Pages 102A and 102B (collectively, the "Colonial Promenade Lots");

WHEREAS, the City implemented the Redevelopment Plan in accordance with the terms and provisions of the Redevelopment Plan;

WHEREAS, the Redevelopment Plan contemplated that the City of Alabaster, Alabama, would issue, from time-to-time as appropriate, a Certificate of Compliance ("Certificate of Compliance") stating that the Project Area referenced herein, together with the improvements therefore, are in compliance with the purposes and intentions of the Redevelopment Plan; and

WHEREAS, the City Council of the City of Alabaster, Alabama, deems it appropriate for a Certificate of Compliance to be issued;

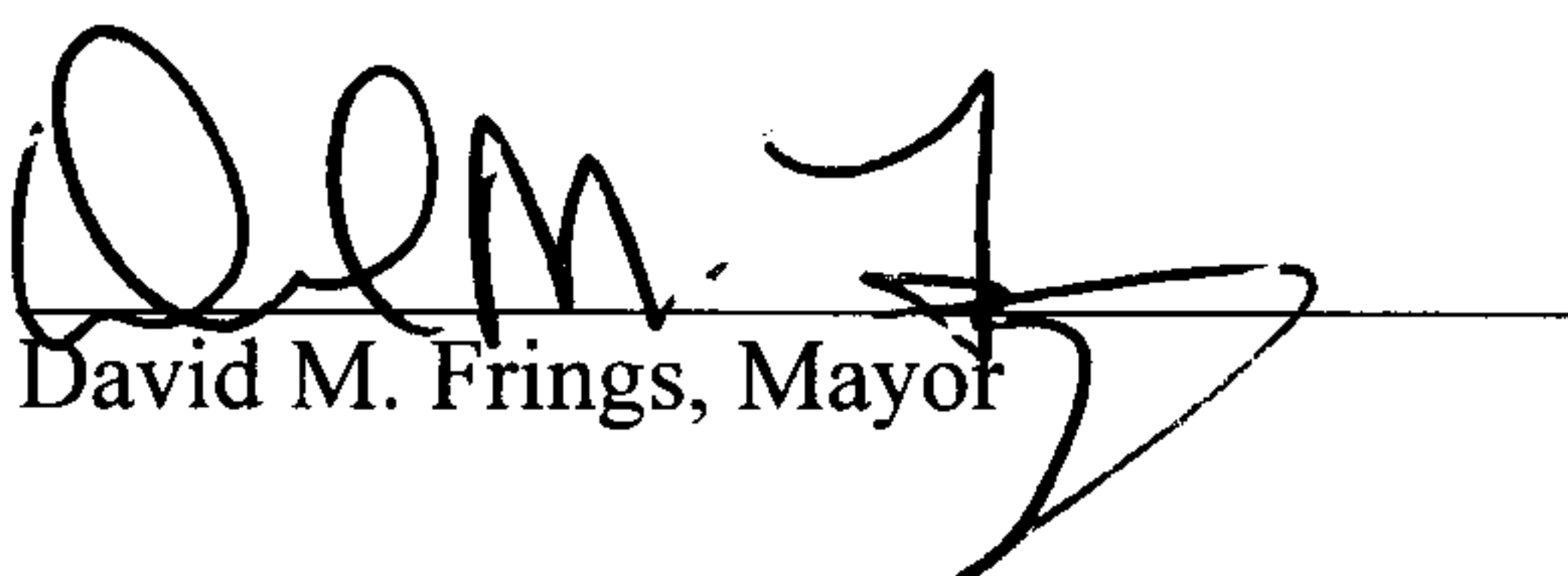
NOW, THEREFORE, the City of Alabaster, Alabama, hereby issues this Certificate of Compliance:

THE CITY OF ALABASTER, ALABAMA HEREBY CERTIFIES: that the realty and improvements on and within the Colonial Promenade Lots (including, but limited to, Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10A, 10B, 11, 12, 13, 14 and 15) and the accompanying improvements and public facilities, are in compliance with the Redevelopment Plan, including, but not limited to, any use restrictions contemplated thereby.

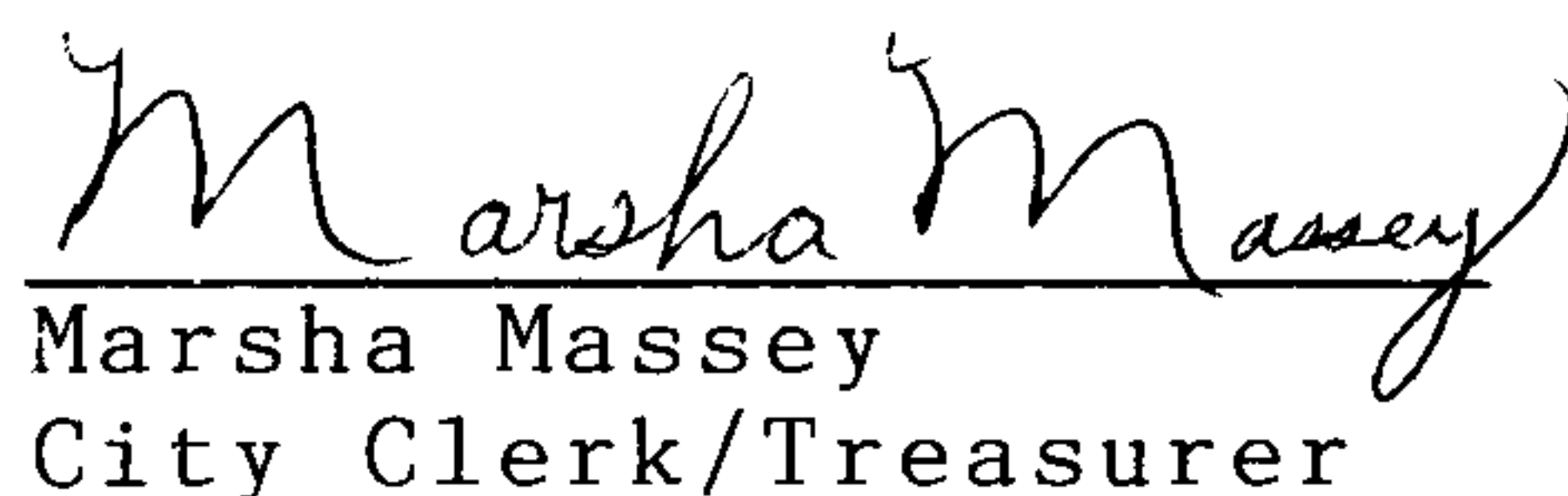
Nothing in this Certificate of Conformity shall be deemed by the City to be an acceptance, guarantee, or warranty by the City as to any structures or improvements recited herein nor acceptance by the City of any liability therefore.

IN WITNESS WHEREOF, the undersigned has executed this Certificate on behalf of the City of Alabaster, Alabama, effective as of the 5th day of August, 2010.

By:


David M. Frings, Mayor

Attest:


Marsha Massey
City Clerk/Treasurer