

ORDINANCE NO. 463

AN ORDINANCE TO ALTER, REARRANGE AND EXTEND THE CORPORATE LIMITS OF THE CITY OF PELHAM, ALABAMA SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.

WHEREAS, a certain petition signed by the property owner(s) requesting territory therein described be annexed to the City of Pelham, 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 Pelham; and

WHEREAS, the 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 Pelham.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Pelham, Alabama as follows:

Section 1. That said Council hereby assents to the annexation of said territory to the City of Pelham, 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 11-42-43, 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 "City Boundary" of another municipality. Said territory is described as follows:

Charlotte Martin
1580 County Road 35
Shelby County Parcel # 14 4 18 2 000 019.000

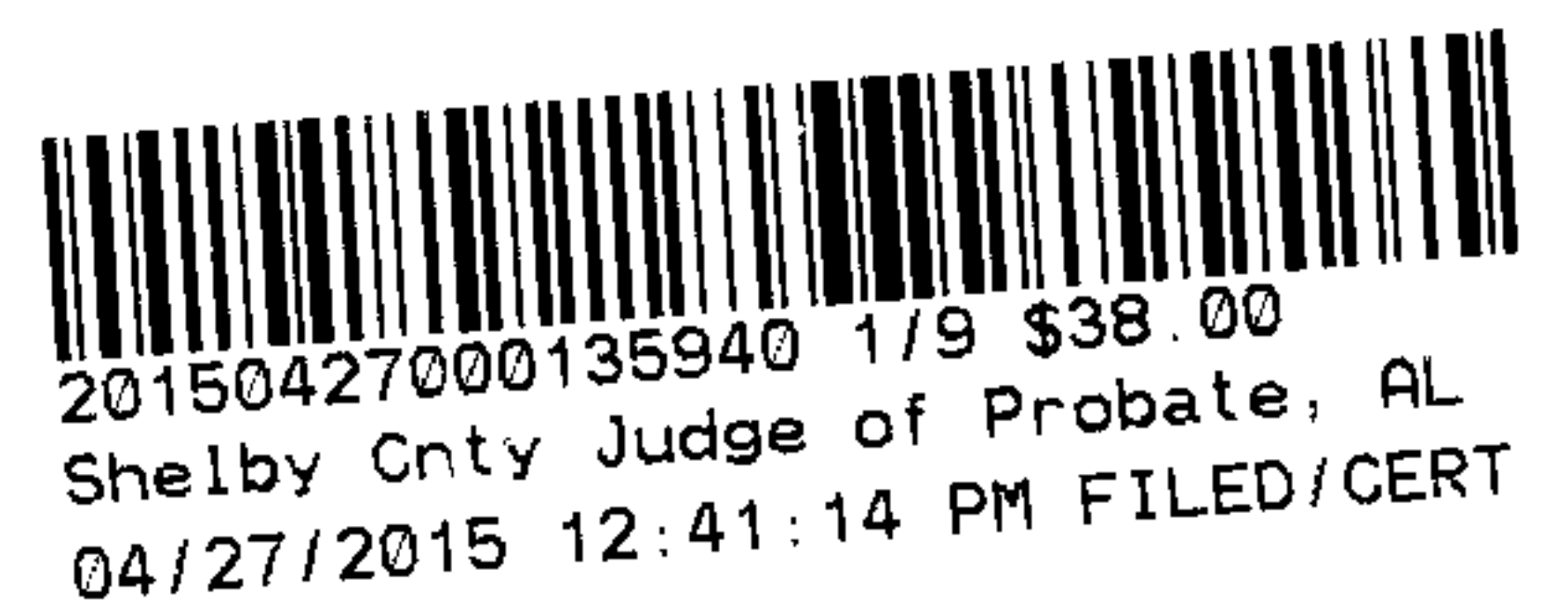
Legal Description: See attached

Section 2. The City of Pelham hereby agrees to comply with those provisions of Act No. 604 enacted at the 1976 Regular Session of the Legislature of Alabama pertaining to the assumption and payment of an annexed fire district debt or the payment to said fire district of an amount equal to six times the amount of dues that the portion of said fire district being annexed paid to said fire district during the preceding year.

Section 3. That the City Clerk shall file a certified copy of this ordinance containing an accurate description of said annexed territory with the Probate Judge of Shelby County, Alabama, and also cause a copy of this ordinance to be published in accordance with state law.

THEREUPON Maurice Mercer, a council member moved and Beth McMillan, a council member seconded the motion that Ordinance 463 be given vote. The roll call vote on said motion was recorded as follows:

Rick Hayes President of the Council	<u>yes</u>
Ron Scott Council Member	<u>yes</u>
Beth McMillan Council Member	<u>yes</u>



Maurice Mercer
Council Member

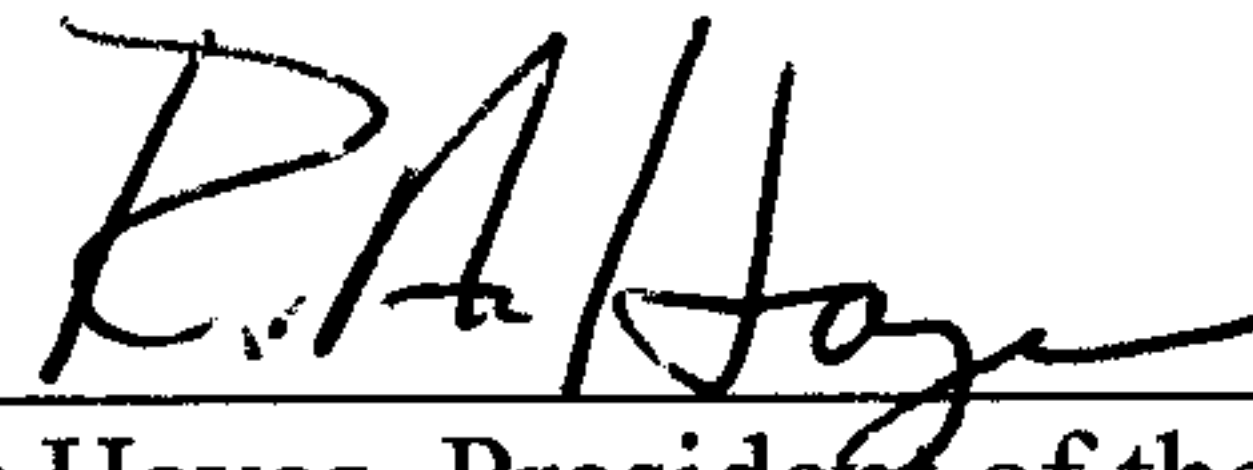
yes

Karyl Rice
Council Member

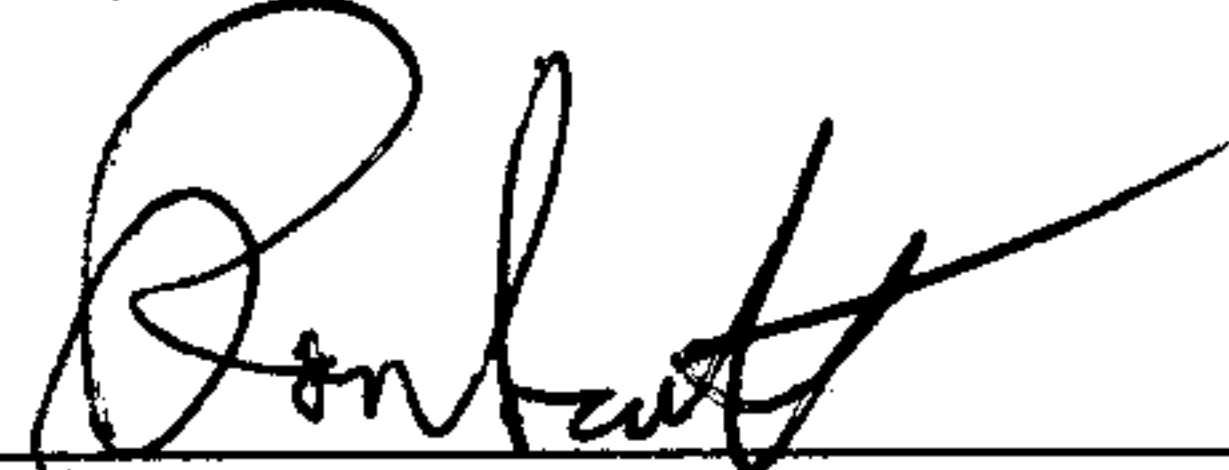
yes

Ordinance No. 463 passed by vote of all members of the Council present and the Council President declared the same passed.

ADOPTED this the 20th day of April 2015.



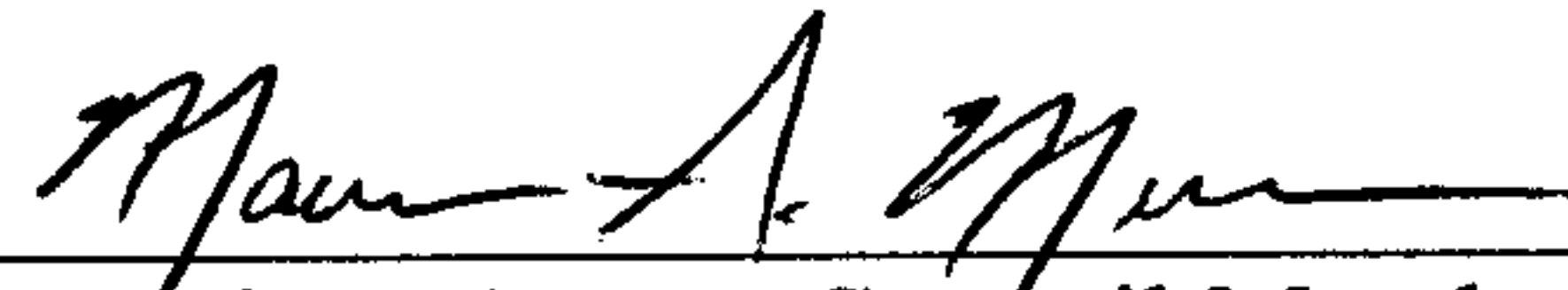
Rick Hayes, President of the Council



Ron Scott, Council Member



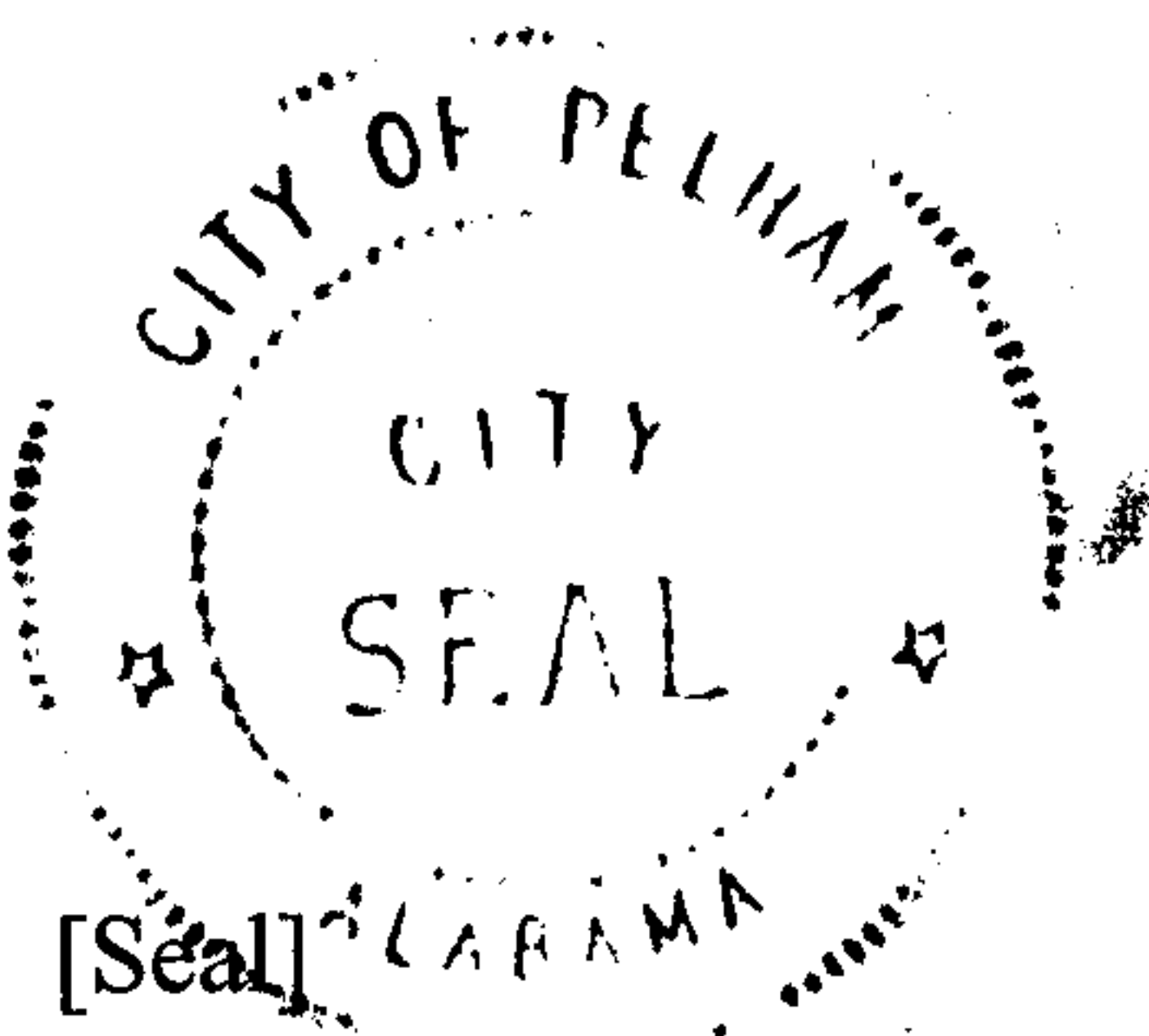
Beth McMillan, Council Member



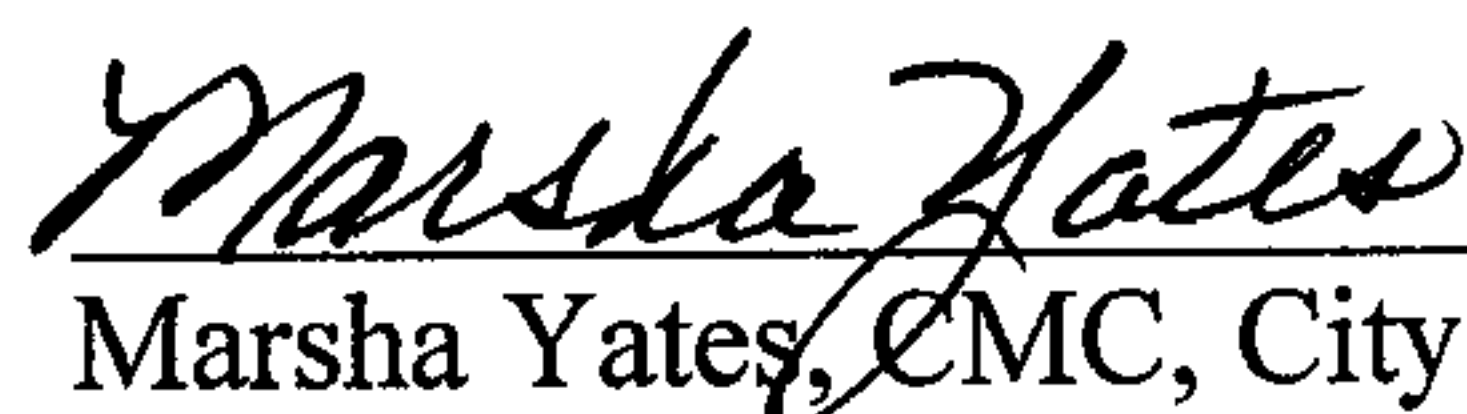
Maurice Mercer, Council Member



Karyl Rice, Council Member

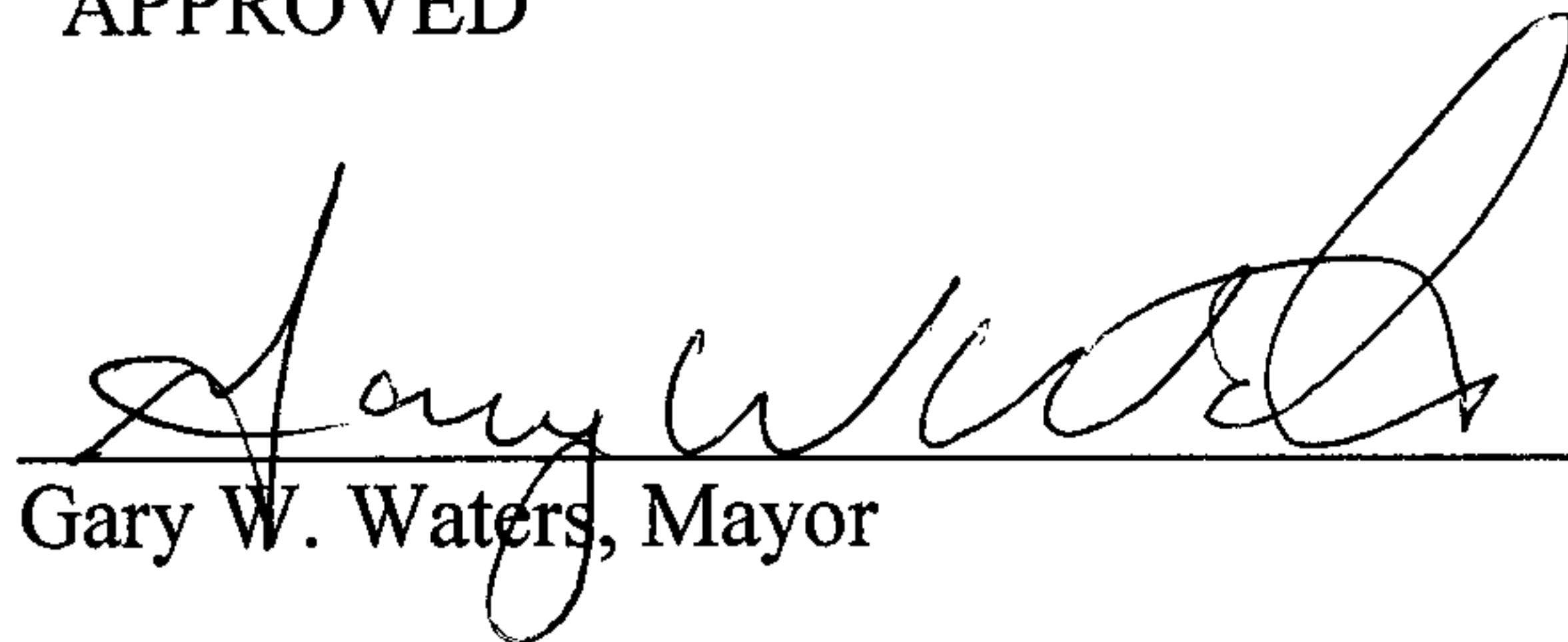


ATTEST



Marsha Yates, CMC, City Clerk

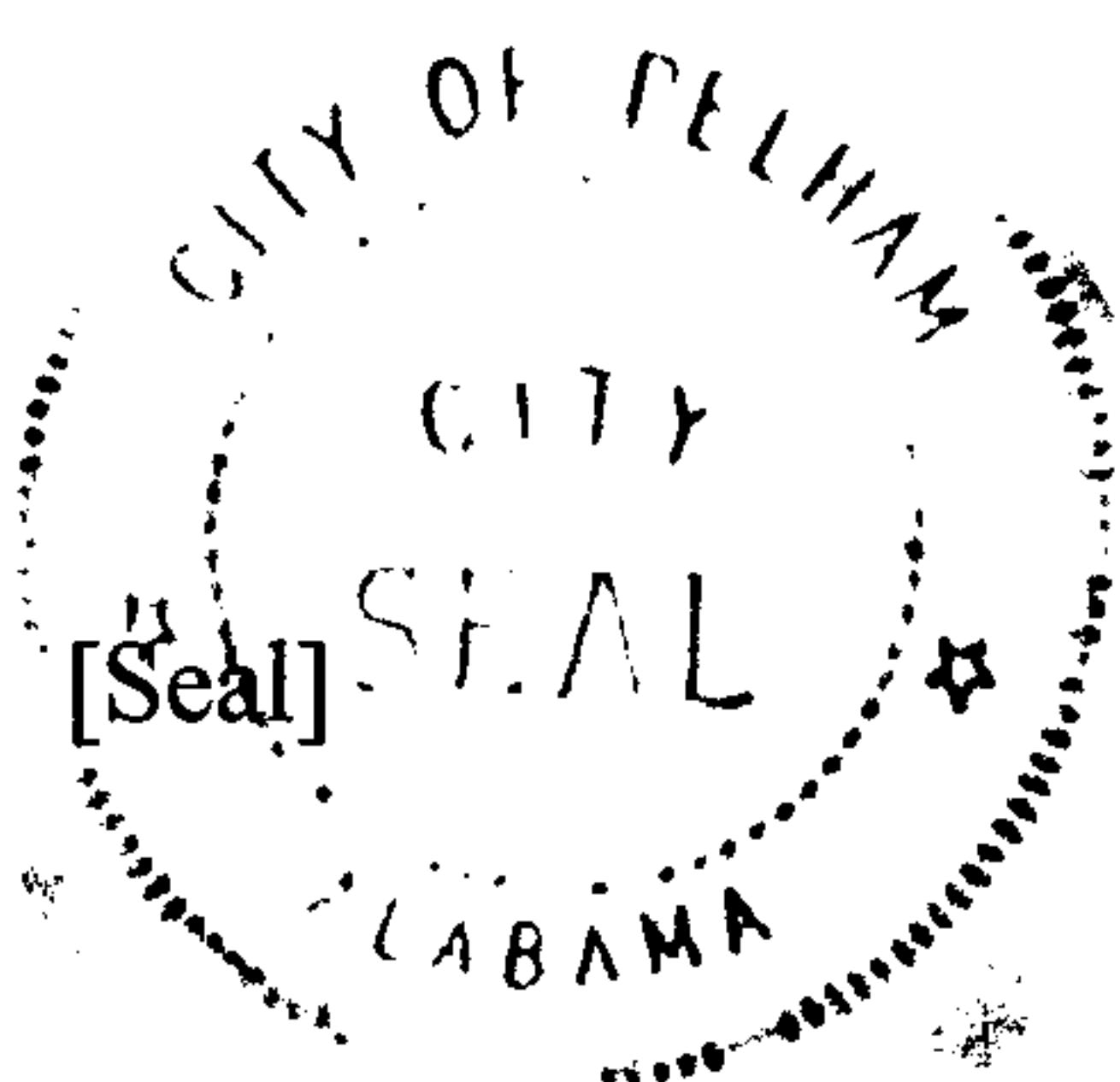
APPROVED



Gary W. Waters, Mayor

POSTING AFFIDAVIT

I, the undersigned qualified City Clerk of the City of Pelham, Alabama, do hereby certify that the above and foregoing **ORDINANCE NO. 463** was duly ordained, adopted, and passed by the City Council of the City of Pelham, Alabama at a regular meeting of such Council held on the 20th day of April 2015 and duly published by posting an exact copy thereof on the 21st day of April 2015 at four public places within the City of Pelham, including the Mayor's Office at City Hall, City Park, Library, Water Works and www.pelhamonline.com. I further certify that said ordinance is on file in the office of the City Clerk and a copy of the full ordinance may be obtained from the office of the City Clerk during normal business hours.




Marsha Yates, City Clerk, CMC

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Shelby Cnty Judge of Probate, AL
04/27/2015 12:41:14 PM FILED/CERT

Shelby County, Alabama, to wit:

Commence at the Northeast corner of the Northeast Quarter of the Northwest Quarter of Section 18, Township 20 South, Range 2 West, Shelby County, Alabama; thence run in a Westerly direction along the North line of said quarter - quarter Section a distance of 72.82 feet; thence 75 degrees 30 minutes left and run in a Southwesterly direction a distance of 170.61 feet; thence 22 degrees, 29 minutes right and run in a Southwesterly direction, a distance of 644.69 feet; thence 0 degrees 44 minutes right in a Southwesterly direction along the Southeasterly right-of-way line of Fungo Hollow Road a distance of 208.62 feet to a point; thence an angle left of 6 degrees 37 minutes 15 seconds and run in a Southwesterly direction along said right-of-way a distance of 72.33 feet; thence an angle left of 95 degrees, 29 minutes and run in a Southeasterly direction a distance of 193.61 feet; thence an angle right of 90 degrees, 35 minutes and run in a Southwesterly direction a distance of 130.68 feet; thence an angle right of 88 degrees, 38 minutes, 25 seconds and run in a Northwesterly direction a distance of 202.28 feet; thence an angle right of 94 degrees 21 minutes 35 seconds and run in a Northeasterly direction a distance of 91.75 feet; thence an angle right of 1 degree, 54 minutes and run in a northeasterly direction a distance of 42.07 feet to the point of beginning.


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Charlotte Martin
2205 Highway 35
Pelham, Alabama 35124

March 23, 2015

City of Pelham
Annexation Department
3162 Pelham Parkway
Pelham, Alabama 35124

Dear sirs,

I am the owner of property located at 1580 County Highway 35, Pelham, Alabama and would like to request that this property be annexed into the city limits of Pelham. The reason for annexation is for fire and police protection and garbage service. There is one single family house on this property with three people living in the house. There are 2 people of voting age and 1 child of the Caucasian race. This house is currently furnished water thru the City of Pelham, the house is on septic tank. I have included the deed and maps required for your review. If there is any other information you need I will be glad to locate and furnish it.


Thank you for your consideration with this matter.

Sincerely,

Charlotte J. Martin

Charlotte Martin

Currently no garbage service


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OWNER NAME: MARTIN CHARLOTTE J & MARTIN BRANDY LEE
PARCEL NUMBER: 14 4 18 2 000 019.000
RECEIPT#: 53004
TAX YEAR: 2014
TAX DUE: \$716.32

Pay your Property Taxes Online at ptc.shelbyal.com. E-Checks and credit cards are accepted online only. Acceptable payment methods in our office are check, certified check, money order, or cash. If mailing payment, submit the top portion to ensure proper credit. To receive a paid receipt, please include a self addressed, stamped envelope.

Make Payment to: DON ARMSTRONG
PROPERTY TAX COMMISSIONER
P.O. BOX 1298
COLUMBIANA, AL 35051



unitedway.shelbyal.com

Taxes are due 10/01 of this year and are delinquent after 12/31.

Note: All Business Personal Property taxes must be paid prior to accepting payment of Real Property

Please check all information on this notice. If you no longer own this property, please notify us at (205) 670-6900. If your mortgage company pays the taxes, please forward this bill to them as a reminder.

Thank you for your cooperation. We are here to serve you.

Don Armstrong
Property Tax Commissioner



R53004Z

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This instrument prepared by:

Send tax notice to:
Charlotte J. Martin
2205 Highway 35
Pelham, Alabama 35124

WARRANTY DEED

STATE OF ALABAMA
SHELBY COUNTY

KNOW ALL MEN BY THESE PRESENTS,

That in consideration of eighty-five thousand dollars (\$ 85,000.00) to the undersigned grantor Charlotte J. Martin, a married woman, and Brandy Lee Martin, an unmarried man, in hand paid by the grantee herein, the receipt whereof is acknowledged, we, Charlotte J. Martin and Brandy Lee Martin, as herein referred to as grantor, (whether one or more), grant bargain, sell and convey unto Charlotte J. Martin herein referred to as grantee (whether one or more), the following described real estate situated in Shelby County, Alabama, to wit:

Commence at the Northeast corner of the Northeast Quarter of the Northwest Quarter of Section 18, Township 20 South, Range 2 West, Shelby County, Alabama; thence run in a Westerly direction along the North line of said quarter - quarter Section a distance of 72.82 feet; thence 75 degrees 30 minutes left and run in a Southwesterly direction a distance of 170.61 feet; thence 22 degrees, 29 minutes right and run in a Southwesterly direction, a distance of 644.69 feet; thence 0 degrees 44 minutes right in a Southwesterly direction along the Southeasterly right-of-way line of Fungo Hollow Road a distance of 208.62 feet to a point; thence an angle left of 6 degrees 37 minutes 15 seconds and run in a Southwesterly direction along said right-of-way a distance of 72.33 feet; thence an angle left of 95 degrees, 29 minutes and run in a Southeasterly direction a distance of 193.61 feet; thence an angle right of 90 degrees, 35 minutes and run in a Southwesterly direction a distance of 130.68 feet; thence an angle right of 88 degrees, 38 minutes, 25 seconds and run in a Northwesterly direction a distance of 202.28 feet; thence an angle right of 94 degrees 21 minutes 35 seconds and run in a Northeasterly direction a distance of 91.75 feet; thence an angle right of 1 degree, 54 minutes and run in a northeasterly direction a distance of 42.07 feet to the point of beginning.

SUBJECT TO: (1) Current taxes; (2) Easements and restrictions of record.

The above-described property does not constitute the homestead of Charlotte J. Martin, one of the Grantors herein.

TO HAVE AND TO HOLD, the tract or parcel of land above described together with all and singular the rights, privileges, tenements, appurtenances and improvements unto said Grantee, his heirs and assigns

forever.

AND SAID GRANTORS, for said GRANTORS, GRANTOR'S heirs, successors, executors and administrators, covenants with GRANTEE, and with GRANTEE'S heirs and assigns, that GRANTORS are lawfully seized in fee simple of the said Real Estate; that said Real Estate is free and clear from all Liens and Encumbrances, except as hereinabove set forth, and except for taxes due for the current and subsequent years, and except for any Restrictions pertaining to the Real Estate of record in the Probate Office of said County; and that Grantors will and Grantors' heirs, executors and administrators shall warrant and defend the same to said Grantee, and Grantee's heirs and assigns, forever against the lawful claims of all persons.



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IN WITNESS WHEREOF, said GRANTORS have hereunto set their hands and seals this the

3rd day of November 2014.

Charlotte Martin
Brandy L. Martin

STATE OF ALABAMA)
COUNTY OF SHELBY)

I, the undersigned, a Notary Public, in and for said County and State, hereby certify that Charlotte Martin and Brandy Martin whose names are signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument signed his name voluntarily on the day the same bears date.

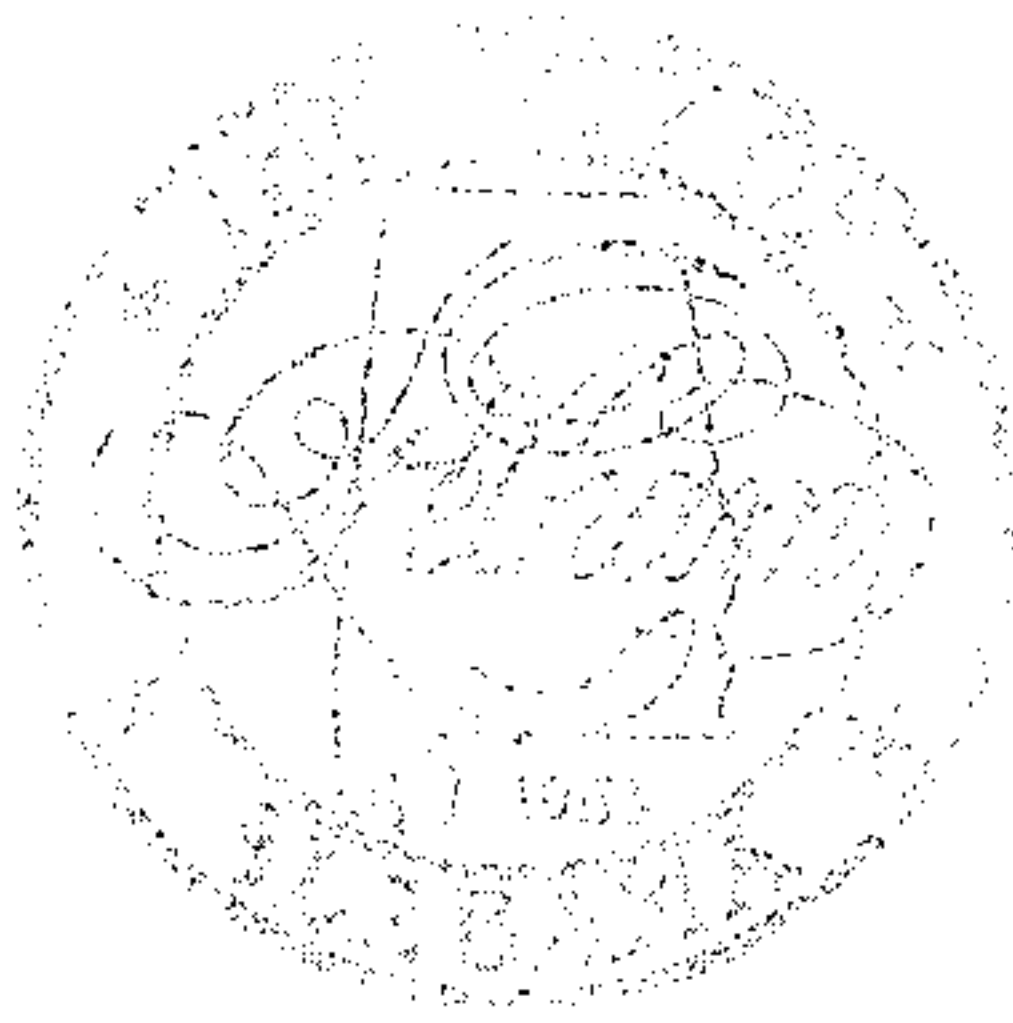
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 3rd day of Nov. 2014.

Barbara D. Edwards
Notary Public
My commission expires: Aug 1, 2018



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Fire Chief
Danny C. Ray



Mayor
Gary W. Waters

City of Pelham
Fire Department

March 20, 2015

Roy Martin
2205 County Road 35
Pelham, Alabama 35124

RE: Property at 1580 County Road 35, pending annexation.

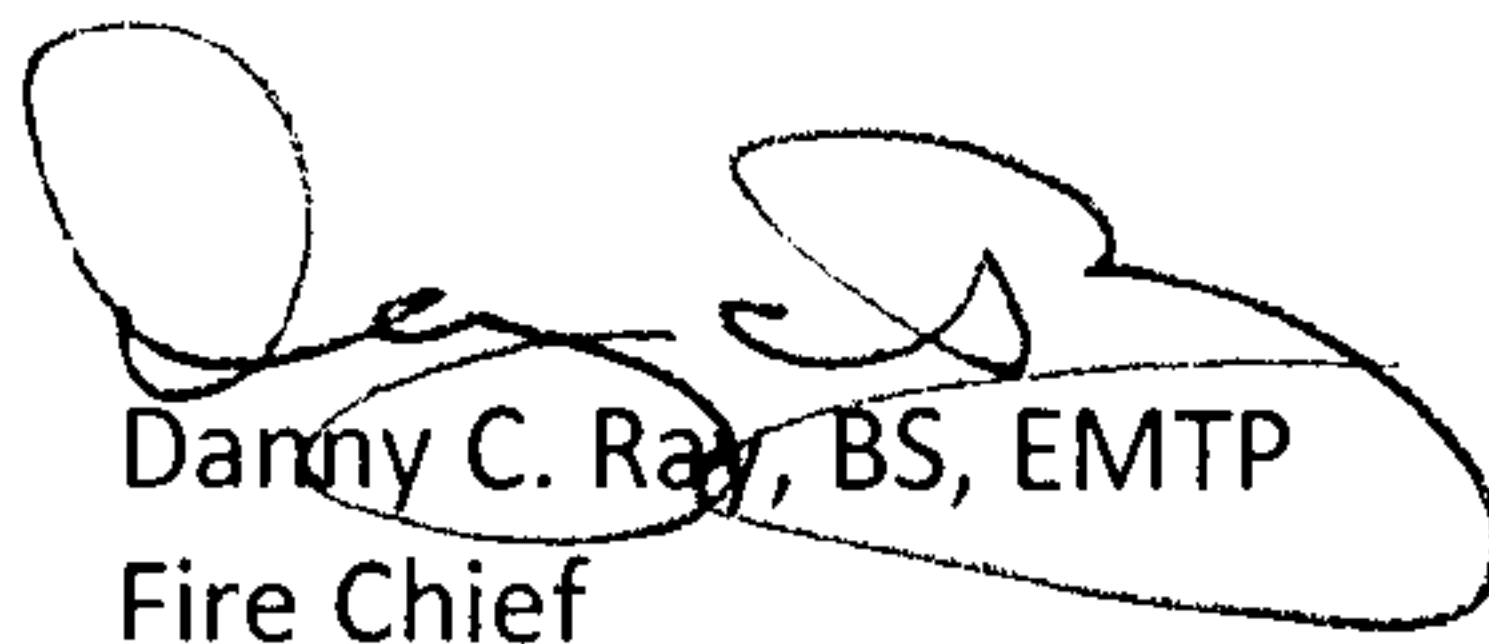
To Whom It May Concern:


The property indicated above is currently in the process of being annexed into the city limits of the City of Pelham. Once the annexation process is complete, the City of Pelham Fire Department will provide fire protection for this property. The closest fire station is less than three miles of this address. There is a fire hydrant within 600 feet of this property. The Pelham Fire Department has a split ISO rating of a Class 3/9. In order to obtain an Station #3 ISO Class 3 fire rating the property has to be within five miles of a recognized fire station and within 1000 feet of a fire hydrant. Once the annexation is complete, this property will meet both the criteria for an ISO Class 3 fire rating.

- If the classification is a single class, the classification applies to all properties in the community. If the classification is a "split" class (e.g. 3/9), the following applies:
 - The first class (e.g. "3" in a 3/9) applies to properties within 5 road miles of a recognized fire station and within 1,000 feet of a fire hydrant or alternate water supply.
 - Class 8B or Class 9 applies to properties beyond 1,000 feet of a fire hydrant but within 5 road miles of a recognized fire station.
 - Class 10 applies to properties over 5 road miles of a recognized fire station.

Any additional information you may need, please contact my office.

Sincerely,


Danny C. Ray, BS, EMTP
Fire Chief
Pelham Fire Department


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