

ORDINANCE NO. 475

AN ORDINANCE APPROVING THE TRANSFER OF SURPLUS REAL PROPERTY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELHAM, ALABAMA, AS FOLLOWS:

Section 1. It is hereby established and declared that the following described real property of the City of Pelham, Alabama, is no longer needed for public or municipal purposes:

Parcels 1, 2, and 3 shown on plat and legal description attached as Exhibit A and the land shown on plat and legal description attached as Exhibit B

Section 2. Pursuant to the authority granted by § 11-47-20, Code of Alabama 1975, the mayor is hereby authorized and directed to execute a statutory warranty deed for Parcels 1 and 2 as shown on Exhibit A and the land shown on Exhibit B, and a quitclaim deed for Parcel 3 as shown on Exhibit A, for the total sales price of \$450,000.00.00 to CSX Transportation, Inc. in accordance with the terms and conditions for such sale set forth in an agreement between the parties to be approved by the Pelham City Council on or before the final passage of this ordinance.

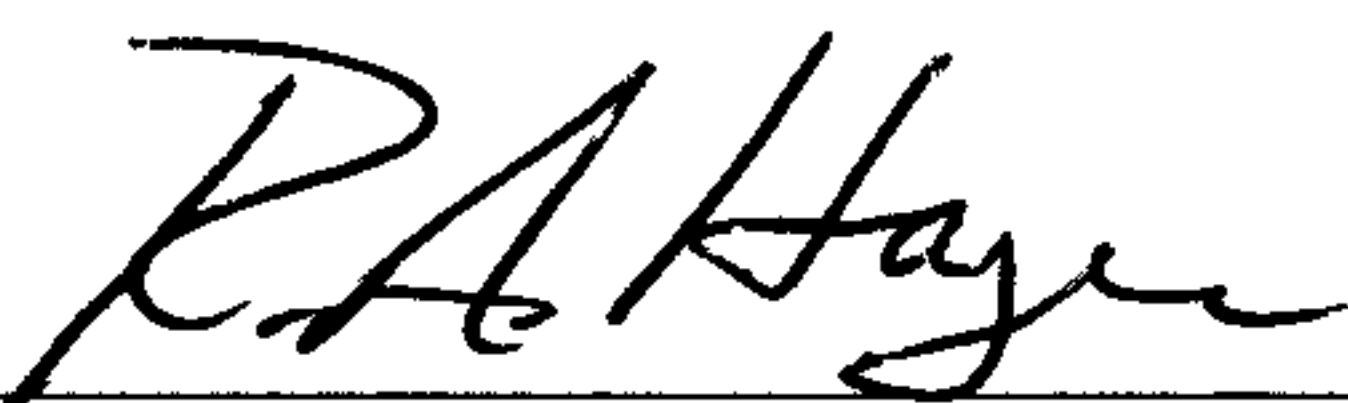
Section 3. This Ordinance shall become effective upon its passage and publication or posting as required by law.

THEREUPON Beth McMillan, a council member moved and Karyl Rice, a council member seconded the motion that Ordinance No. 475 be given vote. The roll call vote on said motion was as follows:

Rick Hayes Council President	<u>yes</u>
Ron Scott Council Member	_____
Beth McMillan Council Member	<u>yes</u>
Maurice Mercer Council Member	<u>yes</u>
Karyl Rice Council Member	<u>yes</u>

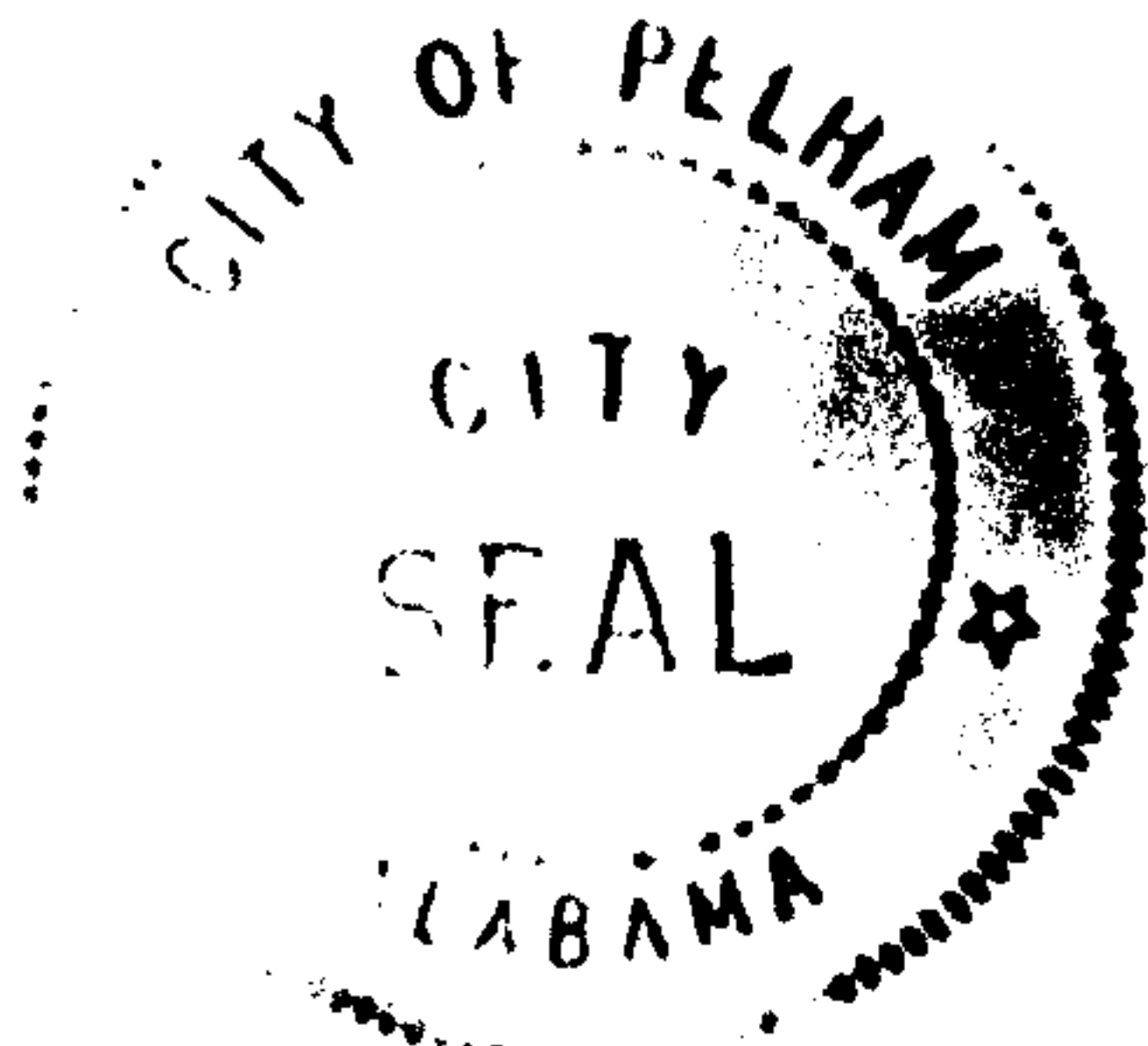
Ordinance No. 475 passed by majority vote of all members of the Council and the Council President declared the same passed.

ADOPTED and approved this 20th day of June 2016.


Rick Hayes, Council President

Ron Scott, Council Member


Beth McMillan, Council Member



[SEAL]

Maurice Mercer
Maurice Mercer, Council Member

Karyl Rice
Karyl Rice, Council Member



20160630000228000 2/5 \$26.00
Shelby Cnty Judge of Probate, AL
06/30/2016 11:40:33 AM FILED/CERT

ATTEST:

Marsha Yates
Marsha Yates, MMC, City Clerk

APPROVED:

Gary Waters 6/27/16
Gary Waters, Mayor Date

POSTING AFFIDAVIT

I, the undersigned qualified City Clerk of the City of Pelham, Alabama, do hereby certify that the above and foregoing ORDINANCE No. 475 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 June 2016, and duly published by posting an exact copy thereof on the 21st day of June 2016, at four public places within the City of Pelham, Alabama, 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.



[SEAL]

Marsha Yates
Marsha Yates, MMC, City Clerk

[illegible]

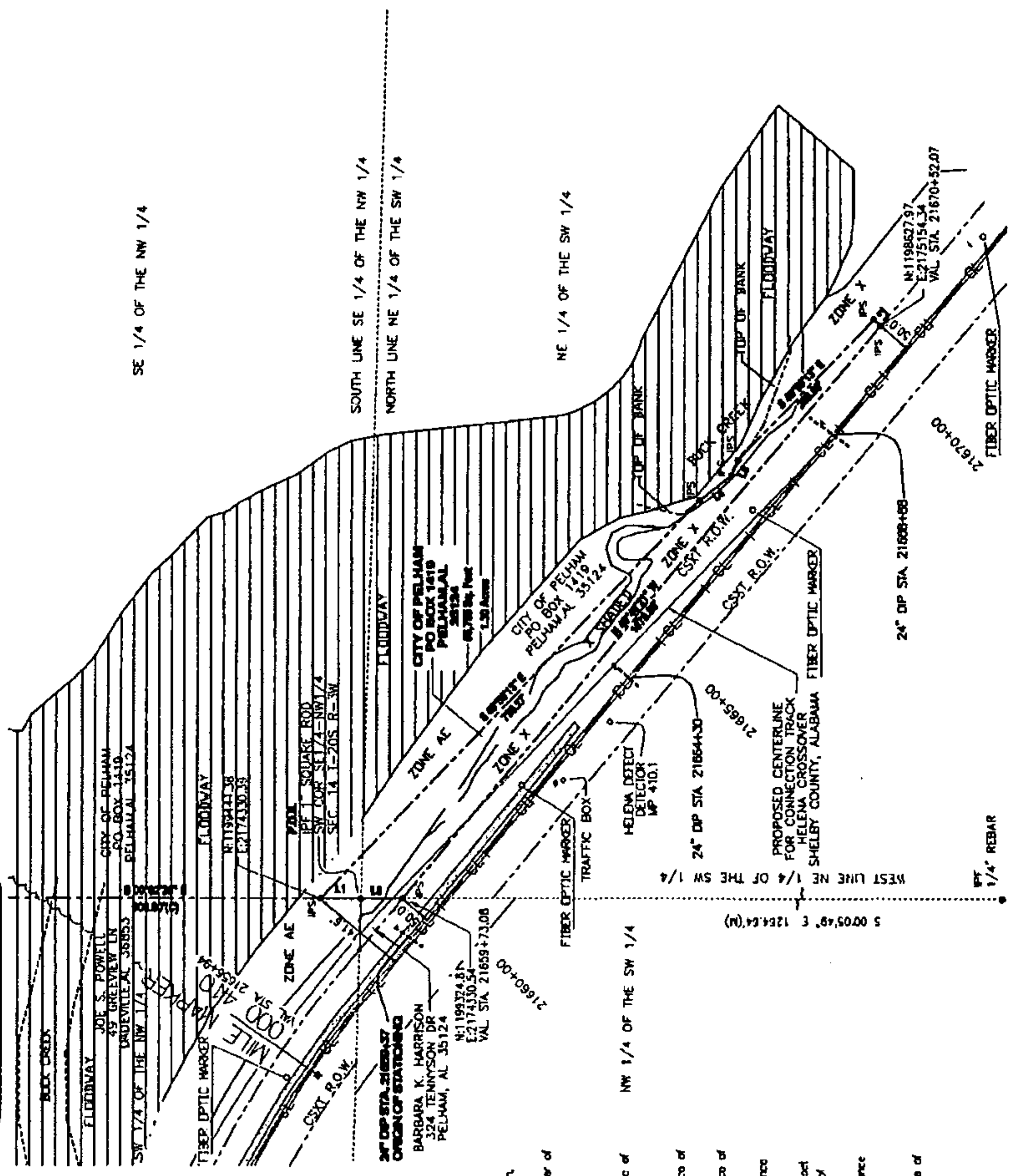
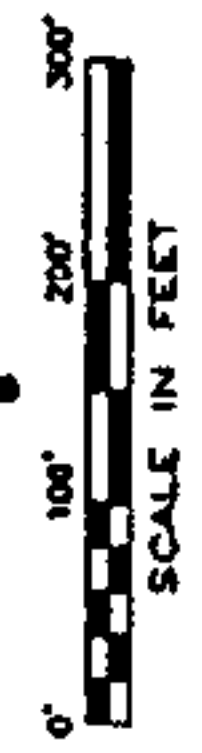
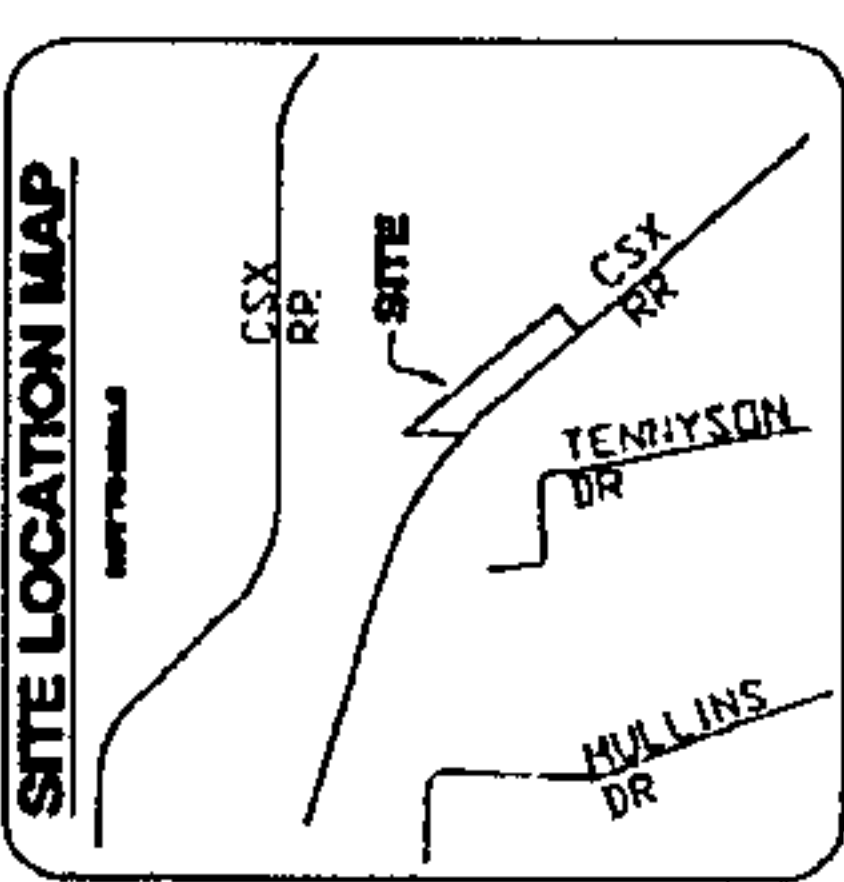
201606300000228000 3/5 \$26.00
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Exhibit B

[illegible]

SITE DATA TABLE

SITE ZONED:	M-1
BUILDING SETBACKS:	
FRONT 50'	
REAR NONE	
SIDE NONE	
MAXIMUM HEIGHT:	
100 FEET OR 8 STORIES	

[illegible]

LINE TABLE

NOTE: The property shown herein is the same property described in title commitment for Title Insurance (File No. 17-9691) dated May 6, 2015) by The Title Group Incorporated as agent for Fidelity National Title Insurance Company.

Certified to: The Title Group Incorporated, Fidelity National Title Insurance Company and CSX Transportation, Inc.

This is to certify that this map or plat and the survey on which it is based were made in accordance with this 2011 Minimum Standard Detail Requirements for ALTA/ACSM Land Surveying, jointly established and adopted by ALTA and NSPS, and includes items 1.3-4.6-7-9, 10(1), 11(a), 13, 16-18 and 22 of Table A thereof. The field work was completed on 09-24-2015

Date 10-01-2015 _____
David S. Woodruff, Registration No. 29996

NOTES

1. All easements and rights of way of which the surveyor has knowledge are shown herein, others may exist of which the surveyor has no knowledge of.
2. No attempt made by Surveyor to locate underground utilities. All utilities shown herein were drawn based on field evidence only which should be considered approximate and should be marked on the ground by the utility companies prior to construction, the telephone numbers for the Alberta Line Location Center (NEXSLAP) are 252-4444 (Birmingham area) and (800) 252-8525 (elsewhere).
3. No attempt has been made and no guarantees are hereby given as to the location of sub-surface foundations.
4. According to the Flood Insurance Rate Map (FIRM) County, Alberta (community-panel number Shelby for 01117C 0212 E, dated February, 20, 2013), a portion of the subject property lies within Zone X, defined as "area determined to be outside the 0.2% annual chance floodplain", a portion lies within Zone X Shaded and is defined as Areas to be inside the 0.2% annual chance floodplain, a portion lies within Zone AE, defined as base flood elevations determined and a portion lies within the floodway.
5. North arrow and bearings shown herein are based on Transverse Mercator Projection - Alberta West Zone - NAD 83 adjusted 2011. Using Geoid Positional System (GPS) and derived by static observation, using Base Station Designations: AL 30 CORS APP, PD D22226 Combined Factor: 0.99955426, Convergence Factor: +0 21 25.9
6. No adjoining herein was taken from LHM Valuation Map 47, Sheet 9 (N254549). Also reference S & MA, map file 411 (N274022) Sheet 7, page 1811.
7. At the time of the field survey there was no observable evidence of current earth moving work, building additions, building construction, changes in Right of Way, recent staked or setback repair or construction, or use of the site as a flood waste dump, surge, or sanitary landfill.

SURVEYED LEGAL DESCRIPTION

A parcel of land situated in the Southwest one quarter of the Northwest one quarter and the Northeast one quarter of the Southwest one quarter all being in Section 14, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

Begin at a found 1 inch square nail marking the Southwest corner of the Southwest one quarter of the Northwest one quarter of the above mentioned Section 14;

thence run North 00 Degrees 02 Minutes 38 Seconds West along the West line of said quarter Section a distance of 58.90 feet to a set 5/8 inch capped rebar stamped CA-560-L3;

thence knowing said west line run South 45 Degrees 56 Minutes 13 Seconds East for a distance of 790.27 feet to a set 5/8 inch capped rebar stamped CA-560-L3, said point being on the Southwest bank of Buck Creek;

thence run South 37 Degrees 18 Minutes 49 Seconds East along said creek bank for a distance of 57.82 feet to a set 5/8 inch capped rebar stamped CA-560-L3;

thence run South 66 Degrees 45 Minutes 28 Seconds East along said creek bank for a distance of 24.39 feet to a set 5/8 inch capped rebar stamped CA-560-L3;

thence knowing said creek bank run South 45 Degrees 56 Minutes 13 Seconds East for a distance of 280.69 feet to a set 5/8 inch capped rebar stamped CA-560-L3;

thence run South 40 Degrees 13 Minutes 30 Seconds West for a distance of 13.67 feet to a set 5/8 inch capped rebar stamped CA-560-L3, said point lying on the Northeastern most Right of Way of CSST Railroad;

thence run North 49 Degrees 46 Minutes 21 Seconds West along said Right of Way for a distance of 1078.99 feet to a set 5/8 inch capped rebar stamped CA-560-L3, said point lying on the west line of the Northeast one quarter of the Southwest one quarter of said Section 14;

thence run North 00 Degrees 02 Minutes 49 Seconds West along said west line for a distance of 603.67 feet to the Point of Beginning;

Said parcel contains 58,795.5 square feet or 1.30 acres more or less.

ALL PARTS OF THIS SUBJECT AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE REQUIREMENTS OF THE BOARD OF ARCHITECTS AND ENGINEERS OF THE STATE OF ALABAMA.