

ORDINANCE NO. 480

20170911000330090 1/9 \$39.00
Shelby Cnty Judge of Probate, AL
09/11/2017 11:11:52 AM FILED/CERT

AN ORDINANCE APPROVING THE TRANSFER OF SURPLUS EASEMENTS

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 easements of the City of Pelham, Alabama, are no longer needed for public or municipal purposes:

See Exhibit A

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 quitclaim deed for the easements shown on Exhibit A to Two Mountains, LLC, in exchange for the following described easements to be conveyed simultaneously to the City of Pelham by Two Mountains, LLC:

See Exhibit B

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

THEREUPON Ron Scott, a member moved and Beth McMillan, a member seconded the motion that Ordinance No.480 be given vote. The roll call vote on said motion was as follows:

Rick Hayes Council President	<u>yes</u>
Ron Scott Council Member	<u>yes</u>
Beth McMillan Council Member	<u>yes</u>
Maurice Mercer Council Member	<u>yes</u>
Mildred Lanier Council Member	<u>yes</u>

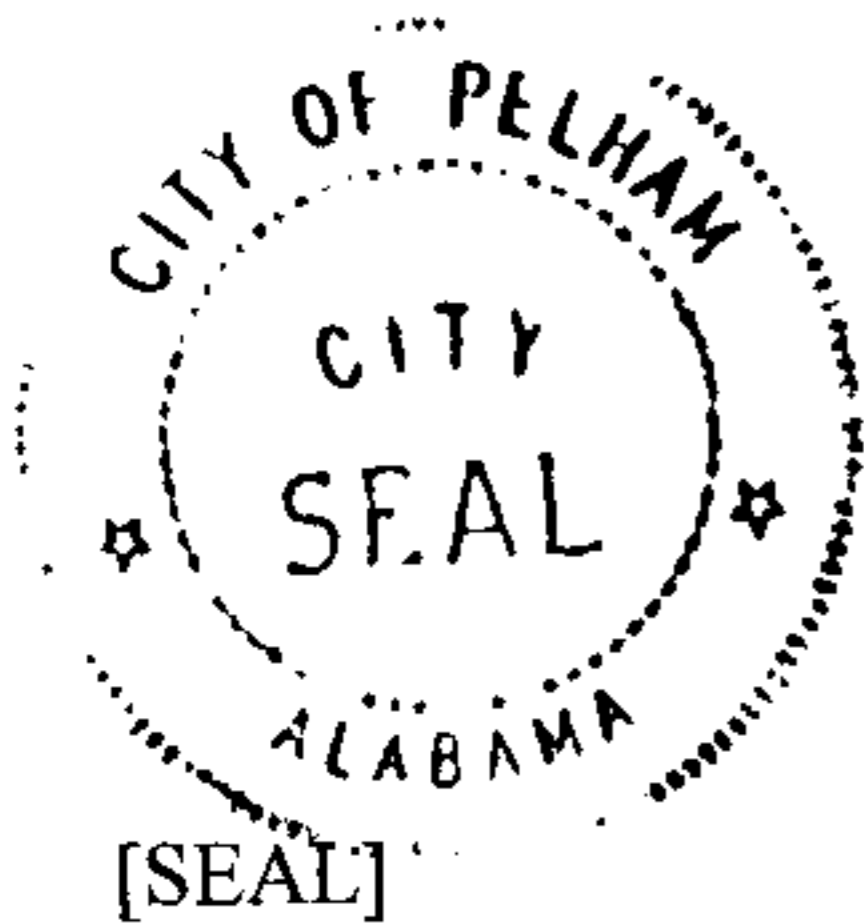
Ordinance No.480 passed by majority vote of the Council and the Council President declared the same passed.

ADOPTED this 21st day of August 2017.

R. A. Hayes
Rick Hayes, Council President

Ron Scott
Ron Scott, Council Member

Beth McMillan
Beth McMillan, Council Member



Maurice Mercer
Maurice Mercer, Council Member

Mildred Lanier
Mildred Lanier, Council Member

ATTEST

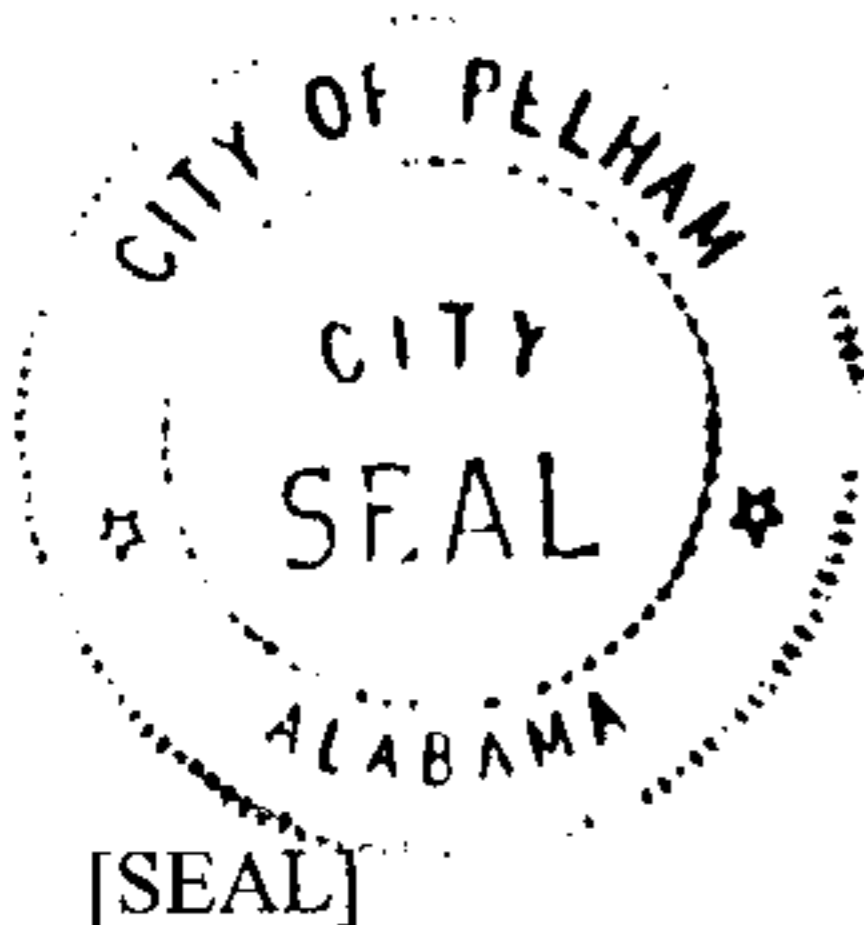
Marsha Yates
Marsha Yates, MMC, City Clerk

APPROVED:

Gary Waters 8-22-17
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. 480 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 21st day of August 2017 and duly published by posting an exact copy thereof on the 22nd day of August 2017 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
Marsha Yates, MMC, City Clerk



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EXHIBIT A



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LINDSEY LANE

A 60 FOOT INGRESS/EGRESS/UTILITY EASEMENT being described as follows to-wit: Commence at the Northeast corner of the Northeast one-fourth of the Northwest one-fourth of Section 6, Township 20 South, Range 1 West, Shelby County, Alabama; thence proceed North $89^{\circ} 29' 47''$ East for a distance of 395.49 feet; thence proceed North $52^{\circ} 39' 16''$ East for a distance of 115.69 feet to a point. Thence proceed along an arc 120.13 feet to the right, said arc having a radius of 150.00 feet, the chord of which bears South $16^{\circ} 46' 06''$ West for a distance of 116.95 feet to a point; thence proceed South $39^{\circ} 42' 43''$ West along the Centerline of the easement for a distance of 843.12 feet; thence proceed along an arc 153.42 feet to the left, said arc being the centerline of the easement and having a radius of 125.00 feet, the chord of which bears South $4^{\circ} 33' 07''$ West for a distance of 143.97 feet to a point; thence proceed South $30^{\circ} 36' 30''$ East along the centerline of the easement a distance of 37.74 feet to the point of beginning;

From said point of beginning proceed along the centerline of the 60 foot fore mention ingress/egress/utility easement proceed South $59^{\circ} 23' 30''$ West along the centerline of the easement for a distance of 194.92 feet to a point; thence proceed along an arc 32.62 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $61^{\circ} 15' 39''$ West for a distance of 32.61 feet to a point; thence proceed South $63^{\circ} 07' 47''$ West along the centerline of the easement for a distance of 522.98 feet to a point; thence proceed along an arc 21.60 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $64^{\circ} 22' 03''$ West for a distance of 21.60 feet to a point; thence proceed South $65^{\circ} 36' 19''$ West along the centerline of the easement for a distance of 122.44 feet to a point; thence proceed along an arc 320.98 feet to the left, said arc being the centerline of the easement and having a radius of 1,150.00 feet, the chord of which bears South $57^{\circ} 36' 34''$ West for a distance of 319.94 feet to a point; thence proceed South $49^{\circ} 36' 48''$ West along the centerline of the easement for a distance of 106.21 feet to a point; thence proceed along an arc 18.34 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $50^{\circ} 39' 50''$ West for a distance of 18.33 feet to a point; thence proceed South $51^{\circ} 42' 52''$ West along the centerline of the easement for a distance of 932.32 feet to a point; thence proceed along an arc 45.20 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $49^{\circ} 07' 29''$ West for a distance of 45.19 feet to a point; thence proceed South $46^{\circ} 32' 05''$ West along the centerline of the easement for a distance of 258.30 feet to a point; thence proceed along an arc 103.34 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $52^{\circ} 27' 20''$ West for a distance of 103.16 feet to a point; thence proceed South $58^{\circ} 22' 35''$ West along the centerline of the easement for a distance of 357.31 feet to a point; thence proceed along an arc for 92.51 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $53^{\circ} 04' 34''$ West for a distance of 92.38 feet to a point; thence proceed South $47^{\circ} 46' 33''$ West along the centerline of the easement for a distance of 269.43 feet to a point; thence proceed along an arc for 54.65 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $50^{\circ} 54' 26''$ West for a distance of 54.63 feet to a point; thence proceed South $54^{\circ} 02' 19''$ West long the centerline of the easement for a distance of 536.86 feet to a point; thence proceed along an arc for 27.91 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $55^{\circ} 38' 16''$ West for a distance of 27.91 feet to a point; thence proceed South $67^{\circ} 14' 13''$ West along the centerline of the easement for a distance of 608.20 feet to a point; thence proceed along an arc for 31.08 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South $59^{\circ} 01' 04''$ West for a distance of 31.08 feet to a point; thence proceed South $60^{\circ} 47' 55''$

West along the centerline of the easement for a distance of 290.02 feet to a point; thence proceed South 63° 11' 56" West along the centerline of the easement for a distance of 129.75 feet to a point; thence proceed along an arc for 54.10 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 60° 05' 58" West for a distance of 54.07 feet to a point; thence proceed South 56° 59' 59" West along the centerline of the easement for a distance of 512.75 feet to a point; thence proceed along an arc for 147.88 feet to the left, said arc being the centerline of the easement and having a radius of 5,000.00 feet, the chord of which bears South 56° 09' 09" West for a distance of 147.87 feet to a point; thence proceed South 55° 18' 18" West along the centerline of the easement for a distance of 241.83 feet to a point; thence proceed South 54° 34' 19" West along the centerline of the easement for a distance of 168.23 feet to a point; thence proceed along an arc for 65.07 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 58° 18' 00" West for a distance of 65.02 feet to a point; thence proceed South 62° 01' 41" West along the centerline of the easement for a distance of 124.18 feet to a point; thence proceed along an arc for 133.48 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 54° 22' 50" West for a distance of 133.08 feet to a point; thence proceed South 46° 43' 59" West along the centerline of the easement for a distance of 63.34 feet to a point; thence proceed South 7° 27' 13" West along the centerline of the easement for a distance of 57.03 feet to a point; thence proceed South 46° 36' 59" West along the centerline of the easement for a distance of 530.05 feet to the point of ending and termination of said easement.

OAKRIDGE WAY

A 60 FOOT INGRESS/EGRESS/UTILITY EASEMENT being described as follows to-wit: Commence at the Northeast corner of the Northeast one-fourth of the Northwest one-fourth of Section 6, Township 20 South, Range 1 West, Shelby County, Alabama; thence proceed North 89° 29' 47" East for a distance of 395.49 feet; thence proceed North 52° 39' 16" East for a distance of 115.69 feet to a point. Thence proceed along an arc 120.13 feet to the right, said arc having a radius of 150.00 feet, the chord of which bears South 16° 46' 06" West for a distance of 116.95 feet to a point; thence proceed South 39° 42' 43" West along the Centerline of the easement for a distance of 843.12 feet; thence proceed along an arc 153.42 feet to the left, said arc being the centerline of the easement and having a radius of 125.00 feet, the chord of which bears South 4° 33' 07" West for a distance of 143.97 feet to a point; thence proceed South 30° 36' 30" East along the centerline of the easement a distance of 37.74 feet to the point of beginning.

From said point of beginning proceed along the centerline of the 60 foot fore mention ingress/egress/utility easement proceed North 59° 23' 30" East along the centerline of the easement for a distance of 320.68 feet to a point; thence proceed along an arc 90.27 feet to the left, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 46° 27' 43" East for a distance of 89.50 feet to a point; thence proceed North 33° 31' 56" East along the centerline of the easement for a distance of 98.12 feet to a point; thence proceed along an arc 54.72 feet to the right, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 41° 22' 14" East for a distance of 54.55 feet to a point; thence proceed North 49° 12' 32" East along the centerline of the easement for a distance of 1,047.11 feet to a point; thence proceed along an arc 41.43 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears North 51° 34' 58" East to a point; thence proceed North 53° 57' 24" East along the centerline of the easement for a distance of 681.36 feet to a point; thence proceed along an arc 52.21 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears North 50° 57' 54" East for a distance of 52.19 feet to a point; thence proceed North 47° 58' 24" East along the centerline of the easement for a distance of 347.39 feet to a point; thence proceed along an arc 41.85 feet to the right, said arc being the centerline of the easement and having a radius of

500.00 feet, the chord of which bears North 50° 22' 17" East for a distance of 41.84 feet to a point; thence proceed North 52° 46' 09" East along the centerline of the easement for a distance of 472.39 feet to a point; thence proceed along an arc 40.13 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears North 50° 28' 11" East for a distance of 40.12 feet to a point; thence proceed North 48° 10' 14" East along the centerline of the easement for a distance of 97.76 feet to the point of ending and termination of said easement.

TWO MOUNTAIN PARKWAY

A 60 FOOT INGRESS/EGRESS/UTILITY EASEMENT being described as follows to-wit: Commence at the Northwest corner of Section 6, Township 20 South, Range 1 West, Shelby County, Alabama; thence proceed South 0° 27' 45" East for a distance of 1,326.52 feet; thence proceed North 87° 43' 38" West for a distance of 381.53 feet to a point; thence proceed South 01° 32' 58" West for a distance of 1,397.18 feet to a point; thence proceed South 01° 33' 08" West for a distance of 301.07 feet to a point; thence proceed North 87° 18' 26" West for a distance of 451.64 feet to a point; thence proceed South 56° 41' 11" West for a distance of 452.76 feet to a point; thence proceed South 52° 33' 26" West for a distance of 275.52 feet to a point; thence proceed South 52° 39' 36" West for a distance of 1,302.79 feet to a point; thence proceed South 48° 27' 38" West for a distance of 923.14 feet to a point; thence proceed South 39° 23' 59" West for a distance of 648.68 feet to a point; thence proceed South 49° 10' 05" East for a distance of 16.31 feet to a point; thence proceed North 40° 49' 55" East for a distance of 10.00 feet to a point; thence proceed South 49° 10' 05" East for a distance of 263.46 feet to a point; thence proceed along an arc for 90.35 feet, said arc having a radius of 150.00 feet, the chord of which bears North 66° 05' 10" East for a distance of 88.99 feet to a point; thence proceed North 83° 20' 33" East for a distance of 521.56 feet to a point; thence proceed along an arc for 125.35 feet to the left, said arc having a radius of 250.00 feet, the chord of which bears North 68° 58' 44" East for a distance of 124.04 feet to a point; thence proceed North 54° 36' 55" East for a distance of 357.02 feet to a point; thence proceed along an arc for 76.18 feet to the right, said arc having a radius of 250.00 feet, the chord of which bears North 63° 20' 42" East for a distance of 75.89 feet to the point of beginning.

From said point of beginning proceed along the centerline of the 60 foot fore mention ingress/egress/utility easement proceed North 72° 04' 29" East along the centerline of the easement for a distance of 185.76 feet to a point; thence proceed along an arc for 144.53 feet to the left, said arc being the centerline of the easement and having a radius of 250.00 feet, the chord of which bears North 55° 30' 47" East for a distance of 142.52 feet to a point; thence proceed North 38° 57' 05" East along the centerline of the easement for a distance of 52.32 feet to a point; thence proceed along an arc for 21.89 feet to the right, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 42° 05' 13" East for a distance of 21.88 feet to a point; thence proceed North 45° 13' 21" East along the centerline of the easement for a distance of 263.21 feet to a point; thence proceed along an arc for 34.49 feet to the left, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 40° 16' 55" East for a distance of 34.45 feet to a point; thence proceed North 35° 20' 28" East along the centerline of the easement for a distance of 182.59 feet to a point; thence proceed along an arc for 112.02 feet to the right, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 51° 23' 12" East for a distance of 110.56 feet to a point; thence proceed North 67° 25' 55" East along the centerline of the easement for a distance of 121.44 feet to a point; thence proceed along an arc for 122.09 feet to the left, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 49° 56' 38" East for a distance of 120.20 feet to a point; thence proceed North 32° 27' 21" East along the centerline of the easement for a distance of 299.45 feet to a point; thence proceed along an arc for 146.72 feet to the right, said arc being the

centerline of the easement and having a radius of 300.00 feet, the chord of which bears North 46° 28' 00" East for a distance of 145.26 feet to a point; thence proceed North 60° 28' 39" East along the centerline of the easement for a distance of 261.25 feet to a point; thence proceed along an arc for 323.22 feet to the left, said arc being the centerline for the easement and having a radius of 200.00 feet, the chord of which bears North 14° 10' 45" East for a distance of 289.18 feet to a point; thence proceed North 32° 07' 09" West along the centerline of the easement for a distance of 111.38 feet to the point of ending and termination of said easement.



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EXHIBIT "B"

LINDSEY LANE

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From said point of beginning proceed along the centerline of the 60 foot fore mention ingress/egress/utility easement proceed South 59° 23' 30" West along the centerline of the easement for a distance of 194.92 feet to a point; thence proceed along an arc 32.62 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 61° 15' 39" West for a distance of 32.61 feet to a point; thence proceed South 63° 07' 47" West along the centerline of the easement for a distance of 522.98 feet to a point; thence proceed along an arc 21.60 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 64° 22' 03" West for a distance of 21.60 feet to a point; thence proceed South 65° 36' 19" West along the centerline of the easement for a distance of 122.44 feet to a point; thence proceed along an arc 320.98 feet to the left, said arc being the centerline of the easement and having a radius of 1,150.00 feet, the chord of which bears South 57° 36' 34" West for a distance of 319.94 feet to a point; thence proceed South 49° 36' 48" West along the centerline of the easement for a distance of 106.21 feet to a point; thence proceed along an arc 18.34 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 50° 39' 50" West for a distance of 18.33 feet to a point; thence proceed South 51° 42' 52" West along the centerline of the easement for a distance of 932.32 feet to a point; thence proceed along an arc 45.20 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 49° 07' 29" West for a distance of 45.19 feet to a point; thence proceed South 46° 32' 05" West along the centerline of the easement for a distance of 258.30 feet to a point; thence proceed along an arc 103.34 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 52° 27' 20" West for a distance of 103.16 feet to a point; thence proceed South 58° 22' 35" West along the centerline of the easement for a distance of 357.31 feet to a point; thence proceed along an arc for 92.51 feet to the left, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 53° 04' 34" West for a distance of 92.38 feet to a point; thence proceed South 47° 46' 33" West along the centerline of the easement for a distance of 269.43 feet to a point; thence proceed along an arc for 54.65 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 50° 54' 26" West for a distance of 54.63 feet to a point; thence proceed South 54° 02' 19" West long the centerline of the easement for a distance of 536.86 feet to a point; thence proceed along an arc for 27.91 feet to the right, said arc being the centerline of the easement and having a radius of 500.00 feet, the chord of which bears South 55° 38' 16" West for a distance of 27.91 feet to a point; thence proceed South 57° 14' 13" West along the centerline of the easement for a distance of 130.92 feet to the point of ending and termination of said easement.

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TWO MOUNTAIN PARKWAY

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From said point of beginning proceed along the centerline of the 60 foot fore mention ingress/egress/utility easement proceed North 72° 04' 29" East along the centerline of the easement for a distance of 224.15 feet to a point; thence proceed along an arc for 144.53 feet to the left, said arc being the centerline of the



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easement and having a radius of 250.00 feet, the chord of which bears North 55° 30' 47" East for a distance of 142.52 feet to a point; thence proceed North 38° 57' 05" East along the centerline of the easement for a distance of 52.32 feet to a point; thence proceed along an arc for 21.89 feet to the right, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 42° 05' 13" East for a distance of 21.88 feet to a point; thence proceed North 45° 13' 21" East along the centerline of the easement for a distance of 263.21 feet to a point; thence proceed along an arc for 34.49 feet to the left, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 40° 16' 55" East for a distance of 34.45 feet to a point; thence proceed North 35° 20' 28" East along the centerline of the easement for a distance of 182.59 feet to a point; thence proceed along an arc for 112.02 feet to the right, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 51° 23' 12" East for a distance of 110.56 feet to a point; thence proceed North 67° 25' 55" East along the centerline of the easement for a distance of 121.44 feet to a point; thence proceed along an arc for 122.09 feet to the left, said arc being the centerline of the easement and having a radius of 200.00 feet, the chord of which bears North 49° 56' 38" East for a distance of 120.20 feet to a point; thence proceed North 32° 27' 21" East along the centerline of the easement for a distance of 299.45 feet to a point; thence proceed along an arc for 146.72 feet to the right, said arc being the centerline of the easement and having a radius of 300.00 feet, the chord of which bears North 46° 28' 00" East for a distance of 145.26 feet to a point; thence proceed North 60° 28' 39" East along the centerline of the easement for a distance of 261.25 feet to a point; thence proceed along an arc for 323.22 feet to the left, said arc being the centerline for the easement and having a radius of 200.00 feet, the chord of which bears North 14° 10' 45" East for a distance of 289.18 feet to a point; thence proceed North 32° 07' 09" West along the centerline of the easement for a distance of 111.38 feet to the point of ending and termination of said easement.



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