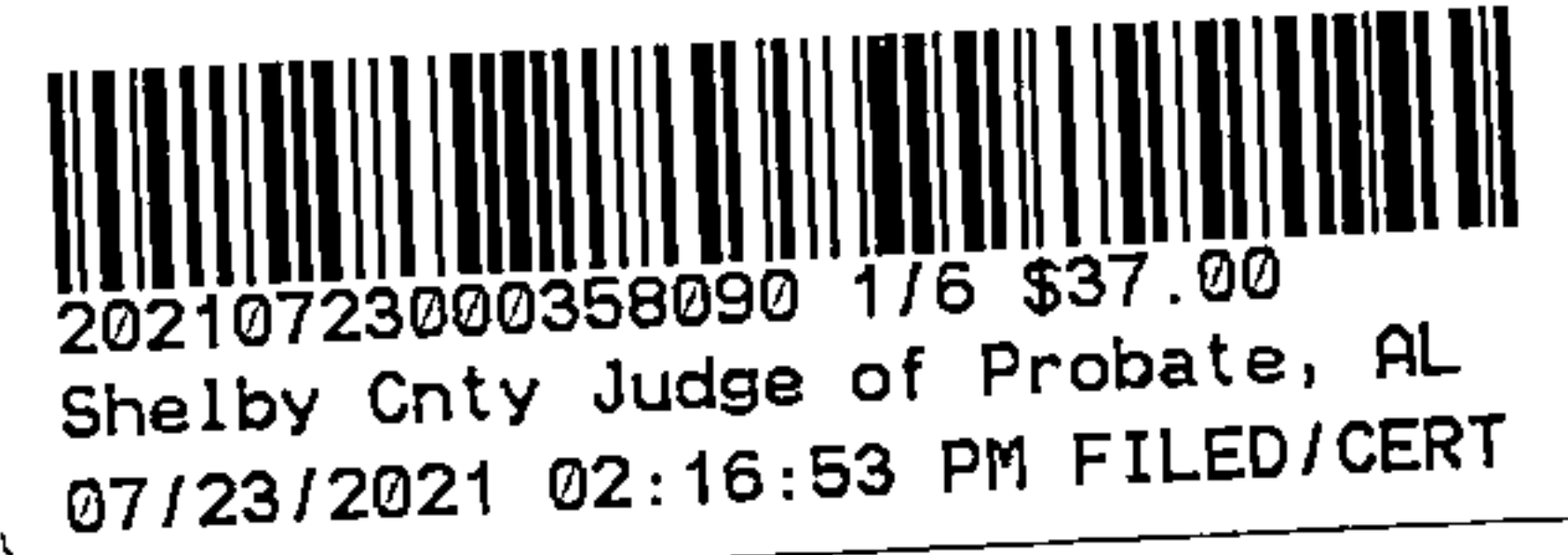


Having previously been introduced at the June 14, 2021 council meeting, with Public Hearing being set for July 12, 2021, Council Member PATE moved the adoption of the following Ordinance, which was seconded by Council Member FARRELL.



## ORDINANCE 21-133

### AN ORDINANCE TO ALTER AND REARRANGE THE CORPORATE LIMITS OF THE CITY OF ALABASTER, ALABAMA

**WHEREAS**, on April 2, 2021, **Wood Fruitticher Grocery Company Inc.** did file with the City Clerk a petition asking that said tracts or parcels of land be annexed to and become a part of the City of Alabaster, Alabama; and

**WHEREAS**, said petition did contain the signatures of all owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Alabaster; and

**WHEREAS**, the governing body did determine that it is in the public interest that said property be annexed into the City of Alabaster and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama 1975.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF ALABASTER, ALABAMA, AS FOLLOWS:**

**Section 1.** The Council of the City of Alabaster, Alabama, finds and declares as the legislative body of the City that it is in the best interests of the citizens of the City, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City of Alabaster, Alabama.

**Section 2.** The boundary lines of the City of Alabaster, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory hereto before encompassed by the corporate limits of the City of Alabaster, Alabama, and in addition thereto the following described territory, to-wit:

A parcel of land located in in the North one half of the Southwest one quarter of Section 21 and the Northeast one quarter of the Southeast one quarter of Section 20, Township 21 South, Range 2 West Shelby County, Alabama. Said parcel being more particularly described as follows:

Begin at a found capped rebar stamped Butler marking the Northwest corner of the Southwest one quarter of the above mentioned Section 21; thence run South 87 Degrees 35 Minutes 47 Seconds East along the North line of said quarter section for a distance of 2601.90 feet to a found 5/8 inch rebar reference corner; thence continue along the last described course for 81.48 feet to a point, said point marking the Northeast corner of the above mentioned Southwest one quarter; thence leaving said North line run South 02 Degrees 13 Minutes 35 Seconds East along the East line of said Southwest one quarter for a distance of 48.19 feet to a found 2 inch capped pipe reference corner; thence continue along the last described course for a distance of 1308.28 feet to a found 5/8 inch rebar in rock pile, said point marking the Southeast corner of the Northeast one quarter of the above mentioned Southwest one quarter; thence leaving said East line run North 87 Degrees 51 Minutes 48 Seconds West along the South line of the South one half of said Southwest one quarter for a distance of 2682.47 feet to a set 5/8 inch capped rebar stamped CA-560LS, said point marking the Southwest corner of the Northwest one quarter of said Southwest one quarter; thence run North 87 Degrees 14 Minutes 27 Seconds West along the South line of the Northeast one quarter of the Southeast one quarter of said Section 20 for a distance of 872.76 feet to a found 5/8 inch rebar lying on the East right of way of US Highway 31, said point lying on a curve turning to the right having radius of 5679.65 feet, a central angle of 03 Degrees 56 Minutes 56 Seconds, a chord bearing of North 22 Degrees 22 Minutes 29 Seconds West, a chord length of 391.38 feet, thence leaving said South line run along the arc of said curve



and along said right of way for a distance of 391.45 feet to a set 5/8 inch capped rebar stamped CA-560LS; thence run North 20 Degrees 24 Minutes 01 Seconds West along said right of way for a distance of 708.20 feet to a set 5/8 inch capped rebar stamped CA-560LS, said point marking the beginning of a curve turning to the left having radius of 2904.93 feet, a central angle of 01 Degrees 57 Minutes 59 Seconds, a chord bearing of North 21 Degrees 23 Minutes 00 Seconds West, a chord length of 99.69 feet, thence run along the arc of said curve and along said right of way for a distance of 99.70 feet to a set 5/8 inch capped rebar stamped CA-560LS; thence leaving said right of way run North 76 Degrees 15 Minutes 32 Seconds East for a distance of 133.38 feet to a found 5/8 inch rebar; thence run North 09 Degrees 56 Minutes 28 Seconds West for a distance of 101.04 feet to a found 5/8 inch capped rebar; thence run North 07 Degrees 00 Minutes 51 Seconds West for a distance of 88.00 feet to a found ½ inch open top pipe; thence run North 07 Degrees 00 Minutes 51 Seconds West for a distance of 25.02 feet to a set 5/8 inch capped rebar stamped CA-560LS, said point lying on the North line of the Northeast one quarter of the Southeast one quarter of said Section 20; thence run South 88 Degrees 12 Minutes 49 Seconds East along said North line for a distance of 1153.07 feet to the POINT OF BEGINNING. Said parcel contains 5,117,813 square feet or 117.79 acres more or less.

**Section 3.** This ordinance shall be published as provided by law, and a certified copy of same, together with a certified petition of the property owners, shall be filed with the Probate Judge of Shelby County, Alabama.

**Section 4.** Pursuant to Ordinance 21-131, the territory shall come into the city zoned as to M-1 and subject to all uses of the property consistent with the respective district, and conditional overlays, pursuant to the laws of the State of Alabama and the Zoning Ordinance of the City of Alabaster, Alabama.

**Section 5.** The territory is hereby assigned to **Ward 1** for purposes of municipal elections.

**Section 6.** The territory described in this ordinance shall become a part of the corporate limits of Alabaster, Alabama, upon passage and adoption by the City Council of the City of Alabaster, Alabama and the publication of this ordinance as set forth in Section 3, above.

**ADOPTED AND APPROVED THIS 12TH DAY OF JULY 2021.**

ATTEST:

J. Mark Frey, City Clerk

CITY OF ALABASTER

Sophie Martin, Council President

APPROVED:

Scott Brakefield, Mayor



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Shelby Cnty Judge of Probate, AL  
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# Alabaster

## ANNEXATION APPLICATION

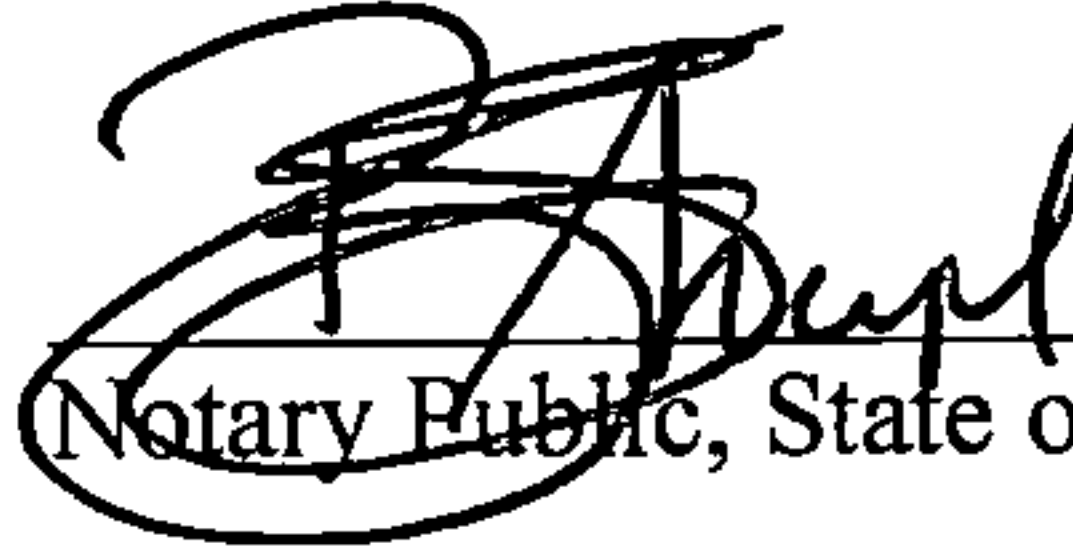
We, the undersigned, constituting all of the owners of all of the hereinafter described real property do hereby execute and file with the City Clerk this written petition asking and requesting that our property hereinafter described be annexed into the City of Alabaster, under authority of Sections 11-42-20 through 11-42-24, Code of Alabama, 1975.

Said property is described as follows (*legal description may be attached, also an MS Word version must be transmitted electronically*):

We further certify that said property is contiguous to the City of Alabaster and that none of the property lies within the corporate limits of another municipality. We further certify that all of the property included in the above description which lies within the police jurisdiction of both the annexing municipality and another municipality is located closer to the annexing municipality than to the other municipality as required by Section 11-42-21, Code of Alabama, 1975. A map of said property is hereto attached.

We do hereby request that the City Council and the City Clerk give such notice, hold such hearings and adopt such ordinances and do all such things or acts as is required by law so that the corporate limits of the City of Alabaster shall be rearranged so as to include such territory.

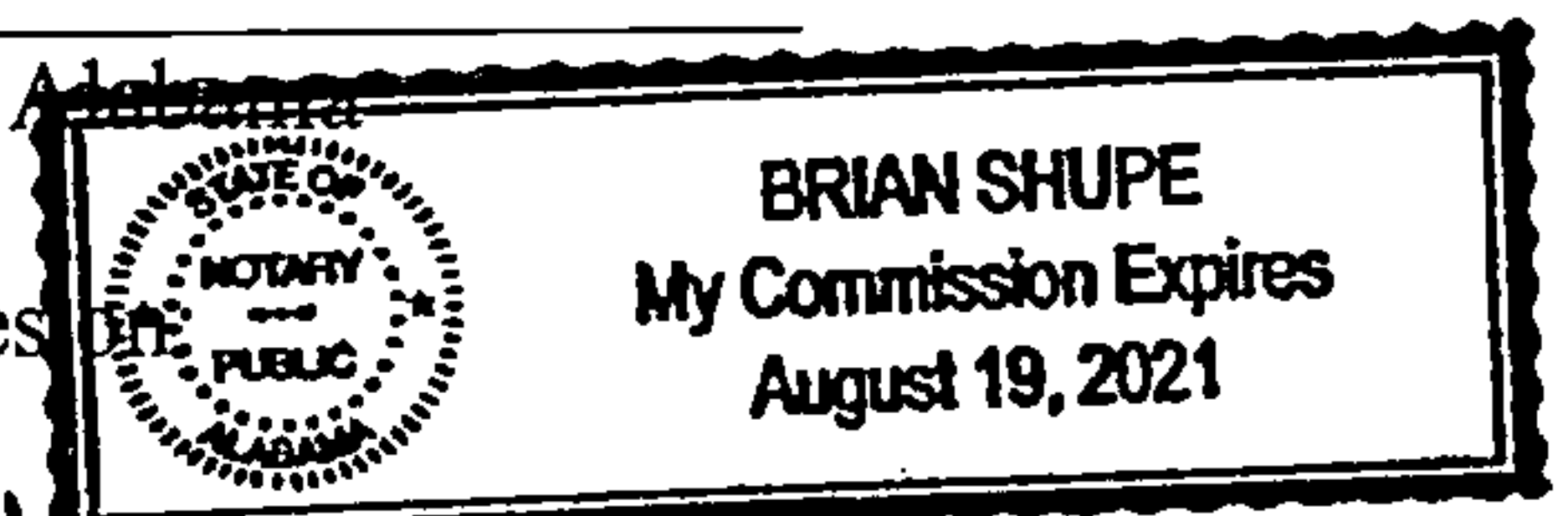
IN WITNESS WHEREOF, we have hereunto subscribed our names this the 8<sup>th</sup> day of April, 2021

  
Notary Public, State of Alabama

My Commission expires

8/19/2021

Seal:



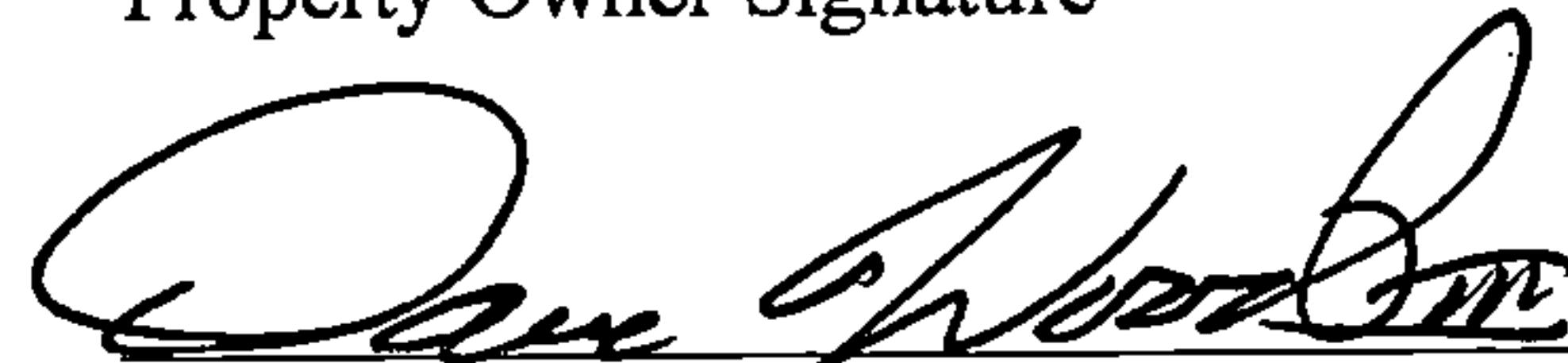
Wood Fruitticher, Inc

Property Owner Print



Property Owner Print

Property Owner Signature



Property Owner Signature

City of Alabaster  
1953 Municipal Way  
Alabaster, AL 35007  
(205) 664-6800  
www.cityofalabaster.com





This checklist is designed to aid both the Applicant and the City in processing a Petition for Annexation. Specific information relative to Annexation can be found in Sections 11-42-20 through 11-42-24, Code of Alabama, 1975.

- ☒ One completed Planning & Zoning application with an original signature from the Applicant and the Owner(s) (property must be zoned to city use classification)
- ☒ One completed Annexation application check list with an original signature from the Owner(s)
- ☒ One copy of the recorded ownership interests including liens, encumbrances, and title certification in the form of current title policy, title opinion, or title report. Warranty deeds will no longer be accepted for proof of ownership.
- ☒ One current boundary survey of the property containing a complete legal description of the property
- ☒ One current area vicinity map with the subject property marked
- ☐ E-911 Address for all structures on property:

- ☒ Reason(s) for requesting annexation:  
Proposed Industrial Park Development

- ☐ For the area proposed for annexation, please provide the following:

CURRENT NUMBER  
RESIDENTS

\_\_\_\_\_ Caucasian  
\_\_\_\_\_ Black  
\_\_\_\_\_ Indian

\_\_\_\_\_ Hispanic  
\_\_\_\_\_ Asian  
\_\_\_\_\_ Other  
(Company Ownership)

CURRENT NUMBER  
REGISTERED VOTERS

\_\_\_\_\_ Caucasian  
\_\_\_\_\_ Black  
\_\_\_\_\_ Indian

\_\_\_\_\_ Hispanic  
\_\_\_\_\_ Asian  
\_\_\_\_\_ Other  
(Company Ownership)

- ☒ Present use of property proposed for annexation:

\_\_\_\_\_ Acres Agricultural  
120 \_\_\_\_\_ Acres Residential  
\_\_\_\_\_ Acres Industrial  
\_\_\_\_\_ # Dwelling Units  
\_\_\_\_\_ Acres General Business  
\_\_\_\_\_ # outbuildings/structures

\_\_\_\_\_ Acres Commercial  
\_\_\_\_\_ Dwelling size  
(minimum dwelling size requirement)  
\_\_\_\_\_ Acres Commercial  
\_\_\_\_\_ # Mobile Homes  
\_\_\_\_\_ # Billboards

City of Alabaster  
1953 Municipal Way  
Alabaster, AL 35007  
(205) 664-6800  
www.cityofalabaster.com

☒ Anticipated future use of property proposed for annexation:

_____ Acres Agricultural	_____ Acres Commercial
_____ Acres Residential	120 _____ Acres Industrial
_____ # Dwelling Units	_____ Acres General Business

☐ Does anyone, other than you, hold mineral rights to the property? Yes \_\_\_ No \_\_\_

If yes, who: \_\_\_\_\_

If yes, are ad valorem taxes being paid on the mineral rights? Yes \_\_\_ No \_\_\_

**NOTE: If ad valorem taxes are being paid on the mineral rights by an owner(s) other than you, that individual must also sign the Annexation Petition.**

ADDITIONAL NOTES:

Proposed to annex pending zoning for industrial use.

**OFFICE USE ONLY**

***Pre-zoning application must be attached with this application***

Date of application:

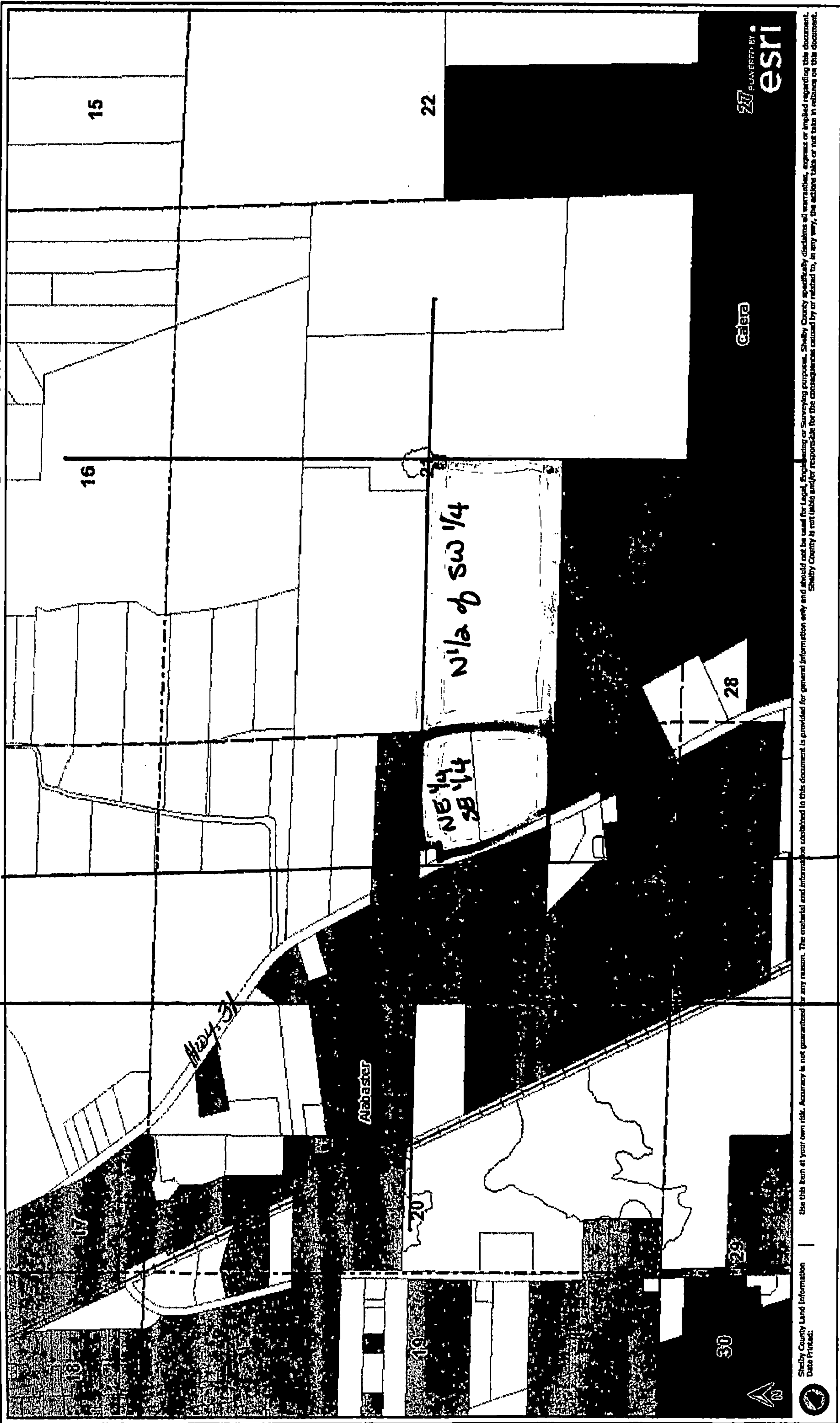
Fees Due:

Receipt/check no.

Date of Planning Commission Hearing:

Fees Paid:

City of Alabaster  
1953 Municipal Way  
Alabaster, AL 35007  
(205) 664-6800  
www.cityofalabaster.com



Shelby County Land Information  
Data Product:  
Use this item at your own risk. Accuracy is not guaranteed for any reason. The material and information combined in this document is provided for general information only and should not be used for legal, engineering or surveying purposes. Shelby County specifically disclaims all warranties, express or implied regarding this document. Shelby County is not liable and/or responsible for the consequences caused by or related to, in any way, the actions taken or not taken in reliance on this document.

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Shelby Cnty Judge of Probate, AL  
07/23/2021 02:16:53 PM FILED/CERT