

ORDINANCE No. 511

20230124000019920 1/5 \$34.00
Shelby Cnty Judge of Probate, AL
01/24/2023 01:26:25 PM FILED/CERT

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/Treasurer 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 and as EXHIBIT A:

Applicant: Roy Martin Construction, LLC
Shelby County Highways 33 and 35, Pelham, Alabama 35124
Shelby County Parcels: 14 3 07 1 001 019.000 and 14 3 07 1 001 017.000

Section 2. That the subject property will be zoned A-1 (Agricultural) upon annexation.

Section 3. That the City Clerk/Treasurer 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.


Section 4. That this Ordinance shall become effective upon its passage and publication or posting as required by law.

THEREUPON Rick Wash, a councilmember moved and Mildred Lanier, a councilmember seconded the motion that Ordinance No. 511 be given vote. The roll call vote on said motion was recorded as follows:

Maurice Mercer President of the Council	Not Present _____
David Coram Council Member	Yes _____
Larry Palmer Council Member	Yes _____
Rick Wash Council Member	Yes _____

Mildred Lanier
Council Member

Yes

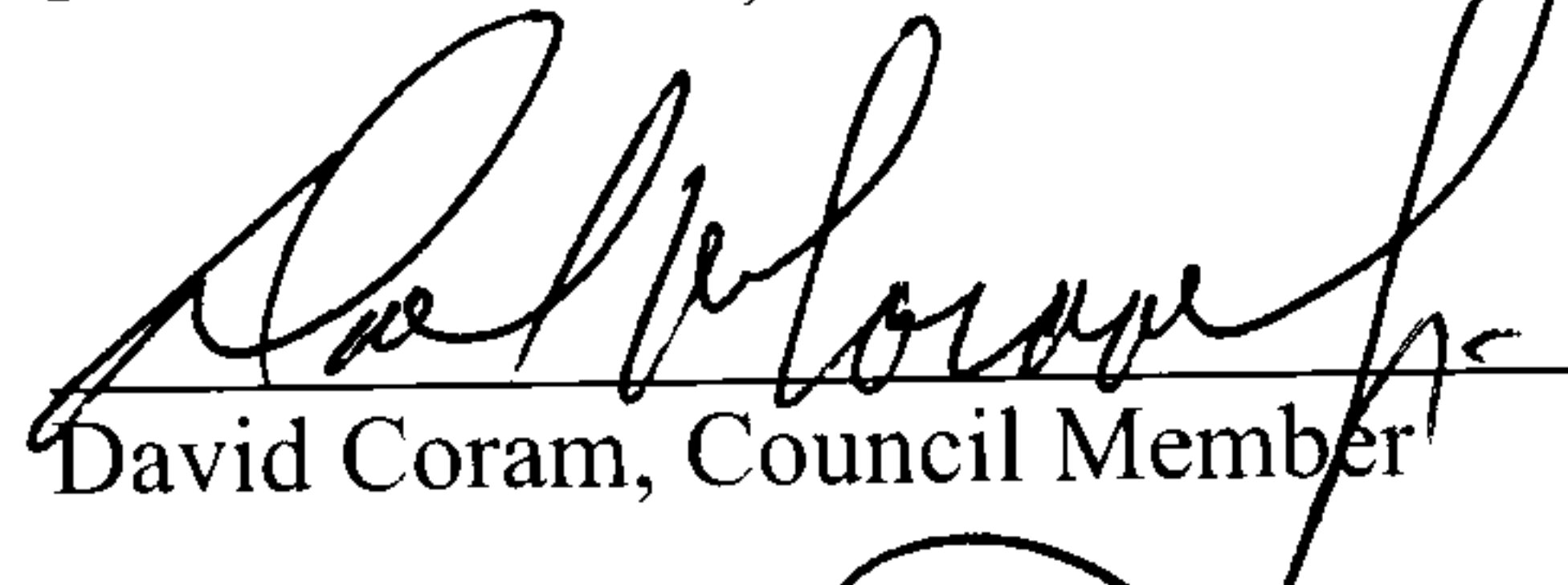

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Ordinance No. 511 passed by vote of all members of the Council present and the Council President
Pro Tempore declared the same passed.

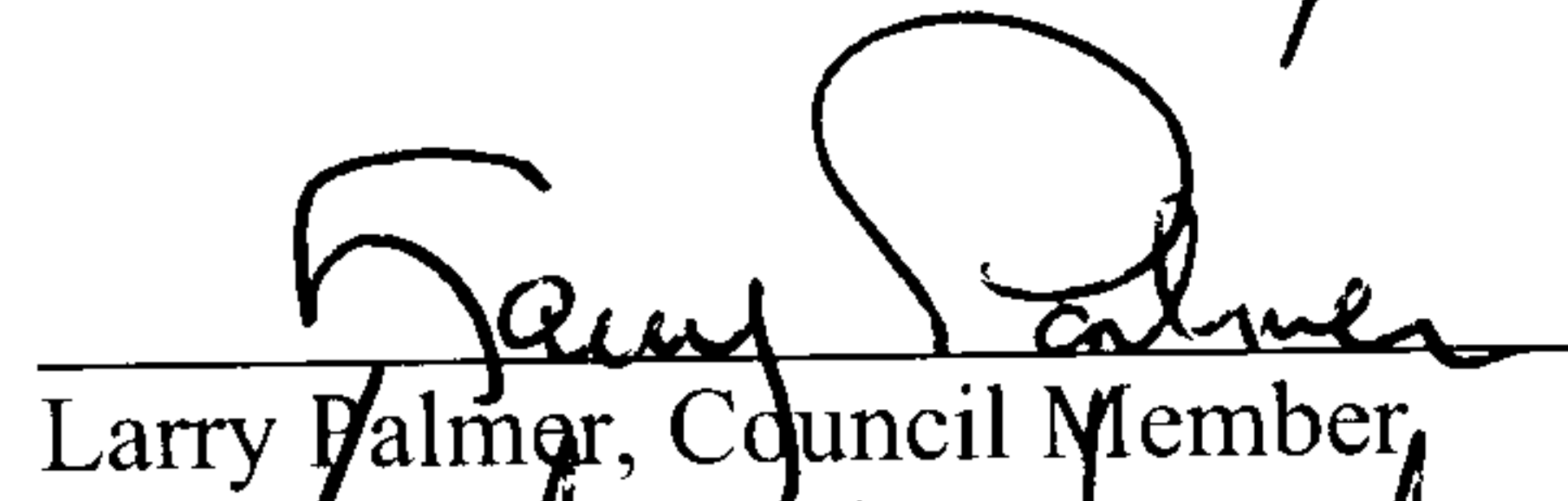
ADOPTED this the 18th day of January 2023.

Not Present

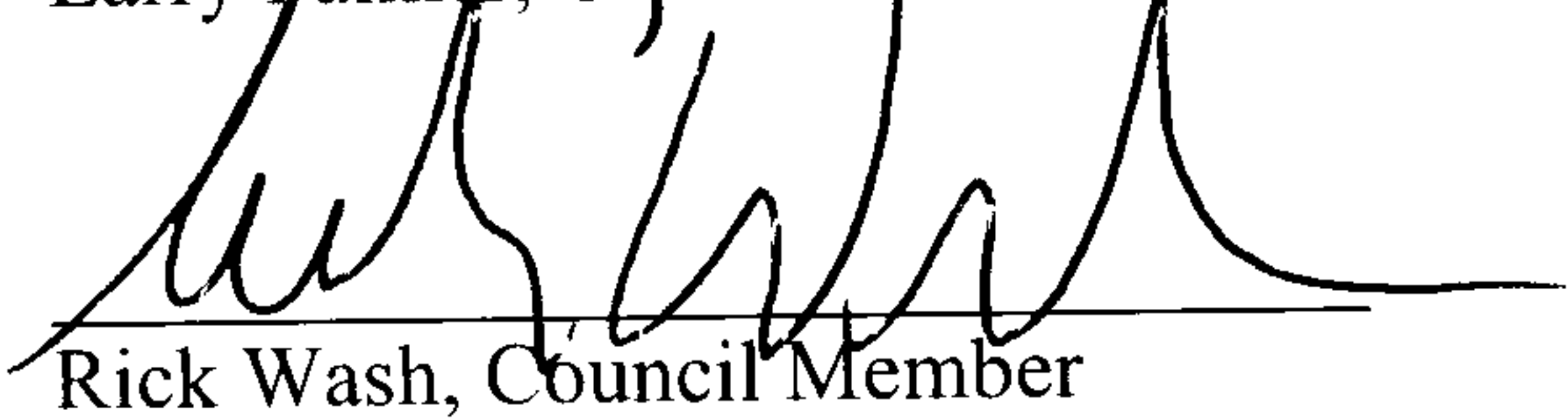
Maurice Mercer, Council President



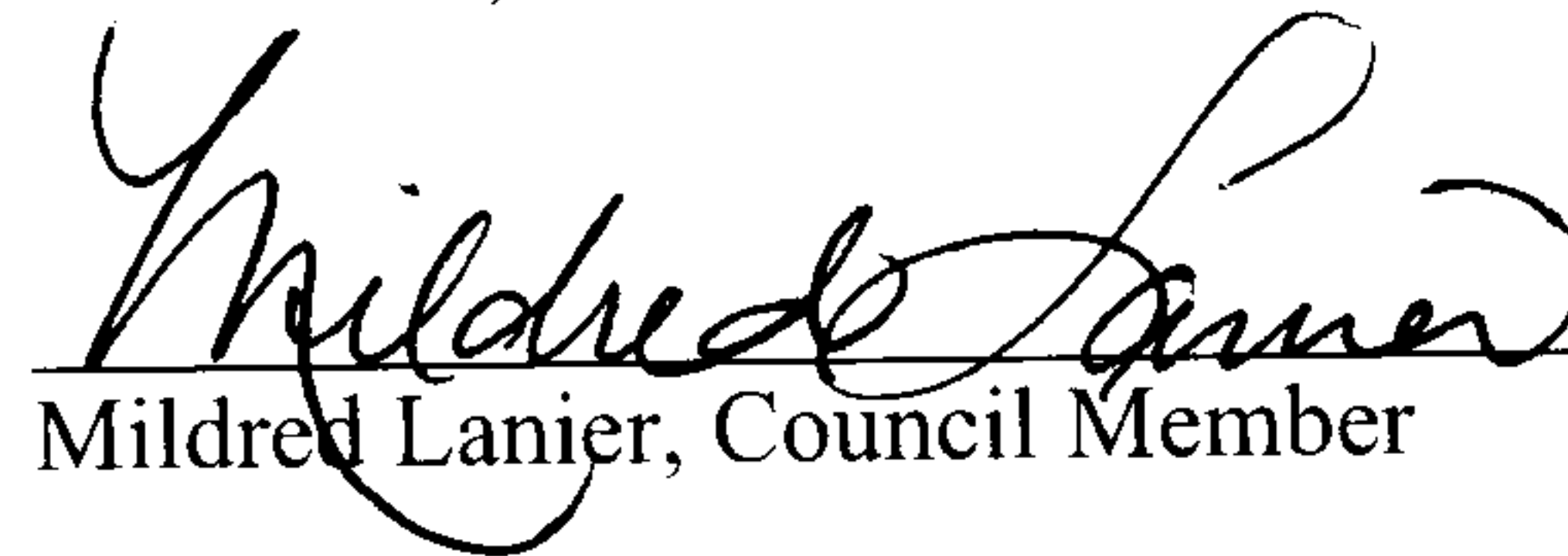
David Coram, Council Member



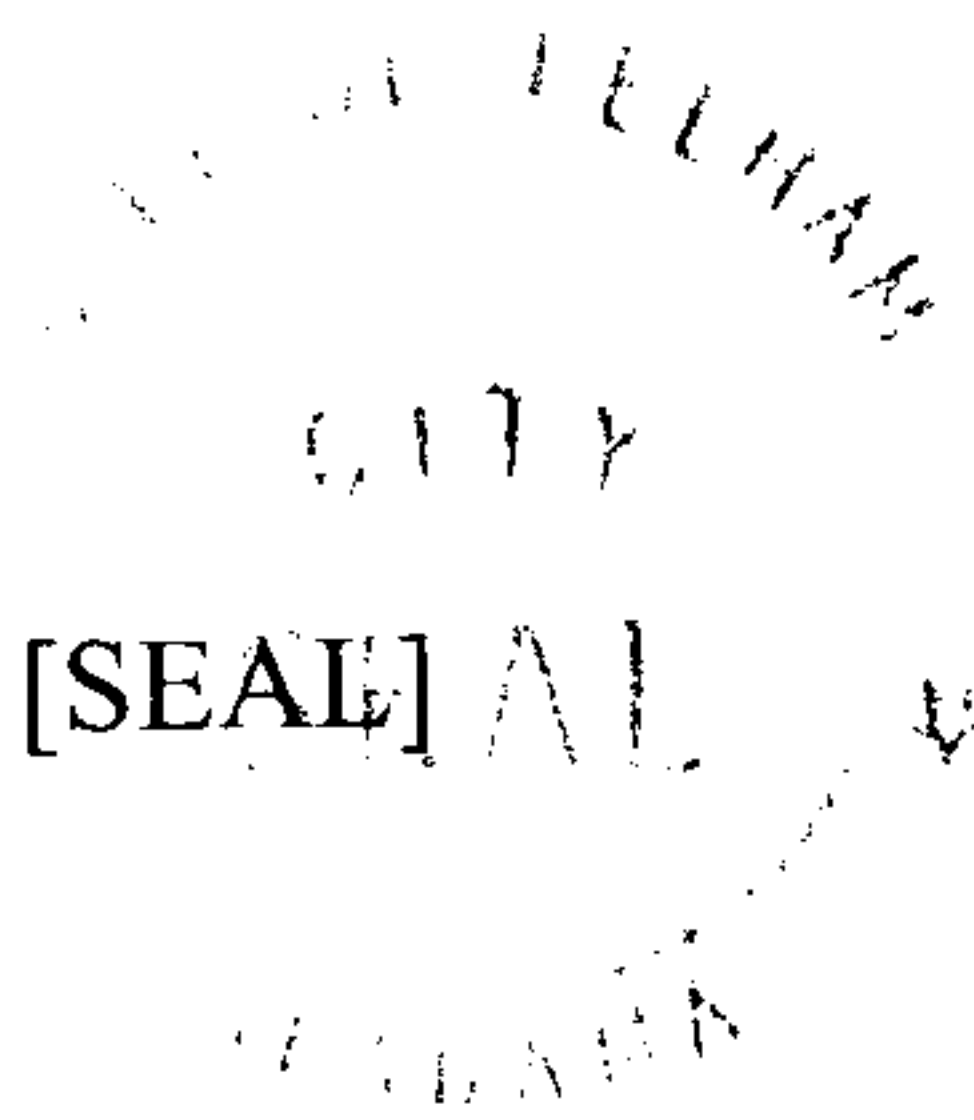
Larry Palmer, Council Member



Rick Wash, Council Member



Mildred Lanier, Council Member

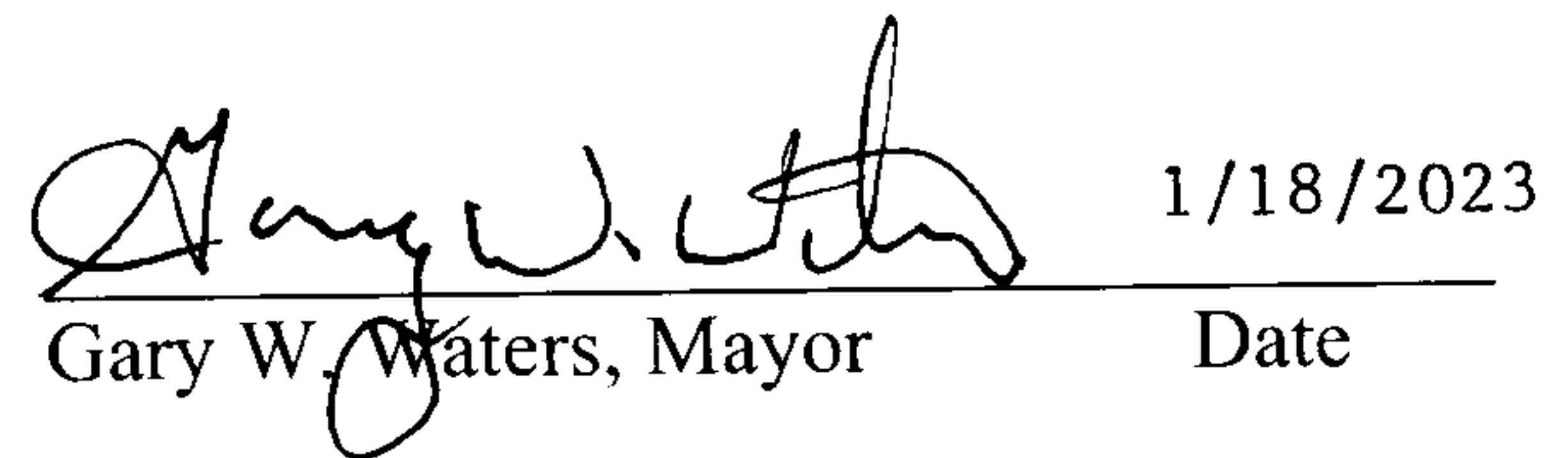


ATTEST



Tom Seale, MMC, City Clerk/Treasurer

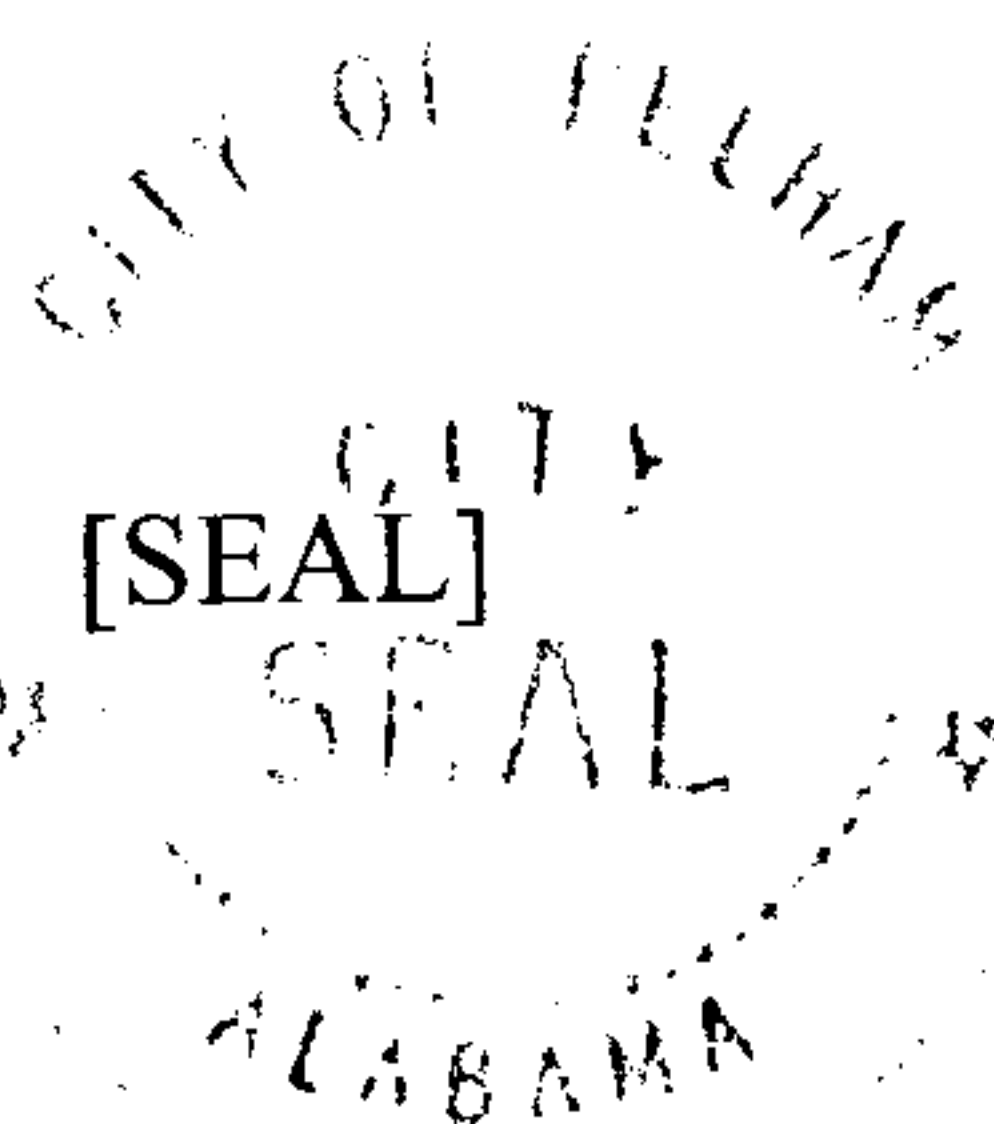
APPROVED

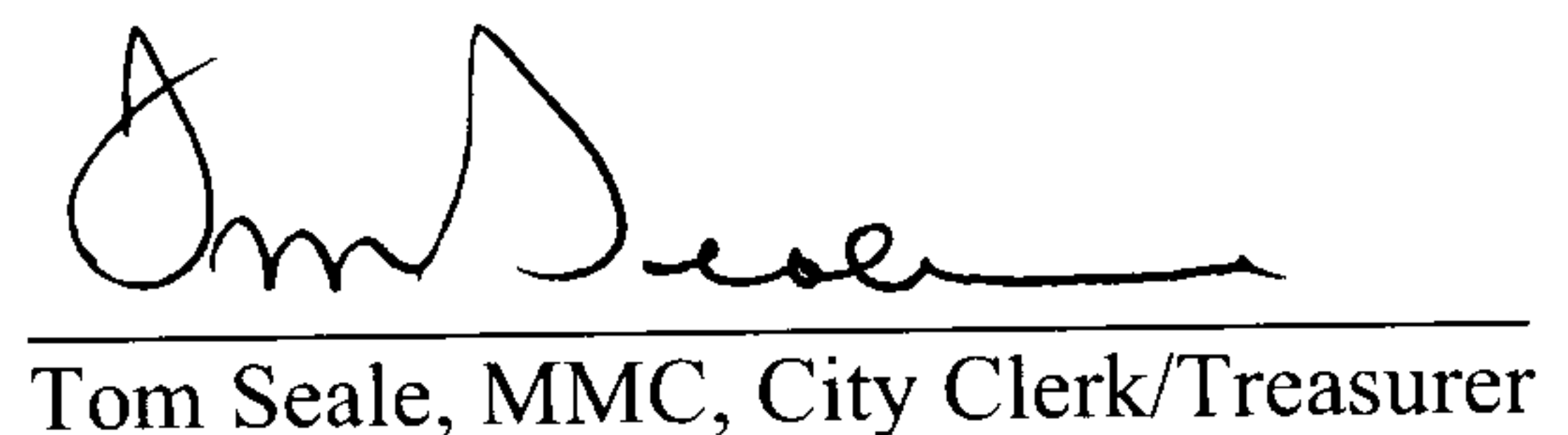


Gary W. Waters, Mayor 1/18/2023
Date

POSTING AFFIDAVIT

I, the undersigned qualified City Clerk/Treasurer of the City of Pelham, Alabama, do hereby certify that the above and foregoing **ORDINANCE NO. 511** 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 18th day of January 2023 and duly published by posting an exact copy thereof on the 19th day of January 2023 at four public places within the City of Pelham, including the Mayor's Office at City Hall, Park & Recreation Center, Library, Pelham Water Works and www.pelhamalabama.gov. I further certify that said ordinance is on file in the office of the City Clerk/Treasurer and a copy of the full ordinance may be obtained from the office of the City Clerk/Treasurer during normal business hours.





Tom Seale, MMC, City Clerk/Treasurer

EXHIBIT A

LEGAL DESCRIPTION OF SUBJECT PROPERTY

Parcel ID: 14 3 07 1 001 019.000



20230124000019920 3/5 \$34.00
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PARCEL II

A PARCEL OF LAND SITUATION IN SECTION 7, TOWNSHIP 20 SOUTH, RANGE 2 WEST SHELBY COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THE NORTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 7, TOWNSHIP 20 SOUTH, RANGE 2 WEST SHELBY COUNTY, ALABAMA; THENCE RUN NORTH 00°52'16" WEST A DISTANCE OF 879.62 FEET; THENCE RUN SOUTH 89°07'44" WEST A DISTANCE OF 1551.30 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF SHELBY COUNTY HIGHWAY NO. 35, SAID POINT BEING THE POINT OF BEGINNING; THENCE RUN NORTH 86°51'33" WEST A DISTANCE OF 1179.72 FEET TO THE EASTERLY RIGHT OF WAY OF INTERSTATE 65; THENCE RUN NORTH 16°43'57" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 62.79 FEET; THENCE RUN NORTH 05°08'44" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 227.70 FEET TO A POINT, SAID POINT BEING THE INTERSECTION OF THE EASTERLY RIGHT OF WAY LINE OF INTERSTATE 65 AND SOUTHERLY RIGHT OF WAY LINE OF SHELBY COUNTY HIGHWAY NO. 33; THENCE RUN NORTH 74°25'30" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 206.96 FEET; THENCE RUN NORTH 55°49'15" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 206.77 FEET; THENCE RUN NORTH 70°36'08" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 200.00 FEET; THENCE NORTH 19°23'52" WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 27.05 FEET TO THE SOUTHERLY RIGHT OF WAY OF SHELBY COUNTY HIGHWAY 33; THENCE RUN NORTH 70°36'08" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 442.39 FEET TO ITS INTERSECTION WITH THE WESTERLY RIGHT OF WAY OF SHELBY COUNTY HIGHWAY 35; THENCE RUN SOUTH 19°53'27" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 276.87 FEET TO THE POINT OF A CURVE TO THE RIGHT HAVING A RADIUS OF 1202.61 FEET, SUBTENDING A CENTRAL ANGLE OF 23°54'27"; THENCE RUN ALONG THE ARC OF SAID CURVE FOR 501.80 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 597,745 SF OR 13.72 ACRES, MORE OR LESS.

END OF LEGAL DESCRIPTION – PARCEL II

LEGAL DESCRIPTION OF SUBJECT PROPERTY

Parcel ID: 14 3 07 1 001 017.000



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PARCEL III:

A PARCEL OF LAND SITUATION IN SECTION 7, TOWNSHIP 20 SOUTH, RANGE 2 WEST SHELBY COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHEAST CORNER OF THE NE ¼ OF THE SE ¼ OF SECTION 7, TOWNSHIP 20 SOUTH, RANGE 2 WEST SHELBY COUNTY, ALABAMA; THENCE RUN NORTH 00°52'16" WEST A DISTANCE OF 1446.52 FEET; THENCE RUN SOUTH 89°07'22" WEST A DISTANCE OF 1362.31 FEET TO THE POINT OF BEGINNING; THENCE RUN NORTH 00°14'53" EAST A DISTANCE OF 129.83 FEET; THENCE RUN SOUTH 61°14'42" EAST A DISTANCE OF 74.06 FEET TO THE SOUTHWEST CORNER OF LOT 31 OF EMERALD LAKE PLAT NO. 1 AS RECORDED IN THE PROBATE OFFICE OF SHELBY COUNTY IN MAP BOOK 19, PAGE 73; THENCE RUN NORTH 62°46'20" EAST ALONG SAID LOT 31 A DISTANCE OF 86.12 FEET; THENCE RUN NORTH 38°09'10" WEST ALONG SAID LOT 31 A DISTANCE OF 7.97 FEET TO THE POINT OF A CURVE TO THE RIGHT, HAVING A RADIUS OF 300.00 FEET, A CENTRAL ANGLE OF 30°00'12" AND SUBTENDED BY A CHORD WHICH BEARS NORTH 23°09'48" WEST, A CHORD DISTANCE OF 155.31 FEET; THENCE RUN ALONG SAID CURVE AND SAID LOT 31 AN ARC DISTANCE OF 157.10 FEET; THENCE RUN NORTH 07°59'39" WEST ALONG SAID LOT 31 A DISTANCE OF 55.82 FEET; THENCE NORTH 74°40'28" WEST ALONG SAID LOT 31 A DISTANCE OF 69.04 FEET; THENCE RUN NORTH 74°23'43" WEST ALONG SAID LOT 31 A DISTANCE OF 24.44 FEET TO THE SOUTHEASTERLY RIGHT OF WAY OF SHELBY COUNTY HIGHWAY 35, SAID POINT BEING THE POINT OF A NON-TANGENT CURVE TO THE RIGHT, HAVING A RADIUS OF 250.00 FEET, A CENTRAL ANGLE OF 43°50'11" AND SUBTENDED BY A CHORD WHICH BEARS SOUTH 48°41'03" WEST, A CHORD DISTANCE OF 186.64 FEET; THENCE RUN ALONG SAID CURVE AND RIGHT OF WAY AN ARC DISTANCE OF 191.27 FEET; THENCE SOUTH 70°36'08" WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 123.28 FEET; THENCE RUN SOUTH 18°25'07" EAST ALONG SAID RIGHT OF WAY A DISTANCE OF 178.88 FEET; THENCE RUN SOUTH 82°34'59" EAST AND LEAVING SAID RIGHT OF WAY A DISTANCE OF 223.66 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 85,444 SF OR 1.96 ACRES, MORE OR LESS.

END OF LEGAL DESCRIPTION – PARCEL III

LEGAL DESCRIPTION OF SUBJECT PROPERTY

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PARCEL IV

A PARCEL OF LAND SITUATION IN THE EAST ½ OF THE NE ¼ OF SECTION 7, TOWNSHIP 20 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE NE CORNER OF THE SW ¼ OF THE NE ¼ OF SECTION 7, TOWNSHIP 20 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA; THENCE RUN SOUTH 00°19'41" WEST ALONG THE EAST LINE OF SAID ¼ - ¼ SECTION A DISTANCE OF 306.72 FEET TO ITS INTERSECTION WITH THE WESTERLY RIGHT OF WAY LINE OF SHELBY COUNTY HIGHWAY NO. 35; THENCE RUN SOUTH 09°15'27" WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 90.31 FEET; THENCE RUN SOUTH 39°44'40" WEST LEAVING SAID RIGHT OF WAY A DISTANCE OF 187.02 FEET; THENCE RUN NORTH 66°00'03" WEST A DISTANCE OF 38.19 FEET; THENCE RUN SOUTH 42°08'15" WEST A DISTANCE OF 109.09 FEET TO THE POINT OF BEGINNING; THENCE RUN SOUTH 13°58'28" EAST A DISTANCE OF 113.98 FEET; THENCE RUN SOUTH 22°00'30" EAST A DISTANCE OF 143.94 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF SAID SHELBY COUNTY HIGHWAY NO. 35, SAID POINT BEING THE POINT OF A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 223.18 FEET, A CENTRAL ANGLE OF 10°01'12" AND SUBTENDED BY A CHORD WHICH BEARS SOUTH 64°34'45" WEST A CHORD DISTANCE OF 38.98 FEET; THENCE RUN ALONG SAID CURVE AND RIGHT OF WAY AN ARC DISTANCE OF 39.03 FEET; THENCE RUN SOUTH 69°35'22" WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 159.04 FEET TO ITS INTERSECTION WITH THE NORTHERLY RIGHT OF WAY LINE OF SHELBY COUNTY HIGHWAY NO. 35; THENCE RUN SOUTH 70°36'08" WEST ALONG SAID RIGHT OF WAY A DISTANCE OF 481.68 FEET; THENCE RUN NORTH 19°23'52" WEST A DISTANCE OF 30.00 FEET; THENCE RUN SOUTH 70°36'08" WEST A DISTANCE OF 33.46 FEET; THENCE RUN NORTH 22°52'31" EAST A DISTANCE OF 371.79 FEET; THENCE RUN NORTH 18°38'57" EAST FOR 166.90 FEET; THENCE RUN NORTH 82°03'41" EAST FOR 262.74 FEET; THENCE RUN SOUTH 60°51'51" EAST FOR 161.16 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 217,309 SF OR 4.99 ACRES, MORE OR LESS.

END OF LEGAL DESCRIPTION – PARCEL IV

END OF LEGAL DESCRIPTIONS