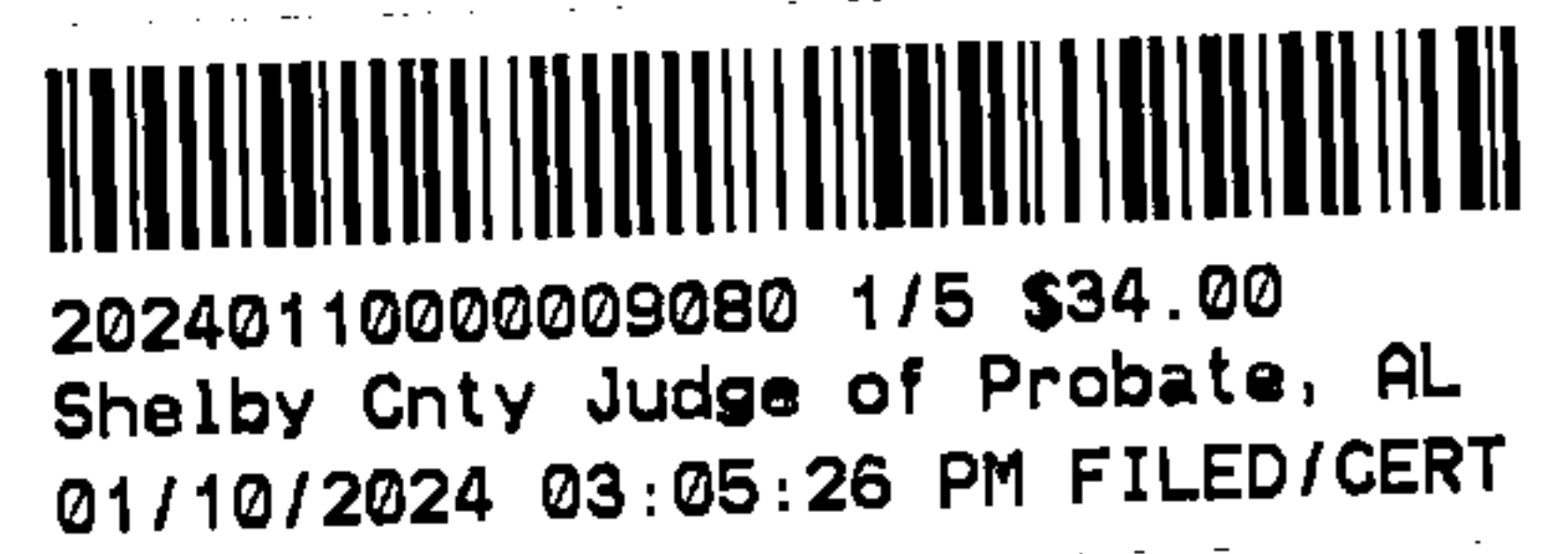


Having previously been introduced at the **November 27, 2023**, council meeting, Council Member COLE moved the adoption of the following Ordinance, which was seconded by Council Member FARRELL:



ORDINANCE 24-190
AN ORDINANCE TO ALTER AND REARRANGE THE CORPORATE LIMITS
OF THE CITY OF ALABASTER, ALABAMA

WHEREAS, on September 17, 2023, **Samuel Wayne Brown** did file with the City Planner a petition asking that said tracts or parcels of land be annexed to and become a part of the City of Alabaster, Alabama; and *89 Norris Ln., + 1104 Kent Dairy Rd.*

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:

#5 COMMENCE AT A FOUND 1 1/2" OPEN TOP PIPE LOCALLY ACCEPTED AS THE SOUTHEAST CORNER OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 21 SOUTH, RANGE 3 WEST, SHELBY COUNTY, ALABAMA; THENCE RUN NORTH 00°56'20" EAST FOR A DISTANCE OF 313.53 FEET TO A FOUND 2" PIPE; THENCE RUN NORTH 01°01'11" EAST FOR A DISTANCE OF 92.88 FEET TO A SET 5/8" CAPPED REBAR STAMPED "CLINKSCALES" AND THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED; THENCE RUN NORTH 49°28'32" WEST FOR A DISTANCE OF 204.82 FEET TO A SET 5/8" CAPPED REBAR; THENCE CONTINUE NORTH 49°28'32" WEST FOR A DISTANCE OF 165.31 FEET TO A FOUND 1/2" REBAR; THENCE CONTINUE NORTH 49°28'32" WEST FOR A DISTANCE OF 22.64 FEET TO A POINT ALONG THE CENTERLINE OF NORRIS LANE (A COUNTY MAINTAINED PRIVATE ROAD) AND A 50 FOOT INGRESS, EGRESS, AND UTILITY EASEMENT AS RECORDED IN INST. NO. 20230608000172590, SAID POINT BEING ON A CURVE TO THE LEFT HAVING A RADIUS OF 142.05 FEET, A DELTA ANGLE OF 12°31'09", A CHORD BEARING OF NORTH 17°08'38" EAST, AND A CHORD DISTANCE OF 30.98 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE AND SAID CENTERLINE FOR A DISTANCE OF 31.04 FEET TO A POINT; THENCE CONTINUE ALONG SAID CENTERLINE NORTH 10°53'07" EAST FOR A DISTANCE OF 44.91 FEET TO A POINT BEGINNING A CURVE TO THE RIGHT HAVING A RADIUS OF 679.46 FEET, A DELTA ANGLE OF 10°28'56", A CHORD BEARING OF NORTH 16°07'33" EAST, AND A CHORD DISTANCE OF 124.13 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE AND SAID CENTERLINE FOR A DISTANCE OF 124.31 FEET TO A POINT; THENCE LEAVING SAID CENTERLINE, RUN SOUTH 88°14'13" EAST FOR A DISTANCE OF 12.03 FEET TO A POINT; THENCE RUN SOUTH 87°51'08" EAST FOR A DISTANCE OF 11.17 FEET TO A FOUND 2" CAPPED PIPE; THENCE RUN SOUTH 88°03'06" EAST FOR A DISTANCE OF 230.76 FEET TO A FOUND 1/2" OPEN TOP PIPE; THENCE RUN SOUTH 00°57'27" WEST FOR A DISTANCE OF 334.59 FEET TO A FOUND 1/2" REBAR; THENCE RUN SOUTH 00°57'26"

WEST FOR A DISTANCE OF 105.00 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 2.10 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. The territory has been pre-zoned as R-3 (Single Family Residential) District and subject to all uses of the property consistent with its use in the county prior to its annexation shall be allowed until said property is rezoned 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 7** 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 8TH DAY OF JANUARY 2024.

ATTEST:

CITY OF ALABASTER


J. Mark Frey, City Clerk


Sophie Martin, Council President

APPROVED:


Scott Brakefield, Mayor



Alabaster
CITY UNLIMITED

Petition for Annexation
City of Alabaster



20240110000009080 3/5 \$34.00
Shelby Cnty Judge of Probate, AL
01/10/2024 03:05:26 PM FILED/CERT

9/29, 2023

City Planner
1953 Municipal Way
Alabaster, AL 35007

This form will serve as my petition to annex into the City of Alabaster. I have attached a legal description of my property; the names(s) of the owners of the property as listed below in the tax records (tax receipt or deed attached); said persons have personally signed said petition below; and a tax map showing said property is contingent to the City limits of Alabaster. All property owners as listed on my tax records and deed have signed below as well as my spouse, if married. I understand that my petition may be considered as part of a group of properties that, as a group, are contiguous to the City limits of Alabaster. I understand if all documents are no presented at time of petition, it will not go before the City Council for consideration.

Property Owner Samuel Wayne Brown Signature Samuel Wayne Brown

Property Owner Debra Brown Signature Debra Brown
VEM

Address 83 Norris Lane & 1104 Kent Dairy Rd

City, State, Zip Alabaster, AL 35007 Phone No. 205-602-3715

Email address Wayne Brown 4 @ charter.net

I understand that I will be notified as to the next possible City Council meeting at which this annexation will be addressed so that I may attend. I also understand that, once officially annexed, I will be eligible to receive all city services. For more information, I may call the City Planner at 205-664-6823.

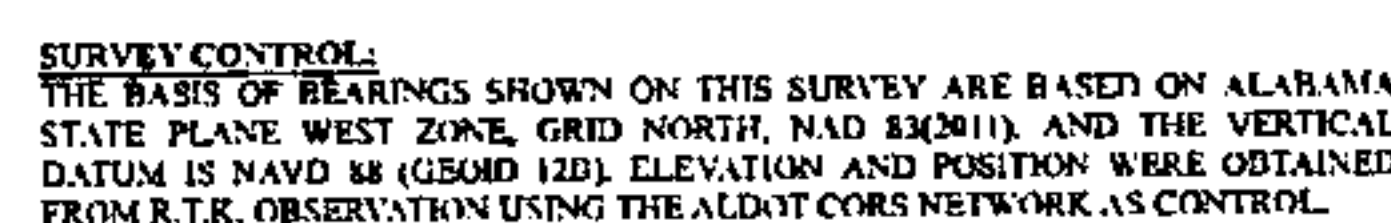
20240110000009080 4/5 \$34.00
Shelby Cnty Judge of Probate, AL
01/10/2024 03:05:26 PM FILED/CERT

25 COMMENCE AT A POINT 1 1/2" OPEN TOP PIPE LOCALLY ACCEPTED AS THE SOUTHEAST CORNER OF THE NORTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 15, TOWNSHIP 21 SOUTH, RANGE 1 WEST, SHELBY COUNTY, ALABAMA. THENCE RUN NORTH 00°56'28" EAST FOR A DISTANCE OF 213.53 FEET TO A POINT 2" PIPE; THENCE RUN NORTH 01°01'11" EAST FOR A DISTANCE OF 51.84 FEET TO A SET 5/8" CAPPED REBAR STAMPED "CLW/MS&S" AND THE POINT OF BEGINNING OF THE PARCEL, HEREIN DESIGNATED, THENCE RUN NORTH 07°28'32" WEST FOR A DISTANCE OF 204.82 FEET TO A SET 5/8" CAPPED REBAR; THENCE CONTINUE NORTH 08°42'31" WEST FOR A DISTANCE OF 165.31 FEET TO A POINT 1/2" REBAR; THENCE CONTINUE NORTH 07°28'32" WEST FOR A DISTANCE OF 12.64 FEET TO A POINT ALONG THE CENTERLINE OF MORRIS LANE (A COUNTY MAINTAINED PRIVATE ROAD) AND A 50 FOOT INGRESS, EGRESS, AND UTILITY EASEMENT AS RECORDED IN INST. NO. 2013-06-0000172590, SAID POINT BEING ON A CURVE TO THE LEFT HAVING A RADIUS OF 142.05 FEET, A DELTA ANGLE OF 12°30'30", A CHORD BEARING OF NORTH 17°08'38" EAST, AND A CHORD DISTANCE OF 30.96 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE, BEARING NORTH 17°08'38" EAST, TO A POINT 1/2" REBAR; THENCE CONTINUE NORTH 17°08'38" EAST FOR A DISTANCE OF 15.30 FEET TO A POINT BEGINGNING A CURVE TO THE RIGHT HAVING A RADIUS OF 679.4 FEET, A DELTA ANGLE OF 10°28'56", A CHORD BEARING OF NORTH 16°07'33" EAST, AND A CHORD DISTANCE OF 124.13 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE AND SAID CENTERLINE FOR A DISTANCE OF 174.31 FEET TO A POINT; THENCE LEAVING SAID CENTERLINE RUN SOUTH 88°14'11" EAST FOR A DISTANCE OF 12.81 FEET TO A POINT; THENCE RUN SOUTH 87°55'58" EAST FOR A DISTANCE OF 11.17 FEET TO A POINT 2" CAPPED PIPE; THENCE RUN NORTH 87°55'58" EAST FOR A DISTANCE OF 11.17 FEET TO A POINT 2" CAPPED PIPE; THENCE RUN NORTH 87°55'58" WEST FOR A DISTANCE OF 334.59 FEET TO A POINT 1/2" REBAR; THENCE RUN SOUTH 88°07'52" WEST FOR A DISTANCE OF 105.00 FEET TO THE POINT OF BEGINNING, SAID PARCEL CONTAINING 2.10 ACRES, MORE OR LESS.



I, Steven J. Clinckscale, a Registered Land Surveyor, hereby state that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information and belief; according to my survey of FEBRUARY 18, 2023. Survey invalid if not signed and sealed.

Date: AUGUST 7, 2023



Notes: (A) No full search of the public records has been performed by the firm, and land shown herein was not abstracted for assessments and/or rights-of-way, recorded or unrecorded. The parcel shown herein is subject to backlots, easements, jointing, and restrictions if they may be found at the public records of said county and/or city. (B) All bearings and/or angles are as determined per survey or otherwise noted. (C) The shown north arrow may vary from true north as measured (shown). (D) Underground portions of foundations, footings, joists, and restrooms if they may be found at the public records of said county and/or city are shown otherwise noted. (E) This survey is not transferable. (F) Easements are shown on indicated map and are either original underground structures, utilities, cemeteries or buried pipes were not located unless otherwise shown. (G) The shown street address is as recorded in various sources. (H) 93734-04-000 and shed lot(s) has been removed.

CI INKSCALES LAND SURVEYING, LLC

SCALE: 1" = 80'

APPROVED BY:

DATE OF SURVEY _____

2023/02/16 | TEL: 205-

1-1033	12754 US-2 BOSTON, N.Y.
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GRAPHIC SC

E: 1" = 60'

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We received the petition for annexation from owner Samuel Brown on September 17, 2023.

The request was heard by the Planning Commission on October 24, 2023. At this meeting the Planning Commission gave the requests a positive recommendation and sent them to the City Council on October 25, 2023.

The 2.01 ac is the only portion of the property that is not within the city limits of Alabaster. The property is at 1104 Kent Dairy Rd and 83 Norris Lane. The property owner wants to correct this and have his entire property within the city and zoned that matched the other portions of the property the existing zoning of R-3 (Single Family Residential)

This property is and will be in Ward 7.