

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

IN THE MATTER OF)

THE CITY OF PELHAM, ALABAMA)
Deannexation.)

CASE NO.: PR-2025-001793

ORDER



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Shelby Cnty Judge of Probate, AL
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The City of Pelham, Alabama having presented a copy of a resolution defining certain territory proposed to be excluded from the corporate limits of the City, such copy being certified by the Mayor along with a map of the proposed corporate limits and a statement that no qualified electors reside in the territory proposed to be excluded,

It is ORDERED that the certified copy of the resolution, map and statement be filed, that the corporate limits of the City of Pelham, Alabama as outlined in said resolution and map are established as the corporate limits of the City of Pelham, Alabama, and that this order with a copy of the resolution and map be recorded in this office in the same record in which annexations are recorded.

Done and ORDERED this the 28th day of April, 2025.

Allison S. Boyd

Allison S. Boyd
Judge of Probate

cc: Joshua D. Arnold, Esq.

I certify this to be a true and
correct copy *Allison S. Boyd*

Probate Judge
Shelby County

Date 4/28/25

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Initial JM



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Allison S. Boyd
Judge of Probate

IN THE MATTER OF
City of Pelham, Alabama, deannexation

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)
PROBATE COURT OF
SHELBY COUNTY, ALABAMA

CASE NO. PR-2025- 001793

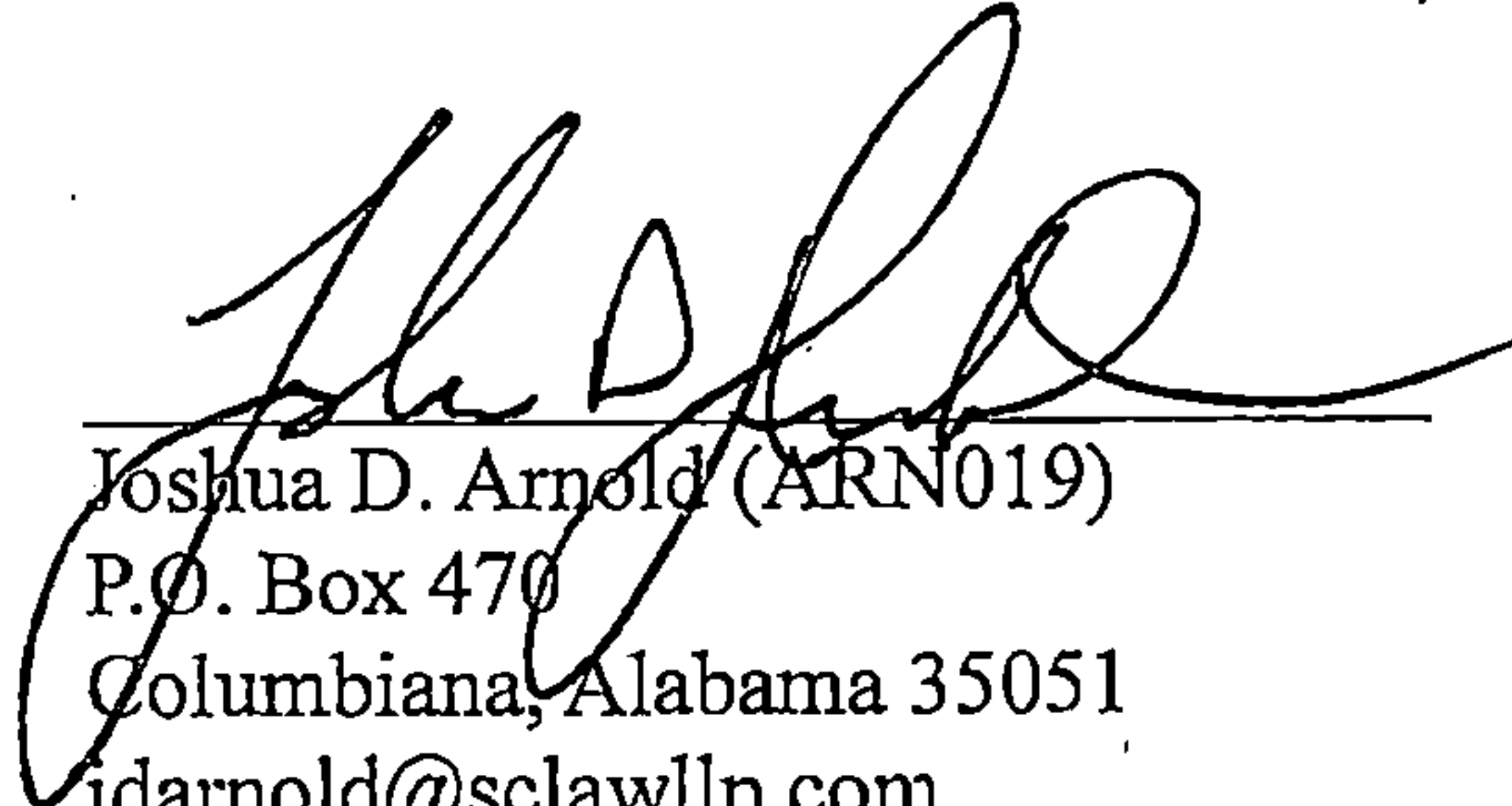
**REDUCTION IN CORPORATE LIMITS
CITY OF PELHAM, ALABAMA**

COMES NOW the City of Pelham, Alabama, by and through its undersigned attorney, and respectfully shows the Court the following facts:

1. On April 7, 2025, the City Council of the City of Pelham, Alabama, approved Ordinance No. 520 deannexing certain property and reducing the corporate limits of the City.
2. A copy of the ordinance certified by the Mayor of the City of Pelham, accompanied by a map correctly defining the new corporate limits, is attached hereto.
3. There are no qualified electors residing in the territory proposed to be excluded from the area of the City of Pelham.

WHEREFORE, the City of Pelham requests that this Court file this petition, ordinance, and map, and take such further action as it deems necessary and proper under the law governing reduction of municipal corporate limits

This the 24TH day of April, 2025.


Joshua D. Arnold (ARN019)
P.O. Box 470
Columbiana, Alabama 35051
jdarnold@sclawllp.com
(205) 252-2222



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STATE OF ALABAMA

COUNTY OF SHELBY

The undersigned Mayor of the City of Pelham, Alabama, hereby certifies that the attached is a true and correct copy of Ordinance No. 520 approved by the city council of the City of Pelham at its regular meeting on April 7, 2025, as shown by the official records of the City of Pelham in the office of the City Clerk.

Witness my signature and the seal of the City of Pelham, Alabama, affixed hereto, on this 24th day of April, 2025.



Gary W. Waters
Mayor of the City of Pelham, Alabama



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ORDINANCE NO. 520



20250414000108910 1/25 \$94.00
Shelby Cnty Judge of Probate, AL
04/14/2025 09:13:58 AM FILED/CERT

AN ORDINANCE TO ALTER, REARRANGE AND REDUCE THE CORPORATE LIMITS OF THE CITY OF PELHAM, ALABAMA

WHEREAS, a certain petition signed by the property owner having respectfully requested territory therein described be de-annexed from the City of Pelham (City), 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, with full understanding that the City will have no duty to provide any services, other than water service, to said property owner post de-annexation; and

WHEREAS, the owner within is hereby informed and reminded that if their property is de-annexed and restored to the unincorporated area of Shelby County they may be responsible for assessment and payment of all applicable garbage fees, charges and assessments, North Shelby Fire District dues and assessments, and any and all other fees and assessments which are now or shall become due and payable in the future on residents of unincorporated Shelby County that are similarly situated; and

WHEREAS, the City 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 de-annexed from the City of Pelham.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Pelham, Alabama as follows:

Section 1. That the Pelham City Council hereby assents to the de-annexation of said territory from the City of Pelham, Alabama, the corporate limits of the City to be reduced and rearranged pursuant to the provisions of Chapter 42, Article 2, Code of Alabama 1975 (Sections 11-42-200 through 11-42-213, as amended) so as to exclude said territory from the territory already within its present corporate limits, within the corporate area of said City. Said territory is described as:

LEGAL DESCRIPTION

Parcel Number: 10 6 23 0 001 018.002, and more particularly described as follows:

Exhibit A

A parcel of land known as Lot 1A of a Resurvey of Lots 1 and 2, in Murray Oaks Estates as recorded in Map Book 21, on Page 142, in the Office of the Judge of Probate, Shelby County, Alabama, said parcel being Lot 1 in said Murray Oaks Estates and also part of Lot 2, in said Murray Oaks Estates being more particularly described as follows:

Begin at an iron pin found at the Northwest corner of said Lot 2, said iron pin found also being the Northeast corner of said Lot 1, thence run in a Southeasterly direction along the Southwest line of said Lot 2 and also along the Northeast line of said Lot 1 for a distance of 343.21 feet to an iron pin found at the Southwest corner of said Lot 2, said iron pin found also being the Southeast corner of said Lot 1; thence turn an angle to the left of 66 degrees 37 minutes 22 seconds and run in a Northwesterly direction for a distance of 475.08 feet to an iron pin set on a curve to the right having a central angle of 10 degrees 23 minutes 53 seconds and a radius of 921.46 feet, said iron pin also being on the Southeast right-of-way of Cahaba Valley Road; thence turn an angle to the right of 0 degrees 00 minutes 00 seconds to the radius of said curve and run in a Southwesterly direction along the arc of said curve and also along said Southeast right-of-way line for a distance of 167.23 feet to the point of beginning.

Exhibit B

All of Lot 1 Murray Oaks Estates, Map Book 19, Page 105 as recorded in the Office of the Judge of Probate of Shelby County, Alabama, less and except that portion of the Property overlapped by the property owned by Emma Jo Todd as described in Real 110 Page 283 Shelby County, Alabama.

Exhibit C

A part of Lot 2 in Murray Oaks Estates situated in Section 23, Township 19 South, Range 2 West, as recorded in Map Book 19, on Page 105, in the Office of the Judge of Probate, Shelby County, Alabama and being more particularly described as follows:

Begin at iron pin found at the Northwest corner of said Lot 2, said iron pin found also being the Northeast corner of said Lot 1, thence run in a Southeasterly direction along the Southwest line of said Lot 2 and also along the Northeast line of said Lot 1 for a distance of 343.21 feet to an iron pin found at the Southwest corner of said Lot 2, said iron pin found also being the Southeast corner of said Lot 1; thence turn an angle to the left of 66 degrees 37 minutes 12 seconds and run in an Easterly direction along the South line of said Lot 2 for a distance of 274.56 feet to an iron pin set; thence turn an angle to the left of 123 degrees 46 minutes 22 seconds and run in a Northwesterly direction for a distance of 475.08 feet to an iron pin set on a curve to the right having a central angle of 10 degree 23 minutes 53 seconds and a radius of 921.46 feet, said iron pin also being on the Southeast right-of-way of Cahaba Valley Road; thence turn an angle to the right of 0 degrees 00 minutes 00 seconds to the radius of said curve and run in a Southwesterly direction along the arc of said curve and also along said Southeast right-of-way line for a distance of 167.23 feet to the point of beginning. Less and except that portion of the Property overlapped by the property owned by Emma Jo Todd as described in Real 110, Page 283 Shelby County, Alabama.

Exhibit D

A part of Lot 1 and 2 in Murray Oaks Estates situated in section 23, Township 19 South, Range 2 West, as recorded in Map Book 19, on Page 105, in the Office of the Judge of Probate, Shelby County, Alabama; Begin at an iron pin found at the Southeast corner of said Lot 1; Thence run West along the South line of said Lot 1 for a distance of 570.40 feet to an iron pin found at the Southwest corner of said Lot 1; thence turn an angle to the right of 175 degrees 07 minutes 48 seconds and run in a northeasterly direction for a distance of 336.47 feet to an iron pin set; thence turn an angle to the right of 6 degrees 28 minutes 14 seconds and run in a southeasterly direction for a distance of 500.11 feet to a point; thence turn an angle to the right of 54 degrees 37 minutes 55 seconds and run in a southeasterly direction 17.63 feet to an iron pin set on the South line of said Lot 2; thence turn an angle to the right of 123 degrees 46 minutes 49 seconds and run in a westerly direction along the South line of said Lot 2 for a distance of 274.57 feet to the point of beginning. Said part of Lot 1 and 2 containing 0.359 acres, more or less. This part of said Lots 1 and 2 is a portion of an overlap of property owned by Emma Jo Todd as described in Real 110, on Page 283, in the Office of the Judge of Probate of Shelby County, Alabama.

END OF LEGAL DESCRIPTION

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Section 2. That the City Clerk/Treasurer shall file a certified copy of this Ordinance containing an accurate description of said de-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 3. Each of the provisions of this Ordinance is severable; and if any provision shall be declared to be invalid, the remaining provisions shall not be affected but shall remain in full force and effect.

Section 4. All ordinances or parts of ordinances, in any manner conflicting herewith are hereby repealed.

Section 5. This Ordinance shall become effective upon its passage and posting as required by law.


THEREUPON David Coram, a councilmember moved and Rick Wash, a councilmember seconded the motion that Ordinance No. 520 be given vote. The roll call vote on said motion was as follows:

Maurice Mercer, Council President	<u>Yes</u>
David Coram, Council Member	<u>Yes</u>
Chad Leverett, Council Member	<u>Yes</u>
Rick Wash, Council Member	<u>Yes</u>
Michael Harris, Jr., Council Member	<u>Yes</u>


Ordinance No. 520 passed by majority vote of the Council and the President of the Council declared the same passed and adopted.

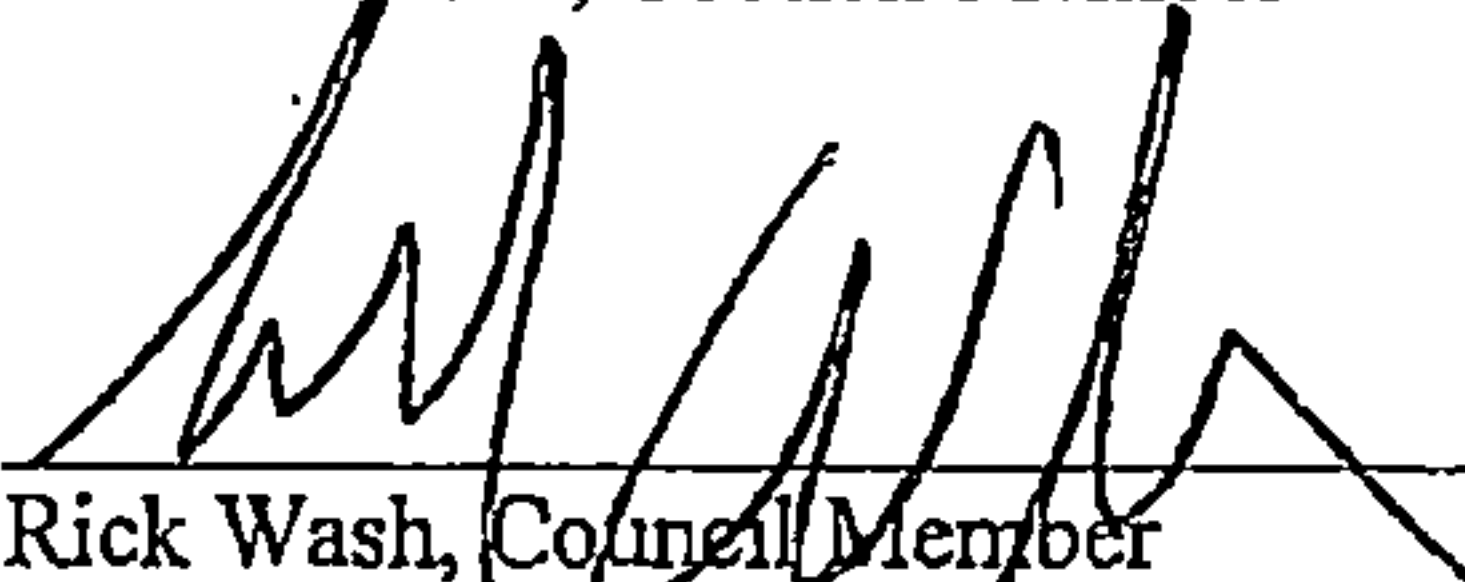
ADOPTED this 7th day of April 2025.


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Shelby Cnty Judge of Probate, AL
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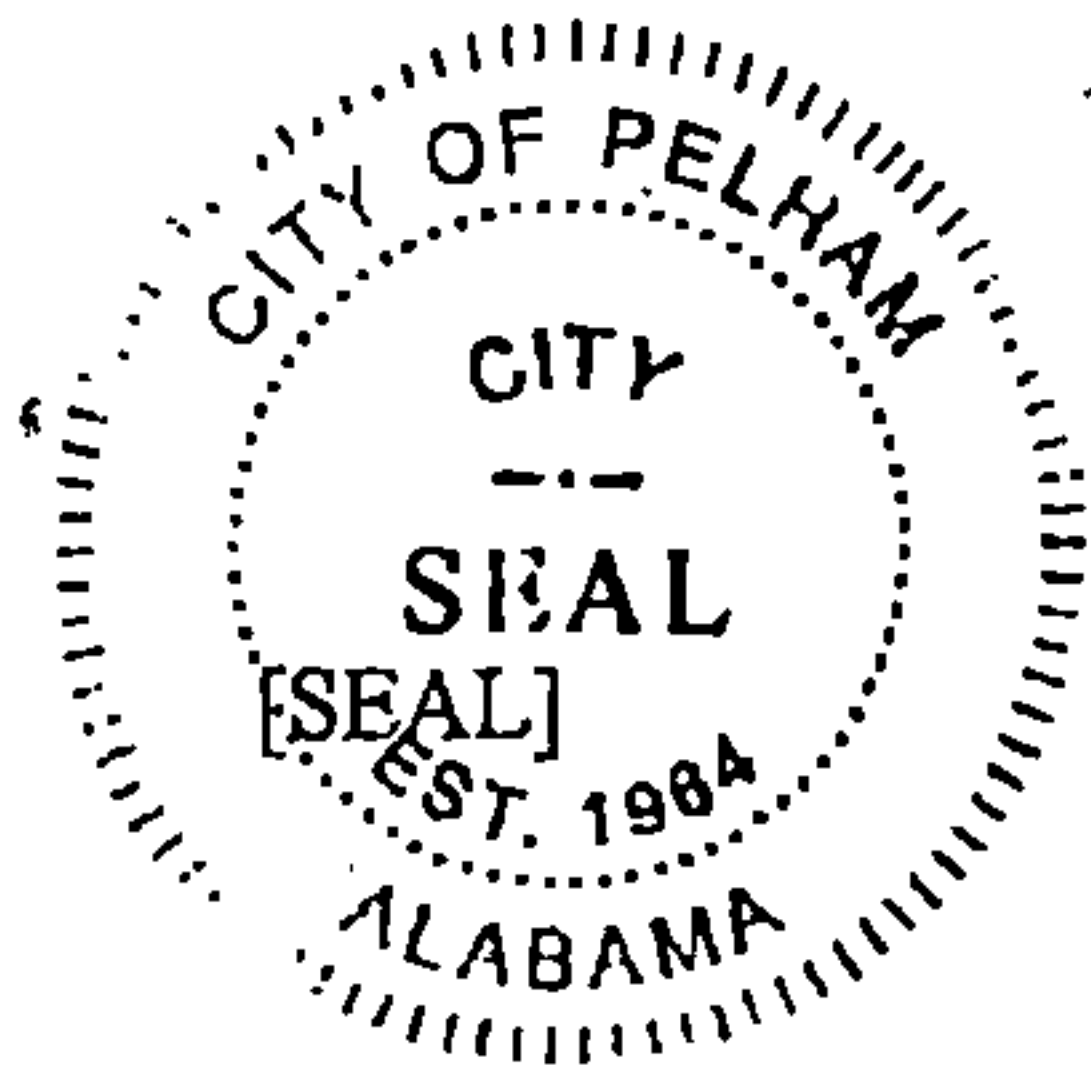

Maurice Mercer, Council President


David Coram, Council Member


Chad Leverett, Council Member


Rick Wash, Council Member


Michael Harris, Jr., Council Member

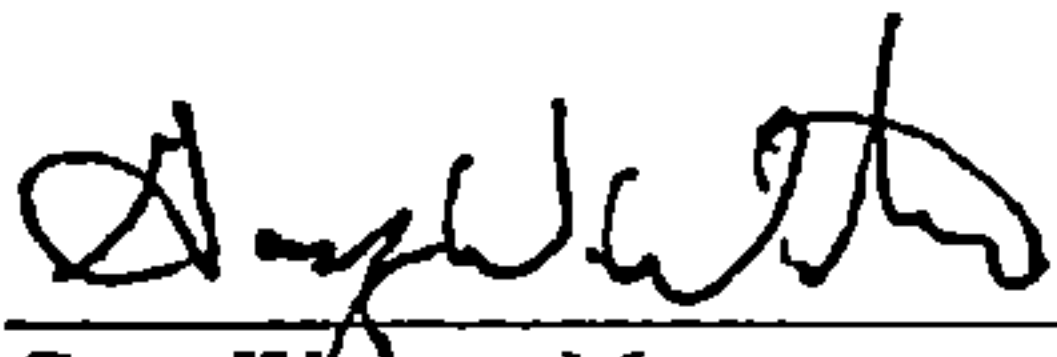


ATTEST

APPROVED

CITY OF PELHAM, ALABAMA



Jonathan Seale, CMC, City Clerk/Treasurer

 04-07-2025
Gary Waters, Mayor 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. 520 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 7th day of April 2025 and duly published by posting an exact copy thereof on the 8th day of April 2025 at four public places within the City of Pelham, including the Mayor's Office at City Hall, Pelham City Park, Pelham Public Library, Pelham Water Department and at 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.

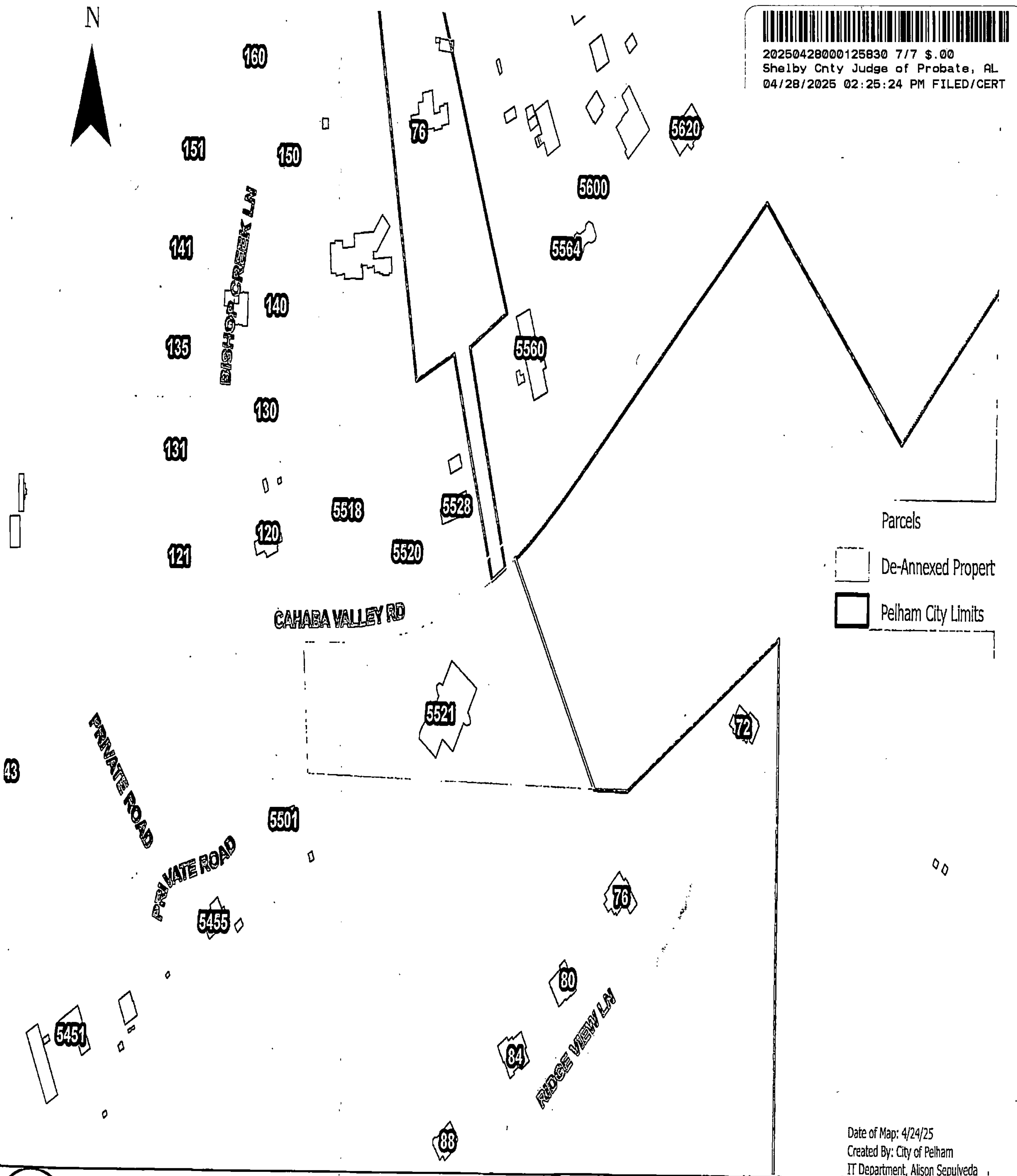



Jonathan Seale, CMC, City Clerk/Treasurer



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Parcels

- De-Annexed Property
- Pelham City Limits

Date of Map: 4/24/25
Created By: City of Pelham
IT Department, Alison Sepulveda



Map of De-Annexed Property
Parcel 10 6 23 0 001 018.002
Ordinance No. 520
Adopted April 7th 2025.

