

ORDINANCE No. 495

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:

Applicant: Michael J. Wilcox and Sadie L. Wilcox
Along Shelby County Highway 332, Pelham, Alabama 35124
Shelby County Parcel # 14 4 20 0 000 013.002 containing 3.1 Acres

Section 2. That the subject property will be zoned R-1 (Residential/Single Family) pursuant to Code of Alabama 1975, Section 11-52-85(a).

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 on August 10, 2019.

THEREUPON Beth McMillan, a councilmember moved and Ron Scott, a councilmember seconded the motion that Ordinance No. 495 be given vote. The roll call vote on said motion was recorded as follows:

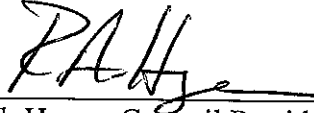
Rick Hayes President of the Council	<u>Yes</u>
Ron Scott Council Member	<u>Yes</u>
Beth McMillan Council Member	<u>Yes</u>
Maurice Mercer Council Member	<u>Yes</u>

Mildred Lanier
Council Member

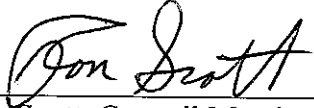
Yes

Ordinance No. 495 passed by vote of all members of the Council present and the Council President declared the same passed.

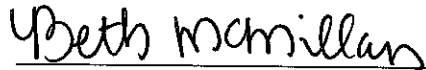
ADOPTED this the 5th day of August 2019.



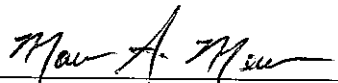
Rick Hayes, Council President



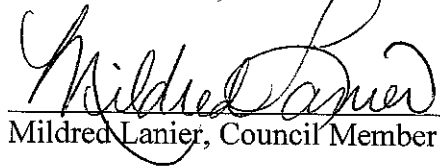
Ron Scott, Council Member



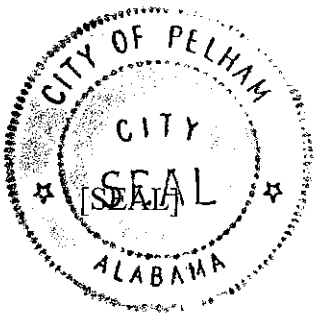
Beth McMillan, Council Member



Maurice Mercer, Council Member

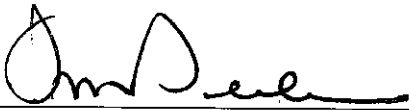


Mildred Lanier, Council Member



ATTEST

APPROVED



Tom Seale, MMC, City Clerk/Treasurer

8/5/2019

Gary W. Waters, Mayor

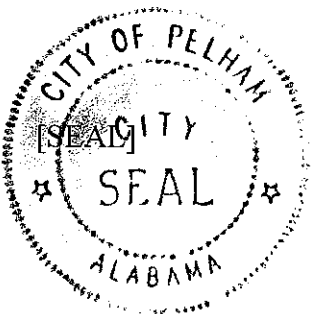
Date

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. 495** 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 5th day of August 2019 and duly published by posting an exact copy thereof on the 6th day of August 2019 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



LEGAL DESCRIPTION OF SUBJECT PROPERTY

A parcel of land located in the NE ¼ of the SW ¼ of Section 20, Township 20 South, Range 2 West, Shelby County, Alabama, and being more particularly described as follow: Begin at the NE Corner of the NE ¼ of the SW ¼ of Section 20, Township 20 South, Range 2 West, said point being the **POINT OF BEGINNING**; thence N88°41'26"W, a distance of 515.70' to the centerline of an unnamed creek; thence S22°09'51"W and along said centerline, a distance of 11.17'; thence S20°49'54"E and along said centerline, a distance of 10.30'; thence S89°38'13"E and along said centerline, a distance of 28.54'; thence N81°30'43"E and along said centerline, a distance of 24.95'; thence S20°42'52"E and along said centerline, a distance of 12.40'; thence S02°38'32"E and along said centerline, a distance of 34.98'; thence S26°02'01"W and along said centerline, a distance of 15.14'; thence S47°05'36"W and along said centerline, a distance of 8.85'; thence N61°51'16"W and along said centerline, a distance of 18.27'; thence S11°27'56"W and along said centerline, a distance of 15.38'; thence S17°53'30"E and along said centerline, a distance of 37.91'; thence S47°52'15"E and along said centerline, a distance of 30.93'; thence S36°08'51"E and along said centerline, a distance of 28.89'; thence S04°29'02"E and along said centerline, a distance of 19.04'; thence S27°13'21"E and along said centerline, a distance of 31.36'; thence S49°14' 16"W and along said centerline, a distance of 23.23'; thence S18°05'52"W and along said centerline, a distance of 16.09'; thence S20°32'48"E and along said centerline, a distance of 46.10'; thence S33°23'42"W and along said centerline, a distance of 26.60'; thence S08°45'08"E and along said centerline, a distance of 25.58'; thence S57°23'28" and along said centerline, a distance of 38.24'; thence S44°07'41"E and along said centerline, a distance of 38.54'; thence S11°11'57"E and along said centerline, a distance of 23.80'; thence S46°33'10"E and along said centerline a distance of 74.26' to the point of intersection of the centerline, of said unnamed creek and the said centerline of Shelby County Highway #332; thence

N36°25'10"E, leaving centerline of unnamed creek and along centerline of said Highway # 332, a distance of 92.42' to the point of curve to the left, having a radius of 205.05', a delta of 22°52'05", and subtended by a chord which bears N24°59'18"E a chord distance of 81.30'; thence along said curve an arc distance of 81.84' to a point of reverse curve to the right having a radius of 45.63' and a central angle of 43° 13 '57" and subtended by a chord which bears N35°10'14"E, a chord distance of 33.62'; thence along the arc, a distance of 34.43'; thence N56°47' 12"E, a distance of 143.08' to a point of curve to the left having a radius of 566.63' and a central angle of 12°45'29", and subtended by a chord which bears N50°24'28"E, a chord distance of 125.91'; thence along the arc a distance of 126. 17'; thence N02°00'40"W, a distance of 114.04' to the **POINT OF BEGINNING** Containing 3.1 acres, more or less. As surveyed by Robert C. Farmer, a Professional Land Surveyor, in the State of Alabama. Registered Surveyors # 14720.

END OF LEGAL DESCRIPTION