

ORDINANCE NO. 03222021-304

AN ORDINANCE ASSENTING TO A CERTAIN PETITION FOR ANNEXATION

Whereas, all of the owners of property located and contained within an area contiguous to the corporate limits of Montevallo, and not within the corporate limits or police jurisdiction of any other municipality, have signed and filed a written petition with the City Clerk requesting that such property or territory be annexed to Montevallo, and

WHEREAS, said petition contains an accurate description of the property or territory proposed to be annexed together with a map of the said territory showing its relationship to the corporate limits of Montevallo,

BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF MONTEVALLO, ALABAMA, AS FOLLOWS:

1. That the City Council of the City of Montevallo, as and for its governing body, hereby assents to the annexation of that certain land of approximately 75 acres lying south of the Columbiana – Tuscaloosa Road and to the north boundary of Shelby County Highway No. 22, upon the petition of the Estate of Sherwood J. Stamps by its personal representative, Beverly F. Stamps, the owner, as provided in §11-42-21 of the *1975 Alabama Code* and other applicable law.

LEGAL DESCRIPTION:

The E ½ of NE ¼ of Section 2, Township 22, Range 3 West, excepting therefrom 1 ½ acres more or less in the southwest corner of the E ½ of NE ¼ of said Section 2, said excepted portion being all that part lying south of the Columbiana-Tuscaloosa Road. A portion of above-described land is also known as lots 1 to 5, both inclusive, as shown on survey of EDSCO Estates, as recorded in Map Book 4 on page 83 in the Probate Office of Shelby County, Alabama.

LESS AND EXCEPT the following described property:


Part of the East 10.00 feet of the E ½ of the NE ¼ of Section 2, Township 22 South, Range 3 West and of Lot 5, Ebsco Estates, as recorded in Map Book 4, Page 83 in the Probate Office of Shelby County, Alabama, lying North of Shelby County Highway No.22 described as follows: Commence at the NE corner of the E ½ of the NE ¼ of Section 2 and go South 00 deg. 55 min. 39 sec. East along the East boundary of said E ½ of the NE ¼ for 16.00 feet to the Point of Beginning; thence continue along previous course for 2569.43 feet to the North boundary of Shelby County Highway No. 22; thence North 88 deg. 46 min. 38 sec. West along said North boundary for 10.00 feet; thence North 00 deg. 55 min. 39 sec. West for 2559.38 feet; thence North 45 deg. 00 min. 17 sec. East for 13.92 feet to the Point of Beginning.

Situated in Shelby County, Alabama.

2. That the annexed territory be zoned A-R until rezoned upon a recommendation of the Planning and Zoning Commission.
3. That the annexed territory be made a part of Council District 5 until such time as Council Districts are redrawn pursuant to the US Census.
4. That the City Clerk is directed to file a copy of this ordinance, including a description of the property or territory annexed, in the office of the Judge of Probate of Shelby County, and to advertise this ordinance as provided by law.


This ordinance shall become effective upon its passage and advertisement as provided by law.

Approved and adopted this day, March 22, 2021.



Mayor Rusty Nix

Attest:

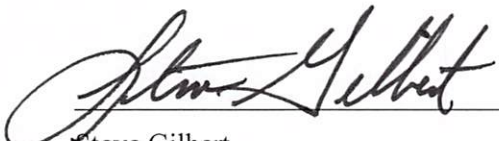


Steve Gilbert, City Clerk / Treasurer



I certify that the attached Ordinance 03222021-304, adopted by the Montevallo City Council on March 22, 2021, was pursuant to §11-45-8(b) of the *1975 Alabama Code*, posted in conspicuous places within the community:

1. Public Outdoor Bulletin Board, City Hall, 545 Main Street, Montevallo.
2. The City Shop, 445 Selma Road, Montevallo.
3. The Park and Recreation Building/Senior Center, Orr Park, 420 Vine Street, Montevallo.
4. The Parnell Memorial Library, 277 Park Drive, Montevallo, beginning February 20, 2014 and continuing for more than four weeks thereafter.



Steve Gilbert
City Clerk / Treasurer

ADDENDUM TO PETITION FOR ANNEXATION

THIS PETITION FOR ANNEXATION IS SUBJECT TO AND CONDITIONED UPON THE AGREEMENT BY THE CITY OF MONTEVALLO, EXPRESSED IN THE RESOLUTION OF ANNEXAION, THAT THE CITY WILL DE-ANNEX THE SUBJECT PROPERTY UPON THE REQUEST OF THE PROPERTY OWNER IN THE EVENT THAT THE PROPERTY IS NOT REZONED AND PLATTED FOR DEVELOPMENT IN ACCORDANCE WITH PLANS AND SPECIFICATIONS ACCEPTABLE TO THE PROPERTY OWNER WITHIN SIX (6) MONTHS AFTER THE DATE OF THIS PETITION.

ESTATE OF SHERWOOD J. STAMPS

BY: *Beverly F. Stamps*

BEVERLY F. STAMPS

PERSONAL REPRESENTATIVE

3-22-21

(PETITIONER / PROPERTY OWNER)