

AN ORDINANCE TO ANNEX PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF SUMMERDALE, ALABAMA.

WHEREAS, on the 23th day of August, 2018, Samuel E Page, Henry H Pope, Horst G Schapals, Carol F Wagner, James Bogan, OA Pesnell Jr, D. Darrell Anthony and George M Simmerman, Jr being the owners of all the real property hereinafter described, did file with the Town Clerk a petition asking that the said parcel of land be annexed into and become a part of the Town of Summerdale, and

Whereas, said petition did contain the signatures of all the owners of the described territory and a map of said property showing its relationship to the corporate limits of the Town of Summerdale, and

Whereas, the governing body did determine that it is in the public interest that said property be annexed into the Town of Summerdale 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 Town Council of Summerdale, Alabama, as follows:

Section 1. The Council of the Town of Summerdale, Alabama, finds and declares as the legislative body of the Town that it is in the best interest of the citizens of the Town, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the Town of Summerdale.

Section 2. The boundary lines of the Town of Summerdale, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the Town of Summerdale, Alabama, and in addition thereto the following described territory, to-wit:

Tax Parcels and Descriptions

05-54-02-04-0-000-002.003

Commence at a railroad spike found at the Northwest corner of the Northwest quarter of the Southwest quarter of Section 4, Township 7 South, Range 4 East, Baldwin County, Alabama; thence along the West quarter section line South 00°05'20" West for 20.00 feet; thence South 89°54'33" East for 40.00 feet to a point at the intersection of the South forty (40) foot right-of-way of Engel Road and the East eighty (80) foot right-of-way of County Highway 73 to a "Weygand" #4 rebar set; thence continue South 89°54'33" East along said South right-of-way of Engel Road for 1286.93 feet to a "Rowe" #5 rebar found; thence leaving said South right of way of Engel Road South 00°06'49" West for 644.86 feet to a "Weygand" #4 rebar set; thence North 89°55'04" West for 1081.56 feet to a "Weygand #4 rebar set; thence North 00°35'06" West for 152.04 feet to a ¼ iron found; thence North 89°37'03" West for 204.70 feet to a #4 rebar found on the East right-of-way of County Highway 73; thence along said East right-of-way of County Highway 73; thence along said East right-of-way of County Highway 73 North 00°05'15" East for 491.95 to the Point of Beginning.

Commonly known as: 0 County Road 73, Summerdale, AL 36580

Section 3. As a provision of this ordinance Petitioner request that this property be zoned as R-1 upon annexation. In the event that an R-1 zoning is not awarded, the annexation petition is withdrawn and the property shall be de-annexed from the corporate limits of the Town of Summerdale, Alabama.

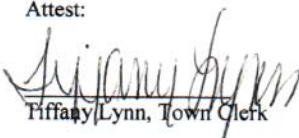
Section 4. This ordinance shall be published as provided by law, and a certified copy of same together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Baldwin County, Alabama.

Section 5. The territory described in this ordinance shall become a part of the corporate limits of Summerdale, Alabama, upon publication of this ordinance as set forth in Section 4 above.

Adopted this, the 8th day of October, 2018.


David Wilson, Mayor

Attest:


Tiffany Lynn, Town Clerk