

ORDINANCE # 2019 - 02
AN ORDINANCE TO ANNEX CERTAIN LANDS KNOWN AS
Gerald W. and Monah Carlisle TAX ID: 05-53-07-25-0-000-011.002

WHEREAS, on the 4th day of February, 2019, Gerald W. Carlisle and Monah Carlisle, Being the owner(s) of all the real property hereinafter described, did file with the Town Clerk a petition asking that the said tract or parcel of land be annexed to and become a part of the Town of Elberta, 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 Elberta, and

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the Town of Elberta 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 ELBERTA, ALABAMA, AS FOLLOWS:

Section 1. The Council of the Town of Elberta, Alabama, finds and declares as the legislative body of the Town that it is in the best interests 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 Elberta.

Section 2. The boundary lines of the Town of Elberta, 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 Town of Elberta, Alabama, and in addition thereto the following described territory, to-wit;

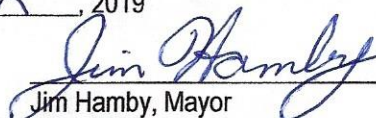
Beginning at the purported Southwest corner of **Section 25, Township 7 South, Range 5 East, Baldwin County, Alabama**, being a concrete monument found; thence North 00°00'00" East, 1318.06 feet to the South side of a 30 foot right-of-way; thence along said South side North 89°28'14" East, 355.23 feet to a capped iron found (P.Hand); thence South 00°00'00" East, 289.15 feet; thence North 90°00'00" West, 78.62 feet; thence South 00°00'00" East, 106.49 feet; thence North 90°00'00" East, 78.62 feet; thence South 00°00'00" East, 300.38 feet to a capped iron found (P. Hand); thence South 89°30'34" East, 299.93 feet to a capped iron found (P. Hand); thence South 00°00'14" East, 623.27 feet to a rebar found; thence North 89°57'15" West, 655.18 feet to said concrete monument and the Point of Beginning.

Section 3: As a provision of this ordinance PETITIONER requests that this property be pre-zoned as R3, upon annexation. In the event that the pre-zoning of **R3** is not awarded, the annexation petition is withdrawn and the property shall be de-annexed from the corporate limits of the Town of Elberta, 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 Elberta, Alabama, upon publication of this ordinance as set forth in Section 3 above.

Adopted and approved this 19 day of March, 2019


Jim Hamby, Mayor

ATTEST:


Lisa Salter, Town Clerk



BALDWIN COUNTY, ALABAMA
HARRY D'OLIVE, JR. PROBATE JUDGE
Filed/cert. 3/28/2019 2:00 PM
TOTAL \$ 22.00
4 Pages

1750856



ELBERTA



für das gute Leben
"for the good life"

PETITION FOR ANNEXATION

We, the undersigned PETITIONERS, owners of the property described in the attached Exhibit A and as delineated on the map attached as Exhibit B, such property being outside the corporate limits of the Town of Elberta, Alabama, but which is now, or at the time this petition is acted upon will be, contiguous to the said corporate limits, and such property not lying within the corporate limits of any other municipality, do by these presents hereby petition the Town of Elberta, a municipal corporation, that said property be annexed into the Town of Elberta pursuant to the authority of Section 11-42-21 of the Code of Alabama (1975).

We, the undersigned PETITIONERS, further petition that the Honorable Mayor and Town Council of the Town of Elberta, Alabama, set a date for the hearing of this petition and adopt an ordinance annexing such property. We, the undersigned PETITIONERS, further petition that this property be pre-zoned as R3 upon annexation.

We, the undersigned PETITIONERS also ask that the Honorable Mayor and Town Council of the Town of Elberta, Alabama, do all things necessary and requisite to comply with the terms of Section 11-42-21 of the Code of Alabama (1975).

Dated this the 4th day of February 2019.

Gerald W Carlisle
Monah Carlisle

STATE OF ALABAMA
COUNTY OF BALDWIN

On this 4th day of February, 2019, before me personally appeared Gerald W Carlisle, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

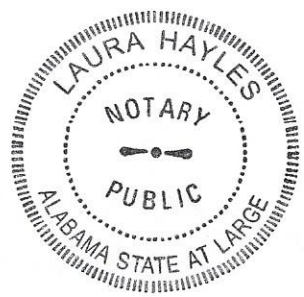


Laura Hayles
Notary Public
State of Alabama at Large
My Commission expires:

MY COMMISSION EXPIRES NOVEMBER 5, 2019

STATE OF ALABAMA
COUNTY OF BALDWIN

On this 4th day of February, 2019, before me personally appeared Monah S Carlisle, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

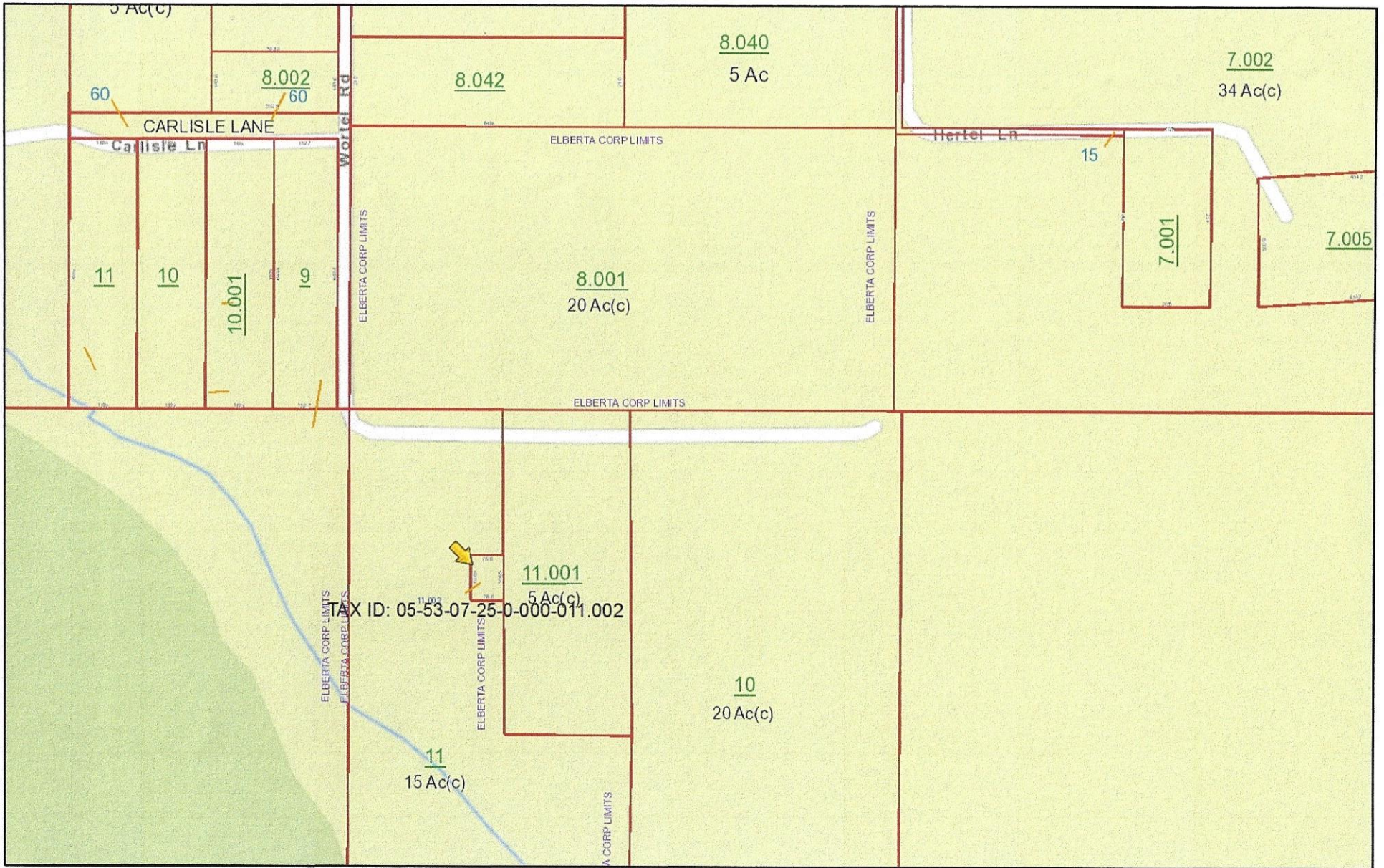


Laura Hayles
Notary Public
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Annexation Ordinance 2019-02 (Carlisle) Town of Elberta



March 26, 2019

pointLayer

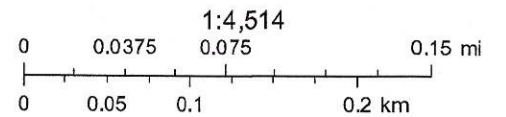
Override 1

Misc

Parcels

Lot Lines

County Boundary



KCS
 Sources: Esri, HERE, Garmin, USGS, Intermap, INCREMENT P, NRCan,