

ORDINANCE NO. 1774

WHEREAS, **JAMES EDWARD SMITH AND MARGARET BALLARD SMITH**, the owners of the hereinafter described property, did, in writing, petition the City of Fairhope, a municipal corporation, for annexation under Section 11-42-21 of the Code of Alabama, 1975, as amended; and

WHEREAS, a map of said property is attached to said Petition as an exhibit; NOW, THEREFORE

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF FAIRHOPE, ALABAMA, that the following described property, lying contiguous to the corporate limits of the City of Fairhope, Alabama; and not within the corporate limits or the police jurisdiction of any other municipality; be and the same is hereby annexed to the City of Fairhope, Alabama, to-wit:

Property is located east of Onyx Lane and north of Longleaf Lane, Fairhope, Alabama.

LEGAL DESCRIPTION:

PART OF PPIN # 82432

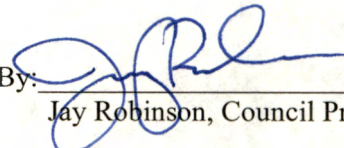
Commencing at a 1 1/2" OPEN TOP PIPE AT THE SE CORNER OF THE SW 1/4 OF SECTION 23, TOWNSHIP 6 SOUTH, RANGE 2 EAST BALDWIN COUNTY, AL; thence N89°47'37"W, along the South line of said Section a distance of 940.64 feet to a SET 5/8" CAPPED REBAR to the POINT OF BEGINNING; thence N89°47'21"W, along said South line a distance of 64.40 feet to a 1/2" CAPPED REBAR "GEO"; thence N00°19'53"E, a distance of 676.15 feet to a 1/2" CAPPED REBAR "GEO"; on the agreed upon boundary one between the Smiths and Firethorne Tract; thence N89°55'25"E, along said line a distance of 64.40 feet to a SET 5/8" CAPPED REBAR; thence S00°19'53"W, a distance of 676.47 feet to the POINT OF BEGINNING, said parcel containing 1.00 acres, more or less.

This property shall be zoned R-1, Low Density Single-Family Residential District.

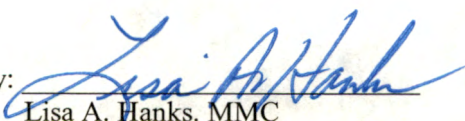
BE IT FURTHER ORDAINED that a certified copy of this Ordinance, with a copy of the Petition and the exhibit, be recorded in the Office of the Probate Judge, Baldwin County, Alabama.

This Ordinance shall take effect immediately upon its due adoption and publication as required by law.

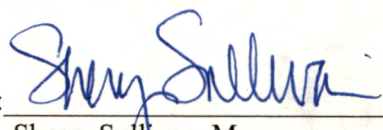
Adopted and approved this 10th day of April, 2023.


By: 
Jay Robinson, Council President

Attest:

By: 
Lisa A. Hanks, MMC
City Clerk

Adopted and approved this 10th day of April, 2023.

By: 
Sherry Sullivan, Mayor

Ord. No. 1774 Published in
FAIRHOPE COURIER
on Wednesday, April 19, 2023
 City Clerk



CITY OF FAIRHOPE
P.O. DRAWER 429
FAIRHOPE, AL 36533
251/928-2136

PETITION FOR ANNEXATION

STATE OF ALABAMA)(
COUNTY OF BALDWIN)(
)

We, the undersigned PETITIONER(S), owner(s) of the lands in fee simple described in the attached EXHIBIT A, such property being without the Corporate Limits of the City of Fairhope, Alabama, but being contiguous to the said Corporate Limits; and such property not lying within the corporate limits or police jurisdiction of any other municipality, do, by these presents, hereby petition the City of Fairhope, a municipal corporation, that said property be annexed into the City of Fairhope, Alabama.

The subject land is delineated on the map attached hereto as EXHIBIT B that will be prepared by the City of Fairhope to verify property is contiguous.

This petition is filed under authority of Section 11-42-21, Code of Alabama, 1975, as amended.

☒ This petition is for R-1 Zoning

☐ The condition of the Petition is that zoning be established as RE PLAT
Concurrent with Annexation. (Zoning Request)

Is this property colony property Yes ☒ No. If this property is colony property, the Fairhope Single Tax Office must sign as a petitioner.

Margaret Smith
Signature of Petitioner

MARGARET SMITH
Print petitioner's name

James Smith
Signature of Petitioner

JAMES SMITH
Print petitioner's name

Signature of Petitioner

Print petitioner's name

Physical Address of property being annexed: ~~RE~~ PORTION OF 082432

Petitioner's Current Physical Address:

6811 MASS OAKS LN
ELBERTA, AL 36530

Petitioner's Current Mailing Address:



Telephone Number(s): 251. 604. 2470

Home

Work

Tax Parcel ID Number: 4

Size of Property: _____

~ ONE ACRE OF PIN 082432 THAT WILL BE COMBINED WITH 080716.

U.S JUSTICE DEPARTMENT INFORMATION

Size of property (acres or square feet) 6.4 ACRES (1.0 Acre) XAN

If property is occupied, give number of housing units NA

Number of Persons residing in each unit, and their race NA

If property is unoccupied, give proposed use SHORE FAMILY

If property is being developed as a subdivision, give subdivision name
—

Number of lots within proposed subdivision —

I, Rebecca Castellana, a Notary Public in and for said State and County, hereby certify that Margaret Smith whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this 27th day of December 20 22,

(Seal)

Rebecca Castellana
Notary Public

My commission expires 07/06/2022

I, Rebecca Castellana, a Notary Public in and for said State and County, hereby certify that James Smith whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this 27th day of December 20 22,

(Seal)

Rebecca Castellana
Notary Public

My commission expires 07/06/2022

I, _____ a Notary Public in and for said State and County, hereby certify that _____ whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this _____ day of _____, 20____,

(Seal)

Notary Public

My commission expires _____



**Exhibit A: The Property of James & Margaret Smith
Annexation and Zoning to R-1
(ZC 23.02)**

