



## COUNTY COMMISSION

BALDWIN COUNTY  
312 Courthouse Square, Suite 12  
BAY MINETTE, ALABAMA 36507  
(251) 937-0264  
Fax (251) 580-2500  
[www.baldwincountyal.gov](http://www.baldwincountyal.gov)

MEMBERS  
DISTRICT 1. FRANK BURT, JR.  
2. CHRIS ELLIOTT  
3. J. TUCKER DORSEY  
4. CHARLES F. GRUBER

July 21, 2015

The Honorable Billy Middleton  
Mayor  
Town of Loxley  
Post Office Box 9  
Loxley, Alabama 36551

**RE: Baldwin County Solid Waste Collections and Disposal Services between Baldwin County Commission and the Town of Loxley**

Dear Mayor Middleton:

The Baldwin County Commission, during its regularly scheduled meeting held on July 21, 2015, acknowledged receipt of the Town of Loxley's Resolution #2014-30 (**enclosed**), adopted December 8, 2014, by the Town of Loxley for the Baldwin County Solid Waste Department to preform garbage collection and disposal services inside the corporate limits of the Town of Loxley, specifically the Stonebridge Subdivision as described as the specified area within the resolution.

In compliance with Code of Alabama 1975, Section 22-27-3, provides express consent to the provision of solid waste collections and disposal services inside the corporate limits by the Baldwin County Commission to ensure continuing and uninterrupted provision of solid waste collection and disposal services inside the corporate limits and, further, said municipal resolution setting forth that the municipality shall provide the Baldwin County Commission with no less than six (6) months prior notice of withdrawal of the consent set forth by said municipal resolution or of the municipality's undertaking different or supplemental arrangements for the provision of solid waste collection and disposal services inside the corporate limits.

If you have any questions or need further assistance, please do not hesitate to contact me at (251) 972-6833 or Terri Graham, Development and Environmental Director, at (251) 972-6878.

Sincerely,

CHARLES F. GRUBER, Chairman  
Baldwin County Commission

CFG/met BD4

cc: Terri Graham

ENCLOSURE(S)

**RESOLUTION NO. 2014 -30**

**To Ensure Continuing and Uninterrupted Provision of Solid Waste Collection and Disposal Services Within a Specific Service Area in the Town's Municipal Limits by the Baldwin County Commission.**

**WHEREAS**, the Town of Loxley is a duly incorporated municipality in Baldwin County, Alabama; and

**WHEREAS**, the Baldwin County Commission is the duly formed governing body of Baldwin County, Alabama, which established and operates a reliable and efficient Solid Waste Department under the authority of the Solid Wastes and Recyclable Materials Management Act, Ala. Code 22-27-1 et seq., and which is capable of providing solid waste collection and disposal services throughout Baldwin County, Alabama, including within the municipal limits of the Town of Loxley; and

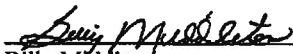
**WHEREAS**, Section 22-27-1 et seq. of the Code of Alabama provides that County Commissions may provide solid waste collection and disposal services within the corporate limits of a municipality if the express consent of such municipality is granted; and

**WHEREAS**, The Town of Loxley is in need of the provision of solid waste collection and disposal services with that certain area within the municipal limits along State Highway 31 as described and depicted in Exhibit "A" and referred to herein as the "Specific Service Area," and


**WHEREAS**, based on the current respective resources and abilities of the County Commission and the Town of Loxley, the Town finds and concludes that the Baldwin County Commission is most capable of efficiently and reliably providing solid waste collection and disposal services inside the Specific Service Area; and

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN OF LOXLEY**, as follows: (1) that the Town of Loxley hereby consents, pursuant to Alabama Code Section 22-27-3, to the provision of solid waste collections and disposal services inside the Specific Service Area as described and depicted in Exhibit "A" by the Baldwin County Commission to ensure continuing and uninterrupted provision of solid waste collection and disposal services inside the Specific Service Area by the Baldwin County Commission; (2) that the Town of Loxley hereby grants all approvals required or deemed necessary under all applicable state of local laws, rules and regulations and the Town of Loxley hereby waives any fees or charges associated with the services; and (3) the Town of Loxley hereby acknowledges the benefit of providing and therefore shall provide Baldwin County Commission with no less than six month prior notice of any withdraw by the Town of the consent herein provided or of the Town's undertaking of different or supplemental arrangements for the provision of solid waste collection and disposal services inside the Specific Service Area.

Adopted this the 8<sup>th</sup> day of December, 2014.

  
Billy Middleton  
Mayor

ATTEST:

  
Melissa Lawrence  
Town Clerk/Treasurer

**RESOLUTION NO. 2014 -30**

**To Ensure Continuing and Uninterrupted Provision of Solid Waste Collection and Disposal Services Within a Specific Service Area in the Town's Municipal Limits by the Baldwin County Commission.**

**WHEREAS**, the Town of Loxley is a duly incorporated municipality in Baldwin County, Alabama; and

**WHEREAS**, the Baldwin County Commission is the duly formed governing body of Baldwin County, Alabama, which established and operates a reliable and efficient Solid Waste Department under the authority of the Solid Wastes and Recyclable Materials Management Act, Ala. Code 22-27-1 et seq., and which is capable of providing solid waste collection and disposal services throughout Baldwin County, Alabama, including within the municipal limits of the Town of Loxley; and

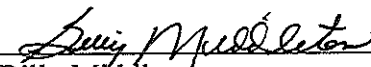
**WHEREAS**, Section 22-27-1 et seq. of the Code of Alabama provides that County Commissions may provide solid waste collection and disposal services within the corporate limits of a municipality if the express consent of such municipality is granted; and

**WHEREAS**, The Town of Loxley is in need of the provision of solid waste collection and disposal services with that certain area within the municipal limits along State Highway 31 as described and depicted in Exhibit "A" and referred to herein as the "Specific Service Area;" and


**WHEREAS**, based on the current respective resources and abilities of the County Commission and the Town of Loxley, the Town finds and concludes that the Baldwin County Commission is most capable of efficiently and reliably providing solid waste collection and disposal services inside the Specific Service Area; and

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN OF LOXLEY**, as follows: (1) that the Town of Loxley hereby consents, pursuant to Alabama Code Section 22-27-3, to the provision of solid waste collections and disposal services inside the Specific Service Area as described and depicted in Exhibit "A" by the Baldwin County Commission to ensure continuing and uninterrupted provision of solid waste collection and disposal services inside the Specific Service Area by the Baldwin County Commission; (2) that the Town of Loxley hereby grants all approvals required or deemed necessary under all applicable state or local laws, rules and regulations and the Town of Loxley hereby waives any fees or charges associated with the services; and (3) the Town of Loxley hereby acknowledges the benefit of providing and therefore shall provide Baldwin County Commission with no less than six month prior notice of any withdraw by the Town of the consent herein provided or of the Town's undertaking of different or supplemental arrangements for the provision of solid waste collection and disposal services inside the Specific Service Area.

Adopted this the 8<sup>th</sup> day of December, 2014.

  
Billy Middleton  
Mayor

ATTEST:

  
Melissa Lawrence  
Town Clerk/Treasurer

## EXHIBIT A

Northwest Quarter of the Northeast Quarter of Section 30, Township 4 South, Range 3 East, Baldwin County, Alabama.

That part of East half of Section 19; East half of North-West Quarter and South-West Quarter described as follows: Begin at the Southwest corner of said Section 19; thence North along the West boundary of said Section 19 a distance of 328.6 feet to intersection with the center line of a public road, said intersection being the Point of Beginning of the arc of a curve turning to the left and having a radius of 1910.08 feet, said arc being subtended by a central angle of 24 degrees 31 minutes and having a chord 811.10 feet in length, said chord forming an angle of 45 degrees 47 minutes 30 seconds to the right from said West boundary; thence northeasterly along said arc which is the center line of said public road 817.32 feet; thence northeasterly along the center line of said public road which is a straight line tangent to said arc 4258.4 feet to Point of Beginning of the arc of a curve tangent to said straight line, said arc having a radius of 1637.28 feet and being subtended by a central angle of 27 degrees 34 minutes; thence northeasterly along said arc which is the center line of said public road 787.74 feet; thence northeasterly along the center line of said road which is a straight line tangent to said arc 99.8 feet to intersection with the North boundary of said Section, thence turning an angle of 84 degrees 13 minutes to the right in an easterly direction along said North boundary 2174.40 feet to the Northeast corner of said Section 19; thence South along the East boundary of said Section 19 to the Southeast corner thereof; thence West along the South boundary of said Section 19 to the Point of Beginning.

LESS AND EXCEPT a parcel described as beginning at the Southwest corner of Section 19; thence run North to the southeast line of Highway 31; thence Northeast along said Highway 1070(5); thence Southeast 379.1'; thence Southeast 300.4'; thence Southeast 364.8'; thence Southwest 267.7'; thence Southwest 142(S) to the north line of a 40' right of way; thence West to the point of beginning.

