

ORDINANCE 2019-154

2019 007
Recorded in the Above
DEEDS Book & Page
02-13-2019 11:18:03 AM
Bill English - Probate Judge
Lee County, AL

AN ORDINANCE OF THE CITY OF SMITHS STATION, ALABAMA GRANTING THE ANNEXATION PETITION FROM SAMUEL MALLOY AND MARY MALLOY, REQUESTING THAT TAX PARCEL 43 15 07 36 0 004 106.000 BE ADOPTED PURSUANT TO THE PROVISIONS OF SEC 11-42-20, ET SEQ OF THE CODE OF ALABAMA, 1975, AS AMENDED, PROVIDING FOR ASSENT BY THE CITY COUNCIL OF THE CITY OF SMITHS STATION TO THE ALTERATION AND REARRANGEMENT OF THE BOUNDARIES OF THE CITY OF SMITHS STATION AND ASSENTING TO THE ANNEXATION OF CERTAIN LANDS INTO THE CITY LIMITS OF THE CITY, IN RESPONSE TO SAID PETITION FILED BY PERSONS OWNING ALL THE LAND AREA OF THE LANDS ANNEXED AND APPROVING SUCH ANNEXATION.

WHEREAS, on the 8th day of January 2019 Samuel Malloy and Mary Malloy, being the owner of all the real property hereinafter described, did execute a petition (see Exhibit A) asking that the said tracts or parcels of land be annexed into and become a part of the City of Smiths Station along with all the portion of the described lot not previously incorporated into the corporate limits of the City of Smiths Station; and

WHEREAS, said petition did contain the signature of the live owner(s), Samuel Malloy and Mary Malloy of the described territory and a map of said property showing its relationship to the corporate limits of the City of Smiths Station; and

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed into the City of Smiths Station 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 CITY COUNCIL OF SMITHS STATION, ALABAMA, AS FOLLOWS:

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

Section 2. The boundary lines of the City of Smiths Station, 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 City of Smiths Station, Alabama, and in addition thereto the following described territory, to-wit:

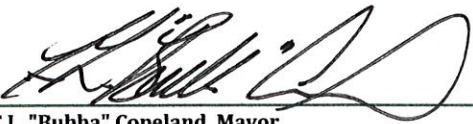
Property located at 124 Lee Road 885, belonging to Samuel Malloy and Mary Malloy, which being identified as Lee County tax parcel number 43 15 07 36 0 004 106.000 the portion in the city is zoned R-1 Residential Single Family District the present use and being particularly described in Exhibit B attached hereto and completely incorporated herein by reference.

Section 3. 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 Lee County, Alabama.

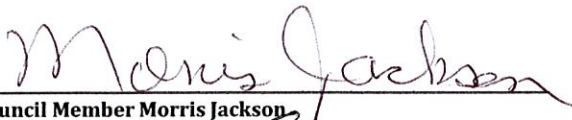
Section 4. The territory described in this ordinance shall become a part of the corporate limits of Smiths Station, Alabama, upon publication of this ordinance as set forth in Section 3, above.

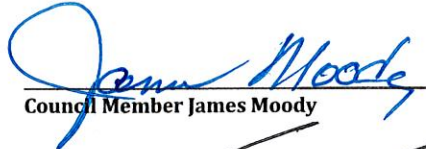
ORDINANCE 2019-154

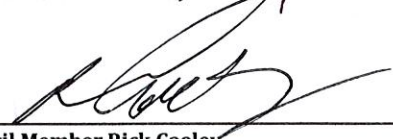
Approved and adopted this the 12th day of February 2019.



F.L. "Bubba" Copeland, Mayor


Council Member George Stringer


Council Member Morris Jackson


Council Member James Moody


Council Member Rick Cooley


Council Member Dick Key

ATTEST:


Scott Johnston, City Clerk

SEAL:



2561 690
DEEDS Book & Page
REC Recording Fee
Total Fees: \$ 41.00

41.00

2561 691
DEEDS Book & Page

EXHIBIT A

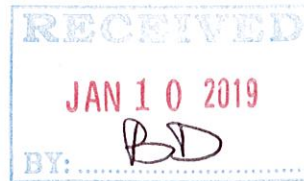
PETITION

FROM

SAMUEL MALLOY & MARY MALLOY



City of Smiths Station Annexation Petition



To the City of Smiths Station:

We the undersigned, representing all of the owners of all of the hereinafter described real property do hereby execute and file with the City Clerk this written petition requesting that our property hereafter described, be annexed into the City of Smiths Station, under authority of Sections 11-42-20 through 11-42-24, Code of Alabama 1975.

Said property is described as follows:

Property Address: 124 Lee Rd 885 P.C. AL 36870

Tax Parcel Identification #: 15-07-36-0-004-106.000

(Deed or Legal Description Attached)

We further certify that said property is contiguous to the City of Smiths Station and that none of the property lies within the corporate limits of another municipality. We further certify that all of the property included in the above description which lies in the police jurisdiction of both annexing municipality and another municipality is located closer to the annexing municipality than to the other municipality as required by Section 11-42-21, Code of Alabama, 1975. A map of said property is hereto attached.

We do hereby request that the City Council and the City Clerk give such notice, hold such hearings and adopt such ordinances and do all such things or acts as is required by law so that the corporate limits of the City of Smiths Station shall be arranged so as to include such territory.

IN WITNESS WHEREOF, we have hereunto subscribed our names this the

8 day of January, 2018.

OWNERS NAME(S): Samuel C Malloy

Mary C Malloy
(PLEASE PRINT)

[Signature]
OWNER SIGNATURE

ADDRESS IF DIFFERENT FROM ABOVE

OWNER SIGNATURE

ADDRESS IF DIFFERENT FROM ABOVE

OWNER SIGNATURE

ADDRESS IF DIFFERENT FROM ABOVE

OWNER SIGNATURE

ADDRESS IF DIFFERENT FROM ABOVE

2561 693
DEEDS Book & Page

EXHIBIT B

DESCRIPTION

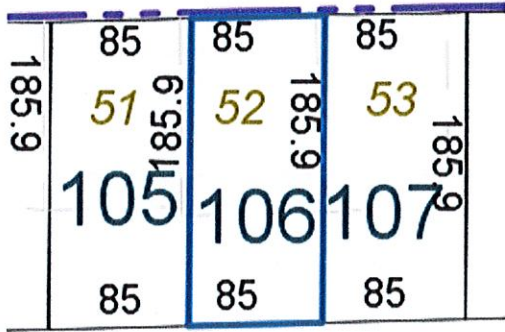
OF THE

PROPERTY LOCATED AT

43 15 07 36 0 004 106.000

Lee County Alabama - 2018

Property Record Card

[Print](#) [Close](#)

Parcel Info

Parcel Number			Delta Pin #	Exempt	AMENTITES ROAD TOPO SEWER WATER GAS
1507360004106000			26583	H1	
Subdivision	COPPERFIELD				
Neighborhood	CO R CF				
District	City	S-T-R	Acreage	Lot Size	Deed B/P/D
05	County	36-18N-29E	0		1935-0000184-3/30/1995
Brief Description	LOT 52 COPPERFIELD SD PB 14 66				

Owner

Name	MALLOY MARY L & SAMUEL C			
Mailing Addr	124 LEE RD 0885 PHENIX CITY, AL 36867	Physical Addr	124 LEE RD 0885	

Values

Land Total:	\$35,000.00
Building Total:	\$62,760.00
Appraised Value:	\$97,760.00
Yrly Tax:	\$613.02 for 2018

Tax History

Tax Year	Date Paid	Amount Paid
2018	11/23/2018	\$613.02
2017	11/22/2017	\$623.12
2016	11/20/2016	\$612.04
2015	11/26/2015	\$625.18

Building [Sketch](#)

	Bldg No	Use Type	Yr Built	Base Area	Upper Area	Story	Appr Value
Detail	1	111	1990	1250	0	1	\$61,560.00

Misc Improvements

Code	Desc	Value
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2	UTILITY WOOD OR CONC BLOCK	\$1,200.00
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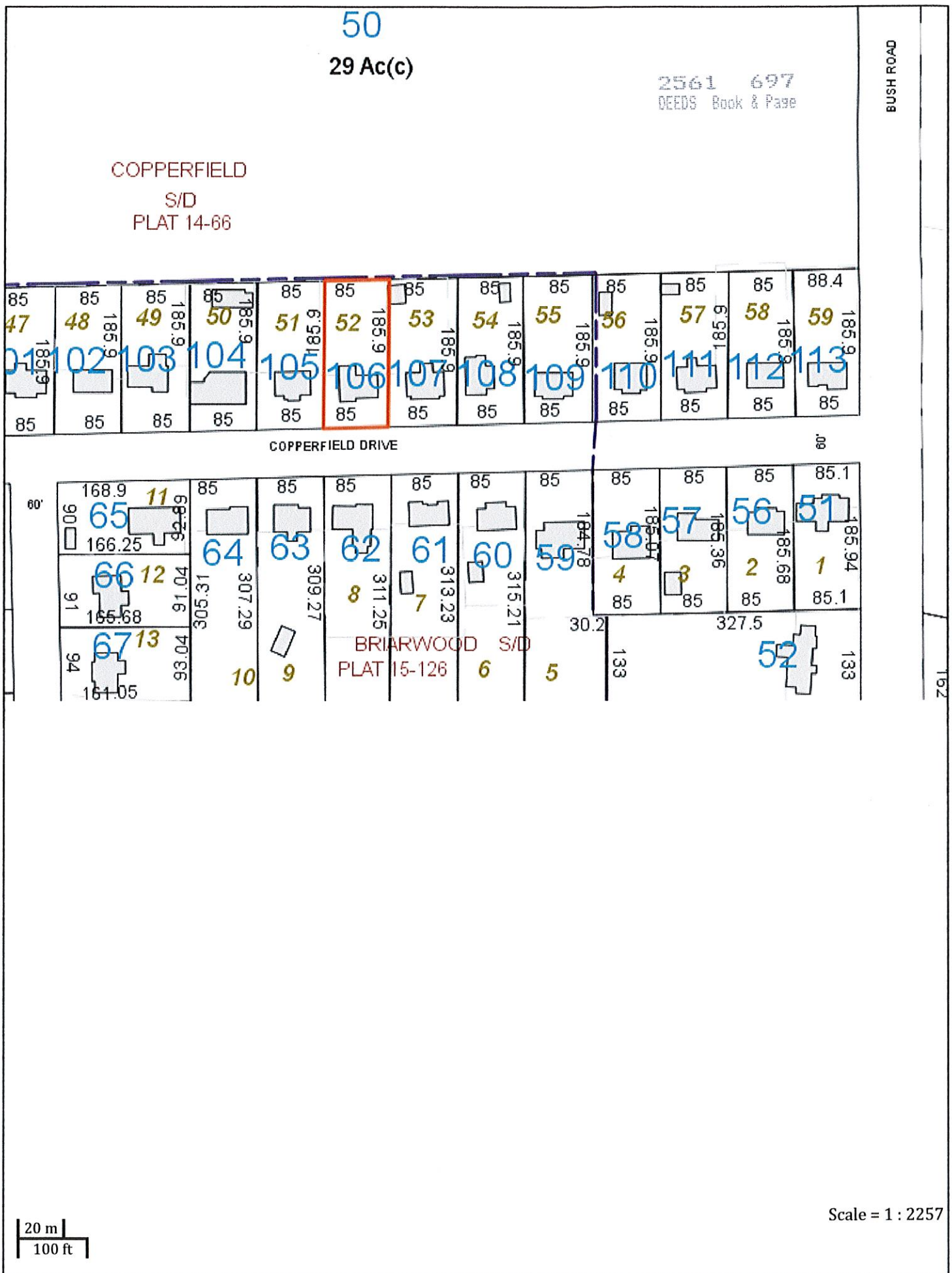
2561 695
DEEDS Book & Page

ORDINANCE 2019-154

2561 696
DEEDS Book & Page

CORPORATE LIMITS

BEFORE ANNEXATION

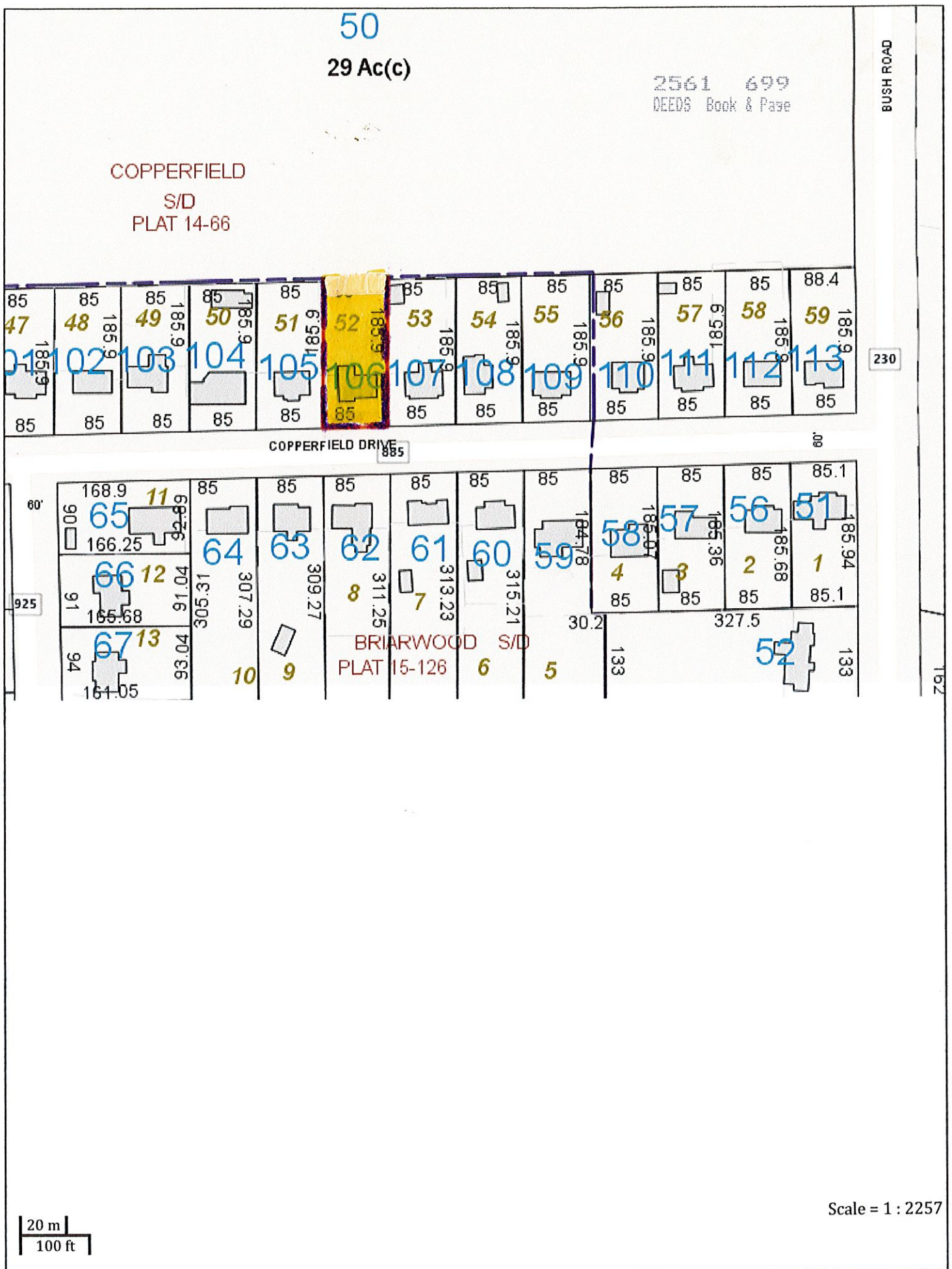


ORDINANCE 2019-154

CORPORATE LIMITS

2561 698
DEEDS Book & Page

AFTER ANNEXATION



CITY OF SMITHS STATION
P. O. BOX 250
Smiths Station, Alabama 36877

2561 700
DEEDS Book & Page

ORDINANCE 2018-154

CERTIFICATION

I, Scott E. Johnston, City Clerk of the City of Smiths Station, Alabama hereby certify the attached to be a true and correct copy of the ordinance adopted by the City Council of Smiths Station, Alabama at the regular meeting held on **February 12, 2018** as same appears in minutes of record of said meeting and published by posting copies thereof on **February 13, 2019** at the public places listed below, which copies remained posted for five business days, through **February 20, 2019**. The ordinance will remain posted for a minimum of thirty days.

City Hall
Rainbow Foods
U.S. Post Office
Terry's Grocery

2336 Lee Road 430
2461 Lee Road 430
2720 Lee Road 430
9309 Lee Road 246

Smiths Station, AL 36877
Smiths Station, AL 36877
Smiths Station, AL 36877
Smiths Station, AL 36877



Scott E. Johnston, City Clerk

(SEAL)

