



Minutes of the City of Calera Council Meeting – October 15, 2018

The Council of the City of Calera met in the Council Chambers of the City Hall at 7901 Highway 31 on Tuesday, October 15, 2018 at 6:30 p.m., in a regular meeting. Mayor Graham presiding.

Mayor and Council Members Present:

Jon G. Graham, Mayor
David Bradshaw, Council Member
Chris Bunn, Council Member
Philip Busby, Council Member
Ernest Montgomery, Council Member
Kay Snowden Turner, Council Member
Alan Watts, Council Member

Department Heads Present:

Reggie Darden, Building Official
Kelly Ellison, Finance Director
Seth Gandy, Park and Recreation Director
Sean Kendrick, Fire Chief
Sean Lemley, Police Chief
Chris Pappas, City Engineer
Alison Powers, Library Director
Doug Smedley, Sewer Operations Director

Absent:

Matt Worthen, IT Services Manager

Guests:

Calvin Morgan, Bill Davis, Arianne Turner, Markus Snowden, Randy Krueger, Joe and Stephanie Brantley, Jasmine Agnew

Mayor Graham called the meeting to order at 6:30 p.m.

Word of Prayer and Pledge of Allegiance:

Joe Brantley opened the meeting with prayer and the Pledge of Allegiance.

Approval of Minutes:

Council Member Bradshaw made a motion to approve and dispense with the reading of the following minutes:

Regular Meeting – October 1, 2018
Work Session – October 1, 2018

Council Member Busby seconded said motion and upon vote, the results were as follows:

AYES: Bradshaw, Bunn, Busby, Graham, Montgomery, Turner, Watts

NAYS: None

Motion Passed

REPORTS OF DEPARTMENT HEADS:

Sean Lemley, Police Chief reported their Special Response vehicle has been fitted with an expandable mast. This vehicle was recently used at the Friday Night football game and during the tournament held Sunday at the Eagle Sports Complex. This vehicle allows the police department to monitor all of the property. Please visit the City of Calera Police Department Facebook site for photos and more information.

Sean Lemley, Police Chief presented the attached K-9 proposal for approval.

Seth Gandy, Parks and Recreation Director reported online basketball registration will remain open for the next two weeks. The number of children registered has increased from last season.

COUNCIL MEMBER REPORTS:

Council Member Turner made the following announcements: Soft Opening of Bertolone's, Locations accepting donations for Hurricane Relief items, Halloween Safety Tips and Meet and Greet for November 5, 2018 has been cancelled.

Council Member Busby requested an update on the following projects: Police Department Roof Repairs and Highway 31 Paving Project.

The repairs are currently being made on the Police Department roof. Two different contracts are listed in the February letting, therefore paving should begin either March or April 2019.
Council Member Montgomery discussed the Skating Rink Property.

MAYOR REPORT:

Mayor Graham discussed the Police Department K-9 Proposal and reported we should be able to begin burning at the Skating Rink property in November.

OLD BUSINESS:

Ordinance No. 2018-05 – Establish Standards and Definitions for Mobile Food Units (aka Food Trucks) (Copy Attached)

Council Member Montgomery moved that Ordinance No. 2018-05 be adopted, which motion was seconded by Council Member Bradshaw and upon vote the results were as follows:

AYES: Montgomery, Watts, Bradshaw, Graham, Bunn, Busby

NAYS: Turner

Motion Passed – Adopted this 15th day of October, 2018

NEW BUSINESS

PUBLIC HEARING

Ordinance No. 2018-07 - Annexation Request Parcel ID 35 2 03 0 001 006.000 Betty Ingram (See Attached)

Council Member Bradshaw moved unanimous consent of the Council is given for immediate action upon said Ordinance. Council Member Bunn second said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Turner moved Ordinance No. 2018-07 be adopted. Council Member Watts seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

Motion Passed – Adopted this 15th day of October, 2018

Ordinance No. 2018-08 - Annexation Request Parcel ID 28 3 05 1 001 024.000 Alfred R. Burroughs (See Attached)

Council Member Bradshaw moved unanimous consent of the Council is given for immediate action upon said Ordinance. Council Member Busby second said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Turner moved Ordinance No. 2018-08 be adopted. Council Member Bunn seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

Motion Passed – Adopted this 15th day of October, 2018

Ordinance No. 2018-09 - Annexation Request Parcel ID 28 3 05 1 001 023.000 Josef W. Burroughs, (See Attached)

Council Member Turner moved unanimous consent of the Council is given for immediate action upon said Ordinance. Council Member Bradshaw second said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Busby moved Ordinance No. 2018-09 be adopted. Council Member Montgomery seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

Motion Passed – Adopted this 15th day of October, 2018

Council Member Bunn made a motion to approve Chief Lemley's K-9 proposal. Council Member Watts seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

Motion Passed – Adopted this 15th day of October, 2018

Council Member Busby made a motion to adjourn the meeting at 6:54 p.m.

Approved this 5th day of November, 2018.

Jon G. Graham, Mayor

ATTEST:

Connie B. Payton, City Clerk

Mayor Graham introduced the following Ordinance:

ORDINANCE NO. 2018-05

AN ORDINANCE TO ESTABLISH STANDARDS AND DEFINITIONS FOR MOBILE FOOD UNITS (aka FOOD TRUCKS)

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CALERA, ALABAMA, as follows:

Section 1. Definitions

Mobile Food Unit (aka Food Trucks) - A self-contained vehicle, trailer or pushcart that serves prepared foods or prepares and serves food in various locations of the City.

Commissary - A permitted food establishment to which a mobile food unit returns daily for such reasons as discharging liquid or solid waste, refilling tanks, water, ice bins, etc., and boarding food.

Food (s) - Any type of edible substance intended for consumption by any living creature, including but not limited to: natural persons, dogs, cats, etc.

Section 2. Standards and Requirements for Operation

1. All Mobile Food Unit operators shall obtain an annual business license issued by the City of Calera for each Mobile Food Unit prior to commencing any food sales in the City. Said license shall be assigned the NAICS Code 722330 and shall be subject to Schedule A. Said license shall be provided for both the Mobile Food Unit as well as the commissary from which the food is obtained.
2. Business licenses shall be issued for the period beginning January 1 and ending December 31 of each year. This license shall be posted in a visible location on the Mobile Food Unit at all times while in operation. In order to obtain said license, operators shall submit copies of all required and current Shelby County Health Department approvals for both commissary and each Mobile Food Unit. Applicant shall be responsible for having each unit inspected and approved by the City Fire Marshal prior to issuance of a business license.
3. All Mobile Food Units must be located off the public rights-of-way.
4. Mobile Food Units shall only be located and operated in areas and/or districts zoned nonresidential unless they are temporarily operated for specific events held at a church that is located on a parcel zoned for residential use. Mobile Food Units shall be allowed to operate in residential areas when permitted in writing by a homeowners association.
5. Mobile Food Unit operators shall have approval of the property and business owner(s) for each location at which the Mobile Food Unit operates. This approval shall be in writing, signed by the property and business owner(s) and shall remain on the Mobile Food Unit at all times and must be made available for inspection upon request of any City Official at any time during the operation of the Mobile Food Unit.

6. Hours of operation for all Mobile Food Units shall be limited to 6:00 a.m. to 10:00 p.m. local time unless they have the City's written approval to operate for extended hours related to special events. If an exception request is denied by the Zoning Department, the applicant has the right to appeal to the City Council.
7. No Mobile Food Unit shall operate on more than two (2) individual sites within the City per day.
8. A gathering of more than two (2) Mobile Food Units on the same site per day shall be approved by the Zoning Administrator on an individual basis. Property owners wishing to allow mobile food units to use their property can meet with the Zoning Department to have an allowable, pre-approved number of mobile food units established for use on -+their property. The property owner shall then be allowed to have that maximum number of units at their property on any given day without requiring repeated approval from the Zoning Department.
9. Mobile Food Units shall not be located within two hundred (200) feet of the main entrance of the nearest restaurant during the restaurant's posted hours of operation.
10. No mobile food unit shall operate within five hundred (500) feet of any fair, stadium, carnival, circus, festival, special event, civic event, entertainment district or other like sponsored event that is licensed or authorized by the City, unless they are authorized by the sponsor to be participants in such event.
11. Mobile Food Units shall not block or limit access to any fire hydrant, sidewalk, utility boxes, handicap ramps and/or building entrances.
12. Mobile Food Unit operators are responsible for the proper disposal of waste and trash associated with the operation. Operators shall remove all waste and trash daily to maintain the health and safety of the public and to; prevent any adverse odors.
13. No Mobile Food Unit shall be left unattended or stored at any time on the vending site when vending is not taking place. During days of non-operation, the Mobile Food Unit and all associated vehicles, etc., must be removed from the premises.
14. All associated equipment, including trash receptacles, must be located within three (3) feet of the Mobile Food Unit.
15. No fire lanes, vehicular access ways or pedestrian walkways may be obstructed or encroached upon by the Mobile Food Unit.
16. Audible devices (i.e. amplified microphones, audio speakers, bull horns, etc.) shall not have an audible distance greater than 50' from the mobile food unit. (This would not impact traditional music for Ice Cream trucks). No flashing lights or any other distraction shall be permitted as a part of the Mobile Food Unit operation. A mobile food vehicle and/or pushcart may use lights with appropriate protective shield for the purpose of illuminating merchandise. This shall not apply to special events. Special events shall be permitted on an individual basis by the Zoning Department.

17. Extension cords may be permitted to supply power to the Mobile Food Unit with written permission from the owner of the building from which power is being drawn. Extension cords cannot be placed in such a manner to create a public safety or tripping hazard.

18. Mobile Food Units shall not occupy parking spaces required to fulfill the minimum requirements of a principal use, unless they have the written approval of the Zoning Department or the hours of operation of the principal use do not coincide with those of the Mobile Food Unit.

19. Signage is limited to signage located on the Mobile Food Unit and 1 double-sided A frame sandwich board sign (24" wide x 36" high, maximum) and 1 flag sign (2.5' wide x 12' high, maximum). No portable signage is allowed other than menu boards. **At no time** shall any signage be placed within the public right-of-way or in a location that blocks sight distance.

20. No Mobile Food Unit shall make or solicit any sales to occupants of vehicles or engage in any activities which impede vehicular traffic.

21. No Mobile Food Unit shall specifically designed to provide a drive-through service.

22. The operator of a Mobile Food Unit shall comply with all applicable sales, use and other tax ordinances and regulations.

23. The proposed Mobile Food Unit vending activity shall comply with all applicable laws including but not limited to the Americans with Disabilities Act.

24. Any Mobile Food Unit being operated without a valid license issued by the City shall be deemed a public safety hazard and may be subject to enforcement according to Section 3 of this Ordinance.

25. A Mobile Food Unit operating at any unauthorized location or beyond the hours for which the operation has been approved shall be deemed operating without a license in violation of this section and may be subject to enforcement according to Section 3 of this Ordinance.

26. The license shall be subject to additional limitations on hours and days of operation that the City determines are appropriate to prevent conflict with special events. Examples of special events include, but are not limited to, construction, parades, sponsored marathons and blocked streets to allow licensed events. The City shall not be required to provide alternate locations for operation during the actuation of any of the special events.

Section 3. Penalties

A violation of this Ordinance shall constitute an offense against the City of Calera. Any person violating any provision of this ordinance may be issued a citation by the Calera Police Department or at the request of the Revenue Officer or his/her designee be issued a summons and shall be required to appear in the Calera Municipal Court. Upon conviction, any person shall be subject to any fines and other applicable court costs which may be assessed by the Calera Municipal Court for offenses against the City. Each day a violation continues shall be a separate offense.

Section 4. Exceptions

The City shall, at its discretion, be authorized to issue a business license exemption to any Mobile Food Unit who is operating in an organized civic event, festival, celebration, non-profit event or any other event where it is deemed as being in the public's interest in order to exempt the operator of the Mobile Food Unit from business license fees; however, all operators are still responsible for the collection and timely remittance of sales taxes associated with the sale of said inventory, as well as inspection of food preparation facilities by the City Fire Marshal and the Shelby County Health Department.

No person, firm or corporation shall be licensed under this schedule to avoid paying a license on gross receipts from sales or services required by any other schedule of this ordinance.

Section 5. That all other provisions of the Code of Ordinances of the City of Calera are to remain in full force and effect and shall not be affected by these amendments.

Section 6. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 7. That the provisions of this Ordinance shall become effective immediately upon its adoption and publication.

Council Member Montgomery moved that Ordinance No. 2018-05 be adopted, which motion was seconded by Council Member Bradshaw and upon vote the results were as follows:

AYES: Montgomery, Watts, Bradshaw, Graham, Bunn, Busby

NAYS: Turner

Adopted this 15th day of October, 2018.

Mayor Graham declared Ordinance No. 2018-05 adopted.

Connie B. Payton, City Clerk

Jon G. Graham, Mayor

Mayor Graham introduced the following Ordinance:

ORDINANCE NO. 2018-07

WHEREAS, on or about the 26th day of September, 2018, Betty Ingram, filed a petition with the City Clerk of the City of Calera, Alabama as required by 11-42-20 and 11-42-21, Code of Alabama 1975, as amended, petitioning and requesting that the property hereinafter described be annexed to the municipality of the City of Calera, Alabama, which petition contained an accurate description of the property proposed to be annexed together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, and the signature of the owner of the property described were signed thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CALERA, AS FOLLOWS:

1. That the City of Calera, Alabama does adopt this Ordinance assenting to the annexation of the property owned by the above referenced property owner, as described in:

Exhibit A

to the municipality of the City of Calera, Alabama.

2. That the corporate limits of the City of Calera, Alabama, be extended and rearranged so as to embrace and include such property and such property shall become a part of the corporate area of such municipality upon the date of publication or posting of this Ordinance, as provided for in the Code of Alabama as cited above.

3. That the City Clerk be and she is hereby authorized and directed to file a copy of this ordinance, including an accurate description of the property being annexed, together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, to which said property is being annexed in the office of the Judge of Probate of Shelby County, Alabama.

4. That the Zoning Map of the City of Calera, Alabama and any other official maps or surveys of the City shall be amended to reflect the annexation of the above described property, and that a copy of this Ordinance be transmitted to the City Planning Commission and the Zoning Administrator.

Council Member Bradshaw moved unanimous consent of the Council is given for immediate action upon said Ordinance. Council Member Bunn seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Turner moved that Ordinance No. 2018-07 be adopted. Council Member Watts seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

Adopted this 15th day of October, 2018.

Mayor Graham declared Ordinance No. 2018-07 adopted.

Jon G. Graham, Mayor

Attest:

Connie B. Payton, City Clerk

State of Alabama
County of Shelby

Date Filed 9/26/18

We, being the owner or owners of the following described property do hereby request annexation into the corporate limits of the City of Calera.

The property is located and contained within an area contiguous to the corporate limits of the City of Calera, Alabama, a city of more than 11,000 population, and show(s) the City of Calera, Alabama that such property does not lie with the corporate limits or police jurisdiction of any other municipality than Calera, and hereby sign(s) written petition in accordance with 11-41-20 and 11-42-21, Code of Alabama 1975, as amended, requesting that such property described below be annexed to the City of Calera, Alabama. Also attached hereto is a map and legal description of the said property to be annexed showing its relationship to the corporate limits of the City of Calera, Alabama as in accordance with the provision of the Code of Calera, Alabama as in accordance with the provisions of the Code of Alabama as cited above .

Said property is described in the attached Exhibit A.

Said property will not be annexed until legal description is approved by the City of Calera.

Betty O. Ingram

Property Owner

Connie B. Payt

Witness

Betty O. Ingram

Property Owner

9/26/18

Date

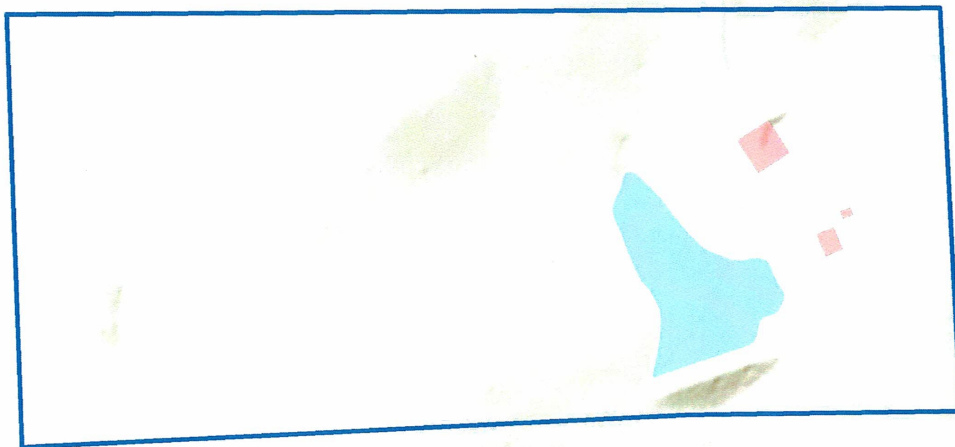
9-26-18

Date

9/26/18

Date

Parcel 35 2 030 001 006.000
2740 16th Street Calera



CRESTHAVEN DR

BONNIEVILLE DR



Date: 09-28-2018

Shelby County, AL Property Record Information

Page: 1

PIN#: 35 2 03 0 001 006.000		Assessment Year: 2017		T24N R13E Sec3	
Owner Name			Owner Name		
INGRAM BETTY O					
Address		Address		City, State Zip	
2740 16TH ST				CALERA, AL 35040	
Site Information					
Subdivision Name:		Primary Lot:		Secondary Lot:	
Block: 000		Map Book: 0		Map Page: 0	
Lot Dimension 1: 0		Lot Dimension 2: 0		Acres: 21	
Municipality: Unincorporated					
Description					
COM SE COR SW1/4 OF SE1/4 W ALG SEC LN 1428 N660 TO POB CONT N660 E1428 S660 W TO POB					
Remarks					
PER JSD(2014)					
Document Links					
https://probaterecords.shelbyal.com/DocDescMain.aspx?sk=20090107000004070					
https://probaterecords.shelbyal.com/DocDescMain.aspx?sk=20010906000385021					
https://probaterecords.shelbyal.com/DocDescMain.aspx?sk=19980520000184101					

EXHIBIT A – LEGAL DESCRIPTION

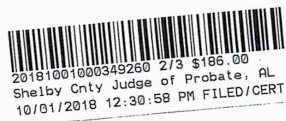
The N $\frac{1}{2}$ of that certain tract of land situated in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 3, Township 24, Range 13 East, described as follows: Beginning at the SE corner of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 3, Township 24, Range 13 East and run thence West along the South line of said Section 3 a distance of 476 yards; run thence North 440 yards; run thence East 476 yards; run thence South 440 yards to the point of beginning.

AND

EASEMENT PARCEL A NON-EXCLUSIVE EASEMENT

An easement of fifty feet in width, across a parcel of land in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 3, Township 24 North, Range 13 E, being the same land described in a deed to Joe Killingsworth, recorded in Deed Book 217, page 529, of the real property records of Shelby County, Alabama. Said easement being more particularly described as being 25 feet on each side of the following described line:

Commencing at the NE Corner of the SW quarter of the SE quarter of Section 3; thence S 89°07'26" W, along the north line of sixteenth section, a distance of 318.02 feet to a point, in the center of an existing 50 foot easement, a distance of 178.23 feet to a point; thence N 88°42'31" W, a distance of 25.02 feet to a POB on the west edge of said existing easement; thence S 65°37'00" W, a distance of 76.43 feet, to a point; thence S 51°49'14" W, a distance of 186.68 feet to a point; thence S 63°57'57" W, a distance of 83.64 feet to a point on the north line of the Southwest quarter of the Southeast quarter of Section 3. The herein described easement contains 0.398 acres of land.



Mayor Graham introduced the following Ordinance:

ORDINANCE NO. 2018-08

WHEREAS, on or about the 30th day of September, 2018, Alfred R. Burroughs, filed a petition with the City Clerk of the City of Calera, Alabama as required by 11-42-20 and 11-42-21, Code of Alabama 1975, as amended, petitioning and requesting that the property hereinafter described be annexed to the municipality of the City of Calera, Alabama, which petition contained an accurate description of the property proposed to be annexed together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, and the signature of the owner of the property described were signed thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CALERA, AS FOLLOWS:

1. That the City of Calera, Alabama does adopt this Ordinance assenting to the annexation of the property owned by the above referenced property owner, as described in:

Exhibit A

to the municipality of the City of Calera, Alabama.

2. That the corporate limits of the City of Calera, Alabama, be extended and rearranged so as to embrace and include such property and such property shall become a part of the corporate area of such municipality upon the date of publication or posting of this Ordinance, as provided for in the Code of Alabama as cited above.

3. That the City Clerk be and she is hereby authorized and directed to file a copy of this ordinance, including an accurate description of the property being annexed, together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, to which said property is being annexed in the office of the Judge of Probate of Shelby County, Alabama.

4. That the Zoning Map of the City of Calera, Alabama and any other official maps or surveys of the City shall be amended to reflect the annexation of the above described property, and that a copy of this Ordinance be transmitted to the City Planning Commission and the Zoning Administrator.

Council Member Bradshaw moved unanimous consent of the Council is given for immediate action upon said Ordinance. Council Member Busby seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Turner moved that Ordinance No. 2018-08 be adopted. Council Member Bunn seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

Adopted this 15th day of October, 2018.

Mayor Graham declared Ordinance No. 2018-08 adopted.

Jon G. Graham, Mayor

Attest:

Connie B. Payton, City Clerk

State of Alabama
County of Shelby

Date Filed 9-30-18

We, being the owner or owners of the following described property do hereby request annexation into the corporate limits of the City of Calera.

The property is located and contained within an area contiguous to the corporate limits of the City of Calera, Alabama, a city of more than 11,000 population, and show(s) the City of Calera, Alabama that such property does not lie with the corporate limits or police jurisdiction of any other municipality than Calera, and hereby sign(s) written petition in accordance with 11-41-20 and 11-42-21, Code of Alabama 1975, as amended, requesting that such property described below be annexed to the City of Calera, Alabama. Also attached hereto is a map and legal description of the said property to be annexed showing its relationship to the corporate limits of the City of Calera, Alabama as in accordance with the provision of the Code of Calera, Alabama as in accordance with the provisions of the Code of Alabama as cited above .

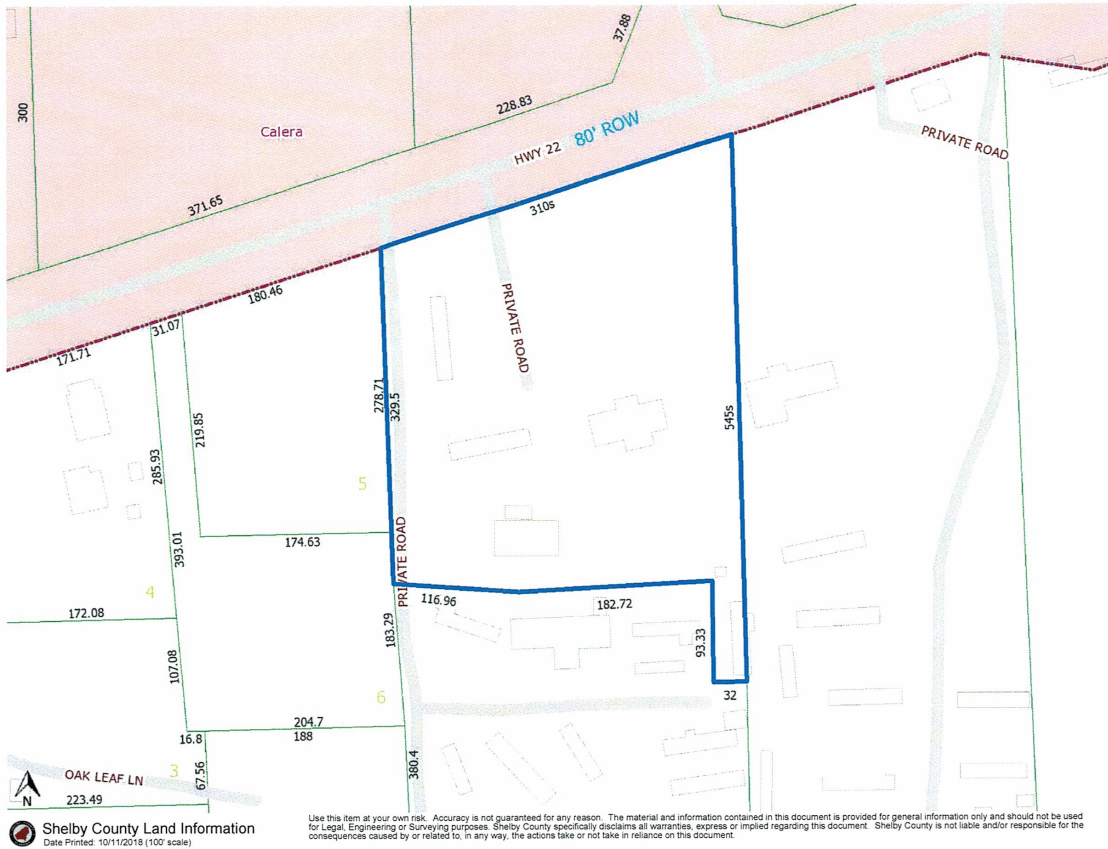
Said property is described in the attached Exhibit A.

Said property will not be annexed until legal description is approved by the City of Calera.

<u>A.R. Burroughs</u>	<u>9-30-2018</u>
Property Owner	Date
<u>[Signature]</u>	<u>9-30-2018</u>
Witness	Date
<u>A.R. Burroughs, [Signature]</u>	<u>9-30-2018</u>
Property Owner	Date

Parcel ID 28 3 051 001 024.000

A.R. Burroughs





Date: 10-11-2018

Shelby County, AL Property Record Information

Page: 1

PIN#: 28 3 05 1 001 024.000		Assessment Year: 2017		T22S R02W Sec5	
Owner Name			Owner Name		
BURROUGHS ALFRED R & OLIVIA					
Address		Address		City, State Zip	
3419 HWY 31 SOUTH				PELHAM, AL 35124	
Site Information					
Subdivision Name:		Primary Lot:		Secondary Lot:	
Block: 000		Map Book: 0		Map Page: 0	
Lot Dimension 1: 310		Lot Dimension 2: 329.5		Acres: 2.4	
Municipality: Unincorporated					
Description					
COM SW COR NE1/4 E748.04 N380.4 TO POB; CONT N329.5 TO S ROW CO RD#22 NELY ALG ROW 310(S) S545(S) W32 N93.33 W182.72 CONT W116.96 TO POB					
Remarks					
DB 194 P 184;					
Document Links					
https://probaterecords.shelbyal.com/DocDescMain.aspx?sk=20040213000074840					

Exhibit "A"

20040213000074840 Pg 2/2 60.00
Shelby County Judge of Probate, AL
02/13/2004 08:49:00 FILED/CERTIFIED

Legal Description

The West Half of the following parcel of land, namely: commence at the Southwest corner of the SW 1/4 of NE 1/4, Section 5, Township 22, Range 2 West, Shelby County, Alabama; thence along the South line of said forty 88 degrees 40 minutes East 748.2 feet to the point of beginning of said tract of land; from said point of beginning run North 5 degrees West 709.9 feet to the South right of way line of what is known as the old Tuscaloosa Highway; thence in a Northeasterly direction along the South right of way line of said highway to the point where said right of way intersects the East line of said forty; thence South along the East line of said forty to the Southeast corner of said SW 1/4 of NE 1/4; thence West along the South line of said forty 571.8 feet, more or less, to the point of beginning.
Except right of way of Highway No. 22,
LESS AND EXCEPT, property conveyed to Jose Martinez and Juan Carlos Gallo-Martinez in deed recorded in Inst. NO. 1999-47300, Probate Office of Shelby County, Alabama.

Mayor Graham introduced the following Ordinance:

ORDINANCE NO. 2018-09

WHEREAS, on or about the 30th day of September, 2018, Josef W. Burroughs, filed a petition with the City Clerk of the City of Calera, Alabama as required by 11-42-20 and 11-42-21, Code of Alabama 1975, as amended, petitioning and requesting that the property hereinafter described be annexed to the municipality of the City of Calera, Alabama, which petition contained an accurate description of the property proposed to be annexed together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, and the signature of the owner of the property described were signed thereto;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CALERA, AS FOLLOWS:

1. That the City of Calera, Alabama does adopt this Ordinance assenting to the annexation of the property owned by the above referenced property owner, as described in:

Exhibit A

to the municipality of the City of Calera, Alabama.

2. That the corporate limits of the City of Calera, Alabama, be extended and rearranged so as to embrace and include such property and such property shall become a part of the corporate area of such municipality upon the date of publication or posting of this Ordinance, as provided for in the Code of Alabama as cited above.

3. That the City Clerk be and she is hereby authorized and directed to file a copy of this ordinance, including an accurate description of the property being annexed, together with a map of the said property showing its relationship to the corporate limits of the City of Calera, Alabama, to which said property is being annexed in the office of the Judge of Probate of Shelby County, Alabama.

4. That the Zoning Map of the City of Calera, Alabama and any other official maps or surveys of the City shall be amended to reflect the annexation of the above described property, and that a copy of this Ordinance be transmitted to the City Planning Commission and the Zoning Administrator.

Council Member Turner moved unanimous consent of the Council is given for immediate action upon said Ordinance. Council Member Bradshaw seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

The Mayor declared said motion carried and unanimous consent given.

Council Member Busby moved that Ordinance No. 2018-09 be adopted. Council Member Montgomery seconded said motion and upon vote the results was as follows:

AYES: Graham, Bradshaw, Bunn, Busby, Montgomery, Turner, Watts

NAYS: None

Adopted this 15th day of October, 2018.

Mayor Graham declared Ordinance No. 2018-09 adopted.

Jon G. Graham, Mayor

Attest:

Connie B. Payton, City Clerk

State of Alabama
County of Shelby

Date Filed 9-30-18

We, being the owner or owners of the following described property do hereby request annexation into the corporate limits of the City of Calera.

The property is located and contained within an area contiguous to the corporate limits of the City of Calera, Alabama, a city of more than 11,000 population, and show(s) the City of Calera, Alabama that such property does not lie with the corporate limits or police jurisdiction of any other municipality than Calera, and hereby sign(s) written petition in accordance with 11-41-20 and 11-42-21, Code of Alabama 1975, as amended, requesting that such property described below be annexed to the City of Calera, Alabama. Also attached hereto is a map and legal description of the said property to be annexed showing its relationship to the corporate limits of the City of Calera, Alabama as in accordance with the provision of the Code of Calera, Alabama as in accordance with the provisions of the Code of Alabama as cited above .

Said property is described in the attached Exhibit A.

Said property will not be annexed until legal description is approved by the City of Calera.

[Signature]
Property Owner

9-30-2018

Date
9/30/18

[Signature]
Witness

Date
9-30-2018

[Signature]
Property Owner

Date

Parcel ID 28 3 05 1 001 023.000





Date: 10-11-2018

Shelby County, AL Property Record Information

Page: 1

PIN#: 28 3 05 1 001 023.000		Assessment Year: 2017		T22S R02W Sec5	
Owner Name			Owner Name		
BURROUGHS JOSEF W & ELIZABETH D					
Address		Address		City, State Zip	
10480 HWY 22				CALERA, AL 35040	
Site Information					
Subdivision Name:		Primary Lot:		Secondary Lot:	
Block: 000		Map Book: 0		Map Page: 0	
Lot Dimension 1: 0		Lot Dimension 2: 0		Acres: 5.3	
Municipality: Unincorporated					
Description					
E 265' OF SW1/4 OF NE1/4 S OF CO RD 22 OF SEC5 T22S R2W					
Remarks					
DB 191 P 17:					
Document Links					
https://probaterecords.shelbyal.com/DocDescMain.aspx?sk=20080303000084810					
https://probaterecords.shelbyal.com/DocDescMain.aspx?sk=20040209000065310					
https://probaterecords.shelbyal.com/DocDescMain.aspx?sk=19950630000171971					

Exhibit "A"

The East Half of the following parcel of land, namely: Commence at the Southwest corner of the SW 1/4 of NE 1/4, Section 5, Township 22 South, Range 2 West, Shelby County, Alabama; thence along the South line of said forty 88 degrees 40 minutes East 748.2 feet to the point of beginning of said tract of land; from said point of beginning run North 5 degrees West 709.9 feet to the South right of way line of what is known as the Old Tuscaloosa Highway; thence in a Northeasterly direction along the South right of way line of said highway to the point where said right of way intersects the East line of said forty; thence South along the East line of said forty to the Southeast corner of said SW 1/4 of NE 1/4; thence West along the South line of said forty 571.8 feet, more or less, to the point of beginning.
Situating in Shelby County, Alabama.