

RESOLUTION NO. 17- 114

**RESOLUTION OF ACCEPTANCE OF PETITION FOR ANNEXATION
PURSUANT TO ACT NO. 32 OF THE ACTS OF THE LEGISLATURE OF
THE STATE OF ALABAMA BY THE CITY OF HOMEWOOD,
ALABAMA, AND NOTICE OF PUBLIC HEARING FOR THE
CONSIDERATION OF SAID PETITION BY HOMEWOOD CITY
COUNCIL.**

WHEREAS, the foregoing petition for annexation of contiguous territory to the City of Homewood, Alabama, by all of the owners thereof, having been duly presented to the City Council of the City of Homewood, Alabama, at its regular meeting held on the **26th day of June, 2017**, and same having been fully understood by the City Council, and it being the desire and intention of said City Council to accept same and to order a public hearing to be held as provided by law.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, regular meeting duly assembled, a quorum being present, as follows:

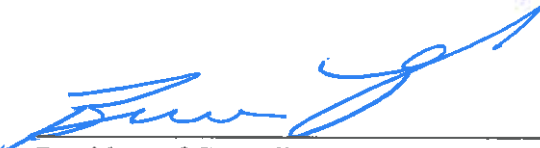
1. That said petition be and the same hereby is accepted.
2. That the City Clerk be and she hereby is authorized and directed to publish, or cause to be published, the aforesaid petition and this Resolution one time in a newspaper of general circulation in Jefferson County, Alabama, together with a notice that on the aforesaid date of the **13th day of November, 2017**, which shall be not less than 90 days from the date of said publication, the City Council of the City of Homewood, Alabama, will consider the adoption of an ordinance annexing the hereinabove described territory to the City of Homewood.

3. NOTICE OF A PUBLIC HEARING.

That the **13th day of November, 2017**, be and the same hereby is set as the date of a public hearing to determine the truth of the matters set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing and to determine whether or not it is in the public interest that aforesaid property be annexed to said City.

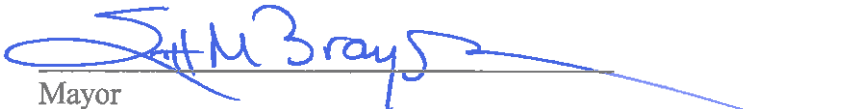
4. That this resolution, together with said petition, be spread upon the minutes of this meeting and become a part thereof.

ADOPTED this the 24 day of August, 2017.



President of Council

APPROVED:



Mayor

ATTEST:



City Clerk

This notice published in the Birmingham News on the 28 day of July, 2017.

This notice posted: July 25, 2017.

At the following locations: Mayor's Office (City Hall), Homewood Public Library, Homewood Senior Center (Oak Grove Road) and Lee Community Center (Rosedale)

And at www.homewoodal.net.

TO: CITY OF HOMEWOOD, ALABAMA, a municipal corporation

Comes now the undersigned, being all of the owners of property as described in Exhibit "A" attached hereto, which said property is contiguous to the limits of the City of Homewood, Alabama, and not within the corporate limits of any other municipality, and respectfully requests, pursuant to Act No. 32 of the Acts of the Legislature of the State of Alabama enacted during the 1964 Special Session of the Legislature of the State of Alabama and approved on August 24, 1964, the City Council of the City of Homewood to do all things and take such action as may be necessary and proper to annex the property described on Exhibit "A" and attached hereto into the City of Homewood, Alabama.

Owners:	Signature	Address:
<u>Melba Kane</u>		<u>913 Shades Crest Road</u>
<u>Jolene Mills</u>		<u>1400 Shades Crest Road</u>

Comes now the undersigned who being duly sworn deposes on oath and states that the foregoing petition contains the names of all of the owners of the property described on the attached exhibit, that said property is not within the limits of any municipality, and is contiguous to the limits of the City of Homewood, Alabama.

Owners



Melba Kane

STATE OF ALABAMA

COUNTY OF JEFFERSON

Before me, the undersigned authority, a notary public, in and for said county and state, personally appeared Melba Kane, who, being duly sworn, acknowledged before me on this date that the foregoing answers to interrogatories are true and correct according to his personal knowledge and belief, and further that he executed the same voluntarily.

Sworn to and subscribed before me on this the 31 day of August, 2016.


My Commission Expires:

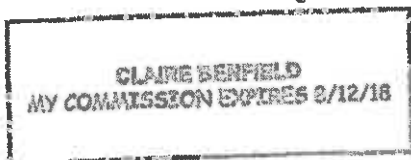


Exhibit A

DESCRIPTION:

LOT 2, ACCORDING TO THE RESURVEY OF LOTS 15-A AND 16-A, BLOCK 7, SHADES CLIFF, AS RECORDED IN MAP BOOK 245, PAGE 3, IN THE PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA. BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGIN AT A POINT AT THE MOST WESTERLY CORNER OF SAID LOT 2, SAID POINT BEING ON THE EASTERLY RIGHT OF WAY LINE OF BERRY ROAD; THENCE RUN NORTHEASTERLY ALONG SAID ROAD RIGHT OF WAY FOR 218.62 FEET TO THE MOST NORTHERLY CORNER OF SAID LOT 2, THENCE TURN $110^{\circ}36'10''$ RIGHT AND RUN SOUTHEASTERLY ALONG THE NORTHEASTERLY LINE OF SAID LOT 2 FOR 151.39 FEET TO THE MOST EASTERLY CORNER OF SAID LOT 2; THENCE TURN $76^{\circ}00'37''$ RIGHT AND RUN SOUTHWESTERLY FOR 202.68 FEET TO THE MOST SOUTHERLY CORNER OF SAID LOT 2; THENCE TURN $100^{\circ}17'51''$ RIGHT AND RUN NORTHWESTERLY FOR 123.71 FEET TO THE POINT OF BEGINNING.

SAID LOT CONTAINS 27,825.7 SQ. FT OR 0.64 ACRES MORE OR LESS.