



*A Grand City* on a CHARMING SCALE

Community Planning & Development

## MEMORANDUM

DATE: January 3, 2013  
TO: Stacy Gilley  
Cc: Herman Marks, City Attorney  
FROM: Karen Smith  
SUBJECT: Agenda Items for City Council

Please place the following items on the agenda for the City Council meeting, scheduled for January 22 2013.

Let us know if you have any questions.

Thank You

1. *Annexation 336-12*  
(*Estes Express*)

(*Recommend Approval*)



*A Grand City* on a CHARMING SCALE

**Planning Department**

January 3, 2013

Honorable Mayor and City Council  
City of Decatur  
P.O. Box 488  
Decatur, AL 35602

RE: Annexation 336-12

Gentlemen:

At the December 18, 2012 meeting of the Decatur City Planning Commission, action was taken **recommending that the annexation petition of Estess Express be accepted by the City Council.**

This property containing a total of 5.4 acres, more or less, is located north of Highway 20 and west side of Finley Island Road., contiguous to the corporate limits of the City of Decatur.

If you have any questions concerning this request, please contact the City Planning Department.

Very truly yours,

DECATUR CITY PLANNING COMMISSION

Karen Smith, Planner  
for Gil Aldrich, Chairman

Cc: Herman Marks, City Attorney

ORDINANCE NO. 13-4139

BE IT ORDAINED by the City Council of the City of Decatur, in the State of Alabama, as follows:

Section 1. A written petition having been signed and filed by the owners of the below described property with the City Clerk, together with a map of the said territory showing its relationship to the corporate limits of the City of Decatur to which said property is proposed to be annexed, requesting that such below described property or territory be annexed to the City of Decatur, a municipal corporation, in the State of Alabama, which petition is brought under, and is found to comply fully with the provisions of Section 11-42-20 to Section 11-42-24, inclusive, Code of Alabama 1975, as amended, said property being contiguous to the present corporate limits, and it being in the public interest for such property to be made a part of the municipality in addition to the territory already within the corporate limits, the City Council of the City of Decatur does hereby assent to the annexation of said property or territory to the City of Decatur, and the corporate limits of the City of Decatur be and hereby are extended and rearranged so as to embrace and include such property, which is described as follows, situated in Morgan County, Alabama, to-wit:

**EXHIBIT "A"**

A tract or parcel of land containing 5.37 acres, more or less, situated, lying and being in the NE-1/4 of the SE- 1/4 of Section 9, Township 5 South, Range 5 West, Morgan County, State of Alabama, and being more particularly described as beginning at the NE corner of the SE-1/4 of Section 9 (hereinbefore referred to) and running thence southerly along the easterly margin of said SE-1/4 a distance of 97.3 feet to a point; thence turning an angle of 89 degrees 26 minutes measured counterclockwise from back tangent and running westerly parallel to the northerly margin of said SE-1/4 a distance of 7.46 feet to a point on the westerly margin of Finley Island Road; thence turning an angle of 90 degrees 00 minutes and running southerly along said westerly margin of said Finley Island Road a distance of 249.99 feet to a point, said point being the true point of beginning of the tract herein described; thence continuing southerly along the last described line, if extended, and along the westerly margin of said Finley Island Road, for a distance of 319.98 feet to a point; thence turning an angle of 90 degrees 00 minutes and running westerly for a distance of 729.93 feet to a point; thence turning an angle of 90 degrees 34 minutes measured counterclockwise from back tangent and running northerly for a distance of 320.0 feet to a point; thence turning an angle of 89 degrees 26 minutes measured counterclockwise from back tangent and running easterly for a distance of 733.09 feet to a point on the westerly margin of Finley Island Road, the true point of beginning.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

Authenticated:

Stacy Gilly, City Clerk

APPROVED this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_.

Don Kyle  
Mayor of the City of  
Decatur, Alabama