

ORDINANCE NO. 12-4135

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 Limestone County, Alabama, to-wit:

(SEE ATTACHED EXHIBIT "A")

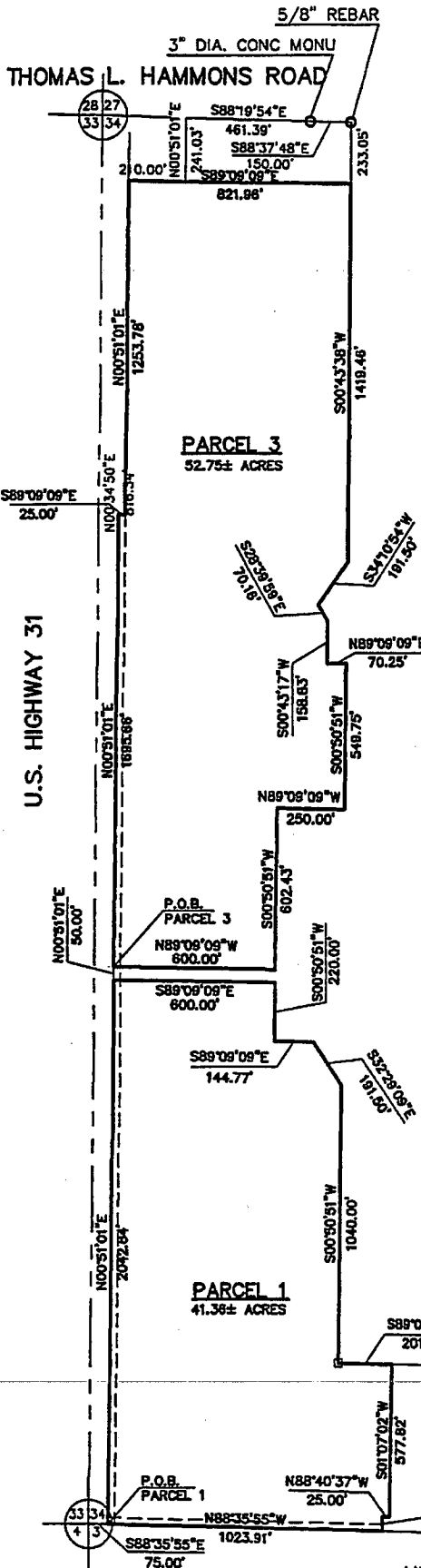
ADOPTED this _____ day of _____, 20 _____.

Authenticated:

Stacy Gilley, City Clerk

APPROVED this _____ day of _____, 20 _____.

Don Kyle
Mayor of the City of
Decatur, Alabama



PROPERTY DESCRIPTION - PARCEL 1
 COMMENCE AT THE SOUTHWEST CORNER OF SECTION 34, T4S, R4W, LIMESTONE COUNTY, ALABAMA; THENCE S88°35'55"E (ALABAMA STATE PLANE COORDINATE SYSTEM - GRID BEARING) ALONG THE SOUTH BOUNDARY OF SAID SECTION 34 A DISTANCE OF 75.00 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF U.S. HIGHWAY 31 AND THE POINT OF BEGINNING; THENCE N00°51'01"E ALONG THE EAST RIGHT-OF-WAY LINE OF SAID HIGHWAY 31 A DISTANCE OF 2042.84 FEET TO A POINT; THENCE LEAVING RIGHT-OF-WAY OF SAID HIGHWAY 31 S89°09'09"E A DISTANCE OF 600.00 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 220.00 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 144.77 FEET TO A POINT; THENCE S32°29'09"E A DISTANCE OF 191.50 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 1040.00 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 201.74 FEET TO A POINT; THENCE S01°07'02"W A DISTANCE OF 577.82 FEET TO A POINT; THENCE N88°40'37"W A DISTANCE OF 25.00 FEET TO A POINT; THENCE S01°07'02"W A DISTANCE OF 55.14 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY LINE OF AIRPORT ROAD; THENCE N88°35'55"W ALONG THE RIGHT-OF-WAY OF SAID AIRPORT ROAD A DISTANCE OF 1023.91 FEET TO THE SAID POINT OF BEGINNING. THE ABOVE DESCRIBED LAND IS LYING AND BEING SITUATED IN SECTION 34, T4S, R4W, LIMESTONE COUNTY, ALABAMA AND CONTAINS 41.36 ACRES MORE OR LESS.

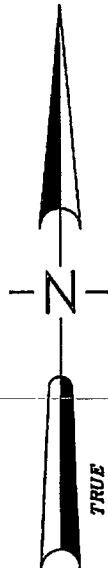
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PROPERTY DESCRIPTION - PARCEL 3
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NOTE:
 THIS MAP AND DESCRIPTIONS ARE BASED ON OLD SURVEYS, DEEDS AND TAX RECORDS AND IS NOT THE RESULT OF A FIELD SURVEY. THIS MAP WAS PREPARED FOR THE PURPOSE OF ANNEXATION OF THIS PROPERTY INTO THE CITY OF DECATUR, ALABAMA.

MAP OF PROPERTY OF
CALHOUN COMMUNITY COLLEGE
 LOCATED IN SECTION 34, T4S, R4W
 LIMESTONE COUNTY, ALABAMA
 DATE: 9-12-2012
 REVISED DATE: 11-18-2012

THIS MAP PREPARED BY
PROFESSIONAL ENGINEERING CONSULTANTS, INC.
 822 South McDonough Street
 Montgomery, Alabama 36104
 Phone: (334) 262-7307
 Fax: (334) 262-7309



AIRPORT ROAD GRAPHIC SCALE



(IN FEET)
 1 inch = 400 ft.

TO THE CITY CLERK AND TO THE GOVERNING BODY OF THE CITY OF DECATUR, A MUNICIPAL CORPORATION IN THE STATE OF ALABAMA:

We, the undersigned, constituting all of the owners of the below described property or territory, which is within an area contiguous to the corporate limits of the City of Decatur, a municipal corporation in the State of Alabama, and which no part of the said property or territory lies within the corporate limits of any other municipality, do hereby file this our written petition with the City Clerk of the said City of Decatur, and do petition and request that the said below described property or territory be annexed to the said City of Decatur as a part of its corporate limits, all under and pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975, as amended.

Attached hereto and marked "Exhibit A" and incorporated herein by reference as if fully set out, is a map of said territory showing its relationship to the corporate limits of the City of Decatur. Said property or territory sought to be annexed is accurately described as follows, situated in Limestone County, Alabama, to-wit:

(SEE ATTACHED EXHIBIT "A")

IN WITNESS WHEREOF, the undersigned have executed or caused to be executed with full authority, this instrument on this the 26th day of November, 2012.

Signature of Owner



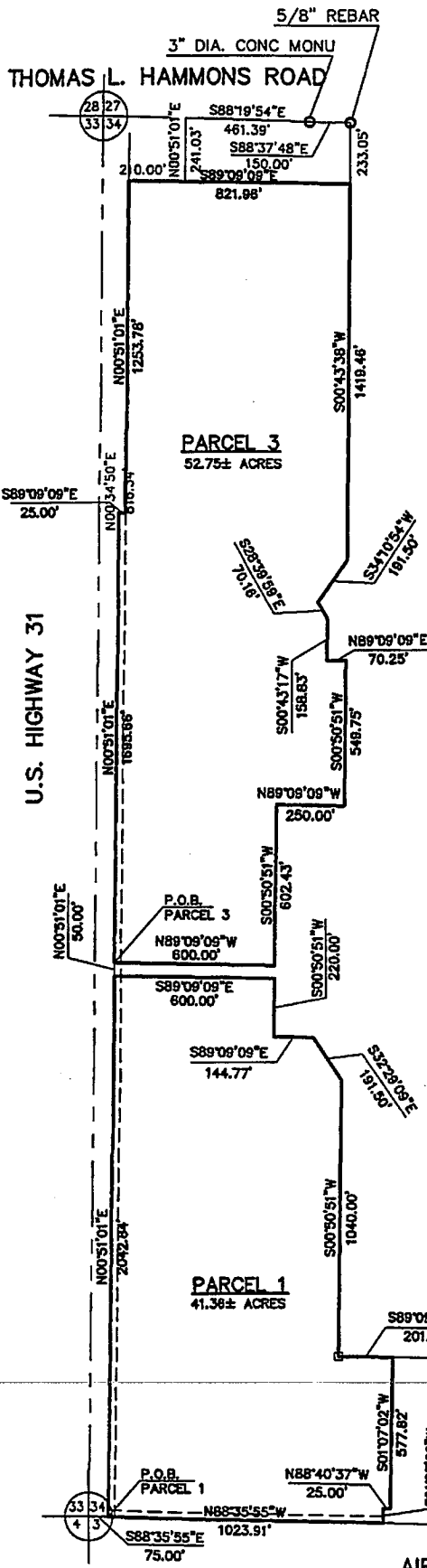
Printed Name of Owner

Alabama State Board
of Education, on
behalf of Calhoun
Community College
By: Lynne R. Thrower,
Vice Chancellor and
General Counsel

Witness



(See State Board of Education authorization, attached as Exhibit "B")



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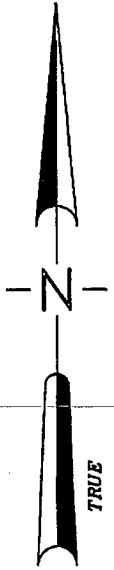
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**MAP OF PROPERTY OF
 CALHOUN COMMUNITY COLLEGE**
 LOCATED IN SECTION 34, T4S, R4W
 LIMESTONE COUNTY, ALABAMA
 DATE: 9-12-2012
 REVISED DATE: 11-18-2012

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AIRPORT ROAD **GRAPHIC SCALE**



(IN FEET)
 1 inch = 400 ft.

ALABAMA STATE BOARD OF EDUCATION
ALABAMA COMMUNITY COLLEGE SYSTEM

RECOMMENDATION FOR ACTION

October 25, 2012
Date of Board Meeting Action

Action Item Number VIII.A.1.
President's Request
Source

ACTION ITEM TITLE

JOHN C. CALHOUN COMMUNITY COLLEGE
Annexation into the City of Decatur

RECOMMENDATION

It is recommended "That the Alabama State Board of Education approve the annexation of the Calhoun Community College Decatur Campus into the City of Decatur."

FISCAL CONSIDERATION

None

RATIONALE

The President of Calhoun Community College requests approval for the annexation of the Calhoun Decatur Campus into the City of Decatur. The College has grown to an enrollment exceeding 12,300 credit students plus a substantial enrollment in non-credit workforce training and adult education. The Calhoun Decatur Campus has a total of 613,836 square feet of space with an insured value of \$114,162,797. In addition, the College has added a campus in downtown Decatur, the Alabama Center for the Arts, which already receives fire, police, and emergency medical services provided by the City of Decatur. Annexation to the City of Decatur will ensure these services for both the Decatur and Arts Center campuses. The approval of this annexation request is in the best interest of the safety and security of the student body and employees of Calhoun Community College.

Code/Statute
Policy 518.01

Director 11
Date
Legal Counsel [Signature] 10/19/2012
Date
Vice Chancellor 11
Date
Chancellor [Signature] 10/22/2012
Date

Action by Board:
<input type="checkbox"/> Tabled
<input checked="" type="checkbox"/> <u>10-25-12</u> Approved
<input type="checkbox"/> Disapproved
<input type="checkbox"/> Amended (describe)
<input type="checkbox"/> Additional action required

ANNEXATION QUESTIONNAIRE CITY OF DECATUR, ALABAMA

1. BRIEF DESCRIPTION OF PROPERTY FOR ANNEXATION:

Approximately 110.98 acres located on the Northeast corner of U.S.
Highway 31 and Airport Road

2. STATE REASON FOR REQUESTING ANNEXATION:

Increased fire, police, and emergency medical services for Decatur
Campus of Calhoun Community College

3. FOR THE AREA PROPOSED FOR ANNEXATION PROVIDE THE FOLLOWING:

CURRENT RESIDENTS

CURRENT REGISTERED VOTERS

WHITE _____

WHITE _____

NON-WHITE _____

NON-WHITE _____

TOTAL 0

TOTAL 0

4. PRESENT LAND USE OF AREA PROPOSED FOR ANNEXATION:

- a) _____ ACRES INDUSTRIAL
- b) 110.98 ACRES COMMERCIAL
- c) _____ ACRES RESIDENTIAL AND _____ DWELLING UNITS
- d) _____ ACRES AGRICULTURAL OR VACANT
- e) 110.98 TOTAL ACRES IN ANNEXATION PROPOSAL

5. TOTAL ANTICIPATED FUTURE LAND USE OF AREA PROPOSED FOR ANNEXATION:

- a) _____ ACRES INDUSTRIAL
- b) 110.98 ACRES COMMERCIAL
- c) _____ ACRES RESIDENTIAL AND _____ DWELLING UNITS
- d) 110.98 TOTAL ACRES

6. COUNCIL VOTING DISTRICT NUMBER 2

PETITIONER (OR REPRESENTATIVE): Alabama State Board of Education, on behalf
of Calhoun Community College

NAME

6250 Highway 31 N.
Tanner, AL 35671

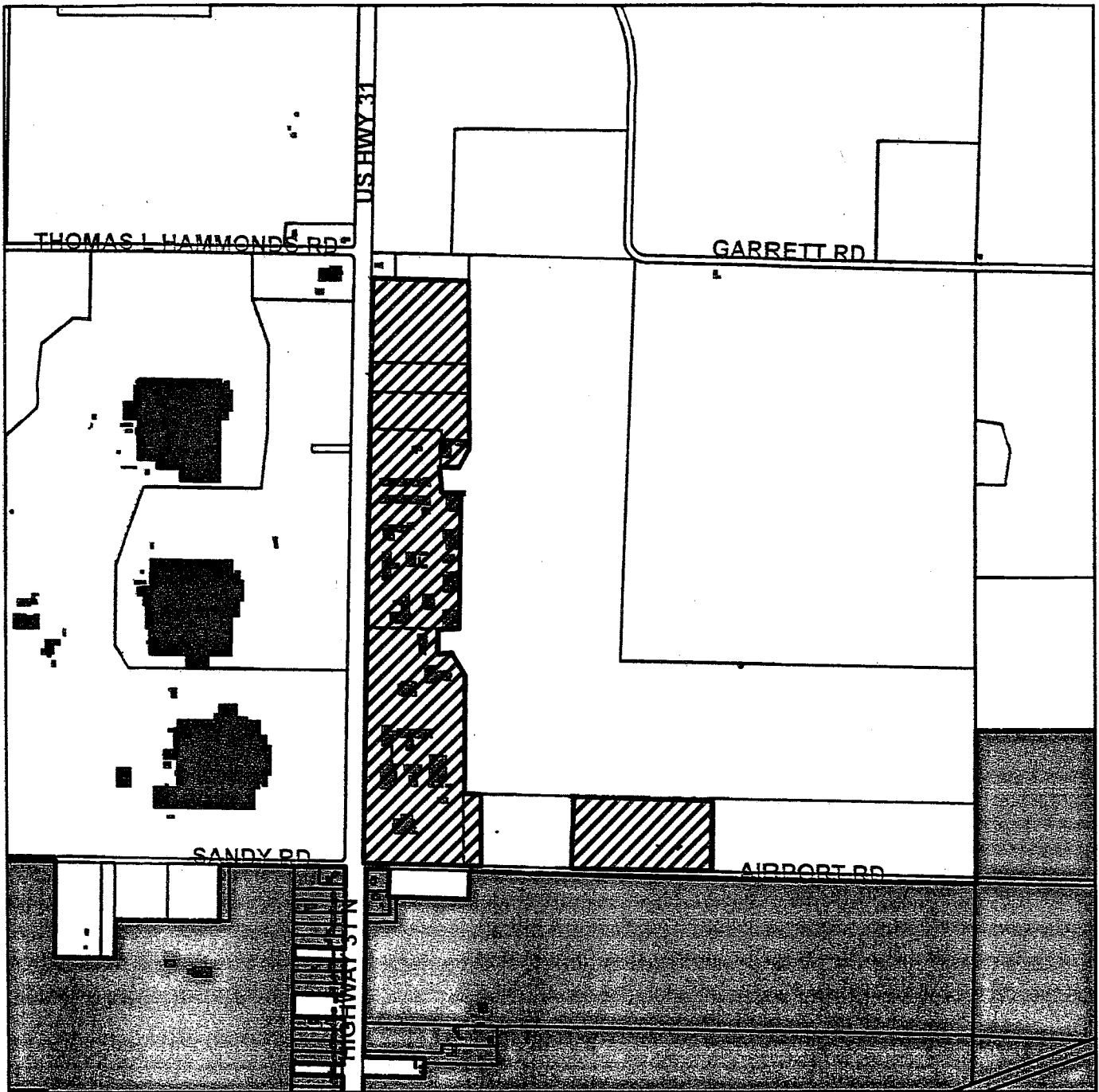
(256) 306-2500

ADDRESS

PHONE

ANNEXATION REQUEST NO. 335-12

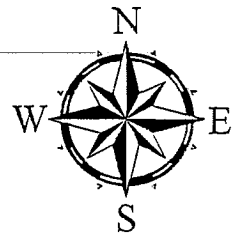
APPROX. 110.98 ACRES



LOCATION MAP

PREPARED BY THE CITY OF DECATUR
PLANNING DEPARTMENT

APPLICANT: CALHOUN COLLEGE



DRAWING NOT TO SCALE



SUBJECT PROPERTY

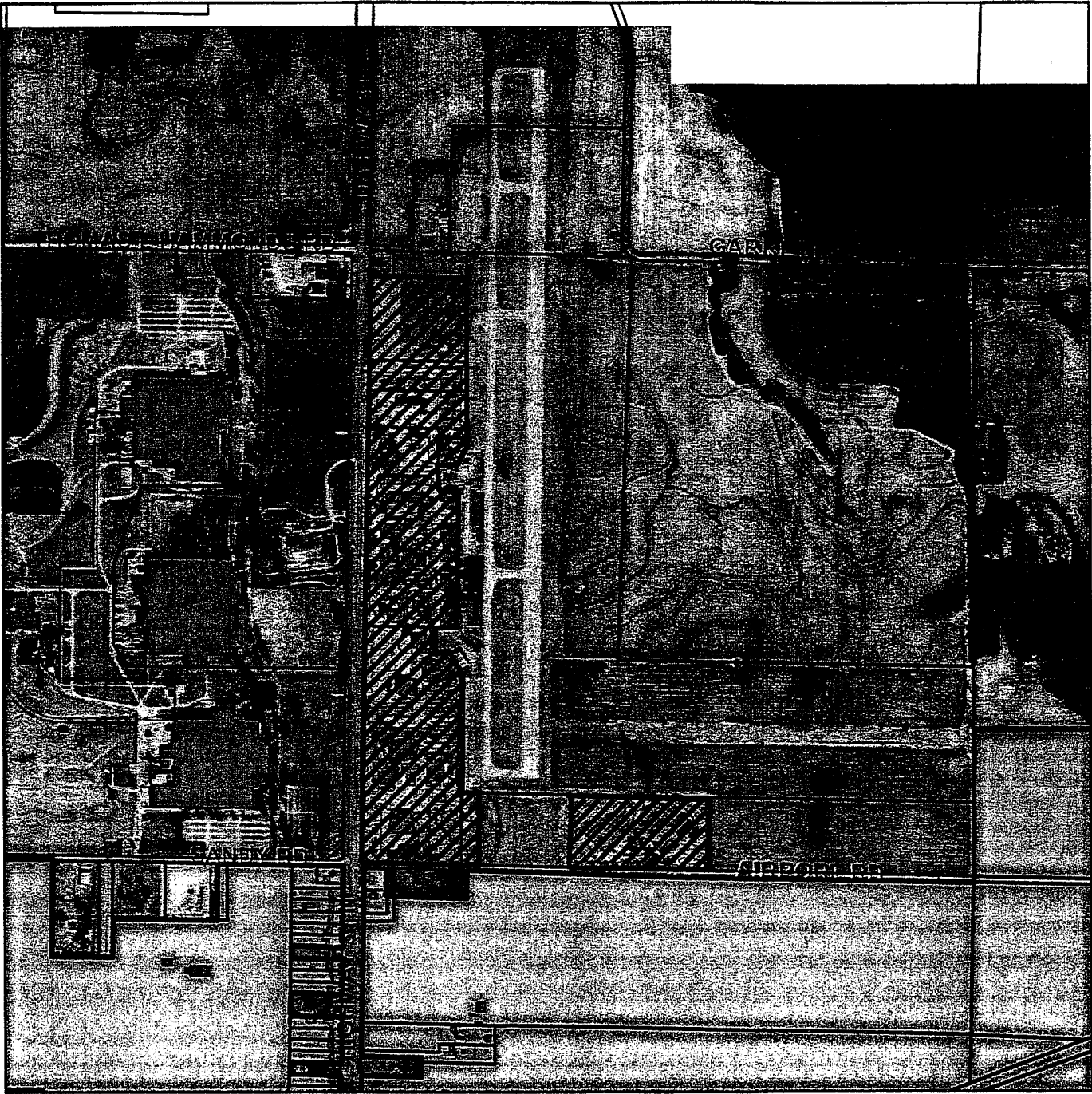


CITY OF DECATUR CORPORATE LIMITS

Note: Every reasonable effort has been made to assure the accuracy of this map. The City of Decatur does not assume liability arising from the use of this map. This map is provided without warranty of any kind, either expressed or implied.

ANNEXATION REQUEST NO. 335-12

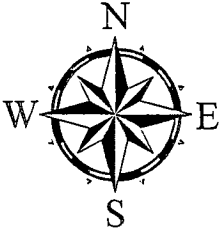
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LOCATION MAP

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DRAWING NOT TO SCALE



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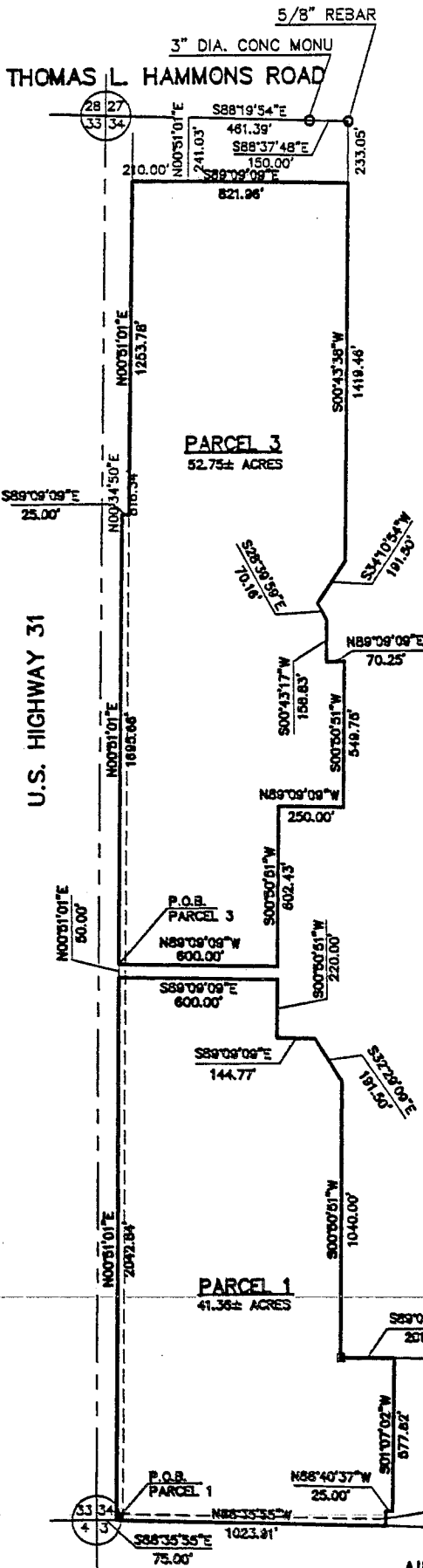


CITY OF DECATUR CORPORATE LIMITS

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ANNEXATION REQUEST NO. 335-12 APPROX. 110.98 ACRES

11-18-2012
12082



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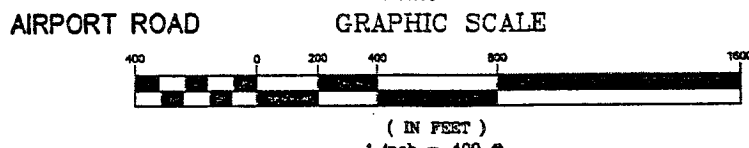
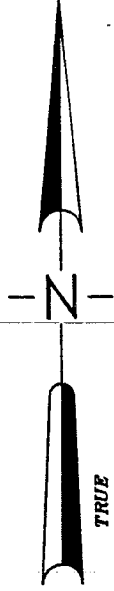
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 COMMENCE AT THE SOUTHWEST CORNER OF SECTION 34, T4S, R4W, LIMESTONE COUNTY, ALABAMA; THENCE S88°35'55"E (ALABAMA STATE PLANE COORDINATE SYSTEM-GRID BEARING) ALONG THE SOUTH BOUNDARY OF SAID SECTION 34 A DISTANCE OF 1923.92 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF AIRPORT ROAD AND THE POINT OF BEGINNING; THENCE LEAVING RIGHT-OF-WAY OF SAID AIRPORT ROAD N01°07'02"E A DISTANCE OF 840.73 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 1135.59 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 651.73 FEET TO A POINT ON THE NORTH RIGHT-OF-WAY LINE OF SAID AIRPORT ROAD; THENCE N88°35'55"W ALONG THE RIGHT-OF-WAY LINE OF SAID AIRPORT ROAD A DISTANCE OF 1138.66 FEET TO THE SAID POINT OF BEGINNING. THE ABOVE DESCRIBED LAND IS LYING AND BEING SITUATED IN SECTION 34, T4S, R4W, LIMESTONE COUNTY, ALABAMA AND CONTAINS 16.87 ACRES MORE OR LESS.

PROPERTY DESCRIPTION - PARCEL 3
 COMMENCE AT THE SOUTHWEST CORNER OF SECTION 34, T4S, R4W, LIMESTONE COUNTY, ALABAMA; THENCE S88°35'55"E (ALABAMA STATE PLANE COORDINATE SYSTEM - GRID BEARING) ALONG SOUTH BOUNDARY OF SAID SECTION 34 A DISTANCE OF 75.00 FEET TO A POINT ON THE EAST RIGHT-OF-WAY LINE OF U.S. HIGHWAY 31; THENCE N00°51'01"E ALONG THE EAST RIGHT-OF-WAY LINE OF SAID HIGHWAY 31 A DISTANCE OF 2092.84 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE N00°51'01"E ALONG RIGHT-OF-WAY LINE OF SAID U.S. HIGHWAY 31 A DISTANCE OF 1695.68 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 25.00 FEET TO A POINT; THENCE N00°51'01"E A DISTANCE OF 1253.78 FEET TO A POINT; THENCE LEAVING RIGHT-OF-WAY OF SAID HIGHWAY 31 S89°09'09"E A DISTANCE OF 821.96 FEET TO A POINT; THENCE S00°43'38"W A DISTANCE OF 1419.46 FEET TO A POINT; THENCE S34°10'54"W A DISTANCE OF 191.50 FEET TO A POINT; THENCE S28°39'59"E A DISTANCE OF 70.16 FEET TO A POINT; THENCE S00°43'17"W A DISTANCE OF 158.83 FEET TO A POINT; THENCE N89°09'09"E A DISTANCE OF 70.25 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 549.75 FEET TO A POINT; THENCE N89°09'09"W A DISTANCE OF 250.00 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 802.43 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 600.00 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 220.00 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 144.77 FEET TO A POINT; THENCE S32°29'09"E A DISTANCE OF 191.50 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 1040.00 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 201.74 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 800.01 FEET TO A POINT; THENCE S89°09'09"E A DISTANCE OF 1135.59 FEET TO A POINT; THENCE S00°50'51"W A DISTANCE OF 651.73 FEET TO A POINT; THENCE N01°07'02"E A DISTANCE OF 840.73 FEET TO A POINT; THENCE N88°40'37"W A DISTANCE OF 25.00 FEET TO A POINT; THENCE S01°07'02"W A DISTANCE OF 577.82 FEET TO A POINT; THENCE S01°07'02"W A DISTANCE OF 55.14 FEET TO A POINT; THENCE N88°35'55"E A DISTANCE OF 1023.91 FEET TO THE SAID POINT OF BEGINNING. THE ABOVE DESCRIBED LAND IS LYING AND BEING SITUATED IN SECTION 34, T4S, R4W, LIMESTONE COUNTY, ALABAMA AND CONTAINS 52.75 ACRES MORE OR LESS.

NOTE:
 THIS MAP AND DESCRIPTIONS ARE BASED ON OLD SURVEYS, DEEDS AND TAX RECORDS AND IS NOT THE RESULT OF A FIELD SURVEY. THIS MAP WAS PREPARED FOR THE PURPOSE OF ANNEXATION OF THIS PROPERTY INTO THE CITY OF DECATUR, ALABAMA.

**MAP OF PROPERTY OF
 CALHOUN COMMUNITY COLLEGE**
 LOCATED IN SECTION 34, T4S, R4W
 LIMESTONE COUNTY, ALABAMA
 DATE: 9-12-2012
 REVISED DATE: 11-18-2012

THIS MAP PREPARED BY
PROFESSIONAL ENGINEERING CONSULTANTS, INC.
 822 South McDonough Street
 Montgomery, Alabama 36104
 Phone: (334) 262-7307
 Fax: (334) 262-7309



Resolution 12-001

WHEREAS, Calhoun Community College has requested annexation into the corporate limits of the City of Decatur, Alabama to ensure their student body and faculty consistent and prompt fire, police and emergency medical services;

WHEREAS, Calhoun has added a campus; namely, the Alabama Center for the Arts, which is already located in the corporate limits of the City of Decatur, Alabama and receives these protective services;

WHEREAS, the Decatur Fire and Rescue Department can provide aerial units for coverage of multi-story buildings, hazardous materials response and advanced life support emergency medical response;

WHEREAS, the Fire Department will also conduct fire drills on a regular basis, as well as, fire and rescue inspections of school facilities;

WHEREAS, the Decatur Fire and Rescue Department can provide reduced response time to the campus resulting in a savings on fire protection insurance;

WHEREAS, Decatur Police Officers have training focused on school threats and the Department has an active SWAT team; and

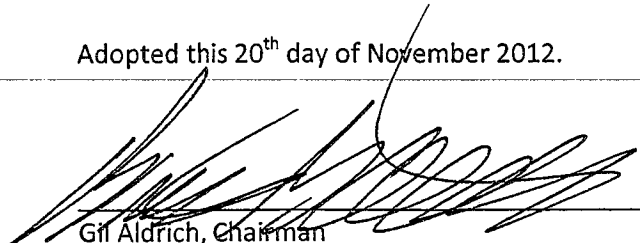
WHEREAS, annexation would provide improved coordination between the Calhoun Police and the Decatur Police Department; as well as, supplementary services to and in support of the Calhoun Campus Police in response to emergency situations;

WHEREAS, the Police Department operates a modern training program and training opportunities would be extended to members of the Calhoun College Campus Police;

WHEREAS, the public health, public safety, and public good will be fostered by the annexation of Calhoun Community College;

THEREFORE, BE IT RESOLVED by the Planning Commission of the City of Decatur, Alabama that it recommends to the governing body of the City of Decatur, that the annexation of Calhoun Community College be assented to and approved.

Adopted this 20th day of November 2012.



Gil Aldrich, Chairman
Planning Commission