

ORDINANCE NO. 2023 – 16

TO ANNEX CERTAIN PROPERTIES INTO THE CITY LIMITS OF THE CITY OF CULLMAN, ALABAMA

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CULLMAN, ALABAMA, AS FOLLOWS:

SECTION 1. The City Council of the City of Cullman finds that the following property owner, K & P Land, LLC, has petitioned the City under the provisions of Section 11-42-21 of the Code of Alabama, 1975, as amended, that the following described property, owned by the petitioner, be annexed into the City of Cullman:
PPIN: 76542. Parcel No.17-01-02-0-001-002.005. Property Address: 272 County Road 1402, Cullman, Alabama.
Legal Description: A tract or parcel of land containing 1.01 acres of land, more or less, and being a part of the Northeast Quarter of the Northeast Quarter of Section 2, Township 10 South, Range 3 West, Cullman County, Alabama and being a part of that certain tract as conveyed to Charles and Nancy Schnur, as recorded in Deed Book 626, Page 303 in the Office of the Judge of Probate, Cullman County, Alabama being more particularly described as follows: Being at a found 2 inch pipe marking the accepted Northwest Corner of the Northeast Quarter of the Northeast Quarter of said Section 2, having an Alabama State Plane, West Zone, NAD83, grid coordinate value of N. 1530738.06", E. 2175122.31, and run thence South 89°38'47" East (bearing based on AL State Plane, West Zone, NAD83 grid), and run along the accepted North line, distance of 159.80 feet to a set rebar; thence South 00°21'11" West, a distance of 150.78 feet to a set rebar; thence South 52°10'14" West a distance of 41.27 feet to a set rebar; thence South 15°30'03" West, a distance of 65.18 feet to a set rebar; thence South 04°23'49" East, a distance of 44.28 feet to a set rebar; thence South 43°24'35" West, a distance of 103.15 feet to a set rebar on the Northeast right-of-line of Cullman County Road No. 1402 and being in a curve to the left having a central angle of 32°06'13", a radius of 155.00 feet, a chord bearing of North 29°33'59" West and a chord length of 85.72 feet; thence run along the arc of said curve an arc distance of 86.85 feet to a found capped corner (Conn - 17831) marking the accepted West line of said quarter-quarter; thence North 00°11'18" East, a distance of 284.41 feet to the point of beginning.

PPIN: 15219. Parcel No. 09-07-35-0-001-091.001. Property Address: 726 County Road 1402, Cullman, Alabama.
Legal Description: A one acre tract of land situated in the NE 1/4 of the SE 1/4 of Section 35, T9, R3W, which lies on the South line of said forty and is surrounded by the shoreline of Lake Catoma on the other three sides. Said land is that portion of an 8 acre tract described in Deed Book 222 Page 429 which was not deed to the City of Cullman to be used as Lake Catoma and remains on the shore line of Lake Catoma, as an isolated one acre tract of land. A small parcel of the 8 acre tract which lies in the SW corner of the NE 1/4 of the SE 1/4 was sold to James B. Hutchens in Deed Book 274, Page 883. The one acre tract lies SW of the Heiber Branch.

SECTION 2. That the Council has before it a map showing the relationship of the property proposed to be annexed to the corporate limits of the City of Cullman, and that said map is on file in the office of the City Clerk along with an acknowledgment by the property owner that they want it to be annexed into the City of Cullman.

SECTION 3. That the City of Cullman does hereby annex as a part of its corporate limits the above described tracts or parcels of land as R-1 Residential District contingent upon the owner granting an easement up to but not exceeding an additional fifty (50) feet in width less any width of existing public road contiguous to said easement for a public road right-of-way including utilities for water, sewer, surface water, natural gas, electric, internet, cable or other public services provided by the City or its franchises.

SECTION 4. That a copy of this ordinance after its adoption, which ordinance includes a description of the properties annexed to the City of Cullman, be filed in the office of the Judge of Probate of Cullman County, Alabama, the county in which the municipality is located.

SECTION 5. That this ordinance shall take effect upon its passage and publication as required by law.

ADOPTED BY THE CITY COUNCIL this the 20th day of February, 2023.

ATTEST:

City Clerk

APPROVED BY THE MAYOR this the 20th day of February, 2023.

President of the City Council

Mayor