

**Vestavia Hills  
City Council Agenda  
July 22, 2019  
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Butch Williams; Vestavia Hills Senior Chaplain And Pastor Of Care And Support Ministries, Vestavia Hills United Methodist Church
4. Pledge Of Allegiance
5. Announcements and Guest Recognition
6. Certificate Of Recognition – Vestavia Swim Association
7. City Manager’s Report
8. Councilors’ Reports
9. Approval Of Minutes – July 8, 2019 (Regular Meeting)

**Old Business**

10. Ordinance 2856 – Conditional Use For A Home Occupation – 621 Liberty Lake Drive; Catherine Waters, Owner (*public hearing*)
11. Ordinance Number 2857 – Annexation – 90-Day Final – 2400 – 2424 Magnolia Cove Road; Lots 1-13, Magnolia Cove Estates; Chase Beard, ET AL, owners (*public hearing*)
12. Ordinance Number 2858 – Rezoning – 2400 – 2424 Magnolia Cove Road; Lots 1-13, Magnolia Cove Estates; Chase Beard, ET AL (*public hearing*)
13. Resolution Number 5166 – Annexation – 90-Day – 3516 Squire Lane; Brook and Celine Russell, Owners (*public hearing*)
14. Ordinance Number 2859 – Annexation – Overnight – 3516 Squire Lane; Brook and Celine Russell, Owners (*public hearing*)

**New Business**

15. Resolution Number 5172 - Alcohol License – Gem Brand LLC d/b/a Taco Tech; 2409 Acton Road, Suite 127 For 020 – Restaurant Retail Liquor License; Gerald Elliot Mosser, Executive (*public hearing*)

**New Business (Requesting Unanimous Consent)**

16. Resolution Number 5174 – A Resolution Accepting A Bid For Wald Park Improvements (*public hearing*)

**First Reading (No Action To Be Taken At This Meeting)**

17. Resolution Number 5173 – A Resolution Approving A Change Order For The Green Valley Sidewalk Construction In The Amount Of \$32,560 (*public hearing*)
18. Resolution Number 5167 – Annexation – 90-Day – 929 Mountain Branch Circle; Lot 40, Mountain Branch Subdivision; Honeycutt Real Estate Holdings, LLC, Owner(s) (*public hearing*)
19. Ordinance Number 2860 – Annexation – Overnight – 929 Mountain Branch Circle; Lot 40, Mountain Branch Subdivision; Honeycutt Real Estate Holdings, LLC, Owner(s) (*public hearing*)
20. Resolution Number 5168 – Annexation – 90-Day – 2645 Alta Glen Drive; Paul and Gloria Russell, Owner(s) (*public hearing*)
21. Ordinance Number 2861 – Annexation – Overnight – 2645 Alta Glen Drive; Paul and Gloria Russell, Owner(s) (*public hearing*)
22. Resolution Number 5169 – Annexation – 90-Day – 2606 Acton Road; Lot 5, Altadena Valley Country Club; Mark and Jennifer Weldon, Owner(s) (*public hearing*)
23. Ordinance Number 2862 – Annexation – Overnight – 2606 Acton Road; Lot 5, Altadena Valley Country Club; Mark and Jennifer Weldon, Owner(s) (*public hearing*)
24. Resolution Number 5170 – Annexation – 90-Day – 2790 Acton Place; Hugh Humphrey, Owner(s) (*public hearing*)
25. Ordinance Number 2863 – Annexation – Overnight – 2790 Acton Place; Hugh Humphrey, Owner(s) (*public hearing*)
26. Resolution Number 5171 – Annexation – 90-Day – 2729 Kenvil Circle; Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2<sup>nd</sup> Sector; William Ennis, Owner(s) (*public hearing*)
27. Ordinance Number 2864 – Annexation – Overnight – 2729 Kenvil Circle; Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2<sup>nd</sup> Sector; William Ennis, Owner(s) (*public hearing*)
28. Citizen Comments
29. Motion For Adjournment

## **CITY OF VESTAVIA HILLS**

### **CITY COUNCIL**

#### **MINUTES**

**JULY 8, 2019**

The City Council of Vestavia Hills met in regular session on this date at 6:00 PM, following publication and posting pursuant to Alabama law. Mayor Curry called the meeting to order and the Acting City Clerk called the roll with the following:

**MEMBERS PRESENT:**

Mayor Ashley C. Curry  
Rusty Weaver, Mayor Pro-Tem  
Paul Head, Councilor  
George Pierce, Councilor

**MEMBERS ABSENT:**

Kimberly Cook, Councilor

**OTHER OFFICIALS PRESENT:**

Patrick H. Boone, City Attorney  
Rebecca Leavings, City Clerk  
Melvin Turner, Finance Director  
George Sawaya, Asst. Finance Director  
Johnny Evans, Police Captain  
Brian Davis, Public Services Director  
Marvin Green, Fire Chief  
Keith Blanton, Building Official  
Brian Davis, Public Services Director  
Cinnamon McCulley, Communications Specialist

Don Richards, Vestavia Hills Chaplain led the invocation followed by the Pledge of Allegiance.

#### **ANNOUNCEMENTS, GUEST RECOGNITION**

None.

#### **CITY MANAGER'S REPORT**

- None.

## **COUNCILOR REPORTS**

- Mr. Pierce recognized the Chamber on the I Love America Day events. He stated that despite rain and relocating to the High School the event was a lot of fun.
- Mr. Pierce thanked the staff at the Vestavia Hills Bill F. Towers Fire Station No. 1. He stated that he was recently referred to them and they checked him out and sent him to the hospital for high blood pressure problems. He commended them on their professionalism.
- The Mayor stated that they recently have a person come and request help with the Freedom from Addiction Coalition. He stated that he is proud of the VHPD for helping with that individual.
- Mr. Weaver stated that the Planning and Zoning Commission will meet in regular session at 6 PM on Thursday.
- Mr. Head stated that the Parks and Recreation Meeting will be held on Tuesday beginning at 7:30 AM in the Executive Conference Room here at City Hall.

## **FINANCIAL REPORTS**

Mr. Turner, Finance Director, presented the financial reports for month ending May 2019. He read and explained the balances.

## **APPROVAL OF MINUTES**

The minutes of the following meeting were presented for approval: approval of minutes of the June 17, 2019 (Special Meeting); June 17, 2019 (Work Session) and June 24, 2019 (Regular Meeting).

**MOTION** Motion to dispense with the reading of the minutes of the June 17, 2019 (Special Meeting); and approve them as presented was by Mr. Weaver and second by Mr. Pierce. Roll call vote as follows:

Mr. Head – abstain	Mr. Pierce – yes
Mr. Weaver – yes	Mayor Curry – yes

Motion carried.

**MOTION** Motion to dispense with the reading of the minutes of the June 17, 2019 (Work Session) and approve them as presented was by Mr. Weaver and second by Mr. Pierce. Roll call vote as follows:

Mr. Head – abstain	Mr. Pierce – yes
Mr. Weaver – yes	Mayor Curry – yes

Motion carried.

**MOTION** Motion to dispense with the reading of the minutes of the June 24, 2019 (Regular Meeting) and approve them as presented was by Mr. Pierce and second by Mr. Head. Roll call vote as follows:



Mr. Head – yes  
Mr. Weaver – yes

Mr. Pierce – yes  
Mayor Curry – yes  
Motion carried.

**OLD BUSINESS**

**NEW BUSINESS**

**NEW BUSINESS (UNANIMOUS CONSENT REQUESTED)**

**FIRST READING (NO ACTION TO BE TAKEN AT THIS MEETING)**

The Mayor stated that the following resolutions and/or ordinances will be presented at a public hearing at the Council's next regular meeting on July 22, 2019, at 6:00 PM.

- Ordinance 2856 – Conditional Use For A Home Occupation – 621 Liberty Lake Drive; Catherine Waters, Owner (*public hearing*)
- Ordinance Number 2857 – Annexation – 90-Day Final – 2400 – 2424 Magnolia Cove Road; Lots 1-13, Magnolia Cove Estates; Chase Beard, ET AL, owners (*public hearing*)
- Ordinance Number 2858 – Rezoning – 2400 – 2424 Magnolia Cove Road; Lots 1-13, Magnolia Cove Estates; Chase Beard, ET AL (*public hearing*)
- Resolution Number 5166 – Annexation – 90-Day – 3516 Squire Lane; Brook and Celine Russell, Owners (*public hearing*)
- Ordinance Number 2859 – Annexation – Overnight – 3516 Squire Lane; Brook and Celine Russell, Owners (*public hearing*)

**CITIZEN COMMENTS**

None.

At 7:15 PM, Mr. Weaver made a motion to adjourn. The meeting adjourned at 6:11 PM.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**ORDINANCE NUMBER 2856**

**AN ORDINANCE GRANTING CONDITIONAL USE APPROVAL  
FOR A HOME OCCUPATION**

**WHEREAS**, on December 13, 2010, the City Council of the City of Vestavia Hills, Alabama, adopted and approved Ordinance Number 2331, also known as the City of Vestavia Hills Zoning Code; and

**WHEREAS**, on February 19, 2001 the City Council of the City of Vestavia Hills adopted and approved Ordinance Number 1864 to rezone 3,350 +/- acres from multiple Jefferson County and Vestavia Hills zoning classifications to Vestavia Hills P.U.D.; and

**WHEREAS**, Section 709.5.A.1.b of Ordinance Number 1838 classifies a “home occupation” permitted only as a “Conditional Use” and

**WHEREAS**, Catherine Waters is “a resident” of the property located at 621 Liberty Lake Drive, currently zoned Vestavia Hills PUD PR-2 (planned unit development planned residential district) more particularly described as Lot 3, Liberty Park Common; and

**WHEREAS**, Catherine Waters has submitted application for Conditional Use Approval for a home occupation to be operated in her residence located at 621 Liberty Lake Drive, Vestavia Hills, Alabama located in the Liberty Park P.U.D.; and

**WHEREAS**, Catherine Waters has indicated in her application for Conditional Use Approval that she will operate an office for the sale of books of her home pursuant to the specifications of a home occupation; and

**WHEREAS**, a copy of said application dated April 1, 2019 is marked as Exhibit A, attached and hereby incorporated into this Ordinance Number 2856.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF  
THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. Conditional Use Approval is hereby approved for Catherine Waters for a home occupation as described in the above-referenced application for her residence located at 621 Liberty Lake Drive, Vestavia Hills, Alabama located in Liberty Park P.U.D. subject to the provisions outlined in Article 9 of the Vestavia Hills Zoning Code outlined as follows:
  - a. “Home occupation is defined as any use customarily conducted entirely within a dwelling and carried on solely by the inhabitant thereof, and which

- use is clearly incidental, accessory, subordinate and secondary to the use of the dwelling for dwelling purposes, and does not change the character of the dwelling itself or any part of parcel of property in the neighborhood surrounding said dwelling; and
- b. Home occupations shall be conducted only in the main dwelling building on the lot. No more than twenty-five percent (25%) of the said dwelling may be used for a home occupation; and
  - c. There shall be no public display of goods and absolutely no commodities sold on the premises; and
  - d. No sign may be attached to the dwelling or any part of the real estate advertising any home occupation; and
  - e. No home occupation or profession shall be permitted if such occupation creates noise, odors, vibrations or traffic which interferes with the residential qualities of the neighborhood insofar as health, safety, morals, convenience and general welfare are concerned; and
  - f. In order to be a permitted home occupation or profession, the use must be one which is habitually, customarily and commonly established as a reasonable incidental, accessory, subordinate and secondary use; and
  - g. Operation of any and all other business of any nature in residential zones is expressly prohibited; and
  - h. The activity carried on as home occupation shall be limited to the hours between 7:00 AM and 10:00 PM; and
  - i. No home occupation shall be permitted that requires the operation or keeping on premises a commercial vehicle and no additional traffic shall be generated by said conditional use; and
  - j. No persons other than members of the family residing on the premises shall be employed by the home occupation; and
2. Conditional Use Approval is further conditioned upon and subject to all applicable private and restrictive covenants attached to the said property located in the Liberty Park P.U.D.

3. A City of Vestavia Hills Business License shall be issued upon application and payment by Catherine Waters working subject to the rules and regulations outlined in the Vestavia Hills Business License Code and shall be renewed each year that the home occupation is operated from the said property located in the Liberty Park P.U.D.
4. At any time should Catherine Waters vacate the premises located at 621 Liberty Lake Drive, Vestavia Hills, Alabama, discontinue or relocate this business, this Conditional Use Approval shall be nullified and said Ordinance Number 2856 shall be automatically repealed.
5. This Ordinance Number 2856 shall become effective immediately upon adoption, approval and publishing/posting pursuant to Alabama law.

**DONE, ORDERED, ADOPTED and APPROVED** this the 22<sup>nd</sup> day of July, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2856 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22<sup>nd</sup> day of July, 2019 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk

**CITY OF VESTAVIA HILLS**  
**SYNOPSIS AND STAFF RECOMMENDATION CONCERNING**  
**APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION**

Date: MAY 9, 2019

- **CASE:** P-0519-23
- **REQUESTED ACTION:** Conditional Use Approval For Home Occupation
- **ADDRESS/LOCATION:** 621 Liberty Lake Drive
- **APPLICANT/OWNER:** Catherine Waters
- **GENERAL DISCUSSION:** The applicant wishes to conduct a home based business in Liberty Park. As required by the Liberty Park PUD a conditional use permit is required for a home based business. A description of the applicants business, as well as an approval letter from Liberty Park and the apartment complex is attached. The property is zoned PR-1.
- **Liberty Park Master Plan:** This request is consistent with the procedures of the Liberty Park PUD.
- **STAFF REVIEW AND RECOMMENDATION:**

1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

**City Planner Recommendation:** I recommend the Commission recommend approval with the following conditions:

1. Home occupations shall be conducted only in the principal dwelling. No more than twenty-five (25) percent, up to 500 sq. ft., of the dwelling may be used for a home occupation.
2. There shall be no outdoor display or storage associated with the home occupation and no commodities shall be sold on the premises other than by phone, mail or internet. No goods shall be delivered to a purchaser on the premises.
3. No sign may be attached to the dwelling or any part of the real estate advertising any home occupation.
4. No home occupation shall be permitted if it creates noise, odors, vibrations or traffic congestion, which interferes with the residential qualities of the neighborhood insofar as health, safety, morals, convenience and general welfare are concerned.

5. In order to be a permitted home occupation, the use must be one which is habitually, customarily, and commonly established as a reasonable incidental, accessory, subordinate and secondary use. The existing dwelling shall not be enlarged to accommodate the home occupation; nor shall any accessory structure be built for the purpose of operating the home occupation.

6. No home occupation shall be permitted that requires the operation or keeping on premises of a commercial vehicle.

7. No persons other than members of the family residing on the premises shall be employed by the home occupation.

8. Home occupations shall be limited to the hours between 7:00 a.m. and 10:00 p.m.

2. **City Engineer Review:** I have reviewed the application and I have no issues with this request.

3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.

4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

**MOTION** Mr. House made a motion to recommend Conditional Use Approval for a home occupation for 621 Liberty Lake Drive with the following conditions:

1. Home occupations shall be conducted only in the principal dwelling. No more than twenty-five (25) percent, up to 500 sq. ft., of the dwelling may be used for a home occupation.

2. There shall be no outdoor display or storage associated with the home occupation and no commodities shall be sold on the premises other than by phone, mail or internet. No goods shall be delivered to a purchaser on the premises.

3. No sign may be attached to the dwelling or any part of the real estate advertising any home occupation.

4. No home occupation shall be permitted if it creates noise, odors, vibrations or traffic congestion, which interferes with the residential qualities of the neighborhood insofar as health, safety, morals, convenience and general welfare are concerned.

5. In order to be a permitted home occupation, the use must be one which is habitually, customarily, and commonly established as a reasonable incidental, accessory, subordinate and secondary use. The existing dwelling shall not be enlarged to accommodate the home occupation; nor shall any accessory structure be built for the purpose of operating the home occupation.

6. No home occupation shall be permitted that requires the operation or keeping on premises of a commercial vehicle.

7. No persons other than members of the family residing on the premises shall be employed by the home occupation.

8. Home occupations shall be limited to the hours between 7:00 a.m. and 10:00 p.m.

Second was by Mr. Romeo. Motion was carried on a roll call; vote as follows:

Mr. Goodwin – yes  
Mr. Larson – yes  
Mr. House – yes  
Motion carried.

Mr. Romeo – yes  
Ms. Cobb – yes  
Mrs. Barnes – yes



# CITY OF VESTAVIA HILLS

## APPLICATION

### PLANNING AND ZONING COMMISSION

#### I. INSTRUCTIONS AND INFORMATION:

- (1) The Vestavia Hills Planning and Zoning Commission meets regularly on the second Thursday of each month at 6:00 PM in Council Chambers at the Municipal Center.
- (2) All materials and information relating to a zoning/rezoning request or conditional use approval before the Planning and Zoning Commission must be submitted to the Office of the City Clerk no later than **25 working days prior to the scheduled meeting at which it shall be considered.** All information relating to Preliminary Map approvals must be submitted to the Office of the City Clerk no later than 20 days prior to the scheduled meeting at which is shall be considered. All information relating to Final Map approvals must be submitted to the Office of the City Clerk no later than 15 days prior to the scheduled meeting at which it is to be considered.
- (3) This application must be filled out in its entirety complete with zip codes.
- (4) All applicable fees shall accompany this application prior to its being considered complete. Fees include an application fee of \$100.00 along with applicable postage per property owner to be notified for Commission meeting. Fees may also include notification fees for City Council meeting and publication fees which will be billed to applicant at a later date. *\*\*No permits will be issued until all fees have been paid.*
- (5) Appropriate plats and maps with proper legal description shall accompany this application. **Please refer to attached checklist.**

#### II. APPLICANT INFORMATION: (owner of property)

NAME: Catherine Waters

ADDRESS: 621 Liberty Lake Drive  
Vestavia, AL 35242

MAILING ADDRESS (if different from above) \_\_\_\_\_

PHONE NUMBER: Home 205-807-5588 Office \_\_\_\_\_

NAME OF REPRESENTING ATTORNEY OR OTHER AGENT: \_\_\_\_\_

2019 APR - 1 P 3:47

P0519-23//Colonial Grand at LP  
621 Liberty Lake Drive  
Cond. Use for home occupation  
Catherine Waters PUD

P&Z Application  
Page 5

**III. ACTION REQUESTED**

Request that the above described property be approved conditional use approval pursuant to Section 7.1 of the Vestavia Hills Zoning Code.

Current Zoning of Property: VH PUD PR-1

Requested Conditional use For the intended purpose of: Work from home - author home occupation as per Attached  
(Example: From "VH R-1" to "VH O-1" for office building)

\*\*if additional information is needed, please attached full description of request\*\*

**IV. PROPERTY DESCRIPTION: (address, legal, etc.)**

Lot 3, Liberty Park Common 192/63

Property size: \_\_\_\_\_ feet X \_\_\_\_\_ feet. Acres: \_\_\_\_\_

**V. INFORMATION ATTACHED:**

Attached Checklist complete with all required information.

Application fees submitted.

**VI.** I do hereby declare the above statements are true and that I, the owner, and/or my duly appointed representative will be at the scheduled hearing.

Catherine Waters 3/25/19  
Owner Signature/Date

\_\_\_\_\_  
Representing Agent (if any)/date

Given under my hand and seal this 25<sup>th</sup> day of March, 2019.



[Signature]  
Notary Public  
My commission expires 15<sup>th</sup>  
day of July, 2019.

**P0519-23//Colonial Grand at LP**  
**621 Liberty Lake Drive**  
Cond. Use for home occupation  
Catherine Waters PUD

April 1, 2019

City of Vestavia Hills  
Vestavia Hills City Hall  
Vestavia Hills, AL 35216

Dear City Council,

I would like to work from home as an author. I do manage my website from home and would like to be able to store a box of books in my house to take individual orders to the post office for delivery. I will not be having delivery trucks coming to my apartment for work purposes. There will be no signage. I am asking for permission in order to fulfill orders and pay the appropriate taxes to the city of Vestavia, Jefferson County, and Alabama.

Thank you for considering this request.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Waters". The signature is written in a cursive style with a large initial "C" and a long, sweeping underline.

Catherine Waters, PhD



27 March 2019

Catherine Waters  
621 Liberty Lake Drive  
Vestavia Hills AL 35242

Dear Catherine,

We would like to confirm that we have approved your request to sell your book from your apartment home. Please let us know if you need any additional verification of this.

Regards,

Griffin Thomas  
Property Manager  
Colonial Grand at Liberty Park  
1750 Bartholdi Parkway  
Vestavia Hills | AL | 35242  
P: 205.967.5152 | F: 205.967.2926  
[Griffin.thomas@maac.com](mailto:Griffin.thomas@maac.com)  
[www.cglibertypark.com](http://www.cglibertypark.com) | [www.maac.com](http://www.maac.com)





March 4, 2019

Rebecca Leavings, City Clerk  
City of Vestavia Hills  
Vestavia Hills City Hall  
Vestavia Hills, Alabama 35216

Re: Catherine Waters  
621 Liberty Lake Drive  
Vestavia Hills, AL 35242

Dear Ms. Leavings:

We are writing in connection with the above matter. We understand Catherine Waters is in the process of applying for a conditional use within the PR-1 (Planned Single-Family Residential) classification of the Liberty Park PUD to allow her to conduct a home occupation as an Author in her residence.

The Liberty Park Covenants, Conditions and Restrictions, that are applicable to this subject property, provide for use of any portion of a Dwelling for personal use as an office subject to the following conditions and restrictions:

1. There shall be no customer, client or employee traffic to, at or near the residence that is generated, directly or indirectly, by the home occupation;
2. There shall be no pick ups or deliveries to the residence that are related, directly or indirectly, to the home occupation, including without limitation, pick ups and deliveries by overnight courier services and pick ups and deliveries of inventory, samples or other goods and services related, directly or indirectly, to the home occupation;
3. There shall be no signage on the property related, directly or indirectly, to the home occupation; and
4. In all respects, there shall be no means, visual or otherwise, by which a casual observer would become aware that the residence is being used for any purpose other than strictly residential.

Therefore, we respectfully request that if the Planning and Zoning Commission votes to approve the conditional use applied for in the above referenced matter, such approval will be made subject to the above and foregoing restrictions.

If you have questions or comments regarding this matter, or if we can assist in any other way, please call me at 205-945-6459.

Very truly yours,

LIBERTY PARK JOINT VENTURE, LLP

By:   
Mike Tracy  
its Authorized Representative

**ORDINANCE NUMBER 2857**

**ANNEXING CERTAIN TERRITORY TO THE  
CORPORATE LIMITS OF THE CITY OF VESTAVIA  
HILLS, ALABAMA.**

**WHEREAS**, on the 11th day of March, 2019, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

**WHEREAS**, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

2400-2424 Magnolia Cove Road  
Lots 1-13, Magnolia Cove Estates  
Chase Beard, ET AL, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof with the Probate Judge of Jefferson County, Alabama.

**ADOPTING and APPROVED** this the 22<sup>nd</sup> day of July, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2857 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22<sup>nd</sup> day of July, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk

EXHIBIT "C"

**CITY OF VESTAVIA HILLS**

*Department Review of Proposed Annexation  
(To Be completed by City Staff)*

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The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: Magnolia ~~Ridge~~ <sup>Cove</sup> Subdivision

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**Engineering:**

Date: \_\_\_\_\_ Initials: CB

**Magnolia Cove Subdivision** -- no significant concerns noted; with anticipation of roadway remaining a private drive, there is no added maintenance to the City; appears to meet majority of City subdivision standards; there is minor concern related to limited sight distance at intersection of Old Rocky Ridge looking east, will review with Jefferson County Roads and Transportation.

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**Board of Education:**

Date: 12/20/18 Initials: SBendall/pe email

Comments: \_\_\_\_\_  
NIP

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**Police Department:**

Date: 12/20/18 Initials: AW

Comments: No concerns

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**Fire Department:**

Date: 12/28/2018 Initials: SC

Comments: No concerns

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RES. ESTATES A & B  
ALTADENA BROOK  
MAP BOOK 157, PAGE 58

**MAGNOLIA COVE ESTATES**

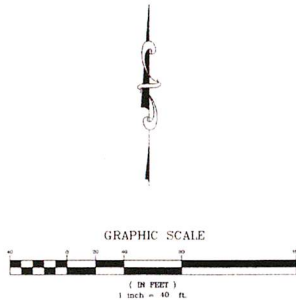
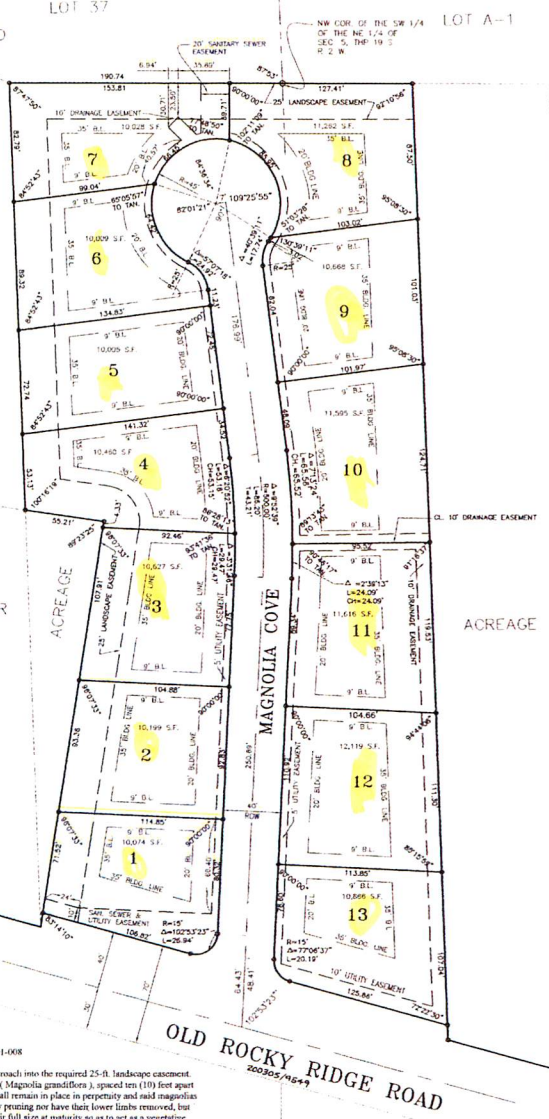
BEING SITUATED IN THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4  
& THE SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF  
SECTION 3, TOWNSHIP 19 SOUTH, RANGE 2 WEST,  
JEFFERSON COUNTY, ALABAMA

RESURVEY OF BUCKHEAD  
SECOND SECTOR  
MAP BOOK 33, PAGE 22

LOT 18

BUCKHEAD FIRST SECTOR  
MAP BOOK 31, PAGE 93

LOT 17



JEFFERSON COUNTY ENVIRONMENTAL SERVICES HEREBY APPROVES THIS RECORD MAP FOR SANITARY SEWER PURPOSES ONLY ANY CHANGE IN ANY RIGHT OF WAY OR EASEMENT BOUNDARIES AFTER THIS DATE MAY VOID THIS APPROVAL

JEFFERSON COUNTY COMMISSION DOES NOT ACCEPT RESPONSIBILITY FOR MAINTENANCE OF ANY ROAD(S) WITHIN THIS SUBDIVISION ROAD(S) MUST BE IMPROVED TO COUNTY STANDARDS TO BE ELIGIBLE FOR COUNTY MAINTENANCE

I HEREBY STATE THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

- NOTES:
1. ALL EASEMENTS SHOWN ARE FOR PUBLIC UTILITIES. SANITARY SEWERS, STORM SEWERS AND/OR OTHER STORM DRAINS TO SERVE PROPERTY BOTH WITHIN AND WITHOUT THE SUBDIVISION.
  2. SURFACE DRAINAGE EASEMENTS NOT WITHIN THE EXISTING RIGHT OF WAY ARE NOT MAINTAINED BY JEFFERSON COUNTY.

PREPARED BY:  
REYNOLDS SURVEYING, INC.  
1572 Montgomery Highway, Suite 108  
Birmingham, Alabama 35216  
(205) 823-7900 Fax: (205) 979-7635

PREPARED FOR:  
Harold Stephens,  
Managing Partner  
Rocky Ridge LLC  
2070 Montevallo Road SW  
Birmingham, Alabama 35211  
(205) 290-4667

DESIGN ENGINEERING BY:  
LIVIN ENGINEERING  
716 SOUTH 30TH STREET  
BIRMINGHAM, AL 35233  
(205) 251-4500

STATE OF ALABAMA  
JEFFERSON COUNTY

THE UNDERSIGNED, ROBERT REYNOLDS, A REGISTERED LAND SURVEYOR IN THE STATE OF ALABAMA, AND HAROLD STEPHENS, MANAGING PARTNER OF ROCKY RIDGE LLC, AS OWNER, HEREBY CERTIFY THAT THIS PLAT OR MAP WAS MADE PURSUANT TO A SURVEY MADE BY SAID SURVEYOR AND THAT SAID SURVEY AND THIS PLAT OR MAP WERE MADE AT THE INSTANCE OF SAID OWNER, THAT THIS PLAT OR MAP IS A TRUE AND CORRECT MAP OF THE LAND SHOWN THEREIN AND KNOWN OR TO BE KNOWN AS "MAGNOLIA COVE ESTATES", SHOWING THE SUBDIVISION INTO WHICH IT IS PROPOSED TO DIVIDE SAID LANDS, GIVING THE LENGTHS AND BEARINGS OF THE BOUNDARIES OF EACH LOT AND ITS NUMBER, SHOWING THE STREETS, ALLEYS AND PUBLIC GROUNDS, GIVING THE BEARINGS, WIDTH AND NAME OF EACH STREET AS WELL AS THE NUMBER OF EACH LOT AND BLOCK AND SHOWING THE RELATION OF THE LANDS SO DIVIDED TO THE RESURVEY OF BUCKHEAD SECOND SECTOR, AS RECORDED IN MAP BOOK 33, PAGE 22, IN THE OFFICE OF THE JUDGE OF PROBATE IN JEFFERSON COUNTY, ALABAMA AND THAT IRON PINS THAT HAVE BEEN INSTALLED AT ALL LOT CORNERS AND CURVE POINTS AS SHOWN AND DESIGNATED BY SMALL DREW CIRCLES ON SAID PLAT OR MAP, SAID OWNER ALSO CERTIFIES THAT THEY ARE THE OWNERS OF SAID LANDS AND THAT THE SAME ARE NOT SUBJECT TO ANY MORTGAGE.

IN WITNESS WHEREOF WE HAVE SET OUR HANDS THIS 13<sup>th</sup> DAY OF April, 2005.

BY: Robert Reynolds  
ROBERT REYNOLDS  
REG. NO. 25557

BY: Harold Stephens  
HAROLD STEPHENS, OWNER  
MANAGING PARTNER  
ROCKY RIDGE LLC



STATE OF ALABAMA  
JEFFERSON COUNTY

I, James D. Wood, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT ROBERT REYNOLDS, WHOSE NAME IS SIGNED TO THE FOREGOING CERTIFICATE AS SURVEYOR, BEING KNOWN TO ME, ACKNOWLEDGED BEFORE ME ON THIS DATE, THAT AFTER HAVING BEEN DULY INFORMED OF THE CONTENTS OF SAID CERTIFICATE, HE EXECUTED SAME VOLUNTARILY WITH FULL AUTHORITY.

GIVEN UNDER MY HAND AND SEAL THIS 13<sup>th</sup> DATE OF April, 2005.

NOTARY PUBLIC: James D. Wood  
Com. Exp. Date: 8/6/08

STATE OF ALABAMA  
JEFFERSON COUNTY

I, James D. Wood, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, DO HEREBY CERTIFY THAT HAROLD STEPHENS, WHOSE NAME IS SIGNED TO THE FOREGOING CERTIFICATE AS OWNER, BEING KNOWN TO ME, ACKNOWLEDGED BEFORE ME ON THIS DATE, THAT AFTER HAVING BEEN DULY INFORMED OF THE CONTENTS OF SAID CERTIFICATE, HE EXECUTED SAME VOLUNTARILY WITH FULL AUTHORITY.

GIVEN UNDER MY HAND AND SEAL THIS 13<sup>th</sup> DATE OF April, 2005.

NOTARY PUBLIC: James D. Wood  
Com. Exp. Date: 8/6/08

APPROVED: \_\_\_\_\_ DATE: 5-6-05  
JEFFERSON COUNTY PLANNING & ZONING COMMISSION

APPROVED: Robert T. Ferguson DATE: 5-6-05  
CHAIRMAN, JEFFERSON CO. PLANNING & ZONING COMMISSION

APPROVED: John DATE: 5/6/05  
DIRECTOR OF ENVIRONMENTAL SERVICES

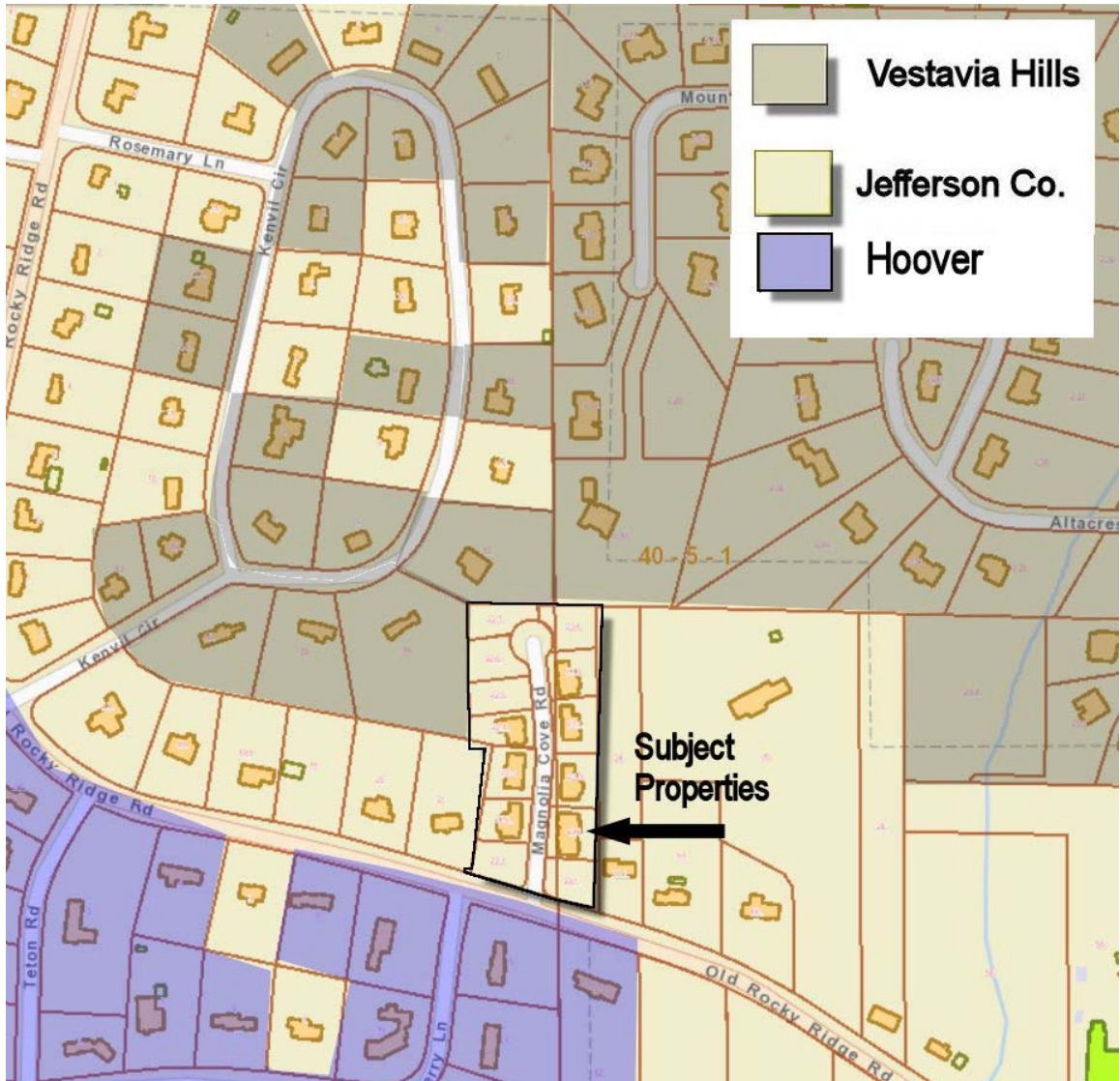
APPROVED: Ed DATE: 7/1/05  
DIRECTOR OF ROADS & TRANSPORTATION/COUNTY ENGINEER

APPROVED: Frank E. Hatcher DATE: 6-2-05  
DIRECTOR OF LAND DEVELOPMENT

Jefferson County Case No. : 2003-01-008  
Landscaping Requirements  
No structures of any kind shall encroach into the required 25-ft. landscape easement. The required planting of magnolias (*Magnolia grandiflora*), spaced ten (10) feet apart and with limbs full to the ground shall remain in place in perpetuity and said magnolias shall not have their tops removed by pruning nor have their lower limbs removed, but rather shall be allowed to obtain their full size at maturity so as to act as a vegetative buffer. The perpetual care and maintenance of the required planting of magnolias shall be the sole responsibility of the owner of the property on which the magnolias are located. If at any time a required magnolia dies or becomes diseased it shall be replaced with a healthy, new magnolia of the same species and cultivar, not less than five(5) feet in height at time of planting with limbs full to the ground. Such replacement shall be the sole responsibility of the property owner.



48-2-21-23  
48-2-21-23



Address	Ad Valorem	City	BOE
2404 Magnolia Cove Road	\$2,995.48	\$847.89	\$2,147.58
2408 Magnolia Cove Road	\$4,446.02	\$1,258.48	\$3,187.54
2412 Magnolia Cove Road	\$3,785.36	\$1,071.48	\$2,713.89
2423 Magnolia Cove Road	\$3,630.00	\$1,027.50	\$2,602.50
2419 Magnolia Cove Road	\$3,799.88	\$1,075.59	\$2,724.30
2415 Magnolia Cove Road	\$4,190.47	\$1,186.15	\$3,004.33
2409 Magnolia Cove Road	\$6,640.00	\$1,879.50	\$4,760.49
2405 Magnolia Cove Road	<u>\$4,052.53</u>	<u>\$1,147.10</u>	<u>\$2,905.43</u>
	\$33,539.74	\$9,493.69	\$24,046.06

**ORDINANCE NUMBER 2858**

**AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY R-2 TO VESTAVIA HILLS R-9**

**BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County R-2 (residential district) to Vestavia Hills R-9 (planned residential district):

Magnolia Cove Subdivision  
Lots 1-13, Magnolia Cove Subdivision  
Chase Beard, ET AL, Owner(s)

**APPROVED and ADOPTED** this the 22<sup>nd</sup> day of July, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

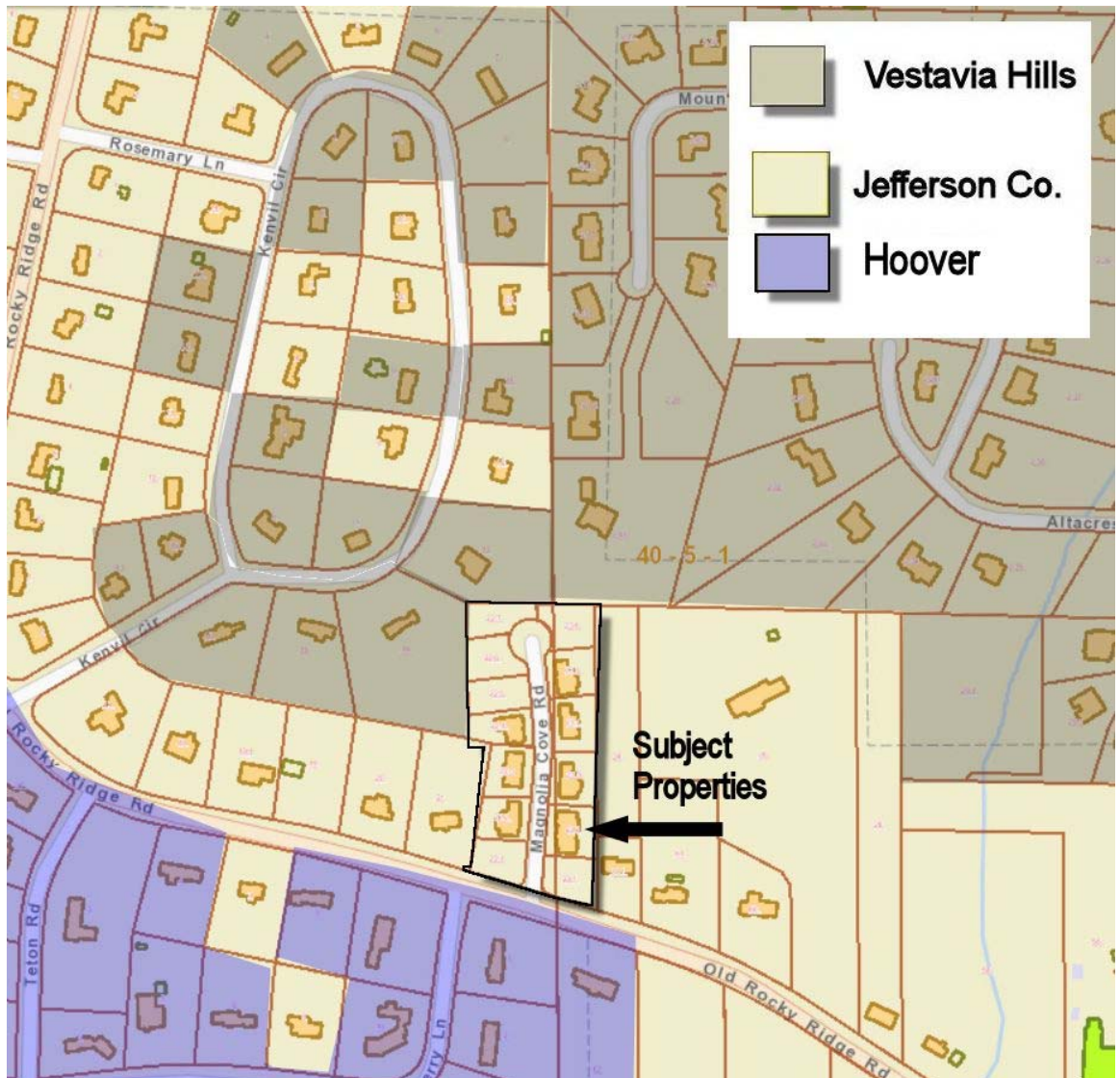
**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2858 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22<sup>nd</sup> day of July, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk





**CITY OF VESTAVIA HILLS**  
**SYNOPSIS AND STAFF RECOMMENDATION CONCERNING**  
**APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION**

Date: **JUNE 13, 2019**

- **CASE: P-0619-30**
- **REQUESTED ACTION:** Rezoning JC R-2 to Vestavia Hills R-9
- **ADDRESS/LOCATION:** Magnolia Cove Estates
- **APPLICANT/OWNER:** Multiple Applicants
- **GENERAL DISCUSSION:** The subdivision was recently annexed into the City with the passage of Ordinance 2842 on 4/22/19. Applicants are seeking to rezone Magnolia Cove Estates from JC R-2 to R-9. A compatible rezoning would be VH R-1, however, the lots and homes within the subdivision would not meet the minimum requirements. The setbacks for the lots are illustrated in the recorded plat. There is also construction underway to construct homes on the lots that are currently empty. There are 13 total lots in the subdivision. All current easements will remain.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the plan for medium density re
- **STAFF REVIEW AND RECOMMENDATION:**
  1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.  
  
**City Planner Recommendation:** No recommendation
  2. **City Engineer Review:** I have reviewed the application and I have no issues with this request.
  3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.
  4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

**MOTION** Mr. Larson made a motion to recommend Rezoning From Jefferson County R-2 To Vestavia Hills R-9 for The Property Located At Magnolia Cove Subdivision

Second was by Mr. Romeo. Motion was carried on a roll call; vote as follows:

Mr. Goodwin – yes

Mr. Romeo – yes

Mr. House – yes

Motion carried.

Mr. Larson – yes

Ms. Cobb– yes

Mrs. Barnes– yes



RESURVEY OF BUCKHEAD  
SECOND SECTOR  
MAP BOOK 33, PAGE 22

RES. ESTATES A & B  
ALTADENA BROOK  
MAP BOOK 157, PAGE 58

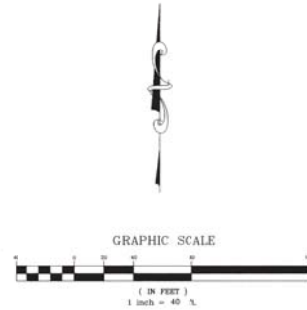
### MAGNOLIA COVE ESTATES

BEING SITUATED IN THE SOUTHEAST 1/4 OF THE NORTHWEST 1/4  
& THE SOUTHWEST 1/4 OF THE NORTHEAST 1/4 OF  
SECTION 5, TOWNSHIP 19 SOUTH, RANGE 2 WEST,  
JEFFERSON COUNTY, ALABAMA

PREPARED BY:  
REYNOLDS SURVEYING, INC.  
1572 Montgomery Highway, Suite 108  
Birmingham, Alabama 35216  
(205) 823-7900 Fax: (205) 979-7635

PREPARED FOR:  
Harold Stephens  
Managing Partner  
Rocky Ridge LLC  
2070 Monteville Road SW  
Birmingham, Alabama 35211  
(205) 290-4667

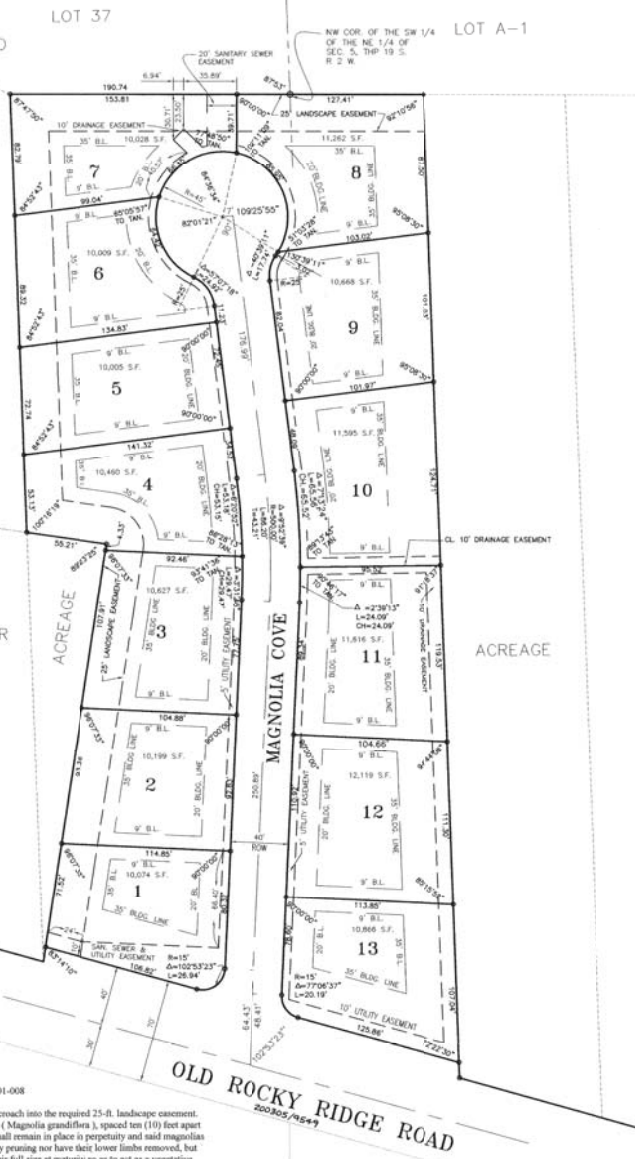
DESIGN ENGINEERING BY:  
LBYD ENGINEERING  
716 SOUTH 30TH STREET  
BIRMINGHAM, AL 35233  
(205) 251-4500



LOT 18

BUCKHEAD FIRST SECTOR  
MAP BOOK 31, PAGE 93

LOT 17



JEFFERSON COUNTY ENVIRONMENTAL SERVICES HEREBY APPROVES THIS RECORD MAP FOR SANITARY SEWER PURPOSES ONLY. ANY CHANGE IN ANY RIGHT OF WAY OR EASEMENT BOUNDARIES AFTER THIS DATE MAY VOID THIS APPROVAL.

JEFFERSON COUNTY COMMISSION DOES NOT ACCEPT RESPONSIBILITY FOR MAINTENANCE OF ANY ROAD(S) WITHIN THIS SUBDIVISION. ROAD(S) MUST BE IMPROVED TO COUNTY STANDARDS TO BE ELIGIBLE FOR COUNTY MAINTENANCE.

I HEREBY STATE THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCORDANCE WITH THE CURRENT REQUIREMENTS OF THE STANDARDS OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF.

- NOTES:
1. ALL EASEMENTS SHOWN ARE FOR PUBLIC UTILITIES. SANITARY SEWERS, STORM SEWERS AND/OR OPEN STORM DRAINS TO SERVE PROPERTY WITHIN AND WITHOUT THE SUBDIVISION.
  2. SURFACE DRAINAGE EASEMENTS NOT WITHIN THE EXISTING RIGHT OF WAY ARE NOT MAINTAINED BY JEFFERSON COUNTY.

APPROVED: \_\_\_\_\_ DATE: 5-6-5  
JEFFERSON COUNTY PLANNING & ZONING COMMISSION

APPROVED: \_\_\_\_\_ DATE: 5-6-5  
CHAIRMAN, JEFFERSON CO. PLANNING & ZONING COMMISSION

APPROVED: \_\_\_\_\_ DATE: 5/6/05  
DIRECTOR OF ENVIRONMENTAL SERVICES

APPROVED: \_\_\_\_\_ DATE: 5/11/05  
DIRECTOR OF ROADS & TRANSPORTATION/COUNTY ENGINEER

APPROVED: \_\_\_\_\_ DATE: 6-2-05  
DIRECTOR OF LAND DEVELOPMENT

STATE OF ALABAMA  
JEFFERSON COUNTY

THE UNDERSIGNED, ROBERT REYNOLDS, A REGISTERED LAND SURVEYOR IN THE STATE OF ALABAMA, AND HAROLD STEPHENS, MANAGING PARTNER OF ROCKY RIDGE LLC, AS OWNER, HEREBY CERTIFY THAT THIS PLAT OR MAP WAS MADE PURSUANT TO A SURVEY MADE BY SAID SURVEYOR AND THAT SAID SURVEY AND THIS PLAT OR MAP WERE MADE AT THE INSTANCE OF SAID OWNERS THAT THIS PLAT OR MAP IS A TRUE AND CORRECT MAP OF THE LAND SHOWN THEREIN AND KNOWN OR TO BE KNOWN AS MAGNOLIA COVE ESTATES, SHOWING THE SUBDIVISIONS INTO WHICH IT IS PROPOSED TO DIVIDE SAID LANDS, GIVING THE LENGTHS AND BEARINGS OF THE BOUNDARIES OF EACH LOT AND ITS NUMBER, SHOWING THE STREETS, ALLEYS AND PUBLIC CROSSINGS CROSSING THE BOUNDARIES, WITHIN AND NAME OF EACH STREET, AS WELL AS THE NUMBER OF EACH LOT AND BLOCK AND SHOWING THE RELATION OF THE LANDS SO PLOTTED TO THE RESURVEY OF BUCKHEAD SECOND SECTOR, AS RECORDED IN MAP BOOK 33, PAGE 22, IN THE OFFICE OF THE CLERK OF PROBATE IN JEFFERSON COUNTY, ALABAMA, AND THAT IRON PINS THAT HAVE BEEN INSTALLED AT ALL LOT CORNERS AND CURVE POINTS AS SHOWN AND DESIGNATED BY SMALL OPEN CIRCLES ON SAID PLAT OR MAP, SAID OWNER ALSO CERTIFIES THAT THEY ARE THE OWNERS OF SAID LANDS AND THAT THE SAME ARE NOT SUBJECT TO ANY MORTGAGE.

IN WITNESS WHEREOF WE HAVE SET OUR HANDS THIS 13<sup>th</sup> DAY OF April, 2005.

BY: Robert Reynolds  
ROBERT REYNOLDS  
REC. NO. 205557

BY: Harold Stephens  
HAROLD STEPHENS, OWNER  
MANAGING PARTNER  
ROCKY RIDGE LLC



STATE OF ALABAMA  
JEFFERSON COUNTY

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NOTARY PUBLIC: James D. Wood  
Com. Exp. Date: 8/6/08

STATE OF ALABAMA  
JEFFERSON COUNTY

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GIVEN UNDER MY HAND AND SEAL THIS 13<sup>th</sup> DATE OF April, 2005.

NOTARY PUBLIC: James D. Wood  
Com. Exp. Date: 8/6/08

Jefferson County Case No.: 2003-01-008  
Landscaping Requirements  
No structures of any kind shall encroach into the required 25-ft. landscape easement. The required planting of magnolias (*Magnolia grandiflora*), spaced ten (10) feet apart and with limbs full to the ground shall remain in place in perpetuity and said magnolias shall not have their tops removed by pruning nor have their lower limbs removed, but rather shall be allowed to obtain their full size at maturity so as to act as a vegetative buffer. The perpetual care and maintenance of the required planting of magnolias shall be the sole responsibility of the owner of the property on which the magnolia(s) are located. If at any time a required magnolia dies or becomes stressed it shall be replaced with a healthy, new magnolia of the same species and cultivar, not less than five (5) feet in height at time of planting with limbs full to the ground. Such replacement shall be the sole responsibility of the property owner.



44-5-1-0-23  
44-5-2-1-22





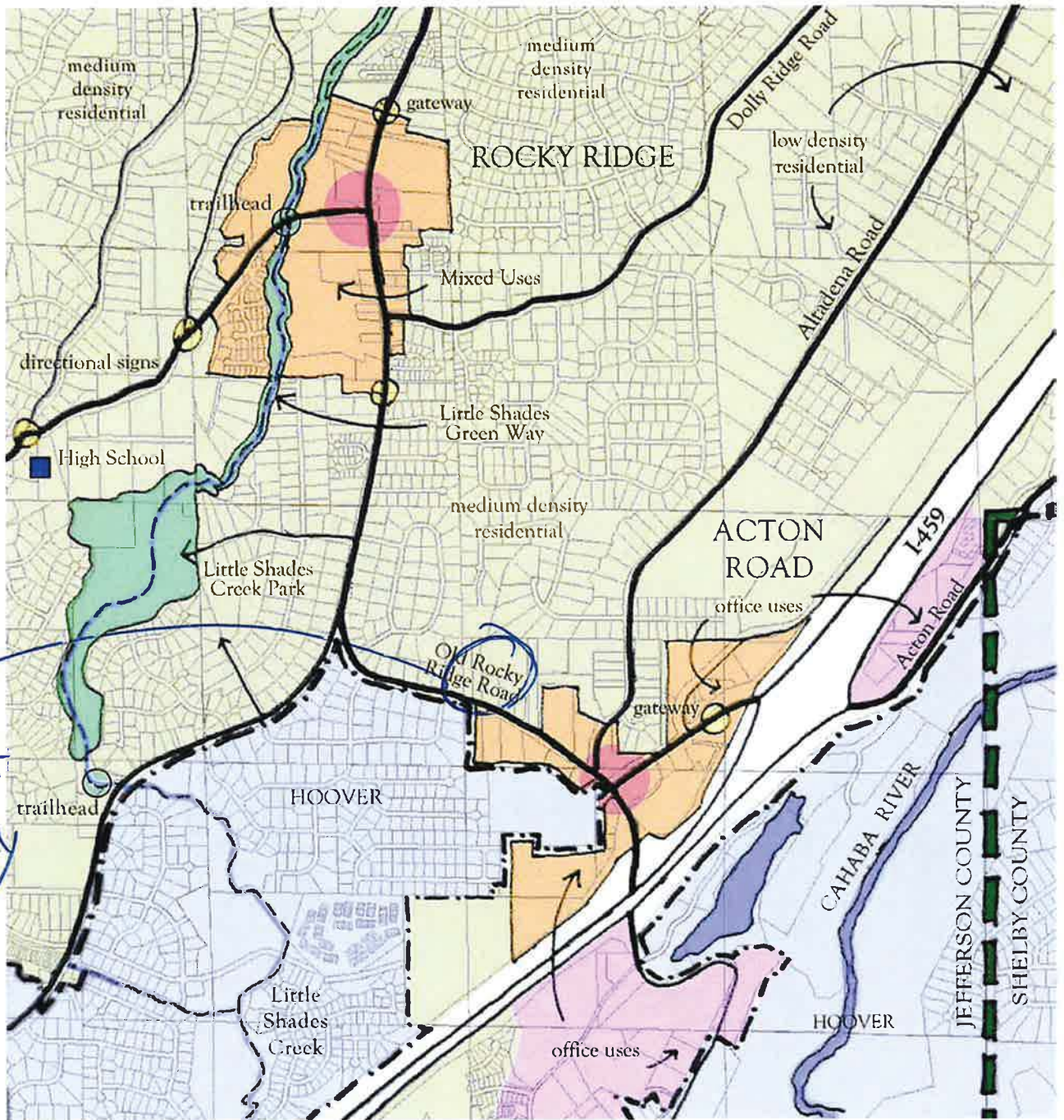


Figure 21: Rocky Ridge Road / Acton Road West  
Land Use Analysis

- |   |   |
|---|---|
| <ul style="list-style-type: none"> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; background-color: #e6f2ff; margin-right: 5px;"></span> <b>Neighborhood</b> - primarily low / medium density single-family residential areas with higher densities near village centers). Other uses may include schools, places of worship, recreational areas, and open space.</li> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; background-color: #fff9c4; margin-right: 5px;"></span> <b>Village Center</b> - mixed use centers with highest densities in core areas. Mix of uses should include retail and service businesses, professional offices, high density residential areas, institutions, recreation areas, and public spaces.</li> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; background-color: #fce4ec; margin-right: 5px;"></span> <b>Commercial Core</b> - primarily high density, retail and service business areas with professional offices and multi-family residences on upper floors or on periphery. Other uses may include institutions and public space.</li> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; border-radius: 50%; background-color: #fff9c4; margin-right: 5px;"></span> <b>Gateways and Nodes</b> - Gateways are entryways into the community or village enhanced with consistent signage, landscaping, and other elements. Nodes are sites, such as transit stops, where public spaces, signage, and other public design elements should be considered.</li> </ul> | <ul style="list-style-type: none"> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; background-color: #fce4ec; margin-right: 5px;"></span> <b>Professional Offices</b> - primarily professional office uses. Density should vary according to surroundings. Other uses may include retail and services (supporting offices and employees), places of worship, public spaces, and open space.</li> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; background-color: #e2efda; margin-right: 5px;"></span> <b>Recreation and Open Space</b> - public and private recreation facilities and preserved natural spaces. Recreation facilities may be active, passive or combined. Open spaces are areas preserved in a natural state and may include passive recreational uses.</li> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; border-radius: 50%; background-color: #e2efda; margin-right: 5px;"></span> <b>Trailheads</b> - Trailheads are public sites along a trail, where bike racks, seating, parking, and public amenities are provided for trail users.</li> <li><span style="display: inline-block; width: 15px; height: 15px; border: 1px solid black; background-color: #2196f3; margin-right: 5px;"></span> <b>Schools</b> - School facilities administered by the Vestavia Hills School System.</li> </ul> |
|---|---|



**RESOLUTION NUMBER 5166**

**A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated January 24, 2019, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

**WHEREAS**, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 22nd day of July, 2019; and

**WHEREAS**, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

**WHEREAS**, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 26th day of July, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5166 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

3516 Squire Lane  
Brook and Celine Russell, Owner(s)

More Particularly Described as follows:

The part of the Southwest 1A of the Northwest 1A of Section 28, Township 18 South, Range 2 West, situated in Jefferson County, Alabama, more particularly described as follows: Begin at the Southeast corner of said 1A - 1A section and run thence Westwardly along the South line thereof for a distance of 413.25 feet to point of beginning of tract here described, from point of beginning thus obtained continue Westwardly along the South line of said 1A - 1A section for a distance of 265.20 feet; thence turn an angle to the right of 88 degrees 05 ½ minutes and run Northwardly for a distance of 328.31 feet; thence turn an angle to the right of 91 degrees 46 minutes and run Eastwardly for a distance of 265.20 feet; thence turn an angle to the right of 88 degrees 14 minutes and run Southwardly for a distance of 328.97 feet to the point of beginning.

**APPROVED and ADOPTED** this the 22nd day of July, 2019.

Ashley C. Curry  
Mayor

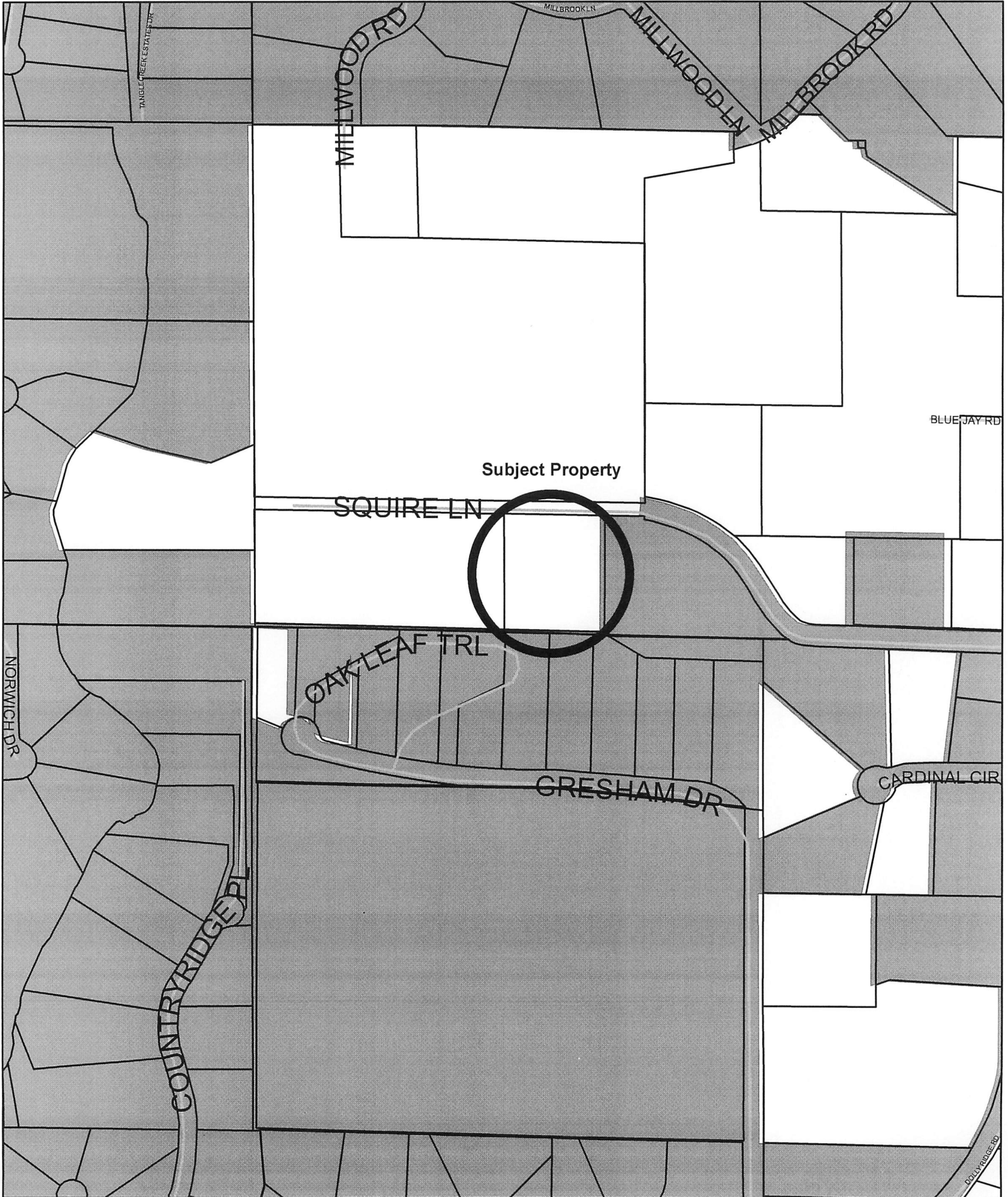
ATTESTED BY:

Rebecca Leavings  
City Clerk




# 3516 Squire Lane

3516 Squire Lane



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



3516 Squire Lane

**PARCEL #:** 28 00 28 2 001 026.000  
**OWNER:** RUSSELL BROOK A & CELINE C  
**ADDRESS:** 3516 SQUIRE LANE BIRMINGHAM AL 35243  
**LOCATION:** 3516 SQUIRE LN AL 35243

[ 111-C0 ] Baths: 2.5 H/C Sqft: 2,399  
 18-012.0 Bed Rooms: 3 Land Sch: A114  
 Land: 257,500 Imp: 147,200 Total: 404,700  
 Acres: 0.000 Sales Info: 08/15/2013  
 \$311,000

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2018

SUMMARY    LAND    BUILDINGS    SALES    PHOTOGRAPHS    MAPS

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 3 OVER 65 CODE:  
 EXEMPT CODE: 2-2 DISABILITY CODE:  
 MUN CODE: 01 COUNTY HS YEAR: 2014  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1  
 CLASS USE:  
 FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$404,700.00 BOE VALUE: 0

**VALUE**

LAND VALUE 10% \$257,500  
 LAND VALUE 20% \$0  
 CURRENT USE VALUE [DEACTIVATED] \$0  
CLASS 2  
CLASS 3  
 POOL VINYL 70 29VP700 \$10,600  
 BLDG 001 111 \$136,600  
 TOTAL MARKET VALUE [APPR. VALUE: \$404,700]: \$404,700  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$40,480	\$263.12	\$4,000	\$26.00	\$237.12
COUNTY	3	1	\$40,480	\$546.48	\$2,000	\$27.00	\$519.48
SCHOOL	3	1	\$40,480	\$331.94	\$0	\$0.00	\$331.94
DIST SCHOOL	3	1	\$40,480	\$0.00	\$0	\$0.00	\$0.00
CITY	3	1	\$40,480	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	1	\$40,480	\$206.45	\$0	\$0.00	\$206.45
SPC SCHOOL2	3	1	\$40,480	\$680.06	\$0	\$0.00	\$680.06

TOTAL FEE & INTEREST: (Detail) \$5.00

**ASSD. VALUE: \$40,480.00**

**\$2,028.05**

**GRAND TOTAL: \$1,980.05**

**FULLY PAID**

**DEEDS**

**PAYMENT INFO**

INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
<a href="#">201363-28738</a>	8/15/2013	12/7/2018	2018	CORELOGIC INC	\$1,980.05
<a href="#">200811-24213</a>	10/15/2008	11/17/2017	2017	CORE LOGIC INC	\$1,980.05
<a href="#">2427-910</a>	11/28/1983	11/21/2016	2016	CORELOGIC	\$1,980.05
		12/1/2015	2015	CORELOGIC INC	\$2,465.06
		12/31/2014	2014	BROOK RUSSELL	\$1,966.02
		1/21/2014	2013	RUSSELL, BROOK	\$1,966.02
		11/21/2012	2012	CORELOGIC INC	\$1,966.02

### Annexation Committee Petition Review

Property: 3516 Squire Lane

Owners: Brook and Celine Russell

Date: 06-20-2019

1. The property in question is contiguous to the city limits.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$404,400. Meets city criteria: Yes  No   
 Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 10 Number in city 10
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
 Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
 \_\_\_\_\_



Property: 3516 Squire Lane

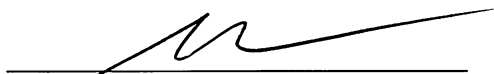
8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ \_\_\_\_\_ will be paid to offset costs associated with the annexation. Yes \_\_\_\_\_ No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is ~~free~~ and clear of hazardous waste, debris and materials. Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments? Yes  No \_\_\_\_\_ Comments: Fire Dept. -  
concerns about width and length of  
driveway. Per applicant driveway will be  
improved

11. Information on children: Number in family 3; Plan to enroll in VH schools Yes  No \_\_\_\_\_ Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
George Pierce  
Chairman 6-21-19

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 3516 Squire Lane

**Engineering; Public Services**

Date: 5/24 Initials: CBrady

3516 Squire Lane -- no significant concerns noted; roadway is narrow and asphalt is in poor to fair condition; majority of roadway remains within Jefferson County and within their maintenance responsibility.

**Police Department:**

Date: 5/28/19 Initials: CV

Comments: No issues

**Fire Department:**

Date: 5/30/19 Initials: CV

Comments: Concerns about width & length of driveway per City Ordinance.

**Board of Education:**

Date: 5/17/19 Initials: SB via email

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you,  
Steve

STATE OF ALABAMA

JEFFERSON COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 1/24/19

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in JEFFERSON County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

Brook Russell 205. 283. 6228

Celine Russell 205. 482. 4542

brookarussell@gmail.com

celinelynn@gmail.com

**EXHIBIT "A"**

LOT: \_\_\_\_\_

BLOCK: \_\_\_\_\_

SURVEY: \_\_\_\_\_

RECORDED IN MAP BOOK LR201363, PAGE 28738 IN THE  
PROBATE OFFICE OF SEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: \_\_\_\_\_

COMPATIBLE CITY ZONING: \_\_\_\_\_

LEGAL DESCRIPTION (METES AND BOUNDS):

See Attached

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

**SIGNATURE(S)**

**DESCRIPTION OF PROPERTY**

<u>Brook Russell</u>	Lot	Block	Survey	_____
<u>Celine Russell</u>	Lot	Block	Survey	_____
_____	Lot	Block	Survey	_____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

**STATE OF ALABAMA**

Jefferson COUNTY

[Signature] being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

[Signature]  
Signature of Certifier

Subscribed and sworn before me this the 24<sup>th</sup> day of January, 2019.

[Signature]  
Notary Public

My commission expires





**EXHIBIT "B"**

**VESTAVIA HILLS BOARD OF EDUCATION**

**1204 Montgomery Highway  
Vestavia Hills AL 35216**

*(To be completed by the City)*

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
Deny \_\_\_\_\_  
Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): BROOK & CELINE RUSSELL

Address: 3516 SQUIRE LANE

City: BIRMINGHAM State: AL Zip: 35243

**Information on Children:**

**Plan to Enroll In  
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	<u>PACE RUSSELL</u>	<u>4</u>	<u>KS</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2.				<input type="checkbox"/>	<input type="checkbox"/>
3.				<input type="checkbox"/>	<input type="checkbox"/>
4.				<input type="checkbox"/>	<input type="checkbox"/>
5.				<input type="checkbox"/>	<input type="checkbox"/>
6.				<input type="checkbox"/>	<input type="checkbox"/>

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes". FALL 2019

**ORDINANCE NUMBER 2859**

**AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.**

**WHEREAS**, a certain petition signed by Brook and Celine Russell dated January 24, 2018, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

**WHEREAS**, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Vestavia Hills, Alabama, as follows:

**SECTION 1.** That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

3516 Squire Lane  
Brook and Celine Russell

The part of the Southwest 1A of the Northwest 1A of Section 28, Township 18 South, Range 2 West, situated in Jefferson County, Alabama, more particularly described as follows: Begin at the Southeast corner of said 1A - 1A section and run thence Westwardly along the South line thereof for a distance of 413.25 feet to point of beginning of tract here described, from point of beginning thus obtained continue Westwardly along the South line

of said 1A - 1A section for a distance of 265.20 feet; thence turn an angle to the right of 88 degrees 05 ½ minutes and run Northwardly for a distance of 328.31 feet; thence turn an angle to the right of 91 degrees 46 minutes and run Eastwardly for a distance of 265.20 feet; thence turn an angle to the right of 88 degrees 14 minutes and run Southwardly for a distance of 328.97 feet to the point of beginning.

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 22nd day of July, 2018.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2859 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of July, 2018, as same appears in the official records of said City.

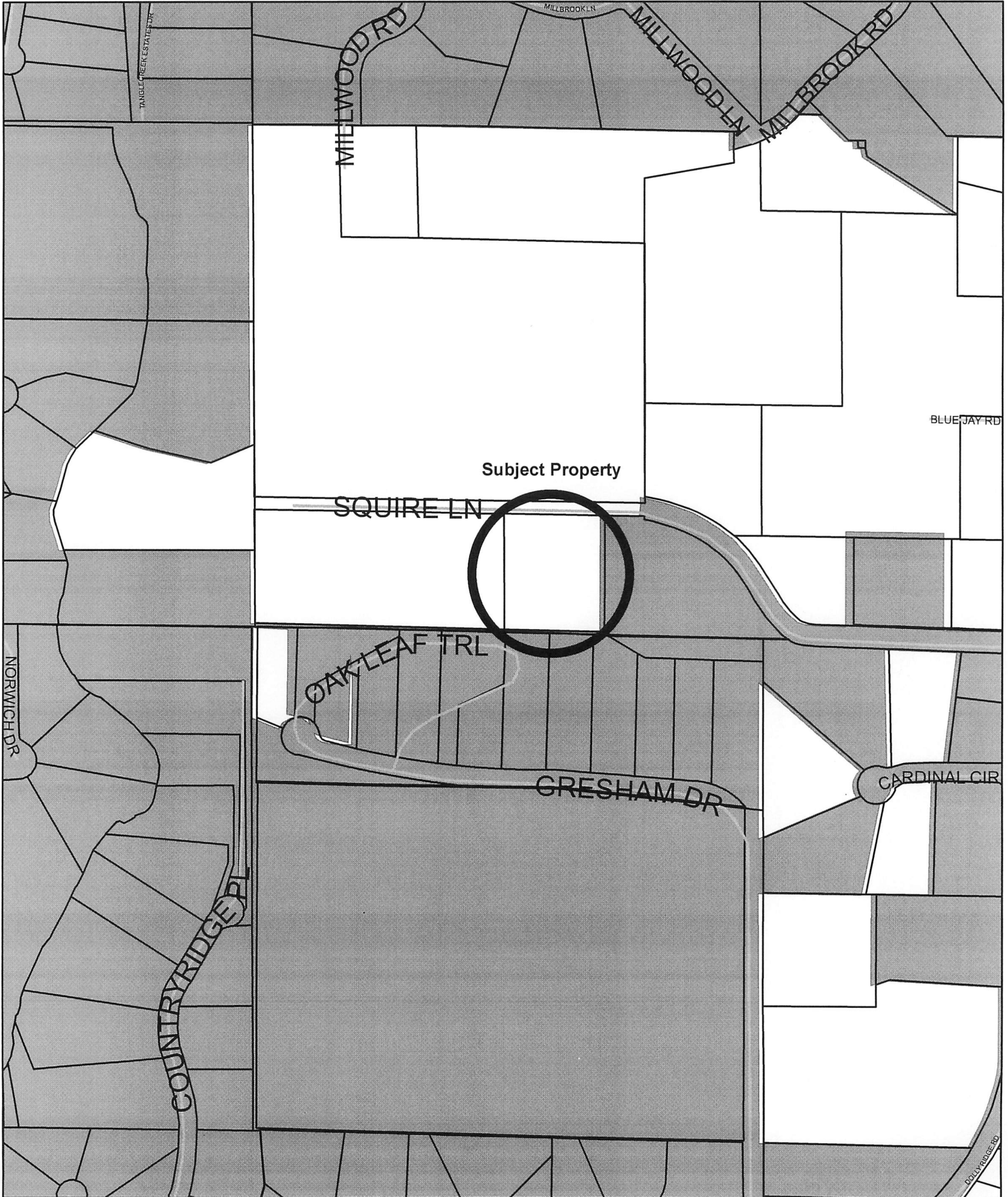
Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2018.

Rebecca Leavings  
City Clerk




# 3516 Squire Lane

3516 Squire Lane



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



**RESOLUTION NUMBER 5172**

**A RESOLUTION APPROVING ALCOHOL LICENSE  
FOR GEM BRAND LLC D/B/A TACO TECH;  
GERALD ELLIOT MOSSER, EXECUTIVES**

**WHEREAS**, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for Gem Brand LLC d/b/a Taco Tech, located at 2409 Acton Road, Suite 127, Vestavia Hills, Alabama, for the sale of 020 - Restaurant Retail Liquor; Gerald Elliot Mosser, executives.

**APPROVED and ADOPTED** this the 22nd day of July, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

# INTEROFFICE MEMORANDUM

**DATE:** July 18, 2019

**TO:** Dan Rary, Police Chief

**FROM:** Rebecca Leavings, City Clerk

**RE:** Alcohol License Request – 020 - Restaurant Retail Liquor

Please find attached information submitted by Gerald Elliot Mosser who request an alcohol license to sell 020 - Restaurant Retail Liquor at the Gem Brand LLC d/b/a Taco Tech, 2409 Acton Road, Suite 127, Vestavia Hills, Alabama.

I am scheduling this case to be heard by the City Council on 22nd day of July, 2019 at 6:00 PM (Monday). Please advise me of your recommendation for this license. If you have any questions, please contact me.

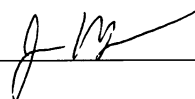
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## Reply

I have reviewed the available background information on the above referenced applicant and submit the following to the City Council:

5/4	<i>Application cleared by P.D. This indicates that there are <b>NO</b> convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>
	<i>Needs further review. This indicates that the Police Chief has found records of some convictions of alcohol related arrests</i>
	<i>Does not recommend. This indicates that the Police Chief has found records of convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>

Reviewed: \_\_\_\_\_









**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
**ALCOHOL LICENSE APPLICATION**



**Confirmation Number: 20190522102559042**

If applicant is leasing the property, is a copy of the lease agreement attached? **NO**  
 Name of Property owner/lessor and phone number: **DOLLY CREEK STATION 205-995-9119**  
 What is lessors primary business? **REAL ESTATE**  
 Is lessor involved in any way with the alcoholic beverage business? **NO**  
 Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **YES**  
 Is the business used to habitually and principally provide food to the public? **YES**  
 Does the establishment have restroom facilities? **YES**  
 Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **YES**

Will the business be operated primarily as a package store? **NO**  
 Building Dimensions Square Footage: **2800** Display Square Footage:  
 Building seating capacity: **100** Does Licensed premises include a patio area? **YES**  
 License Structure: **SHOPPING CENTER** License covers: **OTHER**  
 Location is within: **CITY LIMITS** Police protection: **CITY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:

## **RESOLUTION NUMBER 5174**

### **A RESOLUTION ACCEPTING A BID FOR WALD PARK IMPROVEMENTS AND AUTHORIZING THE CITY MANAGER TO TAKE ALL ACTIONS NECESSARY TO SECURE SAID CONSTRUCTION**

**WHEREAS**, Invitation to Bids were invited and publically read on May 29, 2019 for improvements to Wald Park Improvements with five bids received; and

**WHEREAS**, a copy of the official bid tabulation is marked as Exhibit A and is attached to and incorporated into this Resolution Number 5174 as if written fully therein; and

**WHEREAS**, recommendation was made in a letter dated July 19, 2019 from TCU Consulting Services, W. Ken Upchurch, III, to accept the base bid submitted by Taylor Miree, a copy of which is marked as Exhibit B and is attached to and incorporated into this Resolution Number 5174 as if written fully therein; and

**WHEREAS**, the Mayor and the City Council feel it is in the best interest of the public to accept said bid as recommended.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL AS FOLLOWS:**

1. The base bid submitted by Taylor Miree is hereby accepted; and
2. The City Manager is hereby authorized to take all actions necessary in order to secure said construction; and
3. This Resolution number 5174 shall become effective immediately upon adoption and approval.

**ADOPTED and APPROVED** this the 22<sup>nd</sup> day of July, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk



AMANDA FOWLER  
NOTARY PUBLIC  
STATE OF ALABAMA

**WALD PARK IMPROVEMENTS - VESTAVIA HILLS**

**BID TABULATION**

DATE: Tuesday, 01 July 2019 TIME: 1:00 & 4:00pm CDT LOCATION: Vestavia City Hall - Executive Conference Room	Amason & Associates	Clements Dean Building Company	Cunningham Delaney Construction	Stone Building, LLC	Taylor Miree Construction
Envelope Sealed	X	X	X	X	X
GC License No. on Envelope	X	X	X	X	X
Addenda 1 through 8 Acknowledged	X	X	X	X	X
Attachment "A" Unit Price and Alternates	X	X	X	X	X
Attachment "B" Accounting of Sales Tax	X	X	X	X	X
Attachment "C" Landscape Unit Prices	X	X	X	X	X
Bid Bond / Cashiers Check	X	X	X	X	X
Surety	X	X	X	X	X
Power of Attorney for Surety	X	X	X	X	X
License No. on Bid Form	X	X	X	X	X
Bid Signed	X	X	X	X	X
<b>BASE BID - BID ITEM #1</b>	\$11,500,000.00	\$11,549,000.00	\$10,870,000.00	\$12,000,000.00	\$8,500,000.00
<i>Base Bid Envelope Notations</i>	\$2,161,000.00	\$0.00	\$2,750,000.00	\$448,000.00	\$1,297,429.00
<b>BASE BID TOTAL</b>	<b>\$13,661,000.00</b>	<b>\$11,549,000.00</b>	<b>\$13,620,000.00</b>	<b>\$12,448,000.00</b>	<b>\$9,797,429.00</b>
<b>BASE BID - BID ITEM #2</b>	\$4,500,000.00	\$5,799,000.00	\$6,440,000.00	\$5,000,000.00	\$6,500,000.00
<i>Base Bid Envelope Notations</i>	\$0.00	\$0.00	-\$282,000.00	\$0.00	\$0.00
<b>BASE BID TOTAL</b>	<b>\$4,500,000.00</b>	<b>\$5,799,000.00</b>	<b>\$6,158,000.00</b>	<b>\$5,000,000.00</b>	<b>\$6,500,000.00</b>
<b>BASE BID - BID ITEM #1 &amp; #2 TOTAL</b>	<b>\$18,161,000.00</b>	<b>\$17,348,000.00</b>	<b>\$19,778,000.00</b>	<b>\$17,448,000.00</b>	<b>\$16,297,429.00</b>
<b>ALTERNATE 1. Maintenance Building</b>	\$1,540,442.00	\$2,669,000.00	\$1,129,000.00	\$1,898,000.00	\$2,367,678.00
<i>Envelope Notations</i>	\$0.00	\$0.00	\$1,108,000.00	\$0.00	\$0.00
<b>1. Alternate Total</b>	<b>\$1,540,442.00</b>	<b>\$2,669,000.00</b>	<b>\$2,237,000.00</b>	<b>\$1,898,000.00</b>	<b>\$2,367,678.00</b>
<b>ALTERNATE 2. Dog Park and Trails</b>	\$115,780.00	\$298,000.00	\$250,000.00	\$199,000.00	\$178,766.00
<i>Envelope Notations</i>	\$0.00	\$0.00	\$37,000.00	\$0.00	\$0.00
<b>2. Alternate Total</b>	<b>\$115,780.00</b>	<b>\$298,000.00</b>	<b>\$287,000.00</b>	<b>\$199,000.00</b>	<b>\$178,766.00</b>
<b>ALTERNATE 3. Tennis Facility</b>	\$779,584.00	\$1,349,000.00	\$386,000.00	\$1,138,000.00	\$1,309,299.00
<i>Envelope Notations</i>	\$0.00	\$0.00	\$676,000.00	\$0.00	\$0.00
<b>3. Alternate Total</b>	<b>\$779,584.00</b>	<b>\$1,349,000.00</b>	<b>\$1,062,000.00</b>	<b>\$1,138,000.00</b>	<b>\$1,309,299.00</b>
<b>ALTERNATE 4. Structure "H" Batting Cage Pavilions (2)</b>	\$295,960.00	\$28,000.00	\$20,000.00	\$79,500.00	\$139,854.00
<i>Envelope Notations</i>	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>4. Alternate Total</b>	<b>\$295,960.00</b>	<b>\$28,000.00</b>	<b>\$20,000.00</b>	<b>\$79,500.00</b>	<b>\$139,854.00</b>
<b>ALTERNATE 5. Annual Turf &amp; Landscape Maintenance</b>	\$169,423.00	\$106,000.00	\$25,000.00	\$124,000.00	\$169,475.00
<i>Envelope Notations</i>	\$0.00	\$0.00	\$85,000.00	\$0.00	\$0.00
<b>5. Alternate Total</b>	<b>\$169,423.00</b>	<b>\$106,000.00</b>	<b>\$110,000.00</b>	<b>\$124,000.00</b>	<b>\$169,475.00</b>
<b>TOTAL BASE BID W/ ALTERNATES</b>	<b>\$21,062,189.00</b>	<b>\$21,798,000.00</b>	<b>\$23,494,000.00</b>	<b>\$20,886,500.00</b>	<b>\$20,462,501.00</b>
<small>(INCLUDING ALL ENVELOPE NOTES)</small>					

I certify that this is a true and accurate tabulation of the bids received on the captioned project.

*Robert Callaghan*  
Signature

Robert Callaghan  
Williams Blackstock Architects  
Printed Name

7/8/2019  
Date

*Amanda Fowler*  
Signature

Amanda Fowler  
Williams Blackstock Architects  
Notary Public

7/8/2019  
Date

July 19, 2019

Mr. Jeff Downes  
City Manager  
City of Vestavia Hills  
1032 Montgomery Highway  
Vestavia Hills, Alabama 35216

Re: Wald Park Project

Dear Mr. Downes:

TCU Consulting Services has reviewed the bid and concur with Williams Blackstock Architects. It is our recommendation that the City of Vestavia Hills proceed with contract award to Taylor Miree for the Base Bid that was received on July 2, 2019 for the renovation of Wald Park.

Sincerely,

A handwritten signature in blue ink, appearing to read "W. Ken Upchurch, III", with a long horizontal flourish extending to the right.

W. Ken Upchurch, III  
Principal

**RESOLUTION NUMBER 5173**

**A RESOLUTION APPROVING CHANGE ORDER NUMBER 1 FOR THE GREEN VALLEY SIDEWALK CONSTRUCTION PROJECT IN THE AMOUNT OF \$32,560**

**WHEREAS**, ON December 20, 2018, the City Council of the City of Vestavia Hills adopted and approved Resolution Number 5112 to award a construction contract to Triple J Construction, LLC for construction of the Green Valley Road Sidewalk Project; and

**WHEREAS**, the City's engineering department has identified and detailed some additional needed work consisting of project overruns, items not quantified in the original bid and/or some additional drainage work in the amount of \$32,560; and

**WHEREAS**, Brian Davis, Public Services Director; has detailed said changes in a requested Change Order Number 1 via an Interoffice Memo dated July 18, 2019, a copy of which is marked as Exhibit A, attached to and incorporated into this Resolution Number 5173 as though written therein.

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The City Manager is hereby authorized to issue said Change Order Number 1 in an amount not to exceed \$32,560 as detailed in the attached Exhibit A; and
2. This Resolution Number 5173 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, ADOPTED and APPROVED** this the 12<sup>th</sup> day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

*City of Vestavia Hills*

Public Services Department  
1973 Merryvale Road  
Vestavia Hills, AL 35216  
205-978-0166

**INTEROFFICE MEMO**

Date: July 18, 2019

TO: Jeff Downes  
City Manager

From: Brian C. Davis  
Public Service Director

RE: Green Valley Sidewalk Construction

Engineering completed a project walk-through Monday, July 15, 2019, with construction contractor, Triple J, to verify final quantities for project construction and determined a few items that overran initial estimates. Additionally, some items that were shown in construction plans but were not quantified in bid documents were identified, as well as drainage work that was required to complete the project.

Please see the breakdown below and attached changed order. These items totaled an additional \$32,560 in construction costs. We are requesting approval of Change Order No. 1 to the construction contract to cover this amount, increasing Contract Sum from \$125,095 to \$157,655.

Project overruns, \$12,400

Concrete curb and gutter, added 5LF  
Concrete valley gutter, added 48LF  
Additional ADA compliant ramps, added 4each  
Add / replaced concrete driveway, added 2each

Items not quantified in bid documents, \$10,000

Concrete junction box, 2 each  
Drainage inlets, 1 each

Additional drainage work, \$10,160

Remove 12" pipe and headwall  
Install 18" concrete pipe and headwall  
Remove asphalt and patch

CC: Rebecca Leavings  
Christopher Brady  
Lori Beth Kearley

# CHANGE ORDER

Distribution Exhibit A - Resolution No. 5173

OWNER  FIELD   
 ENGINEER  OTHER   
 CONTRACTOR

**Project:**

Vestavia Hills  
 Green Valley Road  
 Sidewalk Addition

**Change order number:** 1  
**Date:** 6/21/19  
**Engineer's project no.:** 100456.00.30  
**Contract date:** 1/10/19  
**Contractor's JobId:** VES19  
**Contract for:**  
 City of Vestavia Hills

**To contractor:**

Triple J Construction, LLC  
 P O Box 477  
 667 Co Road 3909  
 Arley, AL 35541

**The contract is changed as follows:**

Additional Items as Outlined Below:

Concrete Curb & Gutter	5LF	\$200.00
Concrete Valley Gutter	48LF	\$1200.00
Install Handicap Ramp	4EA	\$8000.00
18" RCP Drainage Piping	129LF	\$5160.00
Concrete Junction Box	2EA	\$6000.00
Hooded Drainage Inlet	1EA	\$4000.00
Remove Headwall & Trees	1LS	\$700.00
Remove 12" Pipe	100LF	\$1000.00
Remove Asphalt & Patch	20LF	\$900.00
Install 18" Headwall	1LS	\$2400.00
Install Concrete Driveway	2EA	\$3000.00

The original Contract Sum was ..... \$ 125,095.00  
 Net changes by previously authorized Change Orders ..... \$ 0.00  
 The Contract Sum prior to this Change Order was ..... \$ 125,095.00  
 The Contract Sum will be increased by this Change Order in the amount of ..... \$ 32,560.00  
 The new Contract Sum including this Change Order will be ..... \$ 157,655.00  
 The Contract Time will be unchanged by 0 days.  
 The date of Substantial Completion as of the date of this Change Order therefore is 6/1/19

Not valid until signed by the Engineer, Contractor and Owner.

**ENGINEER**

The City of Vestavia Hills  
 1032 Montgomery Hwy  
 Vestavia Hills, AL 35216

**Contractor**

Triple J Construction, LLC  
 P O Box 477  
 667 Co Road 3909  
 Arley, AL 35541  
 (205)412-0078

**Owner**

Vestavia Hills (City of)  
 1032 Montgomery Hwy  
 Vestavia Hills, AL 35216  
 (205)978-0150

By: \_\_\_\_\_

By:  \_\_\_\_\_

By: \_\_\_\_\_

Date: \_\_\_\_\_

Date: 6-21-19

Date: \_\_\_\_\_

**RESOLUTION NUMBER 5167**

**A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated April 22, 2019, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

**WHEREAS**, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 12th day of August, 2019; and

**WHEREAS**, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

**WHEREAS**, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5167 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:



929 Mountain Branch Circle  
Lot 40, Mountain Branch Subdivision  
Honeycutt Real Estate Holdings LLC, Owner(s)

**APPROVED and ADOPTED** this the 12th day of August, 2019.

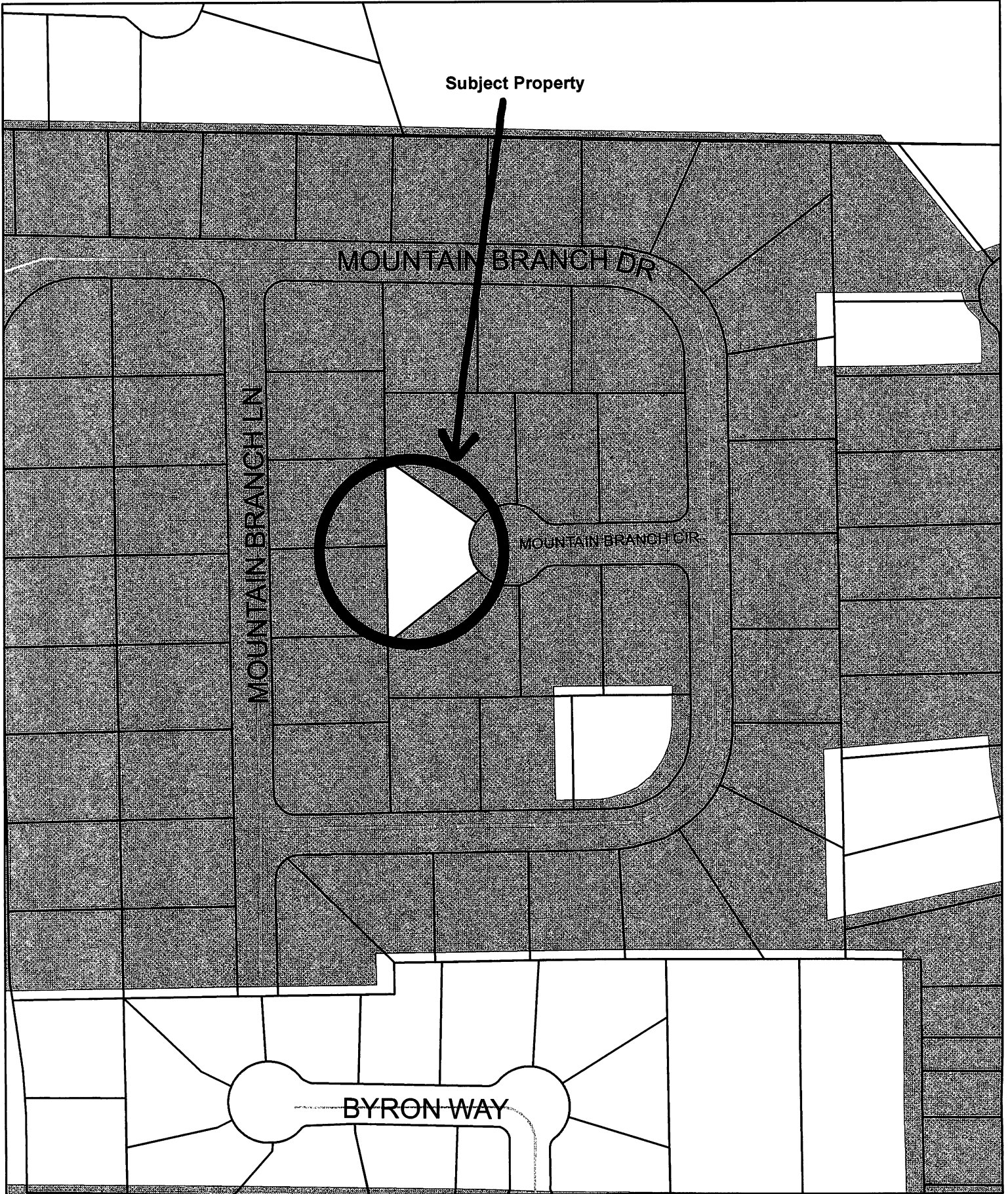
Ashley C. Curry  
Mayor

ATTESTED BY:


Rebecca Leavings  
City Clerk

# 929 Mountain Branch Circle

929 Mountain Branch Circle



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019





### Annexation Committee Petition Review

Property: 929 Mountain Branch Circle

Owners: Honeycutt Real Estate Holdings

Date: 06-20-2019

1. The property in question is contiguous to the city limits.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$321,200. Meets city criteria: Yes  No   
 Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 7 Number in city 6
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
 Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
 \_\_\_\_\_

Property: 929 Mountain Branch Circle


8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$\_\_\_\_\_ will be paid to offset costs associated with the annexation. Yes \_\_\_\_\_ No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials. Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments? Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_

11. Information on children: Number in family \_\_\_\_\_; Plan to enroll in VH schools Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_

  
\_\_\_\_\_  
George Pierce  
Chairman      6-21-19

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 929 Mountain Branch Circle

**Engineering; Public Services**

Date: 5/24/19 Initials: CBrady

**929 Mountain Branch Circle** -- no concerns noted; asphalt and valley gutter in cul-de-sac is in good condition; neighborhood is already within City maintenance area \_\_\_\_\_

**Police Department:**

Date: 5/28/19 Initials: AW

Comments: No issues

**Fire Department:**

Date: 5/30/19 Initials: CV

Comments: No issues

**Board of Education:**

Date: 5/17/19 Initials: SB via email

Rebecca, Comments: \_\_\_\_\_

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you, \_\_\_\_\_  
 Steve



STATE OF ALABAMA

JEFFERSON COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: APRIL 22, 2019

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in JEFFERSON County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

E Mail: ghoneycutt@drummondco.com  
205-520 3511

EXHIBIT "A"

929 MOUNTAIN BRANCH CIRCLE  
VESTAVIA, ALABAMA 35226

LOT: LOT 40 - MOUNTAIN BRANCH SUBDIVISION 1ST ADDITION

BLOCK: \_\_\_\_\_

SURVEY: MAP BOOK 112 PAGE 24  
COUNTY PROBATE OFFICE - JEFFERSON

RECORDED IN MAP BOOK 112, PAGE PAGE 24 IN THE  
PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: R-1

COMPATIBLE CITY ZONING: RESIDENTIAL

LOT AREA - 15450 SF

LEGAL DESCRIPTION (METES AND BOUNDS):

NW 1/4 OF NW 1/4 AND NE 1/4 OF NW 1/4  
OF SECTION 2, TOWNSHIP 19 SOUTH  
RANGE 1 West JEFFERSON COUNTY ALABAMA

LOT 40 MOUNTAIN BRANCH - 1ST EDITION  
AS DESCRIBED BY MAP BOOK 112  
PAGE 24 OF JEFFERSON COUNTY PROBATE OFFICE  
AS SURVEYED BY JOHN C. GUSTIN III  
APRIL 25, 1978 (BETHEL, WHITSON CO. INC.  
IN ACCORDANCE WITH THE ATTACHED SURVEY  
MAPS.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
* <u>Eugene J. Honeycutt</u>	Lot <u>40</u> Block _____ Survey <u>MOUNTAIN BRANCH - 1ST EDITION</u> <u>MAP BOOK 112 PAGE 24</u> <u>JEFFERSON COUNTY PROBATE OFFICE</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

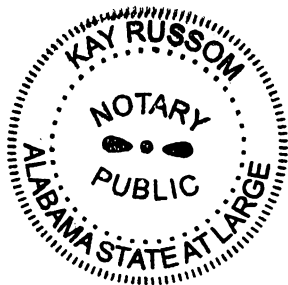
\* AS SOLE MEMBER OF HONEYCUTT REAL ESTATE HOLDINGS LLC  
OWNER @ - VESTAVIA - 3842 WHITE OAK DRIVE  
STATE OF ALABAMA BIRMINGHAM AL 35243

JEFFERSON COUNTY

EUGENE J. Honeycutt being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Eugene J. Honeycutt  
Signature of Certifier

Subscribed and sworn before me this 23<sup>rd</sup> day of April, 2019.



Kay Russom  
Notary Public  
My Commission Expires  
November 8, 2020

My commission expires: \_\_\_\_\_

**EXHIBIT "B"**

**VESTAVIA HILLS BOARD OF EDUCATION**

**1204 Montgomery Highway  
Vestavia Hills AL 35216**

*(To be completed by the City)* ✓

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
Deny \_\_\_\_\_  
Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): HONEYCUTT REAL ESTATE HOLDINGS LLC  
Address: 371 HIGHLAND VIEW DRIVE  
City: BIRMINGHAM State: AL Zip: 35242

**Information on Children:**

**NONE**

**Plan to Enroll In  
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.					
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": \_\_\_\_\_

**ORDINANCE NUMBER 2860**

**AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.**

**WHEREAS**, a certain petition signed by Honeycutt Real Estate Holdings LLC dated April 22, 2019, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

**WHEREAS**, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

929 Mountain Branch Circle  
Lot 40, Mountain Branch Subdivision  
Honeycutt Real Estate Holdings LLC

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2860 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of August, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk



**RESOLUTION NUMBER 5168**

**A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated January 16, 2019, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

**WHEREAS**, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 12th day of August, 2019; and

**WHEREAS**, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

**WHEREAS**, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5168 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2645 Alta Glen Drive  
Paul and Gloria Russell, Owner(s)

More particularly described as follows:

Part of the SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 33, Township 18 South, Range 2 West, Jefferson County, Alabama, being more particular described as follows:

From the NE corner of said SW  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 33, run in a Westerly direction along the North line of said  $\frac{1}{4}$ - $\frac{1}{4}$  section for a distance of 351.77 feet, more or less, to a point on the SE right-of-way line of Alta Glen Drive; thence turn an angle to the left of 63 degrees 23 minutes and run in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 75.0 feet to an existing iron pin; thence continue in a Southwesterly direction along the last mentioned course and along the SE right-of-way of Alta Glen Drive for a distance of 215.5 feet to an existing iron pin; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 217.15 feet to an existing #5 iron rebar being the point of beginning; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 445.51 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 85 degrees 29 minutes 05 seconds and run Southeasterly direction for a distance of 350.00 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 94 degrees 23 minutes 01 seconds and run in an Northeasterly direction for a distance of 472.88 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 90 degrees 06 minutes 11 seconds and run in a Northwesterly direction for a distance of 350.0 feet, more or less, to the point of beginning.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:


Rebecca Leavings  
City Clerk

# 2645 Alta Glen Drive

2645 Alta Glen Drive



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



**PARCEL #:** 28 00 33 1 001 005.001  
**OWNER:** MILES VICK ADAIR(1/2INT) & MILES AUSTIN BRANTLEY..  
**ADDRESS:** 2680 ALTA GLEN DR VESTAVIA AL 35243  
**LOCATION:** 2645 ALTA GLEN DR BHAM AL 35243

**[ 111-B0 ]** Baths: **3.0** H/C Sqft: **2,789**  
**18-013.0** Bed Rooms: **4** Land Sch: **A414**  
 Land: **282,800** Imp: **186,800** Total: **469,600**  
 Acres: **0.000** Sales Info: **04/16/2018**  
**\$450,000**

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2018

[SUMMARY](#) [LAND](#) [BUILDINGS](#) [SALES](#) [PHOTOGRAPHS](#) [MAPS](#)

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 2 OVER 65 CODE:  
 EXEMPT CODE: DISABILITY CODE:  
 MUN CODE: 01 COUNTY HS YEAR: 0  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1  
 CLASS USE:  
 FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$478,100.00 BOE VALUE: 0

**VALUE**

LAND VALUE 10% \$0  
 LAND VALUE 20% \$282,780  
 CURRENT USE VALUE [DEACTIVATED] \$0  
**CLASS 2**  
 UTILITY WOOD OR 26WCCAV \$800  
 BLDG 001 111 \$186,000  
**CLASS 3**  
 TOTAL MARKET VALUE [APPR. VALUE: \$469,600]: \$469,580  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	1	\$93,920	\$610.48	\$0	\$0.00	\$610.48
COUNTY	2	1	\$93,920	\$1,267.92	\$0	\$0.00	\$1,267.92
SCHOOL	2	1	\$93,920	\$770.14	\$0	\$0.00	\$770.14
DIST SCHOOL	2	1	\$93,920	\$0.00	\$0	\$0.00	\$0.00
CITY	2	1	\$93,920	\$0.00	\$0	\$0.00	\$0.00
FOREST	2	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	2	1	\$93,920	\$478.99	\$0	\$0.00	\$478.99
SPC SCHOOL2	2	1	\$93,920	\$1,577.86	\$0	\$0.00	\$1,577.86

**\*\* DELINQUENT \*\***

TOTAL FEE & INTEREST: (Detail) \$52.99

**ASSD. VALUE: \$93,920.00**

**\$4,705.39**

**GRAND TOTAL: \$4,758.38**

**FULLY PAID**

**DEEDS**

**INSTRUMENT NUMBER**

[2018039580](#)  
[201512300113773](#)  
[200512-5381](#)

**DATE**

4/16/2018  
 11/16/2015  
 07/29/2005

**PAYMENT INFO**

PAY DATE	TAX YEAR	PAID BY	AMOUNT
2/1/2019	2018	RUSSELL PAUL E	\$4,758.38
12/15/2017	2017	AUDREY V MILES TTEE VICK ADAIR MILES TTEE	\$4,790.56
11/18/2016	2016	MILES VICK ADAIR	\$4,536.05
11/18/2015	2015	-	\$1,947.21
10/21/2014	2014	-	\$1,907.10
11/19/2013	2013	-	\$1,907.10

### Annexation Committee Petition Review

Property: 2645 Alta Glen Drive

Owners: Paul and Gloria Russell

Date: 06-20-2019

1. The property in question is contiguous to the city limits.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
 Yes  No  Comments Road narrow &  
in poor to fair condition
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \_\_\_\_\_ . Meets city criteria: Yes  No   
 Comment: \$469,580.00
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 17/10 Number in city \_\_\_\_\_
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
 Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
 \_\_\_\_\_



Property: 2645 Alta Glen Drive

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$\_\_\_\_\_ will be paid to offset costs associated with the annexation.  
Yes  No  Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials.  
Yes  No  Comment \_\_\_\_\_


10. Are there any concerns from city departments?  
Yes  No  Comments: \_\_\_\_\_

*Road is narrow. Road improvements should be made during construction*

11. Information on children: Number in family \_\_\_\_\_; Plan to enroll in VH schools Yes  No  Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_

*Developer plans to subdivide lot into 3 est lots*

  
\_\_\_\_\_  
George Pierce  
Chairman



**CITY OF VESTAVIA HILLS**

*Department Review of Proposed Annexation  
(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2645 Alta Glen Drive

**Engineering; Public Services**

Date: 5/24 Initials: CBradley

2645 Alta Glen Drive -- no significant concerns noted; this roadway and other area roadways are narrow and in poor to fair condition; as part of development of this property, we would ask developer to consider some road widening or shoulder improvements to improve pre-existing conditions; currently, this section of roadway is maintained by Jefferson County.

**Police Department:**

Date: 5/28/15 Initials: dm

Comments: No issues

**Fire Department:**

Date: 5/30/19 Initials: cv

Comments: No issues

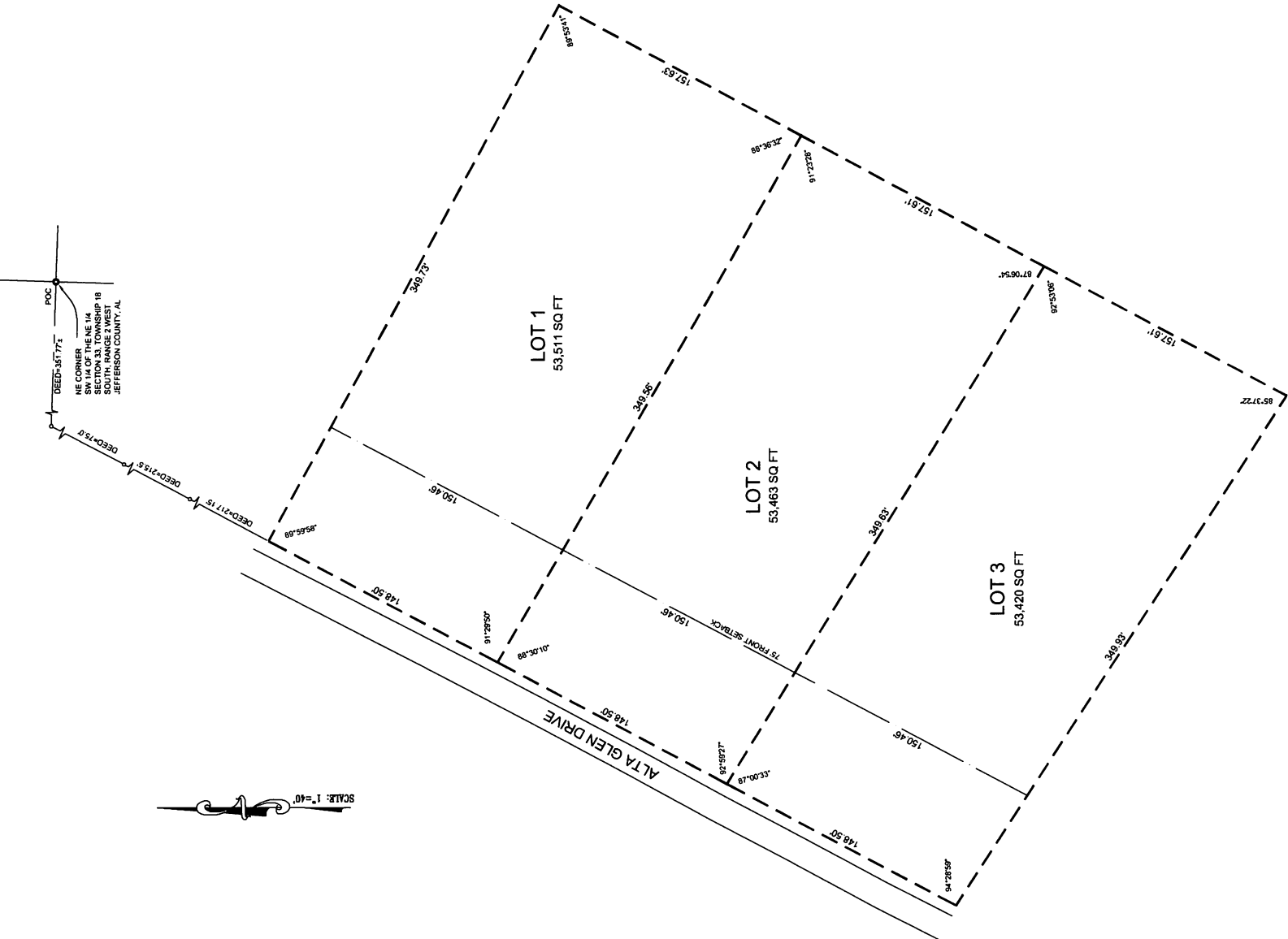
**Board of Education:**

Date: 5/17/19 Initials: SB via email

Rebecca, \_\_\_\_\_  
Comments: \_\_\_\_\_

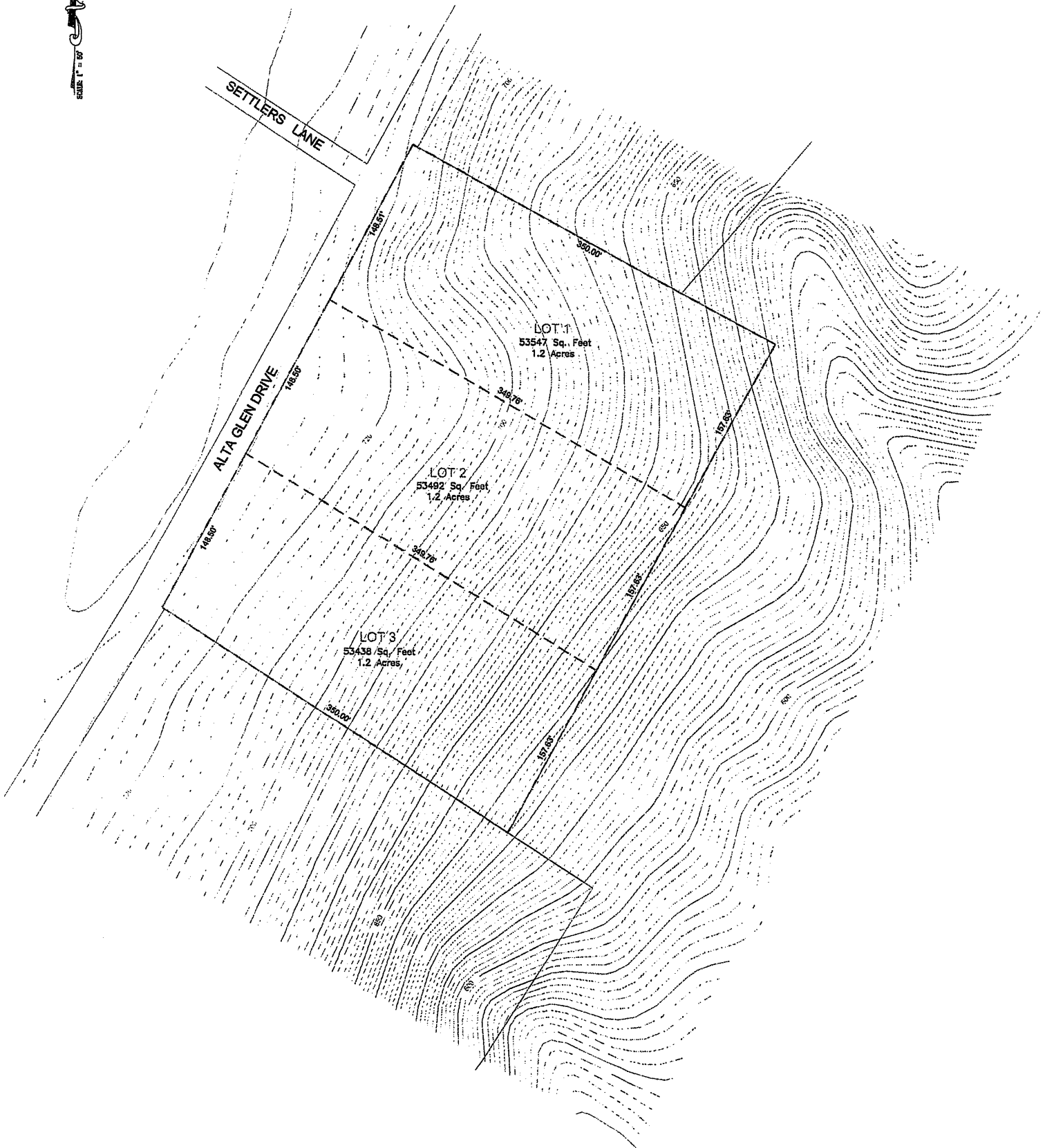
Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you, \_\_\_\_\_  
Steve



**PROPOSED LOT LAYOUT**  
 (THIS IS NOT A SURVEY)  
 PART OF THE SW 1/4 OF THE NE 1/4 OF  
 SECTION 33, TOWNSHIP 18 SOUTH, RANGE 2 WEST,  
 JEFFERSON COUNTY, ALABAMA

PREPARED BY: SURVEYING SOLUTIONS, INC.      PREPARED FOR: PETE RUSSELL  
 2322 CAMABA VALLEY DRIVE SUITE M      5971 CHALKVILLE MOUNTAIN LANE SUITE D  
 BIRMINGHAM, AL 35242      BIRMINGHAM, AL 35235  
 (205) 991-8865      (205) 222-2873  
 SCALE: 1" = 40'      JOB NO. 212659      DATE: 12-5-2018  
 WACD\SURDIVISION\JEFFERSON COUNTY\RUSSELL PROPERTY\RUSSELL LOT LAYOUT



STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: January 16, 2019

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

Contact: Allison West

(205) 240-0464

mallisonwest@gmail.com

Pete Russell

222-2873

peterussell@Albstate.com

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Paul E Russell</u>	<u>_____</u> Lot <u>_____</u> Block <u>_____</u> Survey <u>_____</u> <span style="color: blue; font-size: small;">-metes &amp; bounds attached see "Exhibit A".</span>
<u>_____</u>	<u>_____</u> Lot <u>_____</u> Block <u>_____</u> Survey <u>_____</u>
<u>_____</u>	<u>_____</u> Lot <u>_____</u> Block <u>_____</u> Survey <u>_____</u>

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

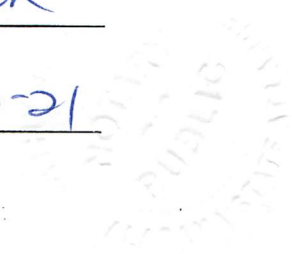
Paul E. Russell being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Paul E Russell  
Signature of Certifier

Subscribed and sworn before me this the 21<sup>st</sup> day of January, 2019.

Cathy D. McLean  
Notary Public

My commission expires: 7-30-21





**EXHIBIT "A"**

LOT: \_\_\_\_\_

BLOCK: \_\_\_\_\_

SURVEY: \_\_\_\_\_

RECORDED IN MAP BOOK \_\_\_\_\_, PAGE \_\_\_\_\_ IN THE  
PROBATE OFFICE OF \_\_\_\_\_ COUNTY, ALABAMA.

COUNTY ZONING: JC E-1

COMPATIBLE CITY ZONING: VH E-2

LEGAL DESCRIPTION (METES AND BOUNDS):

Com At Int of S Line of Ne 1/4 and Se R/W Alta Glen Dr  
The Ne Alg Said Rd 500ft S to Pob Cont Ne Alg Rd 450ft  
S Se 350ft S Sw 450ft S Nw 350ft S To Pob



EXHIBIT "B"

**VESTAVIA HILLS BOARD OF EDUCATION**  
 1204 Montgomery Highway  
 Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition January Action Taken: Grant \_\_\_\_\_  
 Deny \_\_\_\_\_  
 Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

(To be completed by Homeowner)

Name(s) of Homeowner(s): Paul E Russell  
 Address: 2645 Alta Glen Drive  
 City: Birmingham State: AL Zip: 35243

Information on Children:

**Plan to Enroll In  
 Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	<u>none</u>				<u>X</u>
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": \_\_\_\_\_

**ORDINANCE NUMBER 2861**

**AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.**

**WHEREAS**, a certain petition signed by Paul and Gloria Russell dated January 16, 2019, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

**WHEREAS**, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2645 Alta Glen Drive  
Paul and Gloria Russell

More particularly described as follows:

Part of the SW  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 33, Township 18 South, Range 2 West, Jefferson County, Alabama, being more particular described as follows:

From the NE corner of said SW  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 33, run in a Westerly direction along the North line of said  $\frac{1}{4}$ - $\frac{1}{4}$  section for a distance of 351.77 feet, more or less, to a point on the SE right-of-way line of Alta Glen Drive; thence turn an angle to the left of 63 degrees 23 minutes and run in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 75.0 feet to an existing iron pin; thence continue in a Southwesterly direction along the last mentioned course and along the SE right-of-way of Alta Glen Drive for a distance of 215.5 feet to an existing iron pin; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 217.15 feet to an existing #5 iron rebar being the point of beginning; thence continue in a Southwesterly direction along the SE right-of-way line of Alta Glen Drive for a distance of 445.51 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 85 degrees 29 minutes 05 seconds and run Southeasterly direction for a distance of 350.00 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 94 degrees 23 minutes 01 seconds and run in an Northeasterly direction for a distance of 472.88 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 90 degrees 06 minutes 11 seconds and run in a Northwesterly direction for a distance of 350.0 feet, more or less, to the point of beginning.

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2861 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of August, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.


Rebecca Leavings  
City Clerk

# 2645 Alta Glen Drive

2645 Alta Glen Drive



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019



**RESOLUTION NUMBER 5169**

**A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated October 18, 2018, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

**WHEREAS**, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 12th day of August, 2019; and

**WHEREAS**, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

**WHEREAS**, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5169 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:



2606 Acton Road  
Lot 5, Altadena Valley Country Club  
Mark and Jennifer Weldon, Owner(s)

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**PARCEL #:** 28 00 33 4 001 008.000  
**OWNER:** WELDON MARK W & JENNIFER S TRUSTEE - WELDON LIVING..  
**ADDRESS:** 2606 ACTON ROAD BIRMINGHAM AL 35243  
**LOCATION:** 2606 ACTON RD BIRMINGHAM AL 35243

[ 111-B- ] Baths: 3.0 H/C Sqft: 2,706  
 18-036.0 Bed Rooms: 4 Land Sch: A116  
 Land: 50,200 Imp: 230,100 Total: 280,300  
 Acres: 0.000 Sales Info: \$0

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2018

[SUMMARY](#) [LAND](#) [BUILDINGS](#) [SALES](#) [PHOTOGRAPHS](#) [MAPS](#)

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 3 OVER 65 CODE: X  
 EXEMPT CODE: 5-5 DISABILITY CODE:  
 MUN CODE: 02 COUNTY HS YEAR: 0  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1  
 CLASS USE:  
 FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$248,700.00 BOE VALUE: 0

**VALUE**

LAND VALUE 10% \$50,160  
 LAND VALUE 20% \$0  
 CURRENT USE VALUE [DEACTIVATED] \$0  
**CLASS 2**  
**CLASS 3**  
 UTILITY STEELOR 26SAPFA \$900  
 BLDG 001 111 \$229,200  
 TOTAL MARKET VALUE [APPR. VALUE: \$280,300]: \$280,260  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$28,040	\$182.26	\$28,040	\$182.26	\$0.00
COUNTY	3	2	\$28,040	\$378.54	\$28,040	\$378.54	\$0.00
SCHOOL	3	2	\$28,040	\$229.93	\$28,040	\$229.93	\$0.00
DIST SCHOOL	3	2	\$28,040	\$0.00	\$28,040	\$0.00	\$0.00
CITY	3	2	\$28,040	\$0.00	\$28,040	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$28,040	\$143.00	\$28,040	\$143.00	\$0.00
SPC SCHOOL2	3	2	\$28,040	\$471.07	\$28,040	\$471.07	\$0.00

**ASSD. VALUE: \$28,040.00**      **\$1,404.80**      **GRAND TOTAL: \$0.00**  
**FULLY PAID**

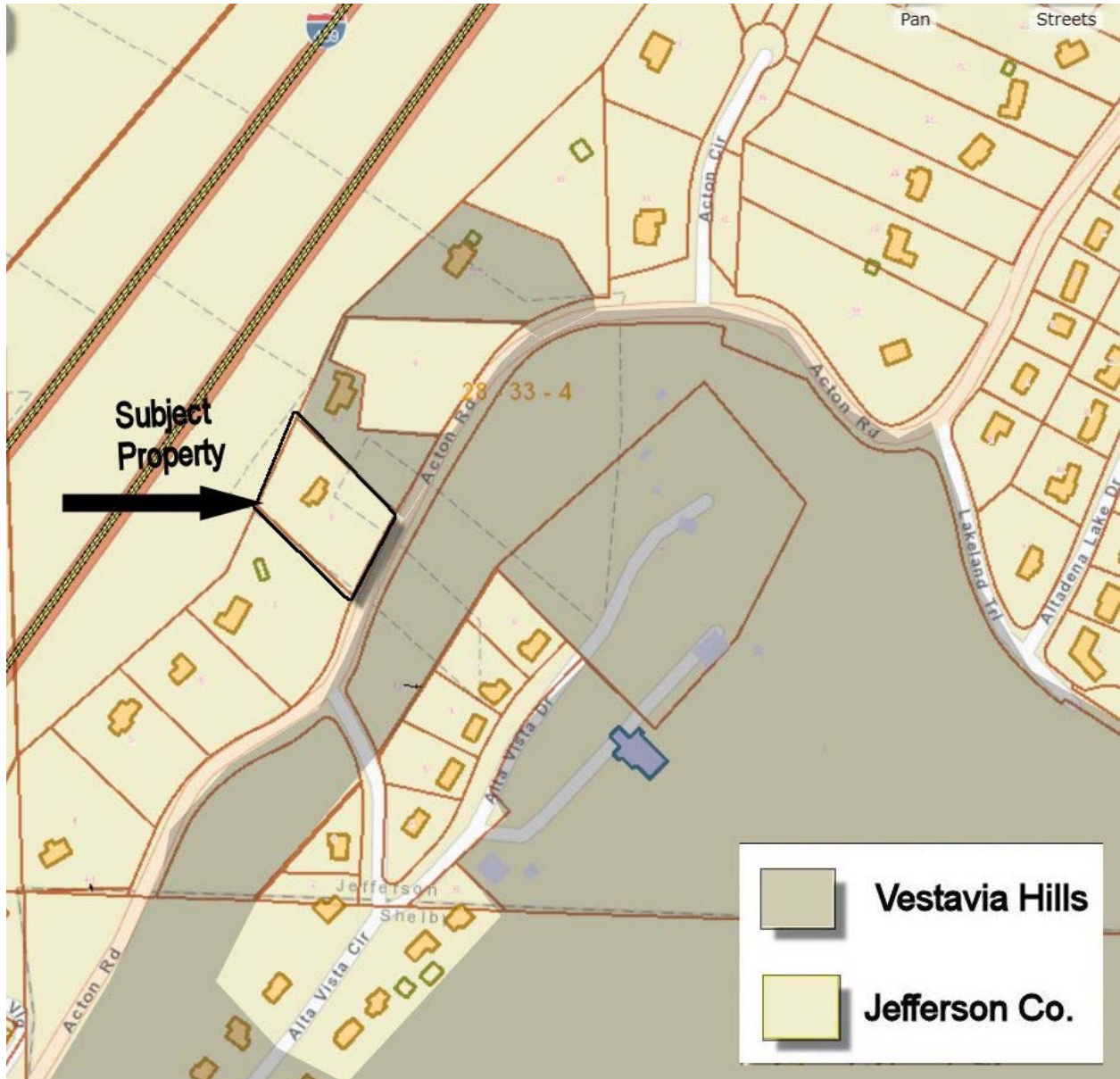
**DEEDS**

**INSTRUMENT NUMBER**

[2016105347](#)

**PAYMENT INFO**

DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
9/12/2016		2018		\$0.00
		2017		\$0.00
	12/19/2016	2016	JENNIFER S WELDON	\$2,491.97
	1/8/2016	2015	-	\$2,491.97
	12/5/2014	2014	MARK W. OR JENNIFER S. WELDON	\$2,325.61
	10/22/2013	2013	-	\$2,460.88
	12/28/2012	2012	DCS PROPERTIES LLC	\$2,460.88



### Annexation Committee Petition Review

Property: 2606 Acton Road

Owners: Mark and Jennifer Weldon

Date: 06-20-2019

1. The property in question is contiguous to the city limits.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$28,260. Meets city criteria: Yes  No   
 Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 8 Number in city 2
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
 Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
 \_\_\_\_\_

Property: 2606 Acton Road

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ \_\_\_\_\_ will be paid to offset costs associated with the annexation. Yes \_\_\_\_\_ No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials. Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments? Yes  No \_\_\_\_\_ Comments: FR20 - possibly exceeds 150' from Road. Turn access discussed and requested for fire vehicles

11. Information on children: Number in family \_\_\_\_\_; Plan to enroll in VH schools Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_

Other Comments: Drainage pipe under driveway needs maintenance  
Property is tax exempt, owner plans to sell the home.

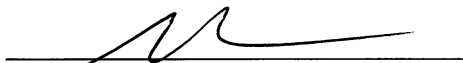
  
George Pierce  
Chairman 6-21-19

EXHIBIT "C"

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To Be completed by City Staff)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2606 Acton Road

**Engineering:**

Date: 12/20/18 Initials: C. Brady

**2606 Acton Road** -- no significant concerns noted; Acton Road is a Jefferson County maintained roadway; driveway to home is 9' wide and exceeds distance from roadway that may limit emergency vehicle access to home; drainage pipe under driveway may need maintenance and follow up inspection, it was filled with leaves at time of initial inspection.

**Board of Education:**

Date: 12/20/18 Initials: S Bendall per email

Comments: N/P

**Police Department:**

Date: 12/28/18 Initials: CSN

Comments: No concerns

**Fire Department:**

Date: 12/28/2018 Initials: (SR)

Comments: Possibly exceeds 150' per city ordinance.  
No other concerns.



STATE OF ALABAMA

JEFFERSON COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 10-18-2018

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in JEFFERSON County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

EMAIL weldonjen1@gmail.com

PHONE (205) 913-3384 (cell)  
(205) 490-6412 (home)

**EXHIBIT "A"**

LOT: 5

BLOCK: —

SURVEY: \_\_\_\_\_

RECORDED IN MAP BOOK 64, PAGE 25 IN THE  
PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: A1

COMPATIBLE CITY ZONING: \_\_\_\_\_

LEGAL DESCRIPTION (METES AND BOUNDS):

Altadama valley Country Club Fairway  
sector

subdivision

parcel # 2800334001008.000

ROW in 459

207.2X 290S 1RR

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

**SIGNATURE(S)**

**DESCRIPTION OF PROPERTY**

<u>Jennifer S. Helder</u>	Lot <u>5</u>	Block _____	Survey _____
_____	Lot _____	Block _____	Survey _____
_____	Lot _____	Block _____	Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

JEFFERSON COUNTY

\_\_\_\_\_ being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Jennifer S. Helder  
Signature of Certifier

Subscribed and sworn before me this the 26<sup>th</sup> day of October, 2018.

Kay Russon  
Notary Public



My commission expires: **My Commission Expires November 8, 2020**

**My Commission Expires November 8, 2020**

**EXHIBIT "B"**

**VESTAVIA HILLS BOARD OF EDUCATION**

**1204 Montgomery Highway  
Vestavia Hills AL 35216**

*(To be completed by the City)*

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
 Deny \_\_\_\_\_

Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): Jennifer S. Weldon

Address: 2606 Acton Road

City: Birmingham State: AL Zip: 35243

**Information on Children:**

**Plan to Enroll In  
Vestavia Hills School?**

	<b>Name(s)</b>	<b>Age</b>	<b>School Grade</b>	<b>Yes</b>	<b>No</b>
1.					
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": \_\_\_\_\_

## Rebecca Leavings

---

**From:** Jennifer. S. Weldon <weldonjen1@gmail.com>  
**Sent:** Friday, October 26, 2018 11:49 AM  
**To:** Mark Weldon; Rebecca Leavings  
**Subject:** Application request for 2606 Acton Road into Vestavia.

To: Rebecca Leavings, Committee and Council

I would like to submit my thoughts on annexing for you to consider as you evaluate my request for annexing my property into Vestavia Hills. My Dad had this house built in the '60's. I moved back here after my parents passed away in 2012 and 2014. I have always felt more a part of the Vestavia community having attended events at the community center throughout the years and at the library and parks more recently with my grandchildren. The post office and most all my mail is addressed as Vestavia. Unfortunately for me, the house is 2 story and the stairs make it not a great retirement home for my husband and myself. My son already owns his home in Vestavia and my daughter owns property in Hoover so neither are interested in the property. The house would be attractive to a family with children so our hope is to make it most attractive to a new family with young children who can enjoy the schools, recreational and community centers which are easily accessible to our location.

2606 Acton Road is a desirable property. It has a spacious lot with a tall oak canopy. Woods between homes give a sense of privacy yet it's just a short walk to our next door neighbor. Ours is a roomy well built home that's been updated inside and out. We are hopeful that a young family will love it as much as we have and enjoy all it has to offer.

Thank you for your consideration.

Jennifer Schmittou Weldon



To: Rebecca Leavings, Committee and Council

I would like to submit my thoughts on annexing for you to consider as you evaluate my request for annexing my property into Vestavia Hills. My Dad had this house built in the '60's. I moved back here after my parents passed away in 2012 and 2014. I have always felt more a part of the Vestavia community having attended events at the community center throughout the years and at the library and parks more recently with my grandchildren. The post office and most all my mail is addressed as Vestavia. Unfortunately for me, the house is 2 story and the stairs make it not a great retirement home for my husband and myself. My son already owns his home in Vestavia and my daughter owns property in Hoover so neither are interested in the property. The house would be attractive to a family with children so our hope is to make it most attractive to a new family with young children who can enjoy the schools, recreational and community centers which are easily accessible to our location.

2606 Acton Road is a desirable property. It has a spacious lot with a tall oak canopy. Woods between homes give a sense of privacy yet it's just a short walk to our next door neighbor. Ours is a roomy well built home that's been updated inside and out. We are hopeful that a young family will love it as much as we have and enjoy all it has to offer.

Thank you for your consideration.

Jennifer Schmittou Weldon





**ORDINANCE NUMBER 2862**

**AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.**

**WHEREAS**, a certain petition signed by Mark and Jennifer Weldon dated October 18, 2018, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

**WHEREAS**, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2606 Acton Road  
Lot 5, Altadena Valley Country Club  
Mark and Jennifer Weldon

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

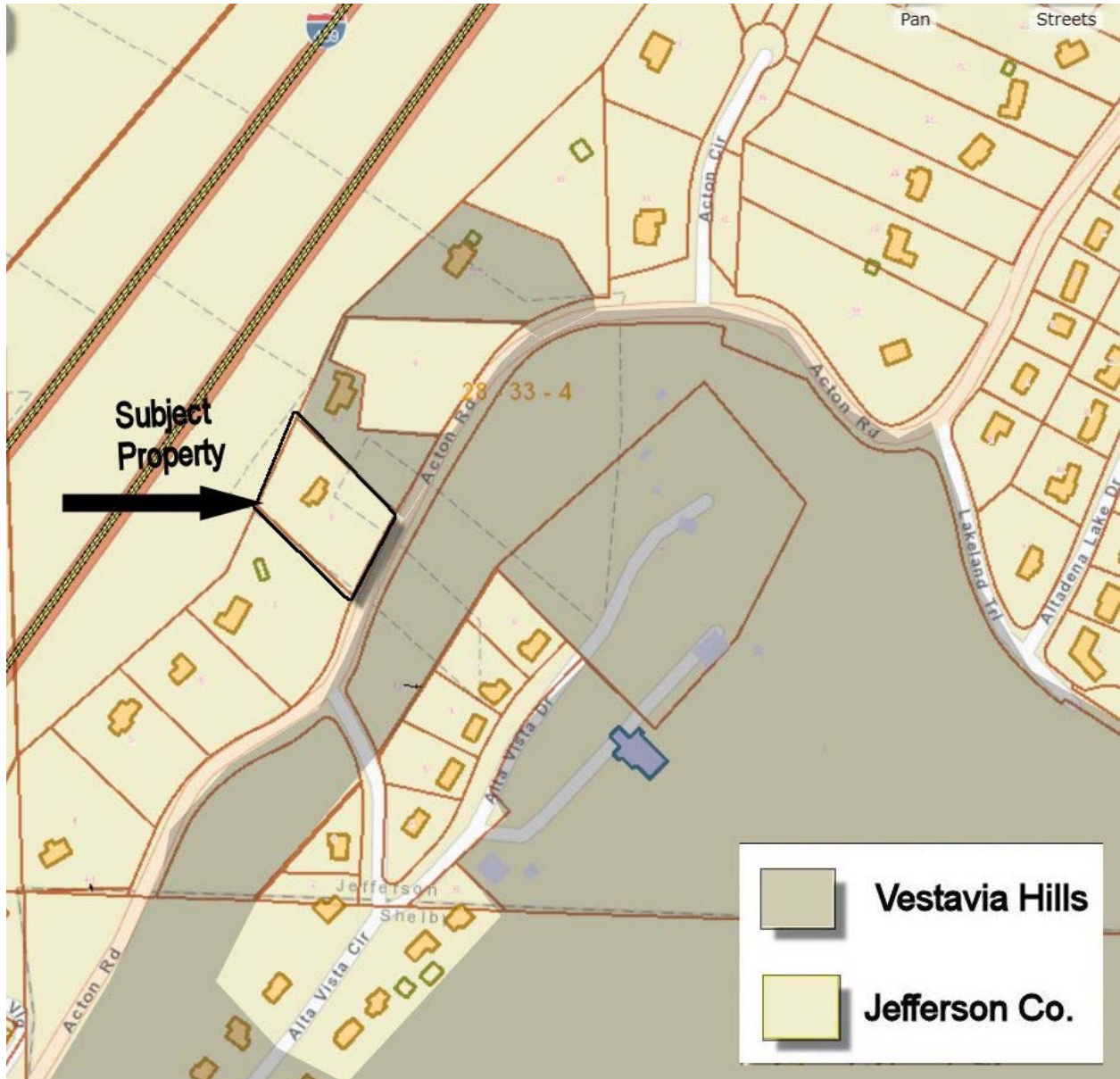
Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2862 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of August, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.

Rebecca Leavings  
City Clerk



**RESOLUTION NUMBER 5170**

**A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated February 19, 2019, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

**WHEREAS**, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 12th day of August, 2019; and

**WHEREAS**, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

**WHEREAS**, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 16th day of November, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5170 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2790 Acton Place  
Hugh Humphrey, Owner(s)

More particularly described as follows:

Commence at the SW corner of the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 34, Township 18 South, Range 2 West, thence run S 90 degrees 00'00" E along the south line thereof for a distance of 481.18 feet; thence run N 30 degrees 55'00" E for a distance of 81.93'; thence run N 79 degrees 25'00" E for a distance of 128.06' to the point of beginning; thence run N 79 degrees 25'00" E for a distance of 161.08'; thence run N 10 degrees 35'00" W for a distance of 86.00'; thence run N 71 degrees 30'45" W for a distance of 150.14' to a point on the southeasterly right-of-way of Acton Road. Sid point being located on a curve to the right having a central angle of 05 degrees 10'22" and a radius of 1216.77' and a chord bearing of S 22 degrees 34'03" W; thence run along the arc of said curve for a distance of 109.85'; thence run S 34 degrees 50'46" for a distance of 73.50' to the point of beginning.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

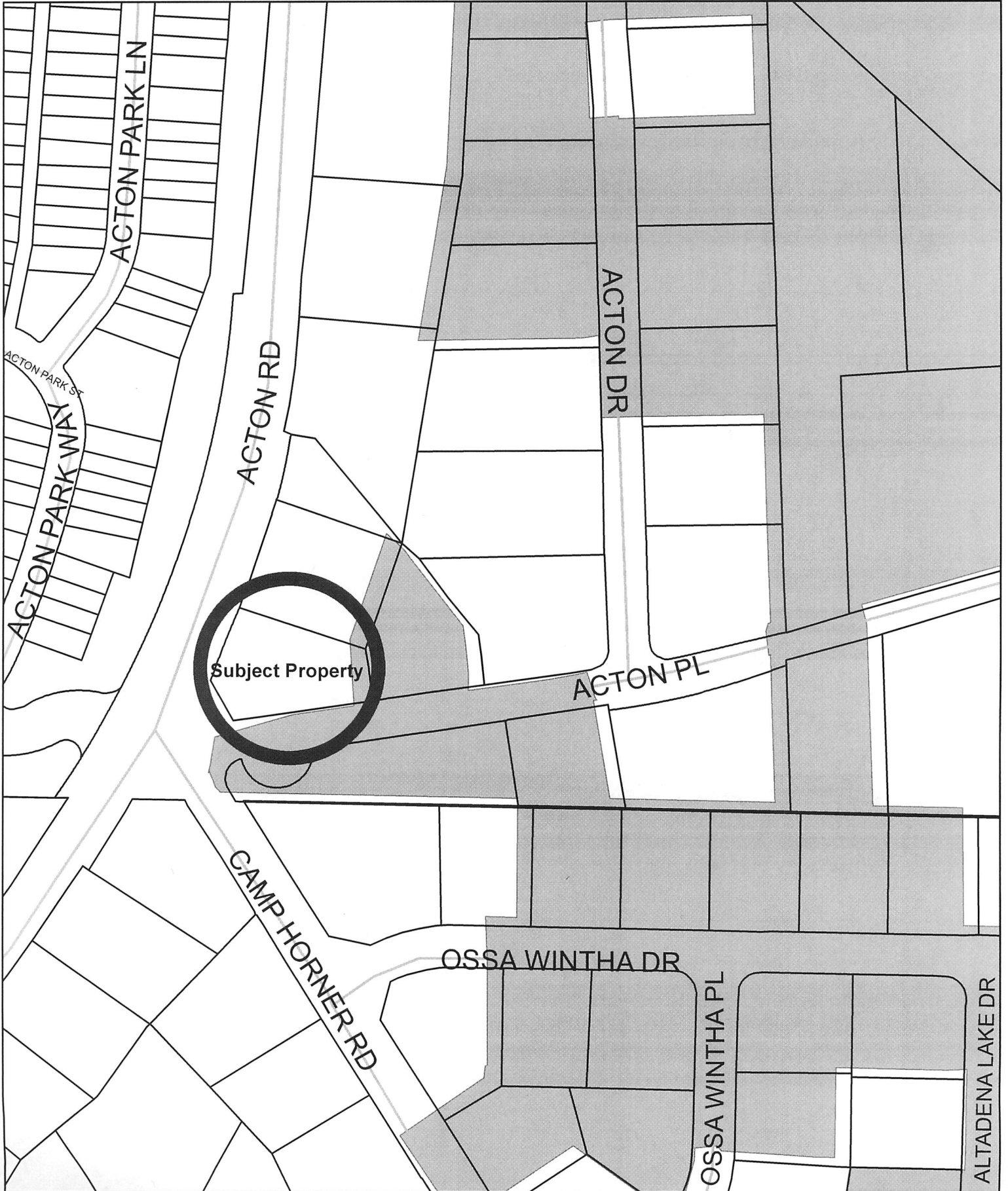
Ashley C. Curry  
Mayor

ATTESTED BY:


Rebecca Leavings  
City Clerk

# 2790 Acton Place

2790 Acton Place



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019





2790 Acton Place

**PARCEL #:** 28 00 34 2 000 020.001  
**OWNER:** HUMPHREY HUGH R  
**ADDRESS:** 2790 ACTON PL VESTAVIA AL 35243-2534  
**LOCATION:** 2790 ACTON PL BHAM AL 35243

[ 111-B0 ] Baths: 3.0 H/C Sqft: 3,327  
 18-040.0 Bed Rooms: 4 Land Sch: G2  
 Land: 102,900 Imp: 284,300 Total: 387,200  
 Acres: 0.000 Sales Info: 06/25/2014 \$0

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2018

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 3  
 EXEMPT CODE: 5-5  
 MUN CODE: 01 COUNTY  
 SCHOOL DIST:  
 OVR ASD VALUE: \$0.00  
 OVER 65 CODE: X  
 DISABILITY CODE:  
 HS YEAR: 0  
 EXM OVERRIDE AMT: \$0.00  
 TOTAL MILLAGE: 50.1

**VALUE**

LAND VALUE 10% \$102,900  
 LAND VALUE 20% \$0  
 CURRENT USE VALUE [DEACTIVATED] \$0  
CLASS 2  
CLASS 3  
 BLDG 001 111 \$284,300

CLASS USE:  
 FOREST ACRES: 0  
 PREV YEAR VALUE: \$384,500.00  
 TAX SALE:  
 BOE VALUE: 0

TOTAL MARKET VALUE [APPR. VALUE: \$387,200]: \$387,200  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$38,720	\$251.68	\$38,720	\$251.68	\$0.00
COUNTY	3	1	\$38,720	\$522.72	\$38,720	\$522.72	\$0.00
SCHOOL	3	1	\$38,720	\$317.50	\$38,720	\$317.50	\$0.00
DIST SCHOOL	3	1	\$38,720	\$0.00	\$38,720	\$0.00	\$0.00
CITY	3	1	\$38,720	\$0.00	\$38,720	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	1	\$38,720	\$197.47	\$38,720	\$197.47	\$0.00
SPC SCHOOL2	3	1	\$38,720	\$650.50	\$38,720	\$650.50	\$0.00

**ASSD. VALUE: \$38,720.00**      **\$1,939.87**      **GRAND TOTAL: \$0.00**  
**FULLY PAID**

**DEEDS**

**INSTRUMENT NUMBER**

[201415-2830](#)  
[9601-9499](#)

**PAYMENT INFO**

DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
6/25/2014		2018		\$0.00
01/25/1996		2017		\$0.00
		2016		\$0.00
		2015		\$0.00
		2014		\$0.00
		2013		\$0.00
		2012		\$0.00
	20081231	2008	***	\$1,482.87

### Annexation Committee Petition Review

Property: 2790 Acton Place

Owners: Hugh Humphreys

Date: 06-20-2019

1. The property in question is contiguous to the city limits.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
 Yes  No  Comments CUL-DE-SAC is in poor condition. Needs tree removal.
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$387,200. Meets city criteria: Yes  No   
 Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 11 Number in city 6
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
 Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
 \_\_\_\_\_

Property: 2790 Acton Place


8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$\_\_\_\_\_ will be paid to offset costs associated with the annexation. Yes \_\_\_\_\_ No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials. Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments? Yes  No \_\_\_\_\_ Comments: City engineer  
cul-de-sac in poor condition. Request  
Tree Removal from TD Street remain

11. Information on children: Number in family N/A; Plan to enroll in VH schools Yes \_\_\_\_\_ No \_\_\_\_\_ Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
George Pierce  
Chairman 6-21-19

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2790 Acton Place

**2790 Acton Place** -- no significant concerns noted; property fronts a cul-de-sac that is in poor to fair condition; it appears roots from one or more trees along this property frontage has damaged asphalt, we would ask for property owner to potentially coordinate this tree removal prior to asphalt repair; area roadways vary in widths and are more narrow than typical City subdivision standards; the City currently performs some maintenance responsibility in this area in coordination with Jefferson County.

**Police Department:** Date: 5/28/19 Initials: CAN

Comments: No issues

**Fire Department:** Date: 5/30/19 Initials: CV

Comments: No issues

**Board of Education:** Date: 5/17/19 Initials: SB via email

Rebecca, Comments: \_\_\_\_\_

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you,  
Steve

STATE OF ALABAMA

Jefferson COUNTY

**PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA**

Date of Petition: Feb 19, 2019

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in JEFFERSON County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

Tim Gully - timothygully@gmail.com  
(205) 937-8772



**EXHIBIT "A"**

LOT: \_\_\_\_\_

BLOCK: \_\_\_\_\_

SURVEY: \_\_\_\_\_

RECORDED IN MAP BOOK 201415, PAGE 2830 IN THE  
PROBATE OFFICE OF JEFFERSON COUNTY, ALABAMA.

COUNTY ZONING: \_\_\_\_\_

COMPATIBLE CITY ZONING: \_\_\_\_\_

LEGAL DESCRIPTION (METES AND BOUNDS):

Com AT SW COR OF LOT 16 ALTADENA VALLEY 2<sup>ND</sup> SECT  
137/43 TH SWLY 138 FT TO POB TH NLY 56 FT TH NW  
155 FT TH SW 95 FT TH SE 58 FT TH NE 170 FT TO POB  
SECT 34 TWSP 18S RANGE 2W



IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

**SIGNATURE(S)**

**DESCRIPTION OF PROPERTY**

Hugh R. Humphrey Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_  
 \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_  
 \_\_\_\_\_ Lot \_\_\_\_\_ Block \_\_\_\_\_ Survey \_\_\_\_\_

*(Use reverse side hereof for additional signatures and property descriptions, if needed).*

**STATE OF ALABAMA**

Jefferson COUNTY

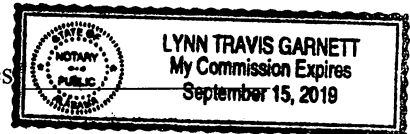
Hugh R. Humphrey being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Hugh R. Humphrey  
Signature of Certifier

Subscribed and sworn before me this the 18 day of February, 2019.

Lynn Travis Garnett  
Notary Public

My commission expires



**EXHIBIT "B"**

**VESTAVIA HILLS BOARD OF EDUCATION**

**1204 Montgomery Highway  
Vestavia Hills AL 35216**

*(To be completed by the City)*

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
 Deny \_\_\_\_\_

Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): \_\_\_\_\_

Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**Information on Children:**

**Plan to Enroll In  
Vestavia Hills School?**

	<b>Name(s)</b>	<b>Age</b>	<b>School Grade</b>	<b>Yes</b>	<b>No</b>
1.					
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": \_\_\_\_\_

**ORDINANCE NUMBER 2863**

**AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.**

**WHEREAS**, a certain petition signed by Hugh Humphrey dated February 19, 2019, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

**WHEREAS**, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2790 Acton Place  
Hugh Humphrey

More particularly described as follows:

Commence at the SW corner of the SW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 34, Township 18 South, Range 2 West, thence run S 90 degrees 00'00" E along the south line thereof for a distance of 481.18 feet; thence run N 30 degrees 55'00" E for a distance of 81.93'; thence run N 79 degrees 25'00" E for a distance of 128.06' to the point of beginning; thence run N 79 degrees 25'00" E for a distance of 161.08'; thence run N 10 degrees 35'00" W for

a distance of 86.00'; thence run N 71 degrees 30'45" W for a distance of 150.14' to a point on the southeasterly right-of-way of Acton Road. Sid point being located on a curve to the right having a central angle of 05 degrees 10'22" and a radius of 1216.77' and a chord bearing of S 22 degrees 34'03" W; thence run along the arc of said curve for a distance of 109.85'; thence run S 34 degrees 50'46" for a distance of 73.50' to the point of beginning.

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

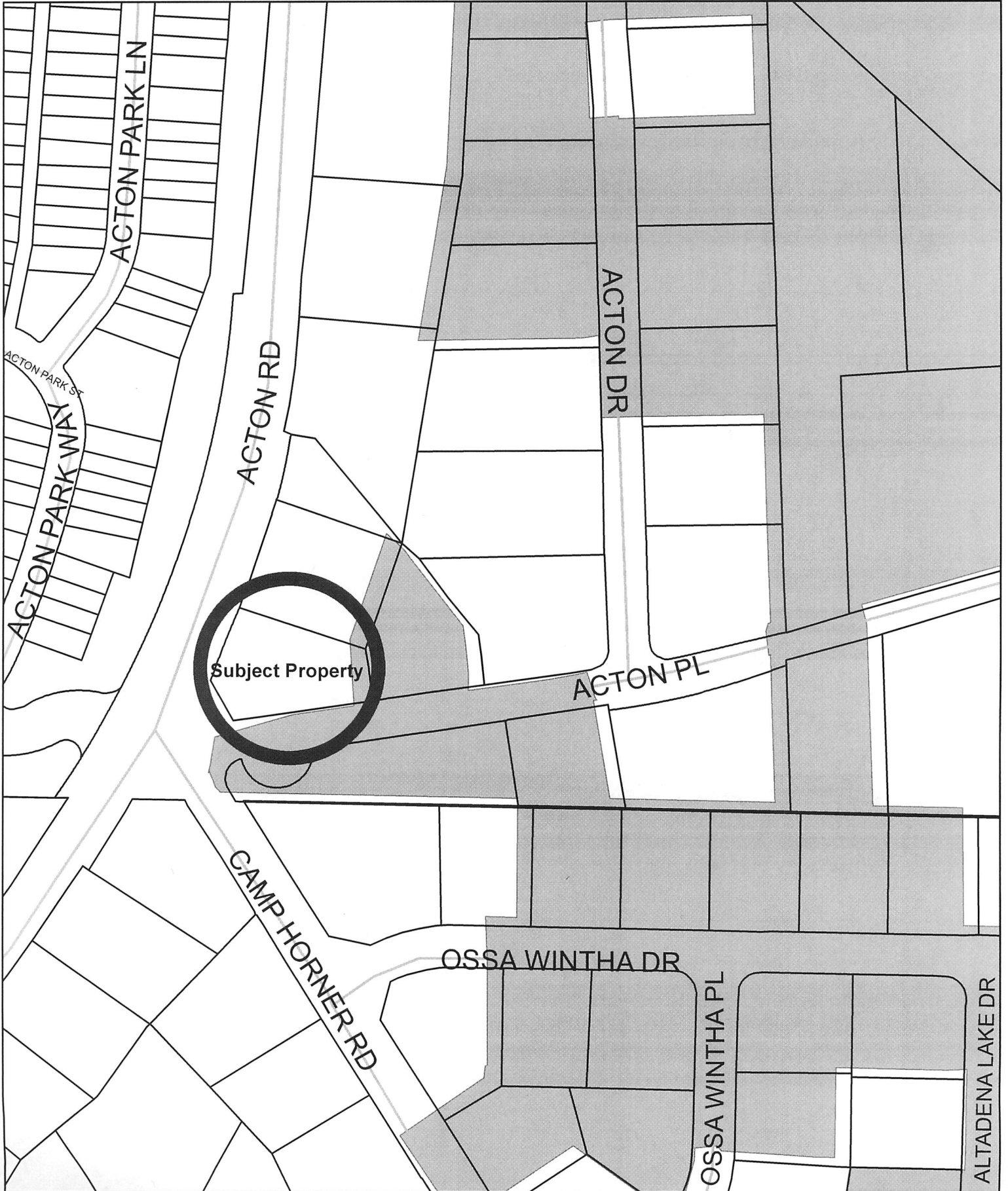
I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2863 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of August, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.


Rebecca Leavings  
City Clerk

# 2790 Acton Place

2790 Acton Place



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
April 24, 2019





**RESOLUTION NUMBER 5171**

**A RESOLUTION PROPOSING THE ANNEXATION OF CERTAIN TERRITORY TO THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, there has been a petition filed with the City Clerk of the City of Vestavia Hills, Alabama, and herein presented to the City Council of the City of Vestavia Hills, Alabama, dated March 13, 2019, wherein all owners of certain property contiguous to the City Limits of the City of Vestavia Hills, Alabama, ask that their property be annexed to the City of Vestavia Hills, Alabama; and

**WHEREAS**, said Petition has been presented to the City Council of the City of Vestavia Hills, Alabama, on the 12th day of August, 2019; and

**WHEREAS**, it would be in the best interest of the City of Vestavia Hills, Alabama, and to the citizens thereof to consider annexation of said territory and bringing it within the corporate limits of this Municipality; and

**WHEREAS**, said petitioners must comply with Act #604, 1970 Alabama Legislature regarding Fire Districts (property owners are to be responsible for fire dues if they are within another Fire District at the time of the annexation petition).

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the said Petition shall be published one (1) time in *The Birmingham News*, a newspaper of general circulation in Vestavia Hills, Jefferson County, Alabama, on the 16th day of August, 2019.

2. That on the 25th day of November, 2019, in the Vestavia Hills City Hall, a public hearing will be held to determine the truths of the matter set forth in said petition and to consider any protests or objections filed in writing with the City Clerk prior to such hearing, to determine whether it is in the public interest or not that said property be annexed to the City of Vestavia Hills, Alabama, and to consider adoption of an Ordinance annexing the territory described in said petition to this Municipality.

3. That this Resolution shall become known and referred to as Resolution Number 5171 by the City Council of the City of Vestavia Hills, Alabama, and as annexation of the following described property by the City Council of the City of Vestavia Hills, Alabama:

2429 Kenvil Circle  
Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2nd Sector  
William Ennis, Owner(s)

**APPROVED and ADOPTED** this the 12th day of August, 2019.

Ashley C. Curry  
Mayor

ATTESTED BY:


Rebecca Leavings  
City Clerk

# 2429 Kenvil Circle

2429 Kenvil Circle



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
May 16, 2019



**PARCEL #:** 40 00 05 2 001 012.000  
**OWNER:** ENNIS WILLIAM MCGRATH  
**ADDRESS:** 2429 KENVIL CIR VESTAVIA AL 35243-2803  
**LOCATION:** 2429 KENVIL CIR BHAM AL 35243

[ 111-D+ ] Baths: 2.0 H/C Sqft: 1,352  
**18-015.0** Bed Rooms: 3 Land Sch: L1  
 Land: 123,400 Imp: 106,600 Total: 230,000  
 Acres: 0.000 Sales Info: 06/01/2010  
**\$232,500**

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2018

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**SUMMARY**

**ASSESSMENT**

PROPERTY CLASS: 3 OVER 65 CODE:  
 EXEMPT CODE: 2-2 DISABILITY CODE:  
 MUN CODE: 02 COUNTY HS YEAR: 0  
 SCHOOL DIST: EXM OVERRIDE AMT: \$0.00  
 OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1  
 CLASS USE: FOREST ACRES: 0 TAX SALE:  
 PREV YEAR VALUE: \$221,600.00 BOE VALUE: 0

**VALUE**

LAND VALUE 10% \$123,380  
 LAND VALUE 20% \$0  
 CURRENT USE VALUE [DEACTIVATED] \$0  
CLASS 2  
CLASS 3  
 BLDG 001 111 \$106,600  
 TOTAL MARKET VALUE [APPR. VALUE: \$230,000]: \$229,980  
 Assesment Override:  
 MARKET VALUE:  
 CU VALUE:  
 PENALTY:  
 ASSESSED VALUE:

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$23,000	\$149.50	\$4,000	\$26.00 \$123.50
COUNTY	3	2	\$23,000	\$310.50	\$2,000	\$27.00 \$283.50
SCHOOL	3	2	\$23,000	\$188.60	\$0	\$0.00 \$188.60
DIST SCHOOL	3	2	\$23,000	\$0.00	\$0	\$0.00 \$0.00
CITY	3	2	\$23,000	\$0.00	\$0	\$0.00 \$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00 \$0.00
SPC SCHOOL1	3	2	\$23,000	\$117.30	\$0	\$0.00 \$117.30
SPC SCHOOL2	3	2	\$23,000	\$386.40	\$0	\$0.00 \$386.40

TOTAL FEE & INTEREST: (Detail) \$5.00

**ASSD. VALUE: \$23,000.00**

**\$1,152.30**

**GRAND TOTAL: \$1,104.30**

**FULLY PAID**

**DEEDS**

**PAYMENT INFO**

INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
<a href="#">2018129832</a>	12/18/2018	12/31/2018	2018	WILLIAM ENNIS	\$1,104.30
<a href="#">201005-24788</a>	06/21/2010	11/29/2017	2017		\$1,062.22
<a href="#">3969-267</a>	12/27/1990	12/28/2016	2016	-	\$1,019.13
		12/22/2015	2015	ENNIS WILLIAM	\$1,019.13
		12/19/2014	2014	WILLIAM MCGRATH ENNIS	\$1,055.20
		1/11/2014	2013	WILLIAM MCGRATH ENNIS	\$1,011.11
		12/31/2012	2012	ENNIS WILLIAM MCGRATH	\$1,010.62
		20111231	2011	***	\$1,019.13
		20101231	2010	***	\$1,019.13
		20091231	2009	***	\$1,019.13

**Annexation Committee Petition Review**

Property: 2429 Kenvil Circle

Owners: William Ennis

Date: 06-20-2019

1. The property in question is contiguous to the city limits.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$229,780. Meets city criteria: Yes  No   
 Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 13 Number in city 8
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
 Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
 \_\_\_\_\_

Property: 2429 Kenvil Circle


8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$\_\_\_\_\_ will be paid to offset costs associated with the annexation.  
Yes \_\_\_\_\_ No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials.  
Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments?  
Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_

11. Information on children: Number in family 3; Plan to enroll in VH schools Yes  No \_\_\_\_\_ Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_

  
George Pierce  
Chairman 6-21-19



**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To be completed by Official City Reviewers)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2429 Kenvil Circle

**Engineering; Public Services**

Date: 5/24/19 Initials: CB

2429 Kenvil Circle -- no significant concerns noted; the roadway is more narrow than typical City subdivision standards (16' wide), but majority of subdivision is already within the City and City does perform maintenance along this street; existing 12" concrete pipe within the roadway at this property also does not meet minimum City standards, but appears to be in good condition and perform adequately.

**Police Department:**

Date: 5/28/19 Initials: AW

Comments: No issues

**Fire Department:**

Date: 5/30/19 Initials: CV

Comments: No issues

**Board of Education:**

Date: 5/17/19 Initials: SB via email

Rebecca, Comments: \_\_\_\_\_

Thank you for the info. This seems to be smaller annexations which should not affect school enrollment beyond what is expected. As a system we would like to keep an eye on the subdivision of properties into multiple properties, thus allowing more dwellings to be built than what is originally intended.

Thank you,  
Steve

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: March 13, 2019

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

Contacts

Frank Ennis (205) 907-9953 ennis006@yahoo.com  
Lacey Phillips (205) 903-8516 lacey@restructureco.com

**EXHIBIT "A"**

**LOT:** 36

**BLOCK:** \_\_\_\_\_

**SURVEY:** Resurvey of Lots 18, 19, 20, 33, 34, 46, 47, and 48 Buckhead, Second Sector

RECORDED IN MAP BOOK 33, PAGE 22 IN THE  
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: E-2

COMPATIBLE CITY ZONING: E-2

**LEGAL DESCRIPTION (METES AND BOUNDS):**


Lot 36 according to resurvey of Lots 18, 19, 20, 33, 34, 36, 37, 46, 47 and 48 Buckhead,  
Second Sector as recorded in Map Book 33, Page 22 in the Probate Office of Jefferson County, Alabama.

Parcel ID Number: 01-40-00-05-2-001-012.000

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

**SIGNATURE(S)**

**DESCRIPTION OF PROPERTY**

	Lot <u>36</u> Block _____ Survey <u>Resurvey of Lots 18, 19, 20, 33, 34, 46, 47, and 48 Buckhead, Second Sector</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

*(Use reverse side hereof for additional signatures and property descriptions, if needed).*

STATE OF ALABAMA

Jefferson COUNTY

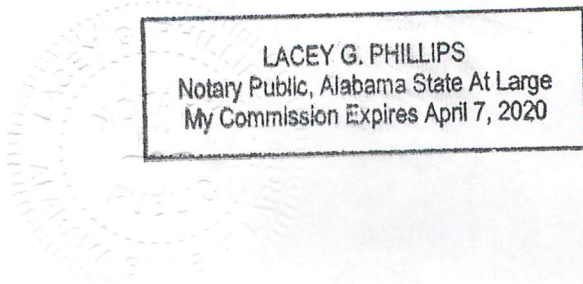
Grath Ennis, Trustee being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

  
\_\_\_\_\_  
*Signature of Certifier*

Subscribed and sworn before me this the 6<sup>th</sup> day of March, 2019.

  
\_\_\_\_\_  
*Notary Public*

My commission expires: \_\_\_\_\_



**EXHIBIT "B"**

**VESTAVIA HILLS BOARD OF EDUCATION**

**1204 Montgomery Highway  
 Vestavia Hills AL 35216**

*(To be completed by the City)*

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
 Deny \_\_\_\_\_  
 Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): Grath Ennis, as Trustee for the Ennis Living Trust, dated 12/18/2018

Address: 2429 Kenvil Circle

City: Birmingham State: AL Zip: 35243

**Information on Children:**

**Plan to Enroll In  
 Vestavia Hills School?**

	<b>Name(s)</b>	<b>Age</b>	<b>School Grade</b>	<b>Yes</b>	<b>No</b>
1.	Bristol Marie Murray	8	2nd	✓	
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes". Day 1 of the 2019-2020 school year



**ORDINANCE NUMBER 2864**

**AN ORDINANCE TO ALTER, REARRANGE, AND EXTEND THE CORPORATE LIMITS OF THE CITY OF VESTAVIA HILLS, ALABAMA, SO AS TO EMBRACE AND INCLUDE WITHIN THE CORPORATE AREA OF SAID CITY ALL TERRITORY NOW WITHIN SUCH CORPORATE LIMITS AND ALSO CERTAIN OTHER TERRITORY CONTIGUOUS TO SAID CITY.**

**WHEREAS**, a certain petition signed by dated March 13, 2019, that the property therein described be annexed to the City of Vestavia Hills, Alabama, together with a map of said territory showing its relationship to the corporate limits of the City, has been filed with the City Clerk of the City of Vestavia Hills; and

**WHEREAS**, this Council has determined and found that the matters set forth and alleged in said petition are true and correct, and that it is in the public interest that said territory be annexed to the City of Vestavia Hills;

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Vestavia Hills, Alabama, as follows:

SECTION 1. That said Council hereby assents to the annexation of said territory to the City of Vestavia Hills, Alabama, the corporate limits of the City to be extended and rearranged pursuant to the provisions of Title 11, Chapter 42, Article 2, Code of Alabama, 1975 (Sections 11-42-20 through 11-42-23, as amended) so as to embrace and include said territory, in addition to the territory already within its present corporate limits. The new boundary line does not lie at any point more than half the distance between the old city boundary and the corporate boundary of any other municipality. Said territory is described as follows:

2429 Kenvil Circle  
Lot 36, Resurvey of Lots 18, 19, 20, 33, 34, 46, 47 and 48, Buckhead, 2nd Sector  
William Ennis, Owner

SECTION 2. That the City Clerk shall file a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Alabama, and also cause a copy of this Ordinance to be published/posted in accordance with Alabama law.

**APPROVED and ADOPTED** this the 12th day of August, 2019.



Ashley C. Curry  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**CERTIFICATION:**

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2864 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 12th day of August, 2019, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2019.


Rebecca Leavings  
City Clerk

# 2429 Kenvil Circle

2429 Kenvil Circle



## Legend

 Vestavia\_Hills\_City\_Limits

City of Vestavia Hills  
Department of GIS  
May 16, 2019

