

Join us! In an effort to enhance meetings during the COVID-19 shutdown, the City Council invites you to join and/or participate in a variety of ways: Via computer Zoom meetings (no app is necessary), telephone, email and/or text! See details on page 3.

**Vestavia Hills
City Council Agenda
March 22, 2021
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Jim Cartledge, Vestavia Hills Chaplain
4. Pledge Of Allegiance
5. Approval Of The Agenda
6. Announcements, Candidates and Guest Recognition
 - a. School Board Vacancy – Kimberly Cook
7. City Manager’s Report
8. Councilors’ Reports
9. Financial Reports – Melvin Turner, III, Finance Director
10. Approval Of Minutes – March 8, 2021 (Regular Meeting)

Old Business

11. Resolution Number 5303 – Annexation – 90 Day – 3632 Dabney Drive; Lot 26, Altadena Forest Estates, 5th Sector; Vita Marshman, Owner (*public hearing*)
12. Ordinance Number 3000 – Annexation – Overnight – 3632 Dabney Drive; Lot 26, Altadena Forest Estates, 5th Sector; Vita Marshman, Owner (*public hearing*)
13. Resolution Number 5304 – Annexation – 90 Day – 1700 Shades Crest Road; Whitney and Thomas Holland, Owners (*public hearing*)
14. Ordinance Number 3001 – Annexation – Overnight – 1700 Shades Crest Road; Whitney and Thomas Holland, Owners (*public hearing*)
15. Resolution Number 5307 – Annexation – 90 Day – 2829 Acton Place; Lindsay and Jake Brown, Owners (*public hearing*)
16. Ordinance Number 3002 – Annexation – Overnight – 2829 Acton Place; Lindsay and Jake Brown, Owners (*public hearing*)

17. Resolution Number 5308 – Annexation – 90 Day – 2632 Alta Vista Circle; Lots 15 & 16, Altadena Valley Country Club Sector; Victor and Cynthia Maldonado, Owners (*public hearing*)
18. Ordinance Number 3003 – Annexation – Overnight – 2632 Alta Vista Circle; Lots 15 & 16, Altadena Valley Country Club Sector; Victor and Cynthia Maldonado, Owners (*public hearing*)
19. Resolution Number 5309 – Annexation – 90 Day – 2600 Alta Vista Circle; Lot 8, Altadena Valley Country Club Sector; Mark and Hillary Smith, Owners (*public hearing*)
20. Ordinance Number 3004 – Annexation – Overnight – 2600 Alta Vista Circle; Lot 8, Altadena Valley Country Club Sector; Mark and Hillary Smith, Owners (*public hearing*)
21. Resolution Number 5312 – A Resolution Of The Vestavia Hills City Council Acting As The Vestavia Hills Emergency Communications Board (E911 Board) Authorizing The Purchase Of \$24,000 For Radio Communications Equipment (*public hearing*)

New Business

22. Resolution Number 5313 – A Resolution Declaring Certain Personal Property As Surplus And Authorizing The City Manager To Sell/Dispose Of Said Property

New Business (Requesting Unanimous Consent)

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

23. Resolution Number 5305 – A Resolution Approving And Assenting To The Vacation Of A Portion Of Pine Tree Drive; John Boone, Owner (*public hearing*)
24. Resolution Number 5306 – A Resolution Determining The Value Of Vacated Right-Of-Way Vacated By Resolution Number 5305 (*public hearing*)
25. Citizens Comments
26. Adjournment

SPECIAL NOTICE CONCERNING CITY COUNCIL MEETINGS

Due to the COVID-19 “Stay at Home” Order issued by Gov. Ivey, the City Council work sessions and meetings are available via video-conference and teleconference. If you chose not to attend in person, you may still participate. Following are instructions for three options to participate remotely.

COMPUTER PARTICIPATION *(view/participate in real time)*

To participate in by videoconference, click <https://us02web.zoom.us/j/4555343275>. When the Zoom.us window opens in your browser, click “Allow” so that the page may open to a waiting room. The host will open the meeting and bring all into the meeting room at that time. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, activate the “Raise Hand” feature and unmute yourself by toggling the mute button. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then you may address the Council.

Using the icons on the Zoom screen, you can:

- Mute/unmute your microphone (far left)
- Turn on/off camera (“Start/Stop Video”)
- View Participants – opens a pop-out screen that includes the “Raise Hand” icon that you may use to raise a virtual hand
- Change your screen name displayed in the participant list and video window
- Toggle between “speaker” and “gallery” views – “Speaker view” shows the active speaker; “Gallery view” tiles all of the meeting participants

TELEPHONE PARTICIPATION *(view/participate in real time)*

To participate by telephone, dial 312.626.6799 and enter the meeting ID: 455 534 3275. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, press *6 on your phone keypad to unmute yourself. Then state your name and wait for the Mayor to recognize you. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then address the Council.

TEXT AND/OR EMAIL *(prior to the meeting or in real time)*

If you do not wish to join the meeting but would like to ask a question or make a statement regarding an item on the agenda, you may email the City Council directly at City.Council@vhal.org. You may also text your question/statement to City Council at 205.517.1370. Both of these options are available prior to and during each work session and meeting. Be sure to provide your name and address for the record and your comments will be recited to the City Council as the corresponding item is being addressed. Note: As a matter of record, your name and address are required. If identification is not provided, your comment/question will not be presented.

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

MARCH 8, 2021

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. Due to the COVID-19 pandemic, in coordination with a Proclamation from Governor Ivey and pursuant to Orders from the Alabama State Health Officer, requiring social distancing along with limits of attendees, this meeting was held with a portion of Staff and general public/audience members attending via Zoom.com following publication pursuant to Alabama law. The Mayor called the meeting to order. The City Clerk called the roll with the following:

MEMBERS PRESENT:

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

OTHER OFFICIALS PRESENT:

Jeff Downes, City Manager
Rebecca Leavings, City Clerk
Dan Rary, Police Chief
Jason Hardin, Police Captain
Brian Davis, Public Services Director
Marvin Green, Fire Chief
George Sawaya, Asst. Finance Director
Cinnamon McCulley, Communications Specialist*
Ryan Farrell, Fire Captain*
**present via Zoom or telephone*

Ron Higey, Vestavia Hills Chaplain, led the invocation which was followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA

The Mayor opened the floor for a motion of approval of the agenda as presented.

MOTION Motion to approve the agenda as presented was by Mr. Pierce seconded by Mr. Weaver. Roll call vote was, as follows:

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	motion carried.

ANNOUNCEMENTS, CANDIDATES, GUEST RECOGNITION

- Mrs. Cook announced that the City Council would begin accepting applications for an upcoming vacancy on the Vestavia Hills Board of Education. Applications will open beginning tomorrow, March 9, 2021. Applications may be obtained at the City's website. Deadline for application is 5 PM, Monday, April 12, 2021. She encouraged everyone interested to apply. The Council will vote on April 26, 2021 with personal interviews to be scheduled for the 15th and 16th of April.
- Mr. Pierce welcomed Gary Jordan and Clabe Dobbs, Vestavia Hills Chamber of Commerce Board members, who were participating in the meeting in person.
- Mr. Weaver stated that the Planning and Zoning Commission will hold their regular meeting at Thursday beginning at 6 PM.
- Mr. Head announced that the Parks and Recreation Board will meet in a regular meeting on March 16, 2021 at 7 AM in Executive Conference Room.
- Mrs. Cook announced that the Vestavia Hills Board of Education will hold a special called meeting tomorrow beginning at 5 PM.

CITY MANAGER'S REPORT

- Mr. Downes stated that, following the discussions at the strategic work session, information received from AmWaste was that the Wednesday/Saturday routes were not being received very well by the public. Following a request from the Council at those work sessions, AmWaste has found a way to alter that Saturday route to a weekday route. He stated that information will be distributed soon regarding the proposed change to ensure everyone knows before the change actually goes into effect.

COUNCILOR REPORTS

- Mr. Pierce stated that he will attend the monthly Chamber of Commerce meeting via Zoom. He stated that the keynote speaker for the event will be Kelly Caruso, the CEO of Shipt.
- Mayor Curry gave an update on legislative matters that are happening down of Montgomery. He indicated that the Fireworks Bill, if passed, would take away the City's authority to regulate fireworks. He stated that, thanks to the efforts of city officials and the Fire Department, there has been an amendment made to the bill to allow the City to determine whether or not to allow or deny the sale of fireworks. He stated that this will go back to the Senate and he is hoping that Senator Waggoner will help to keep that amendment intact.

APPROVAL OF MINUTES

The Mayor opened the floor for approval of the following minutes: February 11 & 12, 2021 (Planning Strategic Work Session) And February 22, 2021 (Regular Meeting).

MOTION Motion to approve the minutes of February 11 & 12, 2021 (Planning Strategic Work Session) And February 22, 2021 (Regular Meeting) was by Mr. Weaver and seconded by Mrs. Cook. Roll call vote as follows:

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	motion carried.

OLD BUSINESS

NEW BUSINESS

RESOLUTION NUMBER 5310

Resolution Number 5310 – A Resolution Approving A Special Events Alcohol License For Event Concessions D/B/A Wing Ding At 1032 Montgomery Highway; Patrick Joseph Obrien II, Executive (*public hearing*)

MOTION Motion to approve Resolution Number 5310 was by Mr. Weaver, and seconded by Mr. Pierce.

The Mayor stated that this is an annual event held here at City Hall which is for April 24, 2021. This requires Council approval each year so the vendor may serve alcohol at the event.

Joseph O’Brien II was present in regard to this request. He explained that they were approved last year but the event was cancelled due to COVID-19. He stated they are looking forward to this year’s festivities.

Mr. Pierce asked if the drinks will be sold in cans or bottles.

Mr. O’Brien stated they will only sell cans, and everyone will be checked for identification with barriers, monitors and controlled access to /from the event.

The Mayor opened the floor for a public hearing. There being no one else to further address the Council, the Mayor closed the public hearing and called for the question. Roll call vote was as follows:

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	motion carried.

RESOLUTION NUMBER 5311

**Resolution Number 5311 – A Resolution Declaring Certain Personal Property As Surplus
And Authorizing The City Manager To Sell/Dispose Of Said Property**

MOTION Motion to approve Resolution Number 5311 was by Mr. Weaver, and seconded by Mr. Pierce.

Mr. Downes stated that this Resolution declares some older police vehicles as surplus as they are at the end of their life.

There being no one else to further address the Council, the Mayor called for the question. Roll call vote was as follows:

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	motion carried.

NEW BUSINESS (UNANIMOUS CONSENT REQUESTED)

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

- Resolution Number 5303 – Annexation – 90 Day – 3632 Dabney Drive; Lot 26, Altadena Forest Estates, 5th Sector; Vita Marshman, Owner (*public hearing*)
- Ordinance Number 3000 – Annexation – Overnight – 3632 Dabney Drive; Lot 26, Altadena Forest Estates, 5th Sector; Vita Marshman, Owner (*public hearing*)
- Resolution Number 5304 – Annexation – 90 Day – 1700 Shades Crest Road; Whitney and Thomas Holland, Owners (*public hearing*)
- Ordinance Number 3001 – Annexation – Overnight – 1700 Shades Crest Road; Whitney and Thomas Holland, Owners (*public hearing*)
- Resolution Number 5307 – Annexation – 90 Day – 2829 Acton Place; Lindsay and Jake Brown, Owners (*public hearing*)
- Ordinance Number 3002 – Annexation – Overnight – 2829 Acton Place; Lindsay and Jake Brown, Owners (*public hearing*)
- Resolution Number 5308 – Annexation – 90 Day – 2632 Alta Vista Circle; Lots 15 & 16, Altadena Valley Country Club Sector; Victor and Cynthia Maldonado, Owners (*public hearing*)
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- Resolution Number 5309 – Annexation – 90 Day – 2600 Alta Vista Circle; Lot 8, Altadena Valley Country Club Sector; Mark and Hillary Smith, Owners (*public hearing*)

- Ordinance Number 3004 – Annexation – Overnight – 2600 Alta Vista Circle; Lot 8, Altadena Valley Country Club Sector; Mark and Hillary Smith, Owners (*public hearing*)
- Resolution Number 5312 – A Resolution Of The Vestavia Hills City Council Acting As The Vestavia Hills Emergency Communications Board (E911 Board) Authorizing The Purchase Of \$24,000 For Radio Communications Equipment (*public hearing*)

CITIZEN COMMENTS

David Harwell, 1803 Catala Road, thanked the Council for the work they do to annually work through a two-day planning session. He stated he knows that it is long, hard and tedious work. He addressed the 1% sales tax passed recently which was supposed to be used to pay back the 30-year warrant issue. Apparently, there's enough revenue being generated so that the loan can be paid off early by using some surplus. The Vestavia Voice didn't really report it that way. He stated if the surplus is not going to be used to pay off the debt early, he thinks the surplus should be redirected toward street resurfacing because some streets need improvements, especially Canyon Road. The City also needs a plan for the maintenance of the sidewalks with funding set aside for said maintenance. In closing, Mr. Harwell indicated that some funding needs to be appropriated to repair and replace street lights, street markers and traffic signals. He also suggested that maybe the City should review the annexation of the Rocky Ridge Fire District.

Mr. Pierce stated that annexation is done on a petition basis and each one is carefully considered for impact on the City and the school system. He doesn't anticipate the City looking at annexation of the RRFD.

At 6:28 PM, Mrs. Cook made a motion to adjourn. The meeting adjourned at 6:28 PM.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5303

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 December 7, 2020, 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 March, 2021; 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 31st day of March, 2021.

2. That on the 24th day of May, 2021, 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 5303 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:

3632 Dabney Drive
Lot 26, Altadena Forest Estates, 5th Sector
Vita Marshman, Owner(s)

APPROVED and ADOPTED this the 22nd day of March, 2021.

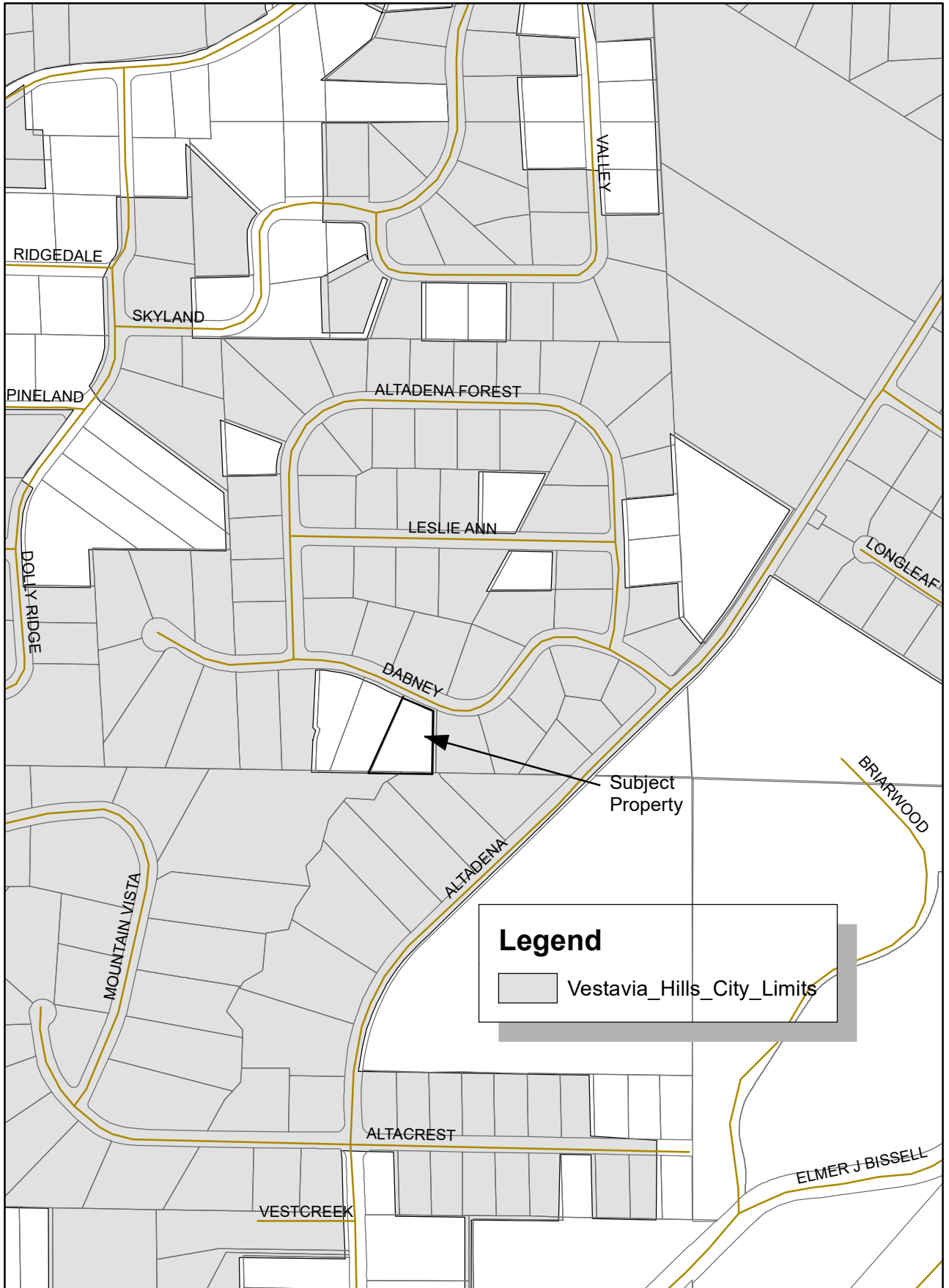
Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



3632 Dabney Drive



Annexation Committee Petition Review

Property: 3632 Dabney Drive

Owners: Vita Marshman (represented by Taylor Burton)

Date: 2-8-21

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 \$265,400. 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 21 Number in city 18
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: 3632 Dabney 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: Engineering - 15" concrete pipe has broken sections near creek, property owner will repair

11. Information on children: Number in family 0; Plan to enroll in VH schools Yes _____ No _____ Comments: _____

Other Comments: _____



George Pierce
Chairman
2-8-21

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: 3632 Dabney Drive

Engineering; Public Services

Date: 1/21/21 Initials: CB

3632 Dabney Drive -- no significant concerns noted; roadway is in fair condition; minor erosion issues along creek banks; 15" concrete pipe has uneven sections near creek in need of repair; large culvert at street in ok condition; some neighboring properties remain in County so roadway maintenance in this area will continued to be shared.

Police Department:

Date: 1/22/21 Initials: RF

Comments: _____

Fire Department:

Date: _____ Initials: _____

Comments: _____

Board of Education:

Date: 1-22-21 Initials: SB

Comments: n/p

PARCEL #: 28 00 32 4 001 062.000
OWNER: MARSHMAN HENRY D & VITA C
ADDRESS: 220 CREST DR HOMEWOOD AL 35209-5326
LOCATION: 3632 DABNEY DR BHAM AL 35243

[111-C-] Baths: 2.0 H/C Sqft: 1,708
 18-034.0 Bed Rooms: 3 Land Sch: G1
 Land: 154,000 Imp: 111,400 Total: 265,400
 Acres: 0.000 Sales Info: 03/01/2003 \$129,900

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

Tax Year : 2020 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT

PROPERTY CLASS: 2 OVER 65 CODE:
 EXEMPT CODE: 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: \$259,100.00 BOE VALUE: 0

VALUE

LAND VALUE 10% \$0
 LAND VALUE 20% \$154,000
 CURRENT USE VALUE [DEACTIVATED] \$0
CLASS 2
 BLDG 001 111 \$111,400
CLASS 3
 TOTAL MARKET VALUE [APPR. VALUE: \$265,400]: \$265,400
 Assesment Override:
 MARKET VALUE:
 CU VALUE:
 PENALTY:
 ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	2	\$53,080	\$345.02	\$0	\$0.00	\$345.02
COUNTY	2	2	\$53,080	\$716.58	\$0	\$0.00	\$716.58
SCHOOL	2	2	\$53,080	\$435.26	\$0	\$0.00	\$435.26
DIST SCHOOL	2	2	\$53,080	\$0.00	\$0	\$0.00	\$0.00
CITY	2	2	\$53,080	\$0.00	\$0	\$0.00	\$0.00
FOREST	2	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	2	2	\$53,080	\$270.71	\$0	\$0.00	\$270.71
SPC SCHOOL2	2	2	\$53,080	\$891.74	\$0	\$0.00	\$891.74

TOTAL FEE & INTEREST: (Detail) \$463.02

ASSD. VALUE: \$53,080.00 **\$2,659.31** **GRAND TOTAL: \$3,122.33**

Payoff Quote

DEEDS

INSTRUMENT NUMBER	DATE
200303-6307	02/21/2003
9811-191	08/05/1998

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
	2020		\$0.00
4/29/2020	2019	MARSHMAN HENRY D & VITA C	\$3,186.16
11/20/2018	2018	MARSHMAN HENRY D & VITA C	\$2,468.85
1/8/2018	2017	-	\$1,907.81
2/8/2017	2016	MARSHMAN HENRY D & VITA	\$1,819.78
3/1/2016	2015	-	\$1,826.84
11/14/2014	2014	VITA C MARSHMAN HENRY MARSHMAN JR	\$1,784.53
11/9/2013	2013	MARSHMAN, VITA	\$1,784.53

**City of Vestavia Hills
Tax Calculator
Homestead Properties**

3632 Dabney Drive

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	3632 Dabney Drive	Property Address		
====>	\$ 265,400	Appraised Value of Property	TOTAL MARKET VALUE	
	10%	Assessment Homestead Rate		
	\$26,540.00	Assessed Value	ASSD. VALUE	

AD VALOREM REVENUE

			Citizen Access Portal Descriptor	Notes
\$545.40	City portion of ad valorem		(Subset of CITY)	(20.55 mills rate)
\$763.03	BOE portion of ad valorem		(Subset of CITY)	(28.75 mills rate)
\$1,308.42	Total County remits to City for split with BOE		CITY	
\$400.75	SPC DIST1 BOE local rev (County gives directly to BOE)		SPC SCHOOL1	(15.1 mills rate)
\$217.63	Countywide School Tax to VH		SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$545.40	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$1,381.41	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$1,926.80	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

City of Vestavia Hills
Tax Calculator
Non-Homestead Properties

AD VALOREM TAX RATES

Millage Multiplier	
0.02055	Ad valorem to City General Fund: 20.55 mills
0.02875	City BOE portion: 28.75 mills
0.0151	District 20 School: 15.1 mills
0.0082	Countywide School: 8.2 mills
0.05205	Ad valorem to Schools (TOTAL): 52.05 mills

ASSESSED VALUE

		Citizen Access Portal Descriptor	Description
335,100	Appraised Value	TOTAL MARKET VALUE	
20%	Assessment rate (20% for non- homesteaders)	EXEMPT CODE	
67,020	Assessed Value	ASSD. VALUE	

AD VALOREM REVENUE

BREAKDOWN

1377.261	City portion of ad valorem	(Subset of CITY)	20.55
1,926.83	BOE portion of ad valorem	(Subset of CITY)	28.75
	Total County remits to City for split with		
3,304.09	BOE	CITY	
	Special Local School Assessment		
1012.00	(County gives directly to BOE)	SPC SCHOOL1	(15.1 mills rate)
549.56	Countywide School Tax to VH	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

1377.261	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
3,488.39	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
4,865.65	TOTAL ANNEXATION REVENUE BENEFIT		

City Revenue
BOE Revenue

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 12/07/2020

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.

Taylor Burton

205 369-7936

taylor@taylorburton.com

PD appl Fee \$100 cash
R

EXHIBIT "A"

LOT: 26

BLOCK: N/A

SURVEY: Altadena Forest Estates Fifth Sector

RECORDED IN MAP BOOK 74, PAGE 54 IN THE
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: Jefferson

COMPATIBLE CITY ZONING: R2?

LEGAL DESCRIPTION (METES AND BOUNDS):

Lot 26, Altadena Forest Fifth Sector,
as recorded in Map Book 74, Page 54
in the probate office of Jefferson county Alabama.

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>Vita C. Marshman</u>	Lot <u>26</u> Block <u>N/A</u> Survey <u>Altadena Forest Estates Fifth 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

VITA C MARSHMAN 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.

Vita C. Marshman
Signature of Certifier

Subscribed and sworn before me this the 3rd day of November, 2020

Prince B. Pittman
Notary Public

My commission expires: 12/14/2022



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)

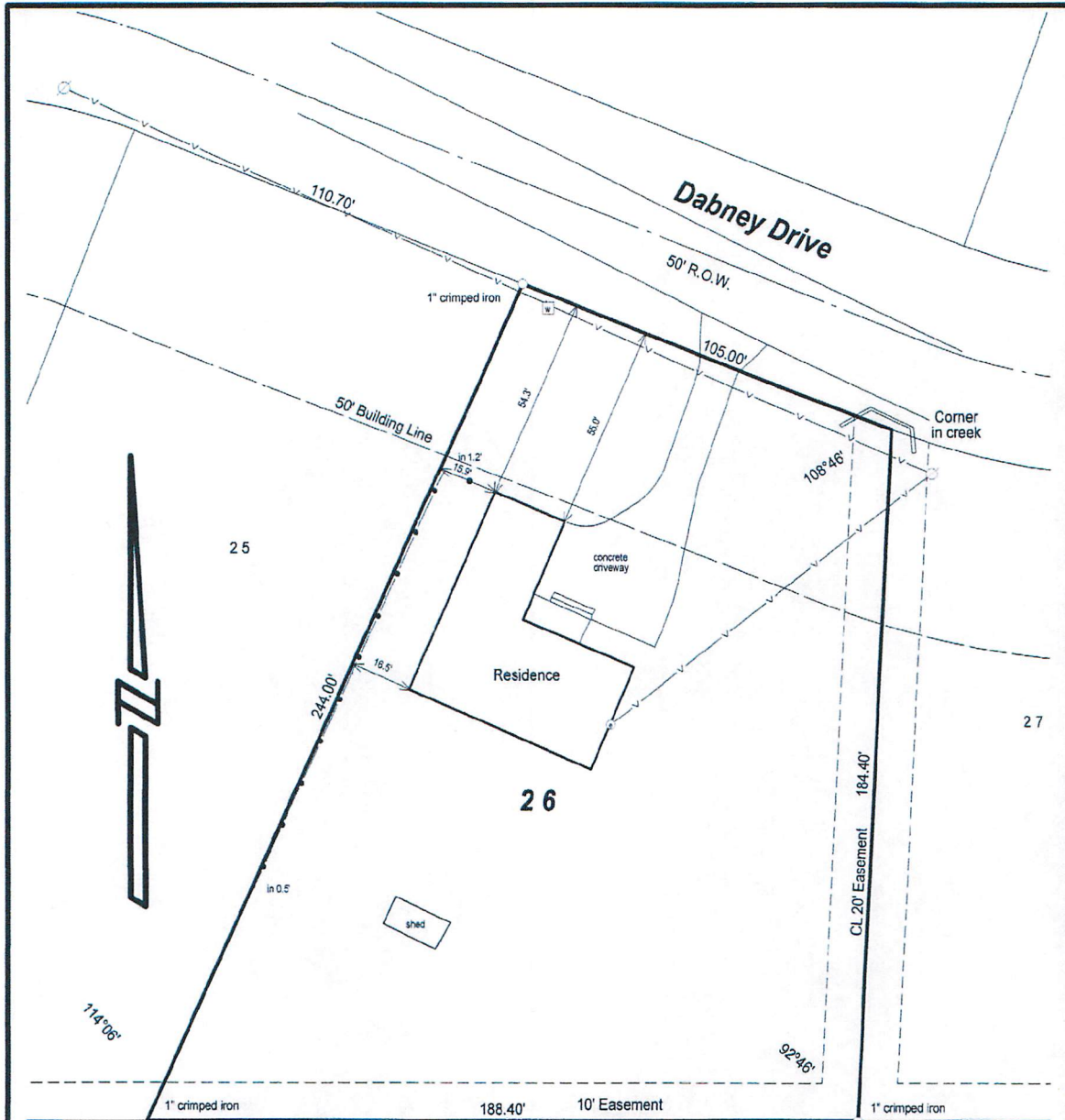
Name(s) of Homeowner(s): Vita Marshman
 Address: 3632 Dabney Drive
 City: Birmingham State: AL Zip: 35243

Information on Children:

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

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

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



STATE OF ALABAMA
JEFFERSON COUNTY

I, Steven H. Gilbert, a Professional Land Surveyor in the State of Alabama, hereby certify to the parties listed below that the following is a true and correct copy of a map or plat of a survey made by me of the following described property:

Lot 26, Altadena Forest Fifth Sector, as recorded in Map Book 74, Page 54, in the Probate Office of Jefferson County, Alabama

I further certify that the building(s) now erected on said property are within the boundaries of same except as may be shown; that there are no encroachments from adjacent property except as shown; that there are no Rights-of-way, Easements, or joint driveways over or across said land visible on the surface, except as shown; that there are no utility poles, guy wires, lines, structures, or supports therefor (excepting those that serve the premises only), except as shown; that I have consulted the Federal Insurance Administration Flood Hazard Boundary maps and found this property IS NOT located in a Flood Hazard Area (as determined by graphic plotting); and 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.

FIRM Map No. 01073 C 0567 H September 3, 2010

This survey is invalid unless sealed in red ink.

Legend

iron boundary marker	utility pole
open pipe fnd.	fire hyd.
power box	tree
capped pipe fnd.	TV/tel. box
water valve	offset cross
guy anchor	commencing point
PS 5/8" rebar set 17507	gas valve
Drain Manhole	Sanitary manhole
Tel. Manhole	Sign
M) measured dim.	(P) platted dim.
water meter	gas meter
power meter	Sign
—•— chain link fence	
—G— gas line	
—W— water line	
—v— overhead utility line	
— wire fence	
— wood fence	
— center line	

Project No. 20190315
Ordered by Blake Pittman

As built Survey
3632 Dabney Drive
Birmingham, Alabama
March 18, 2019



Scale 1" = 30 feet
SOUTHEASTERN SURVEYORS, INC.
Steven H. Gilbert, P.L.S.
Alabama Reg. Land Surveyor No. 17507
5160 Scenic View Drive
Birmingham, Alabama 35210
(205) 956-7125 Fax(205) 956-7146

ORDINANCE NUMBER 3000

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 Vita Marshman dated December 7, 2020, 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:

3632 Dabney Drive
Lot 26, Altadena Forest Estates, 5th Sector
Vita Marshman

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 March, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

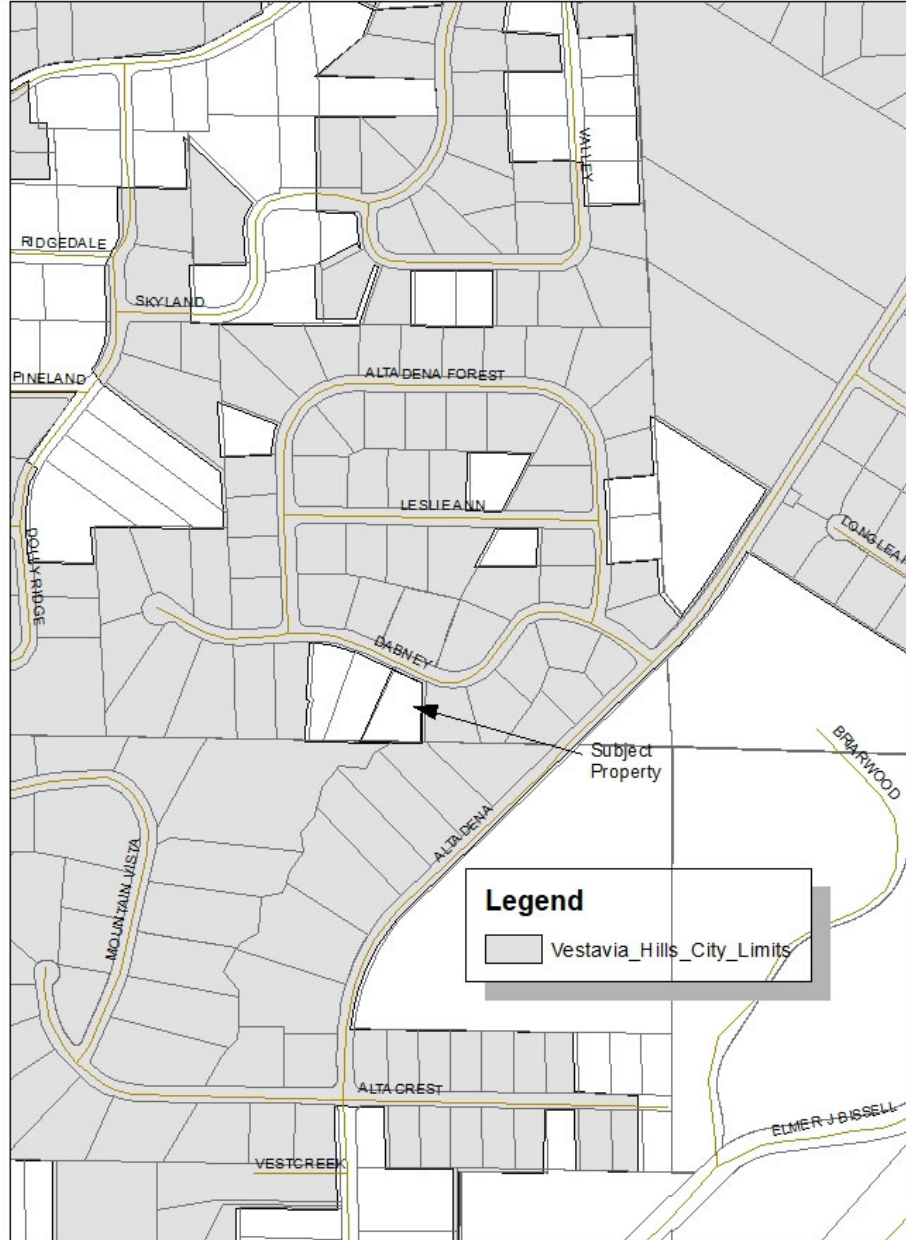
I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3000 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of March, 2021, 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 _____, 2021.

Rebecca Leavings
City Clerk



3632 Dabney Drive



RESOLUTION NUMBER 5304

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 November 9, 2020, 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 March, 2021; 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 31st day of March, 2021.

2. That on the 24th day of May, 2021, 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 5304 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:

1700 Shades Crest Road
Whitney and Thomas Holland, Owner(s)

More particularly described as follows:

Beginning at a point on the West line of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25, Township 18 South, Range 3 West which is 460.0 feet South of the Northwest corner of said quarter-quarter section; thence run in an Easterly direction for a distance of 454.4 feet,, more or less, to a point on the Westerly line of Crest Road, which point is 625 feet in a Southwesterly direction along the West line of said road from the North line of said quarter-quarter section; thence turn an angle to the right and run in a Southwesterly direction along said westerly line of said road to the intersection with the Northeast line of Columbiana Road; thence an angle to the right and run for about 450 feet, more or less, along said Northeast line, to the West line of said quarter-quarter section; thence turn an angle to the right and run in a Northerly direction along the West line of said quarter-quarter section for a distance of 40.8 feet more or less, to the point of beginning. Less and except any portion of subject property lying within a road right-of-way.

APPROVED and ADOPTED this the 22nd day of March, 2021.

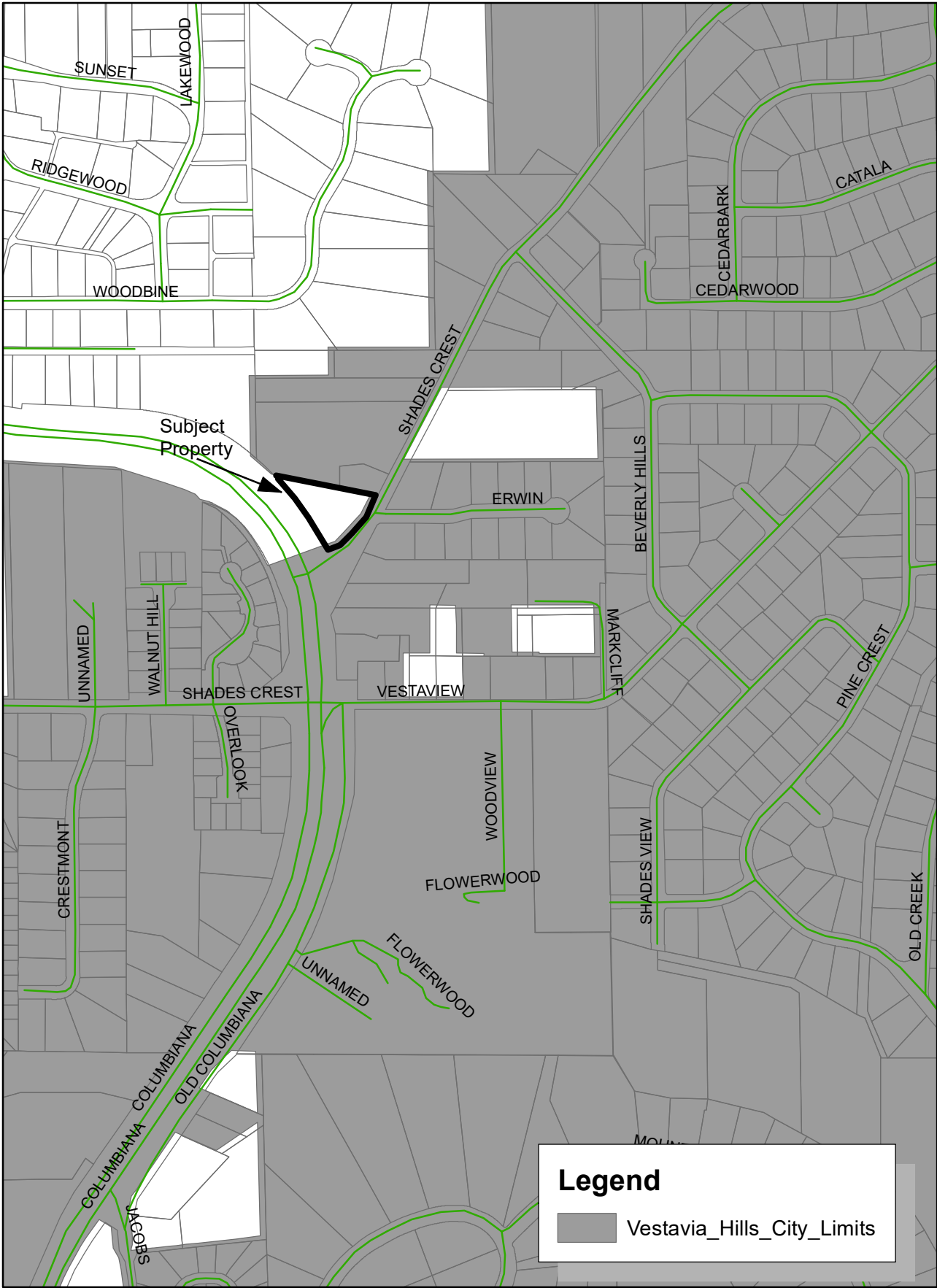
Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



1700 Shades Crest Road



Annexation Committee Petition Review

Property: 1700 Shades Crest Road

Owners: Whitney and Thomas Holland

Date: 2-8-21

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 \$ 468,500. 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 ~~_____~~ Number in city 99%
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: 1700 Shades Crest 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: _____

11. Information on children: Number in family 1; Plan to enroll in VH schools Yes No _____ Comments: Kindergarten

Other Comments: _____


George Pierce
Chairman 2-8-21

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: 1700 Shades Crest Road

Engineering; Public Services

Date: 1-21-21 Initials: CB

Comments: _____

1700 Shades Crest Road -- no concerns noted; Shades Crest and Columbiana are Jefferson County through-roads and continue to be maintained by County.

Police Department:

Date: _____ Initials: _____

Comments: _____

Fire Department:

Date: 1/22/21 Initials: ZF

Comments: _____

Board of Education:

Date: 1-22-21 Initials: SB

Comments: n/p

PARCEL #: 29 00 25 2 001 048.001
OWNER: HOLLAND THOMAS R & WHITNEY B
ADDRESS: 1700 SHADES CREST RD VESTAVIA AL 35216
LOCATION: 1700 SHADES CREST RD AL 35216

[111-B+] Baths: 3.5 H/C Sqft: 2,997
 18-020.0 Bed Rooms: 5 Land Sch: A113
 Land: 203,500 Imp: 265,000 Total: 468,500
 Acres: 0.000 Sales Info: 02/27/2017 \$400,000

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

Tax Year : 2020 ▼

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: 2018
 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: \$446,600.00 BOE VALUE: 0

VALUE
 LAND VALUE 10% \$203,520
 LAND VALUE 20% \$0
 CURRENT USE VALUE [DEACTIVATED] \$0

CLASS 2

CLASS 3
 BLDG 001 111 \$265,000

 TOTAL MARKET VALUE [APPR. VALUE: \$468,500]: \$468,520
 Assessment Override:
 MARKET VALUE:
 CU VALUE:
 PENALTY:
 ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$46,860	\$304.59	\$4,000	\$26.00	\$278.59
COUNTY	3	1	\$46,860	\$632.61	\$2,000	\$27.00	\$605.61
SCHOOL	3	1	\$46,860	\$384.25	\$0	\$0.00	\$384.25
DIST SCHOOL	3	1	\$46,860	\$0.00	\$0	\$0.00	\$0.00
CITY	3	1	\$46,860	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	1	\$46,860	\$238.99	\$0	\$0.00	\$238.99
SPC SCHOOL2	3	1	\$46,860	\$787.25	\$0	\$0.00	\$787.25
ASSD. VALUE: \$46,860.00			\$2,347.69		GRAND TOTAL: \$2,294.69		

FULLY PAID

DEEDS

INSTRUMENT NUMBER	DATE
2017023796	2/27/2017
2056-59	05/08/1981

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
12/8/2020	2020	CORELOGIC, INC.	\$2,294.69
12/10/2019	2019	CORELOGIC	\$2,184.47
12/7/2018	2018	CORELOGIC INC	\$2,398.89
	2017		\$0.00
	2016		\$0.00
	2015		\$0.00
	2014		\$0.00
	2013		\$0.00
12/21/2012	2012	WIDEMAN JOHN T	\$1,962.90
20111231	2011	***	\$1,951.14
20101231	2010	***	\$1,051.14

**City of Vestavia Hills
Tax Calculator
Homestead Properties**

1700 Shades Crest Road

AD VALOREM TAX MILLAGE

Millage Multiplier	
0.02055	Ad valorem to City General Fund: 20.55 mills
0.02875	City BOE portion: 28.75 mills
0.0151	District 20 School: 15.1 mills
0.0082	Countywide School: 8.2 mills
0.05205	Ad valorem to Schools (TOTAL): 52.05 mills

ASSESSED VALUE

		Citizen Access Portal Descriptor	Notes
====>	1700 Shades Crest Road	Property Address	
====>	\$ 468,500	Appraised Value of Property	TOTAL MARKET VALUE
	10%	Assessment Homestead Rate	
	\$46,850.00	Assessed Value	ASSD. VALUE

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
\$962.77	City portion of ad valorem	(Subset of CITY)	(20.55 mills rate)
\$1,346.94	BOE portion of ad valorem	(Subset of CITY)	(28.75 mills rate)
\$2,309.71	Total County remits to City for split with BOE	CITY	
\$707.44	SPC DIST1 BOE local rev (County gives directly to BOE)	SPC SCHOOL1	(15.1 mills rate)
\$384.17	Countywide School Tax to VH	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$962.77	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$2,438.54	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$3,401.31	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 11.9.2020

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.

Whitney Bailey Holland
whipai ge@gmail.com
870.352.1555

Thomas Reeder Holland
reedholland@gmail.com
205.799.3288

EXHIBIT "A"

LOT: _____

BLOCK: _____ *A/A*

SURVEY: _____

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

COUNTY ZONING: RI

COMPATIBLE CITY ZONING: RI

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.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Whitney B. Holland</u>	Lot _____ Block _____ Survey _____
<u>Thomas R. Holland</u>	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

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

STATE OF ALABAMA

Jefferson COUNTY

Whitney B. Holland 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.

Whitney B. Holland
Signature of Certifier

Subscribed and sworn before me this the 10 day of November, 2020.

[Signature]
Notary Public

My commission expires: 5-6-2024



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): Reed & Whitney Holland
Address: 1700 Shades Crest Rd.
City: Vestavia State: AL Zip: 35216

Information on Children:

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

	Name(s)	Age	School Grade	Yes	No
1.	Mary Wylie Banks Holland	5	Kindergarten	✓	
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": August 2021

ORDINANCE NUMBER 3001

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 Whitney and Thomas Holland dated November 9, 2020, 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:

1700 Shades Crest Road
Whitney and Thomas Holland

More particularly described as follows:

Beginning at a point on the West line of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 25, Township 18 South, Range 3 West which is 460.0 feet South of the Northwest corner of said quarter-quarter section; thence run in an Easterly direction for a distance of 454.4 feet,, more or less, to a point on the Westerly line of Crest Road, which point is 625 feet in a

Southwesterly direction along the West line of said road from the North line of said quarter-quarter section; thence turn an angle to the right and run in a Southwesterly direction along said westerly line of said road to the intersection with the Northeast line of Columbiana Road; thence an angle to the right and run for about 450 feet, more or less, along said Northeast line, to the West line of said quarter-quarter section; thence turn an angle to the right and run in a Northerly direction along the West line of said quarter-quarter section for a distance of 40.8 feet more or less, to the point of beginning. Less and except any portion of subject property lying within a road right-of-way.

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 March, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

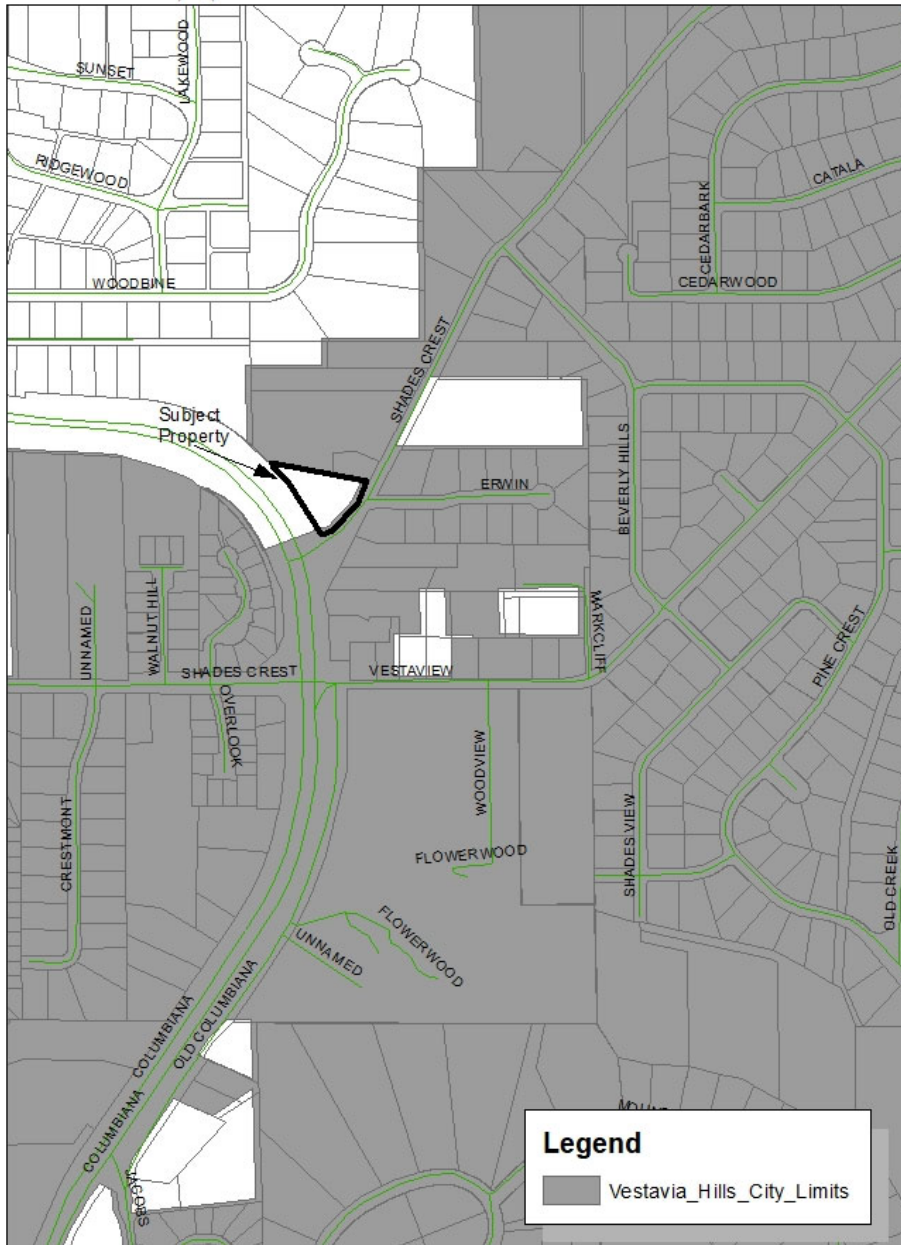
CERTIFICATION:

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 # 3001 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 March, 2021, 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 _____, 2021.

Rebecca Leavings
City Clerk

N
1700 Shades Crest Road



RESOLUTION NUMBER 5307

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 December 14, 2020, 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 March, 2021; 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 31st day of March, 2021.

2. That on the 28th day of June, 2021, 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 5307 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:

2829 Acton Place
Lindsay and Jake Brown, Owner(s)

More particularly described as follows: The following tract of land situated in the Southeast 1/4 of the Northwest 1/4, Section 34, Township 18 South, Range 2 West, Jefferson County, Alabama and being more particularly described as follows:

Commence at the Southwest corner of the Southeast 1 /4 of the Northwest 1 /4, Section 34, Township 18 South, Range 2 West; Thence East along the South 1/4 -1/4 line, 333.17 feet to the point of beginning; Thence 92 degrees 48 minutes 53 seconds left, 303.77 feet; to the southerly right-of-way of Acton Place; Thence 72 degrees 24 minutes 57 seconds right, 150.00 feet along said right-of-way; Thence 90 degrees 00 minutes 00 seconds right, and leaving said right-of-way 170.20 feet; Thence 20 degrees 23 minutes 56 seconds right, 196.16 feet to the south 1 /4 - 1 /4 line; Thence 90 degrees 00 minutes 00 seconds right, 185.00 feet along said 1 /4 - 1 /4 line to the point of beginning.

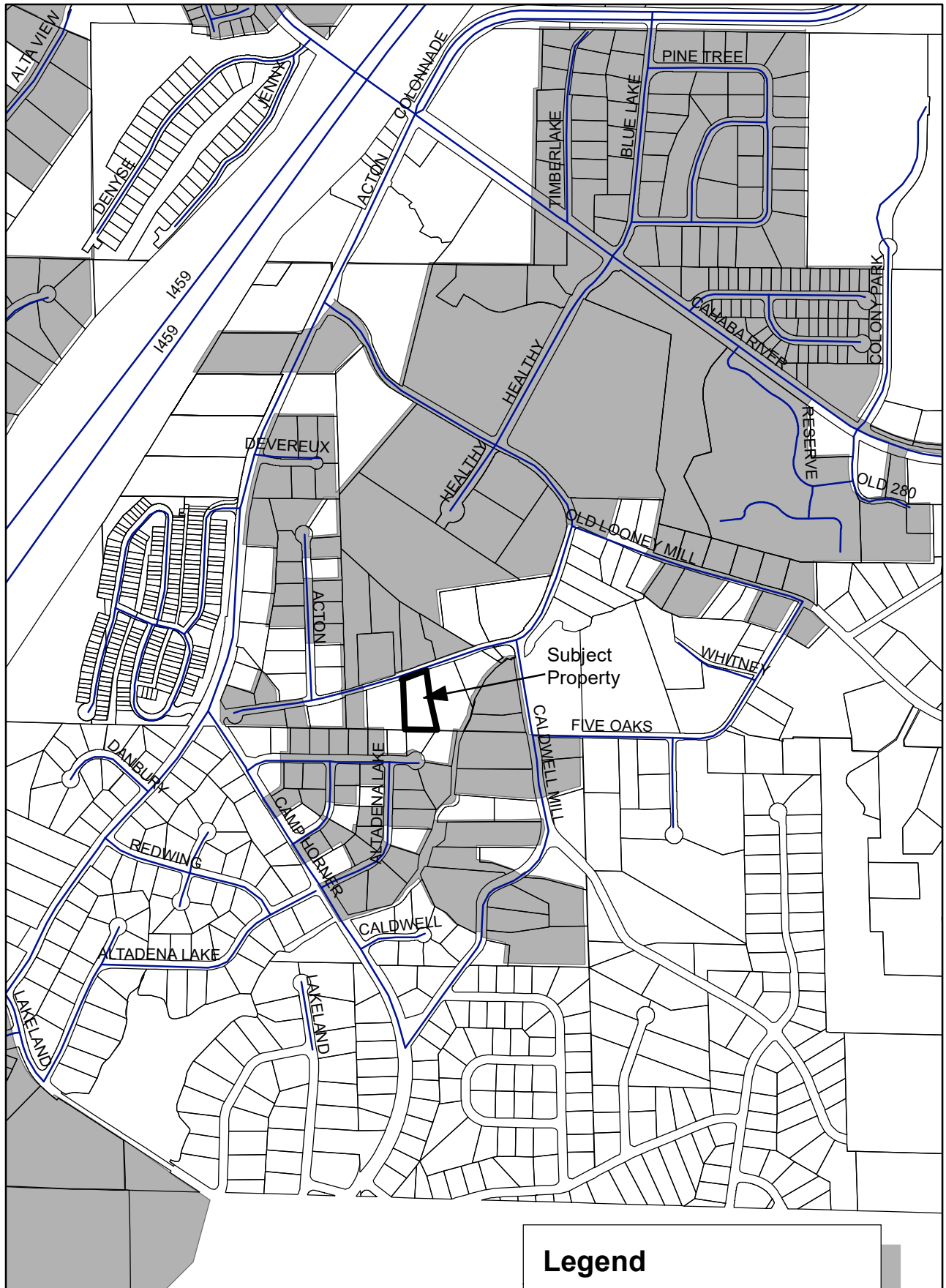
APPROVED and ADOPTED this the 22nd day of March, 2021.

Ashley C. Curry
Mayor


ATTESTED BY:

Rebecca Leavings
City Clerk

2829 Acton Place



Legend

 Vestavia_Hills_City_Limits

Annexation Committee Petition Review

Property: ²⁸²⁹ ~~2829~~ Acton Place

Owners: Lindsay and Jake Brown

Date: 2-8-21

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 \$335,050. 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 22 Number in city 11

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: 2829 Acton Place

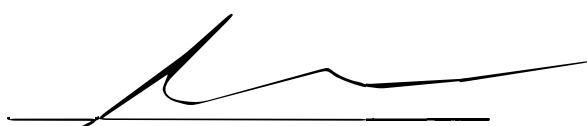
8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$_____ will be paid to offset costs associated with the annexation. Yes _____ No _____ Comment _____

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: _____

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

Other Comments: _____


George Pierce
Chairman 2-8-21

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: 2829 Acton Place

Engineering; Public Services

Date: 1-21-21 Initials: CB

2829 Acton Place -- no significant concerns noted; roadway recently paved and in good condition; 32x48 CMP under roadway in ok condition; some neighboring properties remain in County so roadway maintenance in this area will continued to be shared.

Police Department:

Date: _____ Initials: _____

Comments: _____

Fire Department:

Date: 1/22/21 Initials: ZF

Comments: _____

Board of Education:

Date: 1/22/21 Initials: SB

Comments: IP

PARCEL #: 28 00 34 2 000 024.002
OWNER: ARMBRESTER ROBERT A
ADDRESS: 2829 ACTON PL VESTAVIA AL 35243-2509
LOCATION: 2829 ACTON PL BIRMINGHAM AL 35243

[111-B-] Baths: **2.5** H/C Sqft: **2,839**
18-040.0 Bed Rooms: **3** Land Sch: **A116**
 Land: **125,300** Imp: **209,800** Total: **335,100**
 Acres: **0.000** Sales Info: **\$0**

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

Tax Year : 2020 ▼

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: 2019
 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: \$312,600.00 BOE VALUE: 0

VALUE

LAND VALUE 10% \$125,250
 LAND VALUE 20% \$0
 CURRENT USE VALUE [DEACTIVATED] \$0

CLASS 2

CLASS 3

BLDG 001 111 \$209,800

TOTAL MARKET VALUE [APPR. VALUE: \$335,100]: \$335,050

Assesment Override:

MARKET VALUE:
 CU VALUE:
 PENALTY:
 ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$33,520	\$217.88	\$4,000	\$26.00	\$191.88
COUNTY	3	1	\$33,520	\$452.52	\$2,000	\$27.00	\$425.52
SCHOOL	3	1	\$33,520	\$274.86	\$0	\$0.00	\$274.86
DIST SCHOOL	3	1	\$33,520	\$0.00	\$0	\$0.00	\$0.00
CITY	3	1	\$33,520	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	1	\$33,520	\$170.95	\$0	\$0.00	\$170.95
SPC SCHOOL2	3	1	\$33,520	\$563.14	\$0	\$0.00	\$563.14

TOTAL FEE & INTEREST: (Detail) \$5.00

ASSD. VALUE: \$33,520.00

\$1,679.35

GRAND TOTAL: \$1,631.35

FULLY PAID

DEEDS

INSTRUMENT NUMBER

DATE

[1380-74](#)

12/06/1976

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
11/23/2020	2020	THE SNOODY LAW FIRM	\$1,631.35
12/10/2019	2019	CORELOGIC	\$1,518.13
12/18/2018	2018	CORELOGIC	\$1,456.27
11/17/2017	2017	CORE LOGIC INC	\$1,464.12
11/21/2016	2016	CORELOGIC	\$1,420.52
12/1/2015	2015	CORELOGIC INC	\$1,425.52
12/2/2014	2014	CORELOGIC INC	\$1,596.28
11/19/2013	2013	CORELOGIC INC	\$1,596.28
11/21/2012	2012	CORELOGIC INC	\$1,595.79
20111216	2011	***	\$1,744.09

**City of Vestavia Hills
Tax Calculator
Homestead Properties**

2829 Acton Place

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	2829 Acton Place	Property Address		
====>	\$ 335,100	Appraised Value of Property	TOTAL MARKET VALUE	
	10%	Assessment Homestead Rate		
	\$33,510.00	Assessed Value	ASSD. VALUE	

AD VALOREM REVENUE

			Citizen Access Portal Descriptor	Notes
\$688.63	City portion of ad valorem		(Subset of CITY)	(20.55 mills rate)
\$963.41	BOE portion of ad valorem		(Subset of CITY)	(28.75 mills rate)
\$1,652.04	Total County remits to City for split with BOE		CITY	
\$506.00	SPC DIST1 BOE local rev (County gives directly to BOE)		SPC SCHOOL1	(15.1 mills rate)
\$274.78	Countywide School Tax to VH		SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$688.63	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$1,744.20	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$2,432.83	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 12/14/2020

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.

Lindsay Brown
lindsayjobrown@gmail.com

Jake Brown
jbrown@russocorp.com

EXHIBIT "A"

LOT: _____

BLOCK: _____

SURVEY: _____

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

COUNTY ZONING: _____

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

The following tract of land situated in the Southeast 1/4 of the Northwest 1/4, Section 34, Township 18 South, Range 2 West, Jefferson County, Alabama and being more particularly described as follows:

Commence at the Southwest corner of the Southeast 1/4 of the Northwest 1/4, Section 34, Township 18 South, Range 2 West; Thence East along the South 1/4 - 1/4 line, 333.17 feet to the point of beginning; Thence 92 degrees 48 minutes 53 seconds left, 303.77 feet; to the southerly right-of-way of Acton Place; Thence 72 degrees 24 minutes 57 seconds right, 150.00 feet along said right-of-way; Thence 90 degrees 00 minutes 00 seconds right, and leaving said right-of-way 170.20 feet; Thence 20 degrees 23 minutes 56 seconds right, 196.16 feet to the south 1/4 - 1/4 line; Thence 90 degrees 00 minutes 00 seconds right, 185.00 feet along said 1/4 - 1/4 line to the point of beginning.

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>Jacob Brown</u>	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

Jacob Brown 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.

Jacob Brown
Signature of Certifier

Subscribed and sworn before me this the 15th day of December, 2022.

Cindy Johnson
Notary Public

My commission expires: 2/13/23

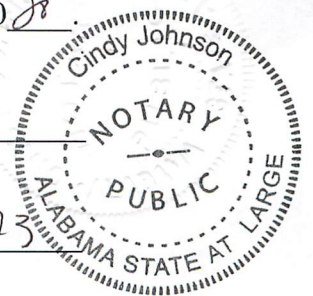


EXHIBIT "B"

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): Lindsay and Jacob Brown

Address: 2829 Acton Place

City: Birmingham State: AL Zip: 35243

Information on Children:

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

	Name(s)	Age	School Grade	Yes	No
1.	Ann Margaret Brown	6	First Grade	✓	
2.	William Ford Brown	5	Pre-K	✓	
3.	Kathryn Grace Brown	2	N/A	✓	
4.					
5.					
6.					

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

08/2021

08/2022

08/2025

ORDINANCE NUMBER 3002

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 Lindsay and Jake Brown dated December 14, 2020, 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:

2829 Acton Place
Lindsay and Jake Brown

More Particularly described as follows:

The following tract of land situated in the Southeast 1/4 of the Northwest 1/4, Section 34, Township 18 South, Range 2 West, Jefferson County, Alabama and being more particularly described as follows:

Commence at the Southwest corner of the Southeast 1 /4 of the Northwest 1 /4, Section 34, Township 18 South, Range 2 West; Thence East along the South 1/4 -1/4 line, 333.17 feet to the point of beginning; Thence 92 degrees 48 minutes 53 seconds left, 303.77 feet; to the southerly right-of-way of Acton Place; Thence 72 degrees 24 minutes 57 seconds right, 150.00 feet along said right-of-way; Thence 90 degrees 00 minutes 00 seconds right, and leaving said right-of-way 170.20 feet; Thence 20 degrees 23 minutes 56 seconds right, 196.16 feet to the south 1 /4 - 1 /4 line; Thence 90 degrees 00 minutes 00 seconds right, 185.00 feet along said 1 /4 - 1 /4 line 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 March, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

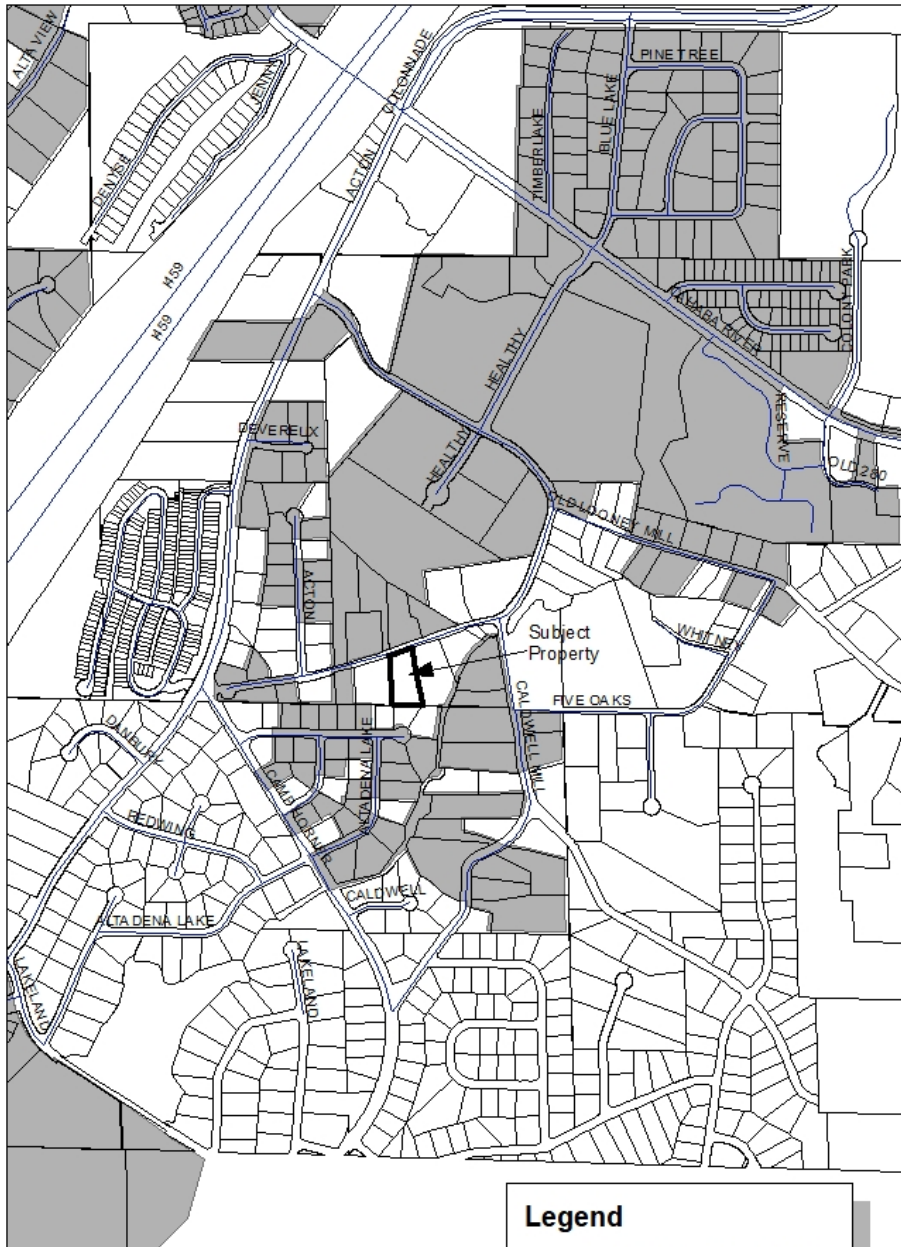
I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3002 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 22nd day of March, 2021, 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 _____, 2021.

Rebecca Leavings
City Clerk



2829 Acton Place



Legend

■ Vestavia Hills City Limits

RESOLUTION NUMBER 5308

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 December 14, 2020, 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 March, 2021; 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 31st day of March, 2021.

2. That on the 28th day of June, 2021, 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 5308 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:

2632 Alta Vista Circle
Lots 15 & 16, Altadena Valley Country Club Sector
Victor and Cynthia Maldonado, Owner(s)

APPROVED and ADOPTED this the 22nd day of March, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



2632 Alta Vista Circle



Annexation Committee Petition Review

Property: 2632 Alta Vista Circle

Owners: Victor Maldonado

Date: 2-8-21

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 \$345,800!. Meets city criteria: Yes N/A No
Commer House has 2 lots + sits on Jeff + Shelby County line

6. This street has fewer than 1'00% of the individual properties within the limits of the city
Yes No
Number of total homes 15 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: 2632 Alta Vista 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: Roadway Anticipation will be shared with Shelby County

11. Information on children. Number in family ~~2~~ 2; Plan to enroll in VH schools Yes No _____ Comments: _____

Other Comments: _____



George Pierce
Chairman 2-8-21

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: 2632 Alta Vista Circle

Engineering; Public Services Date: 1-21-21 Initials: CB

2632 Alta Vista Circle -- no significant concerns noted; roadway recently paved and in good condition; no curb or gutter and no significant drainage infrastructure; some neighboring properties remain in County (Jefferson and Shelby) so roadway maintenance in this area will continued to be shared.

Police Department: Date: _____ Initials: _____

Comments: _____

Fire Department: Date: 1/22/21 Initials: RF

Comments: _____

Board of Education: Date: 1-22-21 Initials: SB

Comments: A/P

PARCEL #: 28 00 33 4 002 002.000	Baths: 0.0	H/C Sqft: 0
OWNER: MALDONADO VICTOR A	18-036.0	Bed Rooms: 0
ADDRESS: 2632 ALTA VISTA CIR BIRMINGHAM AL 35243-2700	Land: 65,100	Land Sch: G1
LOCATION: 2632 ALTA VISTA CIR BHAM AL 35243	Imp: 0	Total: 65,100
	Acres: 0.000	Sales Info: 02/26/2016 \$10

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

Tax Year : 2020

SUMMARY PROPERTY INFO SALES INFO TAX INFO

SUMMARY

ASSESSMENT

PROPERTY CLASS: 3 OVER 65 CODE:
 EXEMPT CODE: 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: \$65,100.00 BOE VALUE: 0

VALUE

LAND VALUE 10% \$65,100
 LAND VALUE 20% \$0
 CURRENT USE VALUE [DEACTIVATED] \$0

TOTAL MARKET VALUE [APPR. VALUE: \$65,100]: \$65,100

Assesment Override:
 MARKET VALUE:
 CU VALUE:
 PENALTY:
 ASSESSED VALUE:

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$6,520	\$42.38	\$0	\$0.00	\$42.38
COUNTY	3	2	\$6,520	\$88.02	\$0	\$0.00	\$88.02
SCHOOL	3	2	\$6,520	\$53.46	\$0	\$0.00	\$53.46
DIST SCHOOL	3	2	\$6,520	\$0.00	\$0	\$0.00	\$0.00
CITY	3	2	\$6,520	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$6,520	\$33.25	\$0	\$0.00	\$33.25
SPC SCHOOL2	3	2	\$6,520	\$109.54	\$0	\$0.00	\$109.54

ASSD. VALUE: \$6,520.00

\$326.65

TOTAL FEE & INTEREST: (Detail) \$5.00

GRAND TOTAL: \$331.65

FULLY PAID

DEEDS

INSTRUMENT NUMBER	DATE
2016056687	2/26/2016
201004-15209	5/20/2010
200904-15685	04/09/2009
200607-24094	04/28/2004
1538-466	12/20/1977

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
11/30/2020	2020	VICTOR MALDONADO	\$331.65
12/9/2019	2019	VICTOR MALDONADO	\$331.65
10/25/2018	2018	VICTOR MALDONADO	\$216.42
11/28/2017	2017	VICTOR A MALDONADO	\$216.42
10/13/2016	2016	VICTOR MALDONADO	\$216.42
11/20/2015	2015	WELLS FARGO	\$216.42
12/8/2014	2014	WELLS FARGO HOME MORTGAGE	\$216.42
12/11/2013	2013	WELLS FARGO	\$216.42
12/20/2012	2012	WELLS FARGO	\$215.93
20111209	2011	***	\$215.93
20101208	2010	***	\$215.93



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PARCEL #: 10 2 04 0 001 016.000	[111-C0]	Baths: 3.0	H/C Sqft: 2,311
OWNER: MALDONADO VICTOR A & CYNTHIA P		Bed Rooms: 0	Land Sch: GM
ADDRESS: 2632 ALTA VISTA CIR BIRMINGHAM AL 35243	Land: 27,000	Imp: 163,700	Total: 190,700
LOCATION: 2632 ALTA VISTA CIR BIRMINGHAM AL 35243	Acres: 0.000	Sales Info: \$0	

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Tax Year : 2020 ▼

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SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	
EXMPT CODE:	10	DISABILITY CODE:	
MUN CODE:	01 COUNTY	HS YEAR:	2018
SCHOOL DIST:	2	EXM OVERRIDE AMT:	\$0.00
OVR ASD VALUE:	\$0.00		

CLASS USE:	PART OF LOT IN JEFFCO		
FOREST ACRES:	0	TAX SALE:	
PREV YEAR VALUE:	\$186,000.00	BOE VALUE:	0

VALUE

LAND VALUE 10%	\$27,000
LAND VALUE 20%	\$0
CURRENT USE VALUE	[DEACTIVATED] \$0

CLASS 2

CLASS 3

BLDG 01	111	\$163,700
TOTAL MARKET VALUE:		\$190,700

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$19,080	\$124.02	\$4,000	\$26.00	\$98.02
COUNTY	3	1	\$19,080	\$143.10	\$2,000	\$15.00	\$128.10
SCHOOL	3	1	\$19,080	\$305.28	\$0	\$0.00	\$305.28
DIST SCHOOL	3	1	\$19,080	\$267.12	\$0	\$0.00	\$267.12
CITY	3	1	\$19,080	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
ASSD. VALUE: \$19,080.00				\$839.52			GRAND TOTAL: \$798.52

DEEDS

INSTRUMENT NUMBER	DATE
20160429000142290	2/26/2016
20100520000158570	5/20/2010
20090416000139220	4/9/2009
20060503000412840JEFNCNTY	5/3/2006
20060510000220560	4/28/2006

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
11/4/2020	2020	VICTOR MALDONADO	\$798.52
11/20/2019	2019	VICTOR MALDONADO	\$777.40
10/12/2018	2018	MALDONADO VICTOR A	\$837.24
11/20/2017	2017	MALDONADO VICTOR A	\$900.24
10/13/2016	2016	VICTOR MALDONADO	\$829.32
11/9/2015	2015	WELLS FARGO REAL ESTATE TAX SERVICES	\$814.36
11/10/2014	2014	WELLS FARGO HOME MORTGAGE	\$607.56
11/18/2013	2013	WELLS FARGO HOME MORTGAGE	\$607.56
11/15/2012	2012	WELLS FARGO REAL ESTATE TAX	\$607.56

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DON ARMSTRONG
Property Tax
Commissioner

SHELBY COUNTY
102 Depot Street
Columbiana, AL 35051
(205) 670-6900



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- Forms

PARCEL #: 10 2 04 0 001 015.000 OWNER: MALDONADO VICTOR A & CYNTHIA P ADDRESS: 2632 ALTA VISTA CIR BIRMINGHAM AL 35243 LOCATION: 2632 ALTA VISTA CIRCLE BIRMINGHAM AL 35243	Baths: 0.0 H/C Sqft: 0 Bed Rooms: 0 Land Sch: GM Land: 90,000 Imp: 0 Total: 90,000 Acres: 0.000 Sales Info: 05/20/2010 \$107,000
--	--

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

Tax Year : 2020 ▼

SUMMARY [VIEW RECORDS](#) [PRINT](#) [HELP](#)

ASSESSMENT		VALUE	
PROPERTY CLASS:	3	LAND VALUE 10%	\$90,000
EXEMPT CODE:		LAND VALUE 20%	\$0
MUN CODE:	01 COUNTY	CURRENT USE VALUE	[DEACTIVATED] \$0
SCHOOL DIST:	2		
OVR ASD VALUE:	\$0.00		
OVER 65 CODE:			
DISABILITY CODE:			
HS YEAR:	0		
EXM OVERRIDE AMT:	\$0.00		
CLASS USE:	JHS		
FOREST ACRES:	0	TOTAL MARKET VALUE:	\$90,000
PREV YEAR VALUE:	\$90,000.00		
TAX SALE:			
BOE VALUE:	0		

- QUICK LINKS**
- PTC Info
 - Assessment
 - Collection
 - Property Deeds
 - Millage Rate
 - Contact Us
 - County Site
 - Get Adobe Reader
 - ** News **
 - Tax Lien Info

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DON ARMSTRONG
 Property Tax Commissioner
 SHELBY COUNTY
 102 Depot Street
 Columbiana AL 35051
 (205) 670-6900

TAX INFO							
	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$9,000	\$58.50	\$0	\$0.00	\$58.50
COUNTY	3	1	\$9,000	\$67.50	\$0	\$0.00	\$67.50
SCHOOL	3	1	\$9,000	\$144.00	\$0	\$0.00	\$144.00
DIST SCHOOL	3	1	\$9,000	\$126.00	\$0	\$0.00	\$126.00
CITY	3	1	\$9,000	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
ASSD. VALUE:			\$9,000.00	\$396.00			GRAND TOTAL: \$396.00

DEEDS		PAYMENT INFO			
INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
20160429000142290	2/26/2016	11/4/2020	2020	VICTOR MALDONADO	\$396.00
20100520000158570	5/20/2010	11/20/2019	2019	VICTOR MALDONADO	\$396.00
20090416000139220	4/9/2009	10/12/2018	2018	MALDONADO VICTOR A	\$352.00
20090416000139200	3/9/2009	11/20/2017	2017	MALDONADO VICTOR A	\$352.00
20090313000093140	2/6/2009	10/13/2016	2016	VICTOR MALDONADO	\$352.00
20060503000412840JEFNCNTY	5/3/2006	11/9/2015	2015	WELLS FARGO REAL ESTATE TAX SERVICES	\$352.00
20060510000220560	4/28/2006	11/10/2014	2014	WELLS FARGO HOME MORTGAGE	\$352.00
		11/18/2013	2013	WELLS FARGO HOME MORTGAGE	\$352.00
		11/15/2012	2012	WELLS FARGO REAL ESTATE TAX SERVICES	\$352.00



**City of Vestavia Hills
Tax Calculator
Homestead Properties**

2632 Alta Vista Circle
Lots 15 & 16

AD VALOREM TAX MILLAGE

Millage Multiplier	
0.02055	Ad valorem to City General Fund: 20.55 mills
0.02875	City BOE portion: 28.75 mills
0.0151	District 20 School: 15.1 mills
0.0082	Countywide School: 8.2 mills
0.05205	Ad valorem to Schools (TOTAL): 52.05 mills

ASSESSED VALUE

		Citizen Access Portal Descriptor	Notes
====>	2632 Alta Vista Circle (lts 15 & 16)	Property Address	
====>	\$ 345,800	Appraised Value of Property	TOTAL MARKET VALUE
	10%	Assessment Homestead Rate	
	\$34,580.00	Assessed Value	ASSD. VALUE

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
\$710.62	City portion of ad valorem	(Subset of CITY)	(20.55 mills rate)
\$994.18	BOE portion of ad valorem	(Subset of CITY)	(28.75 mills rate)
\$1,704.79	Total County remits to City for split with BOE	CITY	
\$522.16	SPC DIST1 BOE local rev (County gives directly to BOE)	SPC SCHOOL1	(15.1 mills rate)
\$283.56	Countywide School Tax to VH	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$710.62	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$1,799.89	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$2,510.51	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

STATE OF ALABAMA

Jefferson and Shelby COUNTY

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

Date of Petition: 12/14/2020

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 and Shelby 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 Info:

Email: kiko104@hotmail.com
Cell: 205.504.2260

EXHIBIT "A"

LOT: Fifteen (15) and Sixteen (16)

BLOCK: _____

SURVEY: Altadena Valley Country Club Sector

RECORDED IN MAP BOOK Jeff. 66 / Shelby 4, PAGE Jeff. 39 / Shelby 71 IN THE
PROBATE OFFICE OF Jefferson and Shelby COUNTY, ALABAMA.

COUNTY ZONING: _____

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

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>Victor A Maldonado</u>	Lot <u>15/16</u> Block _____	Survey <u>AVCC Sector</u>
<u>Cynthia Maldonado</u>	Lot <u>15/16</u> Block _____	Survey <u>AVCC Sector</u>
_____	Lot _____ Block _____	Survey _____

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

STATE OF ALABAMA

Jefferson COUNTY

Victor A Maldonado 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.

Victor A Maldonado
Signature of Certifier

Subscribed and sworn before me this 14th day of Dec., 2020.

[Signature]
Notary Public

My commission expires: 7/03/2023



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): Victor A. & Cynthia P. Maldonado

Address: 2632 Alta Vista Circle

City: Birmingham State: AL Zip: 35243

Information on Children:

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

	Name(s)	Age	School Grade	Yes	No
1.	Lucas P. Maldonado	8	3rd	X	
2.	Cadence L. Maldonado	5	Kindergarten	X	
3.					
4.					
5.					
6.					

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

*** Children are already in Vestavia School system.

ORDINANCE NUMBER 3003

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 Victor and Cynthia Maldonado dated December 14, 2020, 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:

2632 Alta Vista Circle
Lots 15 & 16, Altadena Valley Country Club Sector
Victor and Cynthia Maldonado

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 March, 2021.

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 # 3003 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 March, 2021, 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 _____, 2021.

Rebecca Leavings
City Clerk



2632 Alta Vista Circle



RESOLUTION NUMBER 5309

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 30, 2020, 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 March, 2021; 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 31st day of March, 2021.

2. That on the 28th day of June, 2021, 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 5309 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:

2600 Alta Vista Circle
Lot 8, Altadena Valley Country Club Sector
Mark and Hillary Smith, Owner(s)

APPROVED and ADOPTED this the 22nd day of March, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



2600 Alta Vista Circle

2600 Alta Vista Circle



Annexation Committee Petition Review

Property: 2600 Alta Vista Circle

Owners: Mark and Hillary Smith

Date: 2-8-21

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 \$238,900. 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 15 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: 2600 Alta Vista Circle

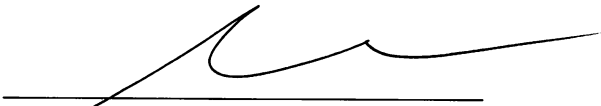
8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$_____ will be paid to offset costs associated with the annexation. Yes _____ No _____ Comment _____

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: Roadway maintenance will be shared with Shelby county

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

Other Comments: _____



George Pierce
Chairman 2-8-21

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: 2600 Alta Vista Circle

Engineering; Public Services

Date: 1/21/21 Initials: CS

2600 Alta Vista Circle -- no significant concerns noted; roadway recently paved and in good condition; no curb or gutter and no significant drainage infrastructure; some neighboring properties remain in County (Shelby) so roadway maintenance in this area will continued to be shared.

Police Department:

Date: _____ Initials: _____

Comments: _____

Fire Department:

Date: 1/22/21 Initials: ZF

Comments: _____

Board of Education:

Date: 1/22/21 Initials: SB

Comments: NIP



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SHELBY COUNTY, ALABAMA. CITIZEN ACCESS PORTAL

WELCOME PROPERTY TAX BOE PERSONAL PROPERTY REDEMPTION DELINQUENT

- Search
- Pay Tax
- Assessment
- Forms

PARCEL #: 10 2 04 0 001 008.000	[111-C+]	Baths: 3.0	H/C Sqft: 2,225
OWNER: SMITH MARK L		Bed Rooms: 0	Land Sch: GM
ADDRESS: 2600 ALTA VISTA CIR BIRMINGHAM AL 35243	Land: 90,000	Imp: 148,900	Total: 238,900
LOCATION: 2600 ALTA VISTA CIR BIRMINGHAM AL 35243	Acres: 0.000	Sales Info: 01/03/2011	\$206,500

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

Tax Year : 2020 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT

PROPERTY CLASS:	3	OVER 65 CODE:	
EXEMPT CODE:	10	DISABILITY CODE:	
MUN CODE:	01 COUNTY	HS YEAR:	2014
SCHOOL DIST:	2	EXM OVERRIDE AMT:	\$0.00
OVR ASD VALUE:	\$0.00		

CLASS USE:		TAX SALE:	
FOREST ACRES:	0	BOE VALUE:	0
PREV YEAR VALUE:	\$234,600.00		

VALUE

LAND VALUE 10%	\$90,000
LAND VALUE 20%	\$0
CURRENT USE VALUE [DEACTIVATED]	\$0

CLASS 2

<u>CLASS 3</u>			
BLDG 1 Card 1	111		\$148,900

TOTAL MARKET VALUE:	\$238,900
---------------------	-----------

TAX INFO

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$23,900	\$155.35	\$4,000	\$26.00	\$129.35
COUNTY	3	1	\$23,900	\$179.25	\$2,000	\$15.00	\$164.25
SCHOOL	3	1	\$23,900	\$382.40	\$0	\$0.00	\$382.40
DIST SCHOOL	3	1	\$23,900	\$334.60	\$0	\$0.00	\$334.60
CITY	3	1	\$23,900	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00

ASSD. VALUE: \$23,900.00

\$1,051.60

GRAND TOTAL: \$1,010.60

DEEDS

INSTRUMENT NUMBER

- [20110106000007070](#)
- [20020033319000000](#)
- [20020033318000000](#)
- [19990003501400000](#)
- [19950002780300000](#)

DATE

- 1/3/2011
- 7/1/2002
- 6/25/2002
- 8/19/1999
- 9/26/1995

PAYMENT INFO

PAY DATE	TAX YEAR	PAID BY	AMOUNT
10/2/2020	2020	MARK SMITH	\$1,010.60
11/8/2019	2019	CORELOGIC REAL ESTATE TAX SERVICE	\$991.24
11/13/2018	2018	CORELOGIC REAL ESTATE TAX SERVICE	\$922.60
11/17/2017	2017	CORELOGIC REAL ESTATE TAX SERVICE	\$890.92
11/17/2016	2016	CORELOGIC REAL ESTATE TAX SERVICE	\$868.92
11/18/2015	2015	CORELOGIC REAL ESTATE TAX SERVICE	\$857.48
11/18/2014	2014	SUNTRUST VALUTREE REAL ESTATE	\$848.68

QUICK LINKS

- PTC Info
- Assessment
- Collection
- Property Deeds
- Millage Rate
- Contact Us
- County Site
- Get Adobe Reader
- ** News **
- Tax Lien Info

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DON ARMSTRONG
Property Tax
Commissioner

SHELBY COUNTY
102 Depot Street
Columbiana, AL 35051
(205) 670-6900



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**City of Vestavia Hills
Tax Calculator
Homestead Properties**

2600 Alta Vista Circle

AD VALOREM TAX MILLAGE

Millage Multiplier		
0.02055	Ad valorem to City General Fund:	20.55 mills
0.02875	City BOE portion:	28.75 mills
0.0151	District 20 School:	15.1 mills
0.0082	Countywide School:	8.2 mills
0.05205	Ad valorem to Schools (TOTAL):	52.05 mills

ASSESSED VALUE

			Citizen Access Portal Descriptor	Notes
====>	2600 Alta Vista Circle	Property Address		
====>	\$ 238,900	Appraised Value of Property	TOTAL MARKET VALUE	
	10%	Assessment Homestead Rate		
	\$23,890.00	Assessed Value	ASSD. VALUE	

AD VALOREM REVENUE

			Citizen Access Portal Descriptor	Notes
\$490.94	City portion of ad valorem		(Subset of CITY)	(20.55 mills rate)
\$686.84	BOE portion of ad valorem		(Subset of CITY)	(28.75 mills rate)
\$1,177.78	Total County remits to City for split with BOE		CITY	
\$360.74	SPC DIST1 BOE local rev (County gives directly to BOE)		SPC SCHOOL1	(15.1 mills rate)
\$195.90	Countywide School Tax to VH		SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$490.94	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$1,243.47	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$1,734.41	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

STATE OF ALABAMA

Shelby COUNTY

PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 10-30-20

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 Shelby 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.

Mark Smith (865) 387-3609 kidney liver@gmail.com AL# 9605AL7
Hillary Smith (205) 541-3761 HL Carney@gmail.com AL# 5702AK7

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

[Signature] Lot 8 Block AVCC Survey Mortgage Survey

[Signature] Lot 8 Block AVCC Survey Mortgage Survey

____ Lot ____ Block ____ Survey ____

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

STATE OF ALABAMA

Shelby COUNTY

MARK + HILARY SMITH 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 30 day of OCT, 2020.

[Signature]
Notary Public

My commission expires: 9/25/22

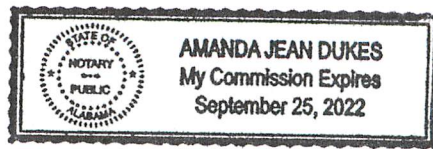


EXHIBIT "A"

LOT: 8 of Altadna Valley Country Club

BLOCK: Altadna Valley Country Club

SURVEY: Mortgage Survey - Rodney Shiflett

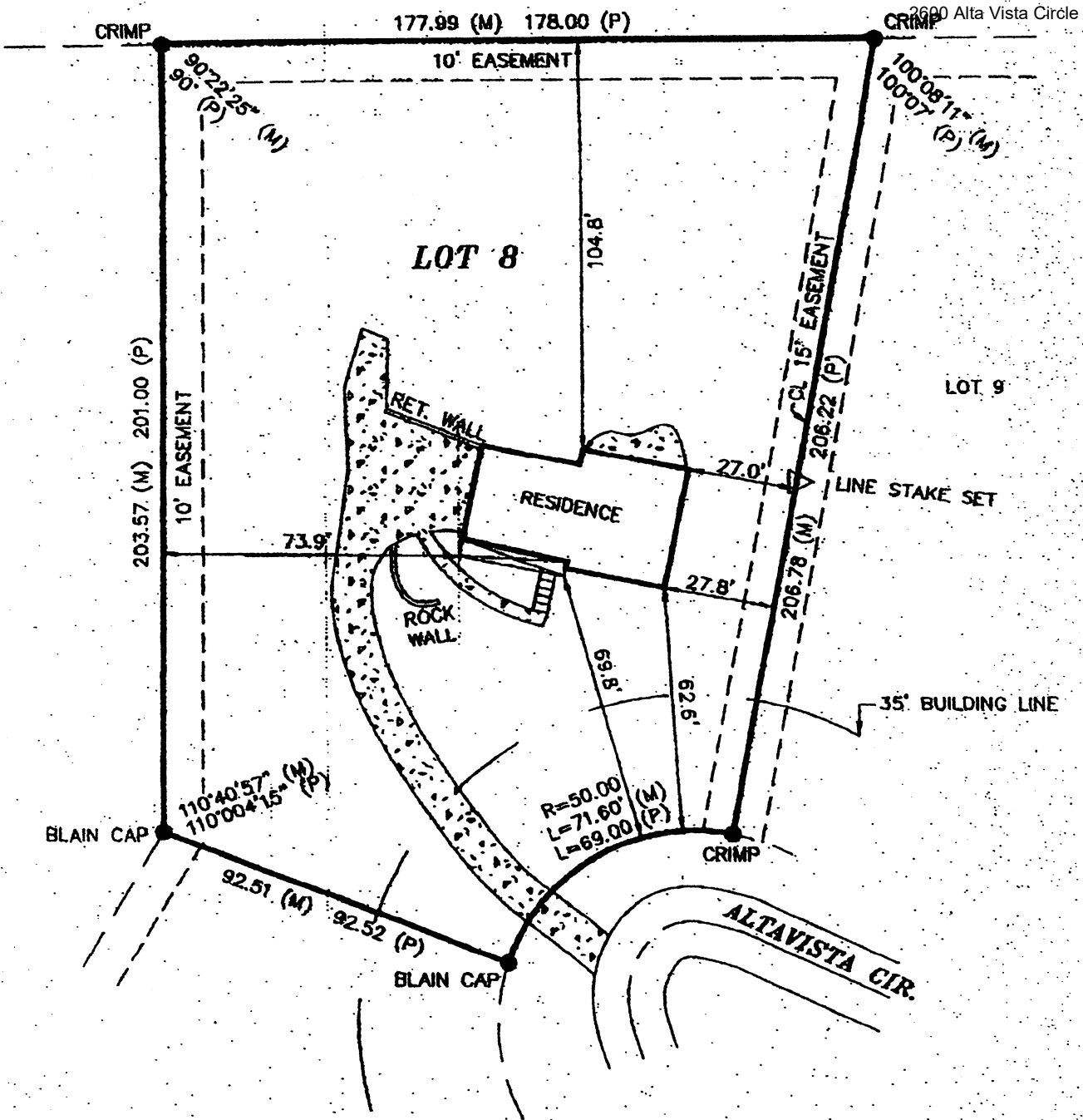
RECORDED IN MAP BOOK 4, PAGE 71 IN THE

PROBATE OFFICE OF Shelby COUNTY, ALABAMA.

COUNTY ZONING: AE

COMPATIBLE CITY ZONING: R-1

LEGAL DESCRIPTION (METES AND BOUNDS): See attached survey / plot map



MORTGAGE SURVEY

I, Rodney Y. Shiflett, a Registered Professional Land Surveyor in the State of Alabama do hereby certify that this is a true and correct plat of my survey as shown hereon. That there are no visible encroachments of any kind upon the subject lot except as shown hereon, excluding utility service lines, wires or pipes that serve the subject lot only that are within dedicated easements or rights of way. That steel corners have been found or installed at all lot corners. I further certify that this survey and this plat meets the standards of practice for land surveying in the State of Alabama, the correct legal description being as follows:

Lot 8 of Altadena Valley Country Club, as recorded in Map Book 4, Page 71, in the Office of the Judge of Probate of Shelby County, Alabama.

I further certify that I have consulted the Federal Insurance Rate Map (F.I.R.M.) Community Panel #01117C 0090 D, Zone 'AE', dated September 29, 2006.

Rodney Y. Shiflett
Rodney Y. Shiflett Al. Reg. #21784

LEGEND



JOB NO. 10376

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): Mark & Hillary Smith
 Address: 2600 Alta Vista Cir
 City: Birmingham State: AL Zip: 35243

Information on Children:

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

	Name(s)	Age	School Grade	Yes	No
1.	Colton Smith	4	Pre-K	✓	
2.	Austin Smith	3		✓	
3.	Elijah Smith	1		✓	
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": September 2021

ORDINANCE NUMBER 3004

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 Hillary Smith dated October 30, 2020, 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:

2600 Alta Vista Circle
Lot 8, Altadena Valley Country Club Sector
Mark and Hillary Smith

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 March, 2021.

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 # 3004 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 March, 2021, 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 _____, 2021.

Rebecca Leavings
City Clerk

N
2600 Alta Vista Circle



RESOLUTION NUMBER 5312

A RESOLUTION OF THE VESTAVIA HILLS CITY COUNCIL ACTING AS THE VESTAVIA HILLS(E911) EMERGENCY COMMUNICATIONS BOARD AUTHORIZING THE CITY MANAGER TO PURCHASE ADDITIONAL RADIO COMMUNICATIONS EQUIPMENT FOR THE POLICE AND FIRE DEPARTMENTS

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 purchase radio communications equipment for the Vestavia Hills Police and Fire Departments at a cost not to exceed \$24,000 as detailed in a Memorandum from the Fire Chief dated February 23, 2021, a copy of which is marked as “Exhibit A,” attached to and incorporated into this Resolution Number 5312 as though written fully therein; and
2. Said equipment shall be expensed from the City’s Restricted Vestavia Hills Emergency Communications District Funds, and
3. This Resolution Number shall become effective immediately upon adoption and approval.

ADOPTED and APPROVED this the 22nd day of March, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



VESTAVIA HILLS FIRE DEPARTMENT

MEMORANDUM

TO: Jeff Downes, City Manager
FROM: Marvin Green, Fire Chief
DATE: February 23, 2021
RE: Legacy 911 Cost Reimbursement

The City of Vestavia Hills Emergency Communications District (VHECD) has received notification that we will receive \$24,024 for Legacy 911 dispatch related expenses through the Alabama 911 board. The funding will come in the form of quarterly reimbursement for our AT&T E911 trunk costs that we pay to maintain our E911 services.

We are requesting the approval of the council acting as the VHECD to allocate the \$24,000 unbudgeted surplus to budget 09-54-5105-000-200. These funds will be used to purchase additional needed radio communications equipment for the police and fire departments.

RESOLUTION NUMBER 5313

**A RESOLUTION DETERMINING THAT CERTAIN
PERSONAL PROPERTY IS NOT NEEDED FOR
PUBLIC OR MUNICIPAL PURPOSES AND
DIRECTING THE SALE/DISPOSAL OF SAID
SURPLUS PROPERTY**

WITNESSETH THESE RECITALS

WHEREAS, the City of Vestavia Hills, Alabama, is the owner of personal property detailed in the attached "Exhibit A"; and

WHEREAS, the City has determined that it would be in the best public interest to sell or dispose of said property.

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

1. The City Manager is hereby authorized to sell or dispose of the above-referenced surplus personal property; and
2. This Resolution Number 5313 shall become effective immediately upon adoption and approval.

DONE, ORDERED, APPROVED and ADOPTED on this the 22nd day of March, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

03/11/21

To: Rebecca Leavings

From: CPT Sean Richardson, Vestavia Hills Police Department

CC: COP Danny P. Rary, CPT Johnny Evans, SGT Randall Jones, CPL Rob Wilson

Re: Surplus City Property

Please request that the City Council deem the following property surplus at the next meeting:

2015 Honda Goldwing Motorcycle – Mileage – 16,805 VIN # JH2SC68H8FK300225

2015 Honda Goldwing Motorcycle– Mileage – 22,295 VIN # JH2SC68G8FK300152

2015 Honda Goldwing Motorcycle – Mileage -19,898 VIN # JH2SC68G3FK300723

Please contact me if you need any further information, or have questions or concerns regarding this action.

Very Respectfully,

Sean E. Richardson
Captain, VHPD
Patrol Division
Ext: 1118 – Cell: (205)470-2409
srichardson@vhal.org

RESOLUTION NUMBER 5305

**A RESOLUTION APPROVING AND ASSENTING TO
A DECLARATION OF VACATION**

WITNESSETH THESE RECITALS

WHEREAS, A Declaration signed by the owners of all the lands abutting the following described portion of Pine Tree Drive right-of-way situated in the City of Vestavia Hills, Jefferson County, Alabama, vacating said portion of Pine Tree Drive right-of-way, has been duly presented to the City Council of the City of Vestavia Hills, Alabama, for assent and approval of said governing body; and

WHEREAS, a copy of said Declaration with map attached is marked as “Exhibit A”, attached hereto and incorporated into this Resolution by reference as though set out fully herein; and

WHEREAS, the portion of Pine Tree Drive right-of-way above referred to is commonly referred to as “a portion of Pine Tree Drive right-of-way” and is more particularly described as follows:

Description Of Partial Vacation Of Pine Tree Drive.

Part of the southwest ¼ of southeast ¼ of section 17, right of way of pine drive in Topfield subdivision as recorded in map book 42, page 72 in the office of probate judge of Jefferson County, Alabama, township 18 south, range 2 west, Jefferson County, Alabama. Begin at the southeastern corner of lot 17, Topfield subdivision as recorded in map book 42, page 72 in the Office of Probate Judge of Jefferson County, Alabama; said corner being on the intersection of the northerly right of way of pine drive and westerly line of Colony Wood Apartments as recorded in map book 170, page 72; thence run south 00°00'52" east for 50 feet along the easterly right of way line of said pine drive and westerly line of said colony wood apartments to the northeastern corner of lot 18 of said Topfield subdivision and the intersection of southerly line of said Pine Drive (to be vacated) and the westerly line of said Colony Wood Apartments; thence run north 89°29'14" west along north line of said lot 18 and the southerly line of said Pine Drive (right of way to be vacated) for 175.08 feet to a curve to the left subtending a central angle of 90°31'38" and having a radius of 25.16 feet; thence run along the arc of said curve for 39.03 feet and southerly right of way of Pine Drive (to be vacated) to the end of said curve, and point being on the westerly right of way line of Pine Tree Circle and easterly line of said Pine Tree Drive right of way (to be vacated); thence run north 00°00'52" west for 100.20 feet along the easterly right of way of Pine Tree Circle and westerly right of way line of Pine Drive (to be vacated) for 100.20 feet to a point on the northerly right of way of Pine Drive (to be vacated) and westerly line of said lot 17, said point being a curve to the left subtending a

central angle of 90°21 '30" having a radius of 24.84 feet; thence run along the arc of said curve and northerly right of way of pine drive (to be vacated) for 39.17 feet and southerly line of said lot 17 to the end of said curve; thence run south 89°29' 14" east for 175.08 feet along said southerly line of lot 17, and northerly right of way of Pine Drive (to be vacated) to the point of beginning. Said parcel contains 10,270 square feet or 0.24 acres, more or less.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, that the vacation of the hereinabove described portion of Pine Tree Drive right-of-way is assented to and approved and the same is hereby vacated pursuant to the provision of Section 23-4-20 of the Code of Alabama, 1975.

RESOLVED, DONE AND ORDERED, on this the 12th day of April, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

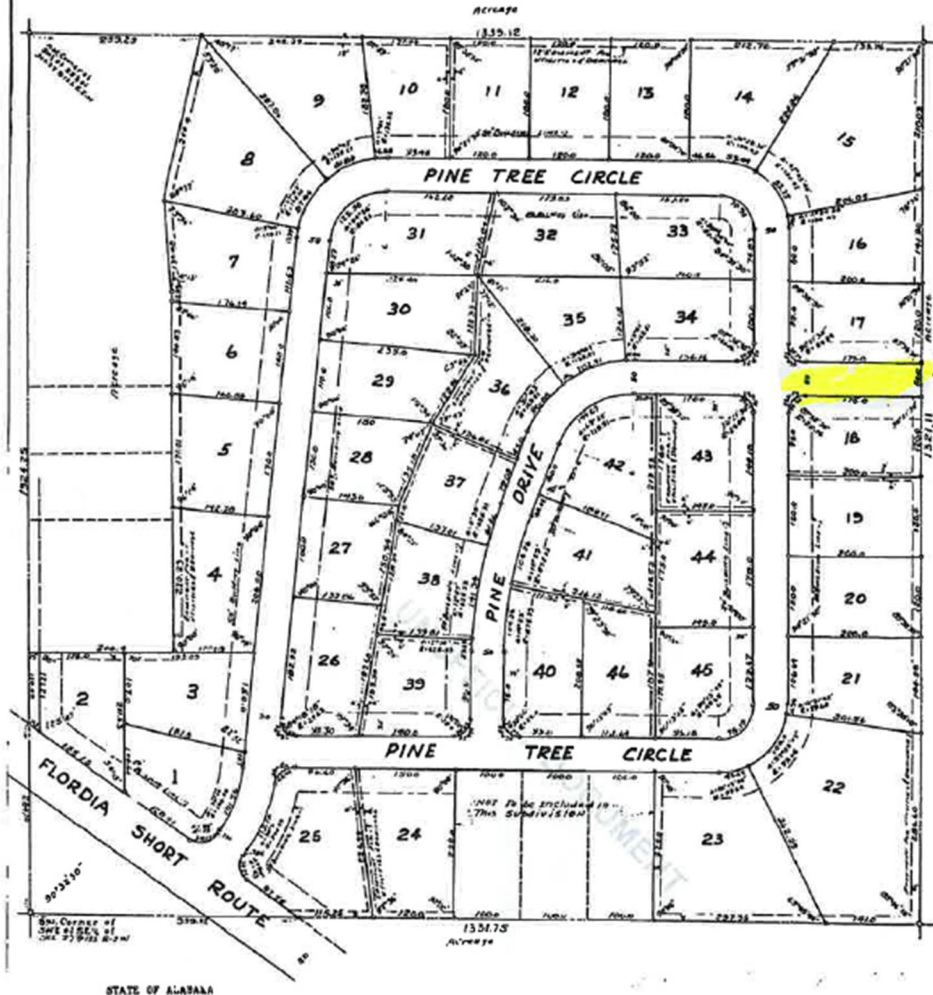
CERTIFICATION

I, the undersigned qualified acting Clerk of the City of Vestavia Hills, Alabama, do hereby certify that the above and foregoing is a true copy of a Resolution lawfully passed and adopted by the City Council of the City named therein, at a regular meeting of such Council held on the 12th day of April, 2021, and that such Resolution is of record in the Minute Book of the City at page _____ thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City on this the _____ day of _____, 2021.

Rebecca Leavings
City Clerk

TOPFIELD SUBDIVISION
LOCATED IN SW¼ OF SE¼ OF SEC. 27-T-18-S. R. 2-WEST
MARCH, 1955 A.W. MEADE, SURVEYOR SCALE 1"=100'



Area to be Vacated

**STATE OF ALABAMA
JEFFERSON COUNTY**

DECLARATION OF VACATION

We, the undersigned, constituting all of the owners of all property abutting Right of Way as same appears on the Plat of Topfield Subdivision which Plat is recorded in Plat Book 42, at Page 72, in the Probate Office of Jefferson County, Alabama, do hereby declare that each of said Plats embraced within the boundaries of said Right of Way as the same appears of record on the Plat to be vacated, and said Right of Way is hereby declared vacated. The undersigned do hereby respectfully represent and warrant as follows:

1. This Declaration of Vacation of Right of Way is prepared, executed, delivered and recorded to and in accordance with the provisions of Section 23-4-20 and Section 35-2-54, Code of Alabama, 1975.

2. It is in the best public interest that Right of Way be closed and vacated.

3. Such vacation will not deprive other property owners of a convenient and reasonable means of ingress and egress to their property.

4. Right of Way is situated in the City of Vestavia Hills, Jefferson County, Alabama, and appears at Pine Tree Circle and sits in between lots 17 and 18

_____ . A copy of the map reflecting the location of Right of Way is attached hereto and incorporated into this Declaration of Vacation as a part hereof.

5. The street address and legal descriptions of all property abutting Right of Way and the names and addresses of the owner of said abutting properties are as follows:

A. Street Address: 4545 Pine Tree Circle, Vestavia, AL 35243
Legal Description: Topfield Subdivision Map Book 42
Page 72 Lot 17
Owners' Name(s): John W. Boone

B. Street Address: 4541 Pine Tree Circle, Vestavia, AL 35243
Legal Description: Topfield Subdivision Map Book 42
Page 72 Lot 18
Owners' Name(s): John W. Boone

C. Street Address: 2302 Colony Park Dr. Birmingham, AL 35243
Legal Description: Colony Woods Apartments
Map Book 170 Page 72 Lot 1
Owners' Name(s): _____



D. Street Address: _____
Legal Description: _____
Owners' Name(s): _____

E. Street Address: _____
Legal Description: _____
Owners' Name(s): _____

F. Street Address: _____
Legal Description: _____
Owners' Name(s): _____

6. All of the undersigned do hereby declare Right of Way to be vacated and respectfully request the assent of the City Council of the City of Vestavia Hills, Alabama, to said vacation of Right of Way and its approval of the same.

IN WITNESS THEREOF, the undersigned have hereunto set our hands and seals on this the _____ day of _____, 20_____.

SIGNATURES OF ABUTTING PROPERTY OWNERS:

(notary on following pages)

DECLARATION OF VACATION

STATE OF ALABAMA)
JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS, that the undersigned,

JOHN BOONE

being the owner(s) of all lands abutting the portion of public way or ways hereinafter declared vacated, do(es) hereby declare vacated and divested out of the public the portion of portions of public way or ways described as follows, to-wit:

PART OF THE SOUTHWEST $\frac{1}{4}$ OF SOUTHEAST $\frac{1}{4}$ OF SECTION 17, RIGHT OF WAY OF PINE DRIVE IN TOPFIELD SUBDIVISION AS RECORDED IN MAP BOOK 42, PAGE 72 IN THE OFFICE OF PROBATE JUDGE OF JEFFERSON COUNTY, ALABAMA, TOWNSHIP 18 SOUTH, RANGE 2 WEST, JEFFERSON COUNTY, ALABAMA

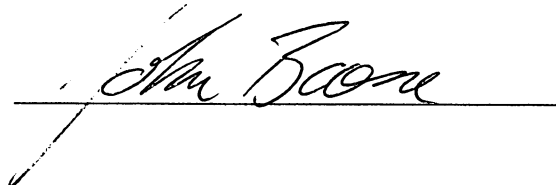
BEGIN AT THE SOUTHEASTERN CORNER OF LOT 17, TOPFIELD SUBDIVISION AS RECORDED IN MAP BOOK 42, PAGE 72 IN THE OFFICE OF PROBATE JUDGE OF JEFFERSON COUNTY, ALABAMA; SAID CORNER BEING ON THE INTERSECTION OF THE NORTHERLY RIGHT OF WAY OF PINE DRIVE AND WESTERLY LINE OF COLONY WOOD APARTMENTS AS RECORDED IN MAP BOOK 170, PAGE 72; THENCE RUN SOUTH $00^{\circ}00'52''$ EAST FOR 50 FEET ALONG THE EASTERLY RIGHT OF WAY LINE OF SAID PINE DRIVE AND WESTERLY LINE OF SAID COLONY WOOD APARTMENTS TO THE NORTHEASTERN CORNER OF LOT 18 OF SAID TOPFIELD SUBDIVISION AND THE INTERSECTION OF SOUTHERLY LINE OF SAID PINE DRIVE (TO BE VACATED) AND THE WESTERLY LINE OF SAID COLONY WOOD APARTMENTS; THENCE RUN NORTH $89^{\circ}29'14''$ WEST ALONG NORTH LINE OF SAID LOT 18 AND THE SOUTHERLY LINE OF SAID PINE DRIVE (RIGHT OF WAY TO BE VACATED) FOR 175.08 FEET TO A CURVE TO THE LEFT SUBTENDING A CENTRAL ANGLE OF $90^{\circ}31'38''$ AND HAVING A RADIUS OF 25.16 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE FOR 39.03 FEET AND SOUTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) TO THE END OF SAID CURVE, AND POINT BEING ON THE WESTERLY RIGHT OF WAY LINE OF PINE TREE CIRCLE AND EASTERLY LINE OF SAID PINE TREE DRIVE RIGHT OF WAY (TO BE VACATED); THENCE RUN NORTH $00^{\circ}00'52''$ WEST FOR 100.20 FEET ALONG THE EASTERLY RIGHT OF WAY OF PINE TREE CIRCLE AND WESTERLY RIGHT OF WAY LINE OF PINE DRIVE (TO BE VACATED) FOR 100.20 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) AND WESTERLY LINE OF SAID LOT 17, SAID POINT BEING A CURVE TO THE LEFT SUBTENDING A CENTRAL ANGLE OF $90^{\circ}21'30''$,

HAVING A RADIUS OF 24.84 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE AND NORTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) FOR 39.17 FEET AND SOUTHERLY LINE OF SAID LOT 17 TO THE END OF SAID CURVE; THENCE RUN SOUTH 89°29'14" EAST FOR 175.08 FEET ALONG SAID SOUTHERLY LINE OF LOT 17, AND NORTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 10,270 SQUARE FEET OR 0.24 ACRES, MORE OR LESS.

The vacation hereinabove declared shall be subject to such conditions and reservations for the benefit of the owners or operators of public utilities or installations in said way or ways as the governing body of the City of Vestavia Hills may see fit to specify in a resolution of assent.

The said owner(s) do(es) further declare that after the vacation hereinabove declared, convenient means of ingress and egress to and from their respective properties will be afforded to all other property owners by the remaining public ways dedicated to the public for public way purposes.

IN WITNESS, the undersigned have hereunto set their hands and seals, this the 15th day of December, 2020.



STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Diane Masters, a notary public in and for said County, in said State, hereby certify that John Boone whose name is signed to the foregoing declaration of vacation and who is known to me, acknowledged before me on this day that, being informed of the contents of the declaration, he/she/they executed the same voluntarily on the day same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL, this the 15th day of December, 2020.

Diane Masters

Notary Public

My Commission Expires August 25, 2021.



The vacation hereinabove declared shall be subject to such conditions and reservations for the benefit of the owners or operators of public utilities or installations in said way or ways as the governing body of the City of Vestavia Hills may see fit to specify in a resolution of assent.

The said owner(s) do(es) further declare that after the vacation hereinabove declared, convenient means of ingress and egress to and from their respective properties will be afforded to all other property owners by the remaining public ways dedicated to the public for public way purposes.

IN WITNESS, the undersigned have hereunto set their hands and seals, this the 15th day of December, 2020.

John Boone

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Diane Masters, a notary public in and for said County, in said State, hereby certify that John Boone whose name is signed to the foregoing declaration of vacation and who is known to me, acknowledged before me on this day that, being informed of the contents of the declaration, he/she/they executed the same voluntarily on the day same bears date.

GIVEN UNDER MY HAND AND OFFICIAL SEAL, this the 15th day of December, 2020.

Diane Masters
Notary Public
My Commission Expires August 25, 2021.



DECLARATION OF VACATION

STATE OF ALABAMA)
JEFFERSON COUNTY)

KNOW ALL MEN BY THESE PRESENTS, that the undersigned,

COLONY WOODS HUNTERS WEST, LLC,
a Colorado limited liability company

and

FREG COLONY WOODS ASSOCIATES, LLP,
a Colorado limited liability partnership

as Tenants-in-Common

being the owner(s) of all lands abutting the portion of public way or ways hereinafter declared vacated, do(es) hereby declare vacated and divested out of the public the portion of portions of public way or ways described as follows, to-wit:

PART OF THE SOUTHWEST ¼ OF SOUTHEAST ¼ OF SECTION 17, RIGHT OF WAY OF PINE DRIVE IN TOPFIELD SUBDIVISION AS RECORDED IN MAP BOOK 42, PAGE 72 IN THE OFFICE OF PROBATE JUDGE OF JEFFERSON COUNTY, ALABAMA, TOWNSHIP 18 SOUTH, RANGE 2 WEST, JEFFERSON COUNTY, ALABAMA

BEGIN AT THE SOUTHEASTERN CORNER OF LOT 17, TOPFIELD SUBDIVISION AS RECORDED IN MAP BOOK 42, PAGE 72 IN THE OFFICE OF PROBATE JUDGE OF JEFFERSON COUNTY, ALABAMA; SAID CORNER BEING ON THE INTERSECTION OF THE NORTHERLY RIGHT OF WAY OF PINE DRIVE AND WESTERLY LINE OF COLONY WOOD APARTMENTS AS RECORDED IN MAP BOOK 170, PAGE 72; THENCE RUN SOUTH 00°00'52" EAST FOR 50 FEET ALONG THE EASTERLY RIGHT OF WAY LINE OF SAID PINE DRIVE AND WESTERLY LINE OF SAID COLONY WOOD APARTMENTS TO THE NORTHEASTERN CORNER OF LOT 18 OF SAID TOPFIELD SUBDIVISION AND THE INTERSECTION OF SOUTHERLY LINE OF SAID PINE DRIVE (TO BE VACATED) AND THE WESTERLY LINE OF SAID COLONY WOOD APARTMENTS; THENCE RUN NORTH 89°29'14" WEST ALONG NORTH LINE OF SAID LOT 18 AND THE SOUTHERLY LINE OF SAID PINE DRIVE (RIGHT OF WAY TO BE VACATED) FOR 175.08 FEET TO A CURVE TO THE LEFT SUBTENDING A CENTRAL ANGLE OF 90°31'38" AND HAVING A RADIUS OF 25.16 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE FOR 39.03 FEET AND SOUTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) TO THE END OF SAID CURVE, AND POINT BEING ON THE WESTERLY RIGHT OF WAY LINE OF PINE TREE CIRCLE AND EASTERLY LINE OF SAID PINE TREE DRIVE RIGHT OF WAY (TO BE VACATED); THENCE RUN NORTH 00°00'52" WEST FOR 100.20 FEET ALONG THE EASTERLY RIGHT OF WAY OF PINE TREE CIRCLE AND WESTERLY RIGHT OF WAY LINE OF PINE DRIVE (TO BE VACATED) FOR 100.20 FEET TO A POINT ON THE NORTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) AND WESTERLY LINE OF SAID LOT 17, SAID POINT BEING A CURVE TO THE LEFT SUBTENDING A CENTRAL ANGLE OF 90°21'30", HAVING A RADIUS OF 24.84 FEET; THENCE RUN ALONG THE ARC OF SAID CURVE AND NORTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) FOR 39.17 FEET AND SOUTHERLY LINE OF SAID LOT 17 TO THE END OF SAID CURVE; THENCE RUN SOUTH 89°29'14" EAST FOR 175.08 FEET ALONG SAID SOUTHERLY LINE OF LOT 17, AND NORTHERLY RIGHT OF WAY OF PINE DRIVE (TO BE VACATED) TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 10,270 SQUARE FEET OR 0.24 ACRES, MORE OR LESS.

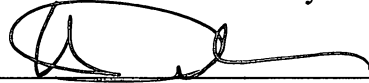
The vacation hereinabove declared shall be subject to such conditions and reservations for the

benefit of the owners or operators of public utilities or installations in said way or ways as the governing body of the City of Vestavia Hills may see fit to specify in a resolution of assent.

The said owner(s) do(es) further declare that after the vacation hereinabove declared, convenient means of ingress and egress to and from their respective properties will be afforded to all other property owners by the remaining public ways dedicated to the public for public way purposes.

IN WITNESS, the undersigned have hereunto set their hands and seals, this the 12th day of January, 2020.

COLONY WOODS HUNTERS WEST, LLC,
a Colorado limited liability company

 (SEAL)
By:


Marc Swerdlow
Vice President
Forum Management, Inc.
a Colorado corporation
its Manager

ACKNOWLEDGMENT

STATE OF Colorado)
COUNTY OF Arapahoe)

I, a notary public in and for said County; in said State, hereby certify that Marc Swerdlow whose name as Vice President of Forum Management, Inc., a Colorado corporation, Manager of Colony Woods Hunters West, LLC, a Colorado limited liability company, is signed to the foregoing declaration of vacation and who is known to me, acknowledged before me on this day that, being informed of the contents of the declaration, he/she/they-, as such officer and with full authority, executed the same voluntarily and as the act of said limited liability company.

GIVEN UNDER MY HAND AND OFFICIAL SEAL, this the 12th day of January, 2020.


Notary Public

Print Name: Luke Davis
My Commission Expires 4/27/21

LUKE B. DAVIS
Notary Public
State of Colorado
Notary ID # 20094013222
My Commission Expires 04-27-2021

16, 17 and 18

Topfield Resurvey of Lots 16, 17, and 18
 Being a resurvey of Lot 15, 16, 17 of
 Topfield Subdivision, Map Book 42, Page 72 in the Probate Judge's Office
 of Jefferson County, Ala. 1/4 of Section 17, Township 18 South,
 Range 2 West, Jefferson County, Ala.



STATE OF ALABAMA
 JEFFERSON COUNTY

THE UNDERSIGNED, JOSEPH A. MILLER, III, A REGISTERED PROFESSIONAL ENGINEER AND SURVEYOR, STATE OF ALABAMA, AND JOHN BOONE OWNER, HEREBY CERTIFY THAT THIS PLAN OR MAP WAS MADE PURSUANT TO A SURVEY MADE BY SAID SURVEYOR AND THAT SAID SURVEY AND THIS KNOWING AS OR TO THE KNOWING AS REGISTERED SURVEYOR OF LOT 16, 17, AND 18 SHOWING SUBDIVISION INTO WHICH IT IS PROPOSED TO DIVIDE SAID LANDS, GIVING THE LENGTH AND BEARING OF THE BOUNDARIES OF EACH LOT AND THE CORNERS, ALLING AND BEING CONFORMED TO THE REQUIREMENTS OF THE EVIDENCE OF PRACTICE FOR SURVEYING IN THE STATE OF ALABAMA TO THE BEST OF MY KNOWLEDGE AND BELIEF.

BY: JOSEPH A. MILLER, III, REGISTERED PROFESSIONAL ENGINEER AND SURVEYOR, STATE OF ALABAMA, AND JOHN BOONE
 A. No. 17534 DATED August 13th, 2020

OWNER: JOHN BOONE
 BY: JOHN BOONE DATED _____
 Mortgage # BANK HERE IF NEEDED _____

APPROVED IN FORMAN ONLY: _____ DATE _____
 CHAIRMAN, VERVAVIA HILLS PLANNING COMMISSION

CITY CLERK: CITY OF VERVAVIA HILLS _____ DATE _____
 CITY ENGINEER: CITY OF VERVAVIA HILLS _____ DATE _____

NOTES:
 1. UNLESS OTHERWISE SHOWN OR STATED ALL EASEMENTS SHOWN HEREON ARE FOR STORM SEWER, PUBLIC UTILITY, OR DRAINAGE AND WITHOUT THIS SUBDIVISION.
 2. THE LOT OWNER/BUILDER SHALL USE AND MAINTAIN APPROPRIATE METHODS, WHETHER PAVED, UNPAVED, DRAINAGE PROBLEMS WITHOUT ADVERSELY AFFECTING ADJACENT LOTS.

STATE OF ALABAMA
 JEFFERSON COUNTY

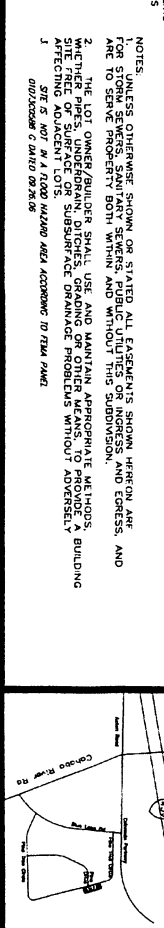
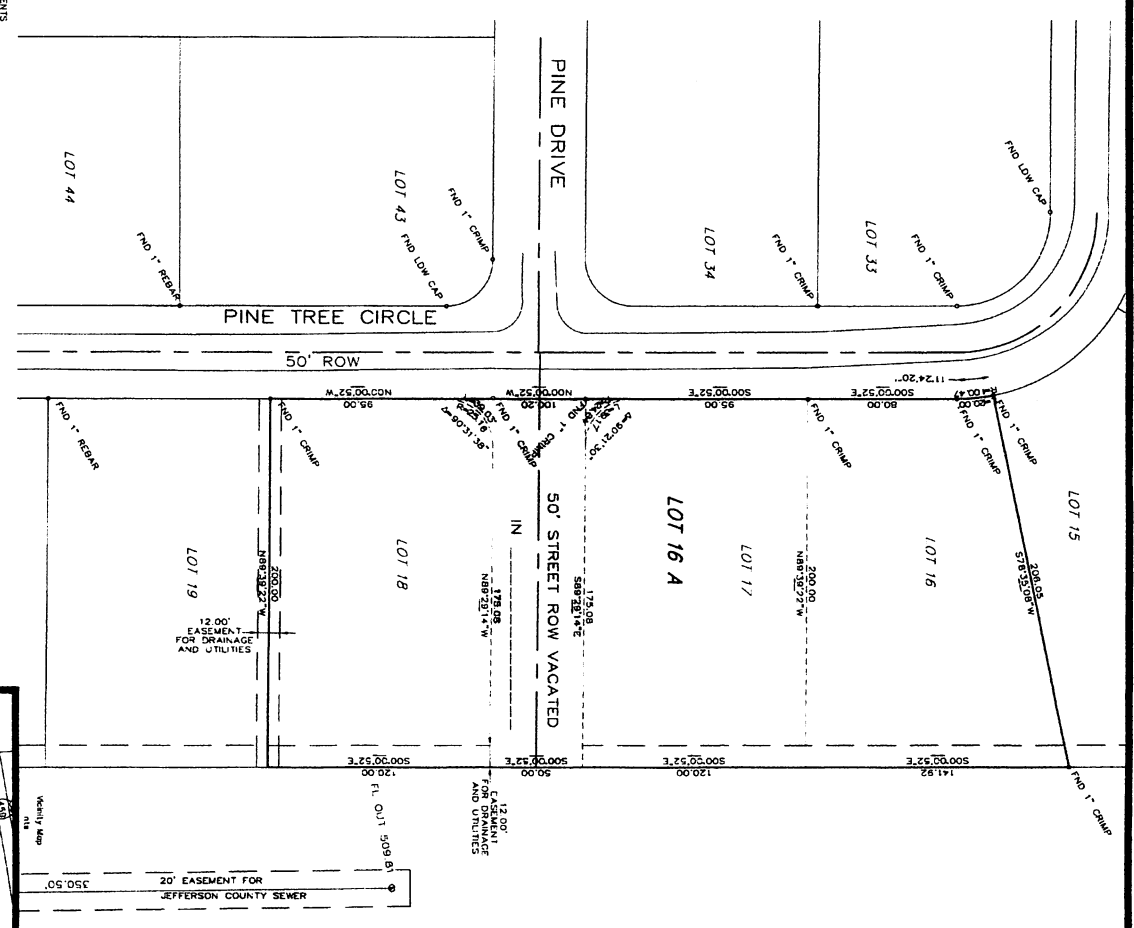
1. THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY, IN SAID STATE, HEREBY CERTIFY THAT _____ HAS COME TO ME AND REQUESTED THAT I EXECUTE THIS CERTIFICATE OF SAID CERTIFICATE, HE EXECUTED THE SAME VOLUNTARILY, FOR AND AS THE ACT OF SAID CORPORATION, GIVEN UNDER MY HAND AND SEAL, THIS _____ DAY OF _____, 2020.

NOTARY PUBLIC: _____ MY COMMISSION EXPIRES: _____
 STATE OF ALABAMA
 JEFFERSON COUNTY

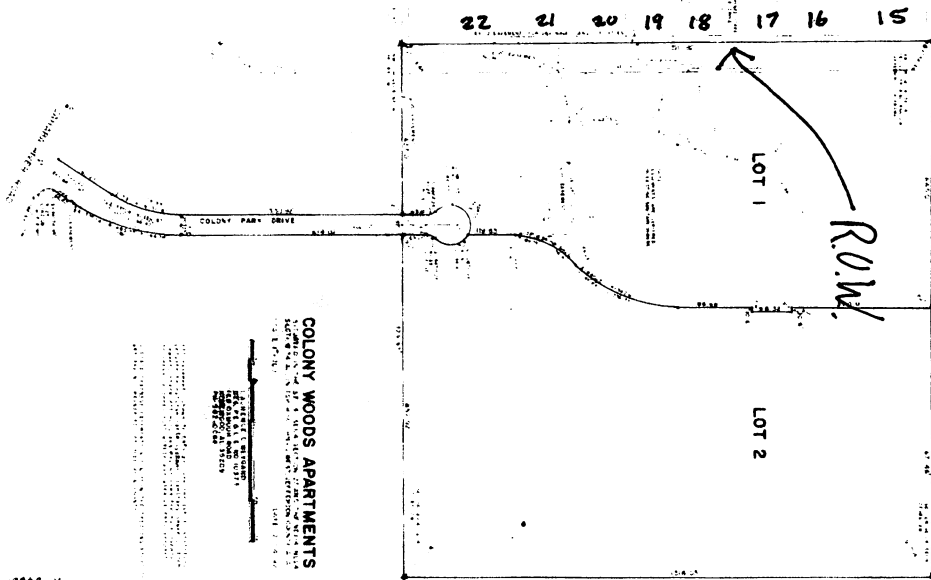
NOTE:
 JEFFERSON COUNTY ENVIRONMENTAL SERVICES DEPARTMENT APPROVAL INDICATES THAT EASEMENTS SHOWN HEREON ARE FOR STORM SEWER, PUBLIC UTILITY, OR DRAINAGE AND WITHOUT THIS SUBDIVISION. IF ANY CHANGE IN THE RIGHT-OF-WAY OR EASEMENT BOUNDARIES AFTER THIS DATE HAS OCCURRED, THE OWNER/BUILDER SHALL USE AND MAINTAIN APPROPRIATE METHODS, WHETHER PAVED, UNPAVED, DRAINAGE PROBLEMS WITHOUT ADVERSELY AFFECTING ADJACENT LOTS.

APPROVED: _____ DATE: _____
 DIRECTOR OF ENVIRONMENTAL SERVICES
 FOR RECORDING PURPOSES ONLY

NOTES:
 1. UNLESS OTHERWISE SHOWN OR STATED ALL EASEMENTS SHOWN HEREON ARE FOR STORM SEWERS, SANITARY SEWERS, PUBLIC UTILITIES OR DRAINAGE AND WITHOUT THIS SUBDIVISION.
 2. THE LOT OWNER/BUILDER SHALL USE AND MAINTAIN APPROPRIATE METHODS, WHETHER PAVED, UNPAVED, DRAINAGE PROBLEMS WITHOUT ADVERSELY AFFECTING ADJACENT LOTS.
 3. THE LOT OWNER/BUILDER SHALL USE AND MAINTAIN APPROPRIATE METHODS, WHETHER PAVED, UNPAVED, DRAINAGE PROBLEMS WITHOUT ADVERSELY AFFECTING ADJACENT LOTS.



<p>PROJECT: Topfield Resurvey of Lots 16, 17, and 18 Being a resurvey of Lot 15, 16, 17 of Topfield Subdivision Map Book 42, Page 72 in the Probate Judge's Office of Jefferson County, Ala. 1/4 of Section 17, Township 18 South, Range 2 West, City of Vevavia Hills, Jefferson County, Ala.</p>			<p>MTR ENGINEERS, INC. CONSULTING ENGINEERS—LAND SURVEYORS 2500 VALLEYDALE RD. ST. 100 HOOVER, AL 35242 TELEPHONE (205) 326-0114</p>
<p>DATE: _____</p> <p>REVISION: _____</p>	<p>DATE: _____</p> <p>REVISION: _____</p>		



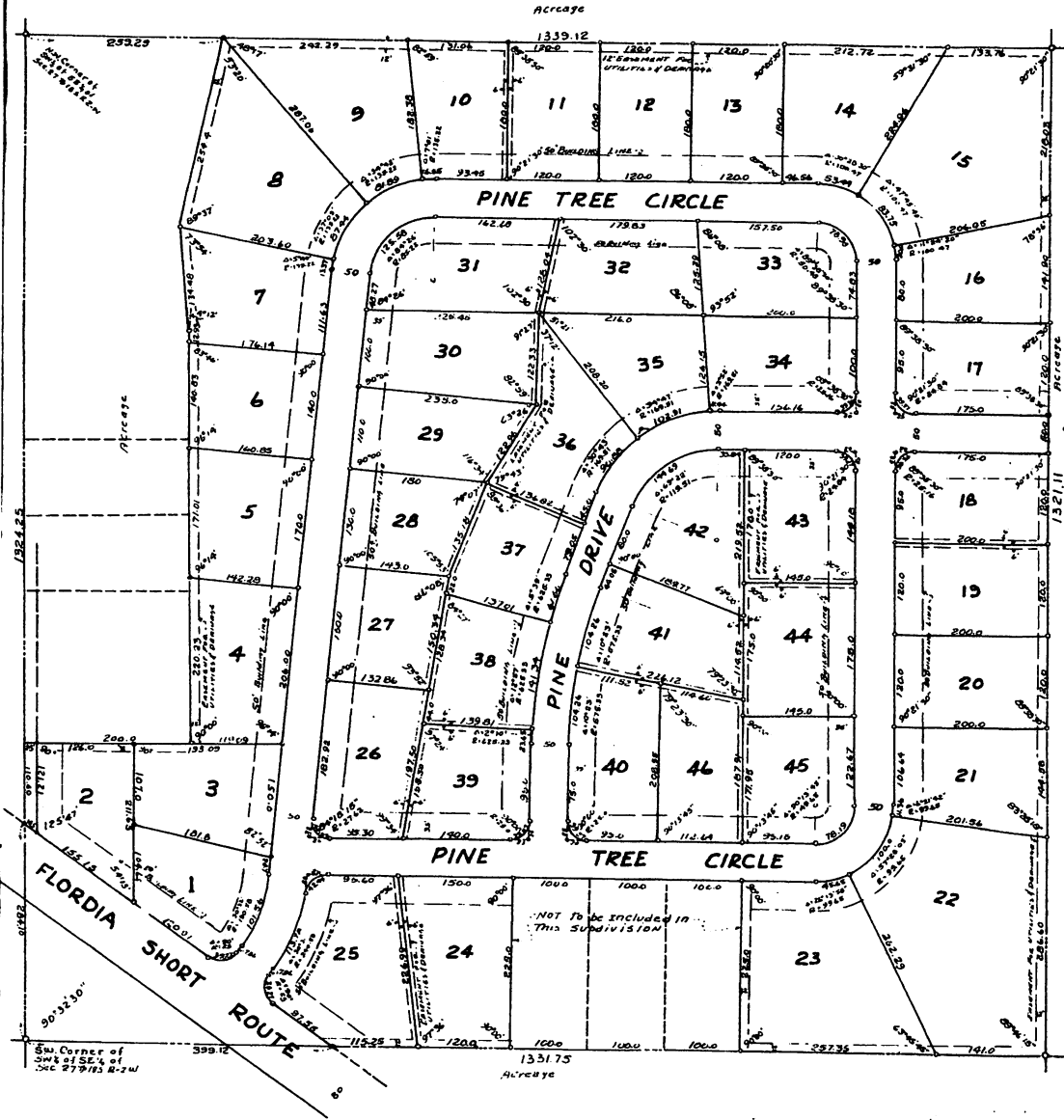
COLONY WOODS APARTMENTS
 UNIT 1
 UNIT 2
 UNIT 3
 UNIT 4
 UNIT 5
 UNIT 6
 UNIT 7
 UNIT 8
 UNIT 9
 UNIT 10
 UNIT 11
 UNIT 12
 UNIT 13
 UNIT 14
 UNIT 15
 UNIT 16
 UNIT 17
 UNIT 18
 UNIT 19
 UNIT 20
 UNIT 21
 UNIT 22

17796 sq

(Handwritten notes and signatures)

NOTICE TO CONTRACTORS
 The undersigned, the owner of the above described property, hereby advertises that the same is to be let to the lowest responsible bidder for the construction of a building thereon...
 Dated this 15th day of October, 1978.
 [Signature]
 [Name]
 [Address]

TOPFIELD SUBDIVISION
 LOCATED IN SW¼ OF SE¼ OF SEC. 27-T-18-S. R-2-WEST
 MARCH, 1955 A.W. MEADE, SURVEYOR SCALE 1"=100'



Area to be Vacated

STATE OF ALABAMA
 JEFFERSON COUNTY

We the undersigned A. W. Meade, as surveyor and Herbert Acton, as owner of the land set forth and described on this map or plat hereby certify that the foregoing is a true and correct plat showing the width and length of each street road or other public way, the number and dimensions of each lot, its relation to adjoining subdivisions or acreage, and showing the relation of the land so platted to the Government survey of section 27 township 18 south range 2 west, in Jefferson County Alabama.

witness our hands: this the 31st day of March, 1955

A. W. Meade
 Surveyor State reg. #1101
Herbert Acton
 Owner

STATE OF ALABAMA
 JEFFERSON COUNTY

I Edna H. Stead a notary public in and for said County and State hereby certify that Herbert Acton, whose name is signed to the foregoing certificate as owner, and who is known to me acknowledged before me on this day, that being informed of the contents of said certificate, he as such owner and with full authority executed the same voluntarily on the day the same bears date.

GIVEN under my hand and seal;
 this the 31st day of March, 1955
 JEFFERSON COUNTY
Edna H. Stead
 Notary Public

PLANNING & ZONING COMMISSION
 HOW COUNTY RECORDS
 BIRMINGHAM 8, ALABAMA
 APPROVED D. A. Holm
 County Highway Engineer,
 4/19/55

STATE OF ALA. JEFFERSON CO.
 I CERTIFY THIS INSTRUMENT
 WAS FILED IN
 Map # 72 Page 72
 Mar 11 10 43 AM '55
 RECORDED & INDEXED
 & APPROVED FOR FILING
 TO ON THIS INSTRUMENT.
Tom L. James

2 Industrial Park Drive
Pelham, Alabama 35124

Tel 1.800.245.2244



APC Document# 72254495-001

June 16, 2020

John Boone
Birmingham, AL

RE: Proposed vacation of the approximately 45-foot by 205 foot Unimproved Right of Way as shown on the Plat for Topfield Subdivision lying South of Lot 17 and North of Lot 18, lying in the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 27, Township 18 South, Range 2 West, and recorded in Map Book 42, Page 72 in the Office of the Judge of Probate, Jefferson County, Alabama.

Mr. Boone,

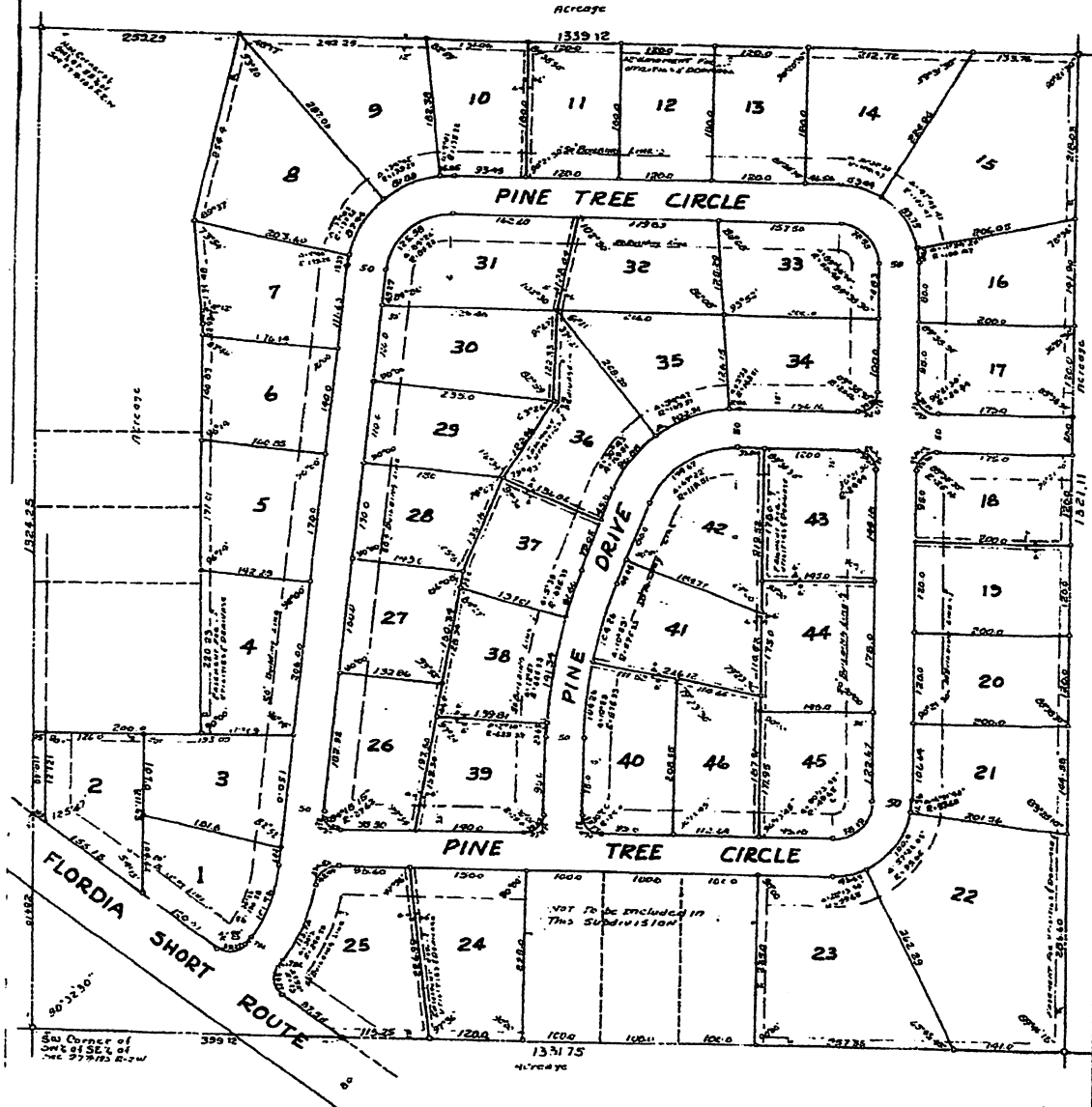
Alabama Power Company presently has no facilities (and makes no claim of any being there) and has no objection to the vacation of above said Unimproved Right of Way.

However, should the need arise in the future for any power line to be installed on the property described above, Alabama Power Company will acquire the necessary rights of way from the owner of record on that date.

Sincerely,

Dean Fritz
Real Estate Specialist
Corporate Real Estate
Alabama Power Company

TOPFIELD SUBDIVISION 72254495-001
 LOCATED IN SW¼ OF SE¼ OF SEC. 27-T-18-S. R-2-WEST
 MARCH, 1955 A.W. MEADE, SURVEYOR SCALE 1"=100'



STATE OF ALABAMA
 JEFFERSON COUNTY

Be the undersigned A. W. Meade, as surveyor and Herbert Acton, as owner of the land set forth and described on this map or plat hereby certify that the foregoing is a true and correct plat showing the width and length of each street road or other public way, the number and dimensions of each lot, its relation to adjoining subdivision's or acreage, and showing the relation of the land so platted to the Government survey of section 27 township 18 south range 2-west, in Jefferson County Alabama.

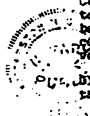
witness our hands: this the 31st day of March, 1955

A. W. Meade
 Surveyor State reg. #1101

Herbert Acton
 Owner

STATE OF ALABAMA
 JEFFERSON COUNTY

I Eston H. Stead a notary public in and for said County and State hereby certify that Herbert Acton, whose name is signed to the foregoing certificate as owner, and who is known to me acknowledged before me on this day, that being informed of the contents of said certificate, he as such owner and with full authority executed the same voluntarily on the day the same bears date.



Witness under my hand and seal;
 this the 31st day of March, 1955

JEFFERSON COUNTY
 PLANNING & ZONING COMMISSION
 BIRMINGHAM 8, ALABAMA

Eston H. Stead
 Notary Public

APPROVED W. G. Holcomb
 County Highway Engineer.
 4/19/55

FILED IN ALABAMA JEFFERSON COUNTY
 MAP 42 PAGE 72
 MAR 11 10 43 AM '55
 RECORDED BY Tom L. James
 COUNTY CLERK



Spire Inc.
2101 6th Avenue North
Birmingham, AL 35203

formerly Alagasco

June 12, 2020

Matthew Deason

RE: Pine Tree Circle ROW vacate request

Dear Mr. Deason,

In response to your email dated June 9, 2020 relative to the above referenced proposed request to vacate the undeveloped road platted between lots 17 and 18 on Pine Tree Circle in the city of Vestavia Hills.

Please be advised that Spire Alabama Inc. has no facilities located within the area which is requested to be vacated.

Sincerely,

A handwritten signature in black ink that reads "Tod J. Fagan". The signature is written in a cursive style with a large, sweeping initial 'T'.

Tod J. Fagan
Manager, Right of Way
Spire Alabama Inc.

TJF:jw
cc: Mr. Jeff Watson



**BIRMINGHAM
WATER WORKS**

June 25, 2020

#618

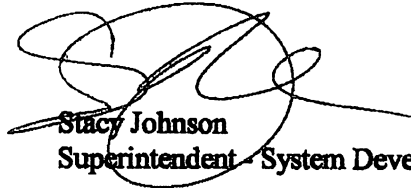
John Boone
2930 Pahokee Trace
Birmingham, AL 35243

Dear Mr. Boone:

You may present this letter to interested parties as evidence that The Water Works Board of the City of Birmingham has no existing facilities within that portion of Pine Tree Circle right-of-way located between lots 17 & 18 proposed to be vacated, situated in the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 27, Township 18 South, Range 2 West, located in the City of Vestavia Hills, Alabama. Therefore, the Water Board has no objection to the vacation of said right-of-way.

Should you have questions or need additional information, please feel free to contact Ms. Antris Betts, Systems Development Aid III – System Development, at (205) 244-4262; or you may contact Ms. Betts via email at antris.betts@bwwb.org.

Very truly yours,



Stacy Johnson
Superintendent - System Development

AB/
D.P. 448-3

I:\amp; SAJ\WAL LTR 2019.2020 drafts\John Boone letter of vacate Pine Tree Circle J- 448-3 6 25 20.doc



AT&T – Alabama
3196 Highway 280
Room 102N
Birmingham, AL 35243

T: 205.258.4176
F: 205.972.2105
www.att.com

June 22, 2020

John Boone
4545 Pine Tree Circle
Birmingham, AL 35243

Dear Mr. Boone,

You may present this letter to interested parties as evidence that BellSouth Telecommunications dba AT&T-Alabama has no facilities within the Right-of-Way located between lot 17 and lot 18 on Pine Tree Circle, Birmingham, AL in the Topfield Subdivision that is to be vacated. AT&T – Alabama agrees to vacate said Right-of-Way.

The Right-of-Way between lot 17 and lot 18 Birmingham, AL to be vacated is situated in Section 27, Township 18 South, Range 2 West, Jefferson County, Alabama as indicated in Exhibit A attached.

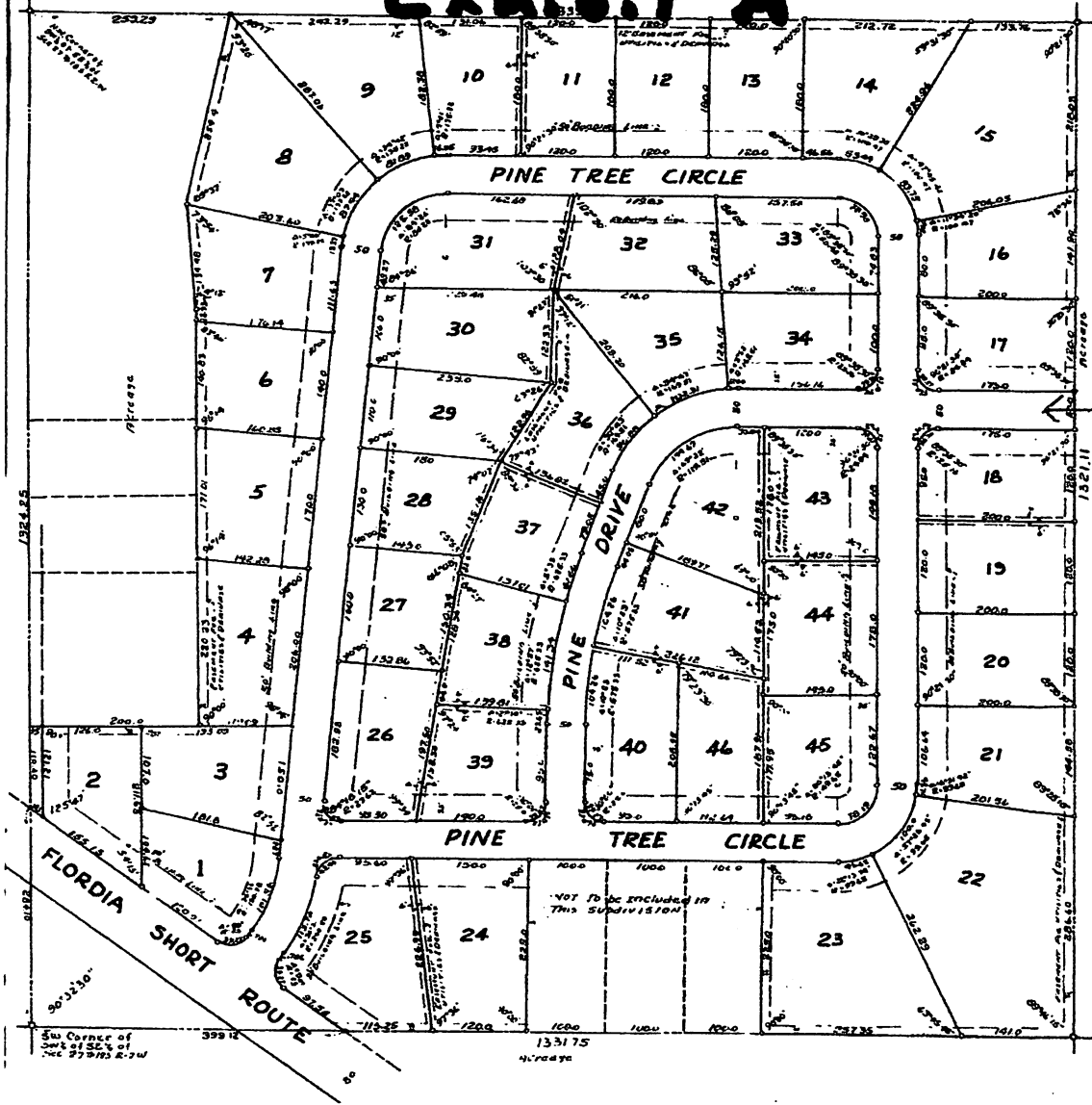
Should you have questions or need additional information please feel free to contact me at (205) 258-4176 or email ch0568@att.com.

Yours truly,

Corey A. Howe
ROW – Alabama

TOPFIELD SUBDIVISION
 LOCATED IN SW¹/₄ OF SE¹/₄ OF SEC. 27-T-18-S. R-2-WEST
 MARCH, 1955 A.W. MEADE, SURVEYOR SCALE 1"=100'

Exhibit A



STATE OF ALABAMA
 JEFFERSON COUNTY

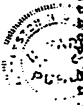
We the undersigned A. W. Meade, as surveyor and Herbert Acton, as owner of the land set forth and described on this map or plat hereby certify that the foregoing is a true and correct plat showing the width and length of each street road or other public way, the number and dimensions of each lot, its relation to adjoining subdivisions or acreage, and showing the relation of the land so platted to the Government survey of section 27 township 18 south range 2-west, in Jefferson County Alabama.

witness our hands: this the 31st day of March, 1955

A. W. Meade
 Surveyor State Reg. #1101
Herbert Acton
 Owner

STATE OF ALABAMA
 JEFFERSON COUNTY

I Edwin H. Stead a notary public in and for said County and State hereby certify that Herbert Acton, whose name is signed to the foregoing certificate as owner, and who is known to me acknowledged before me on this day, that being informed of the contents of said certificate, he as such owner and with full authority executed the same voluntarily on the day the same bears date.



Witness under my hand and seal:
 this the 31st day of March, 1955
Edwin H. Stead
 Notary Public

PLANNING & ZONING COMMISSION
 206 COURT HOUSE
 BIRMINGHAM 2, ALABAMA
 APPROVED D. C. McNeill
 County Highway Engineer,
 4/14/55

MADE BY A.L.A. JEFFERSON CO.
 CERTIFIED TO THE INSTRUMENT
 RECORDED 4-2 Page 72
 FEB 11 10 43 AM '55
 RECORDED 5-14 AM '55
 TOWN OF GUNNERS



July 8, 2020

John Boone
Property Owner
Pine Tree Circle Development
4545 Pine Tree Circle
Vestavia Hills, AL 35216

RE: Proposed vacation of the approximately 45-foot by 205 foot Unimproved Right of Way as shown on the Plat for Topfield Subdivision lying South of Lot 17 and North of Lot 18, lying in the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 27, Township 18 South, Range 2 West, and recorded in Map Book 42, Page 72 in the Office of the Judge of Probate, Jefferson County, Alabama

Dear Mr. Boone

Spectrum does not have a conflict with SAID Proposed vacation of the approximately 45-foot by 205 foot Unimproved Right of Way as shown on the Plat for the Topfield Subdivision lying South of Lot 17 and North of Lot 18, lying in the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 27, Township 18 South, Range 2 West, and recorded in Map Book 42, Page 72 in the Office of the Judge of Probate, Jefferson County, Alabama. If you have any questions or concerns please feel free to contact myself Joe Fry at (205) 573-6707 (office) or 205-603-2060 (Cell). In addition, Construction Coordinator Jeffrey Edwards at (205) 356-0765

Sincerely,

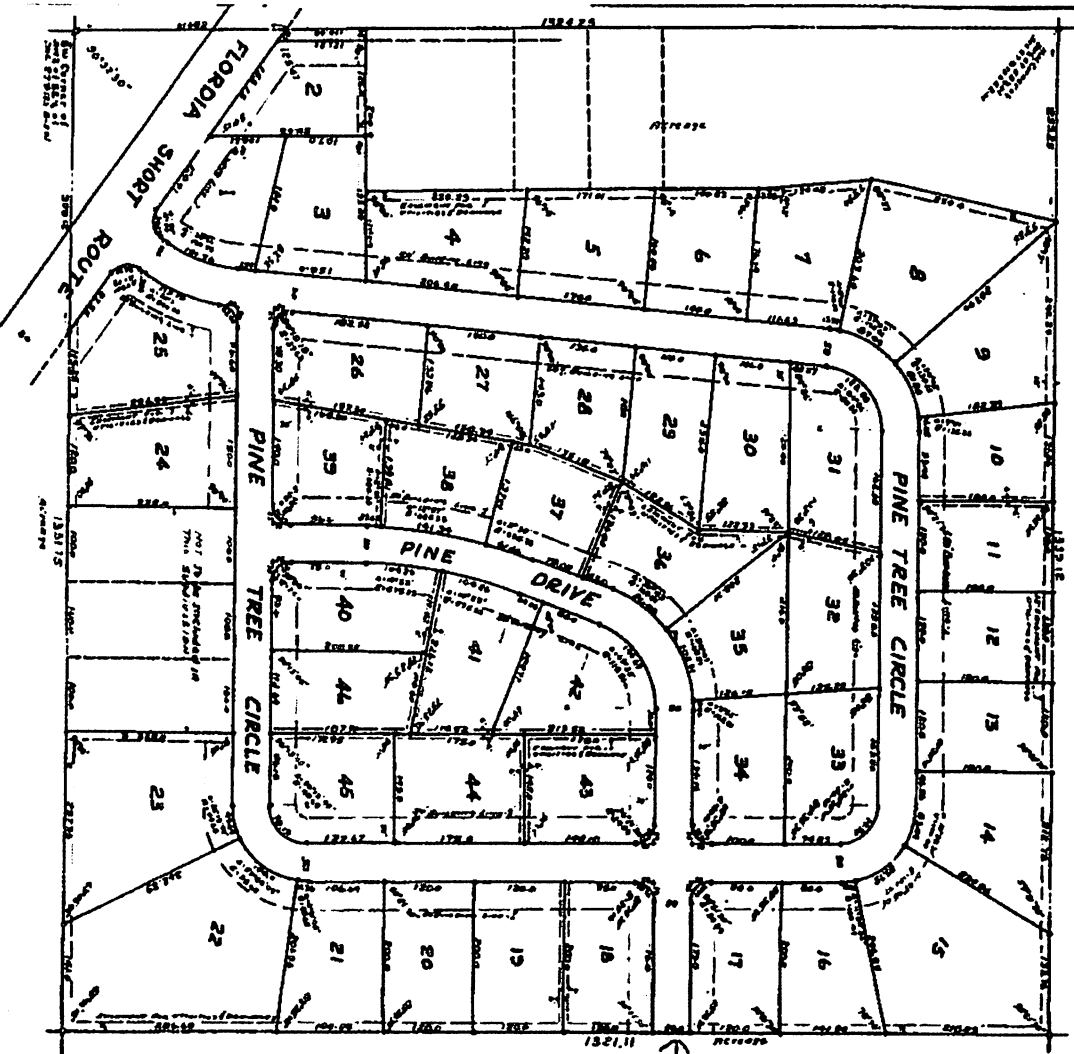
Spectrum

Joe Fry

Construction Supervisor

A handwritten signature in black ink that reads "Joe Fry". The signature is written in a cursive, flowing style.

EXHIBIT A
TOPFIELD SUBDIVISION
 LOCATED IN SW¼ OF SEC. 27-T-18-S-16-W-2-WEST
 MARCH, 1955 R.W. MEADE, SURVEYOR SCALE 1"=100'



STATE OF ALABAMA
 JEFFERSON COUNTY

In the underwritten A. B. Meade as Surveyor and Herbert Aronson's owner of the land set forth and described on this map or plat hereby certify that the foregoing is a true and correct plat showing the sides and lengths of each street, road or highway and the location of each lot, tract, piece or parcel of land, together with the location and bearing of the line so placed to the Government survey of section of township 18 south range 18 west in Jefferson County Alabama, situate our books: this the 21st day of March 1955

R. W. Meade
 Surveyor State Reg. 21001

Herbert Aronson
 Owner

STATE OF ALABAMA
 JEFFERSON COUNTY

I, *Herbert Aronson*, hereby certify that I am the owner of the land set forth and described on this map or plat and that the same is a true and correct plat showing the sides and lengths of each street, road or highway and the location of each lot, tract, piece or parcel of land, together with the location and bearing of the line so placed to the Government survey of section of township 18 south range 18 west in Jefferson County Alabama, situate our books: this the 21st day of March 1955

Herbert Aronson
 Owner

APPROVED: *R. W. Meade*
 County Highway Engineer

RECORDED
 MAR 11 1955
 72

JEFFERSON COUNTY COMMISSION



JAMES A. "JIMMIE" STEPHENS - PRESIDENT
LASHUNDA SCALES
SHELIA TYSON
STEVE AMMONS
T. JOE KNIGHT


TONY PETELOS

CHIEF EXECUTIVE OFFICER

DAVID DENARD
Director of Environmental Services Department
SUITE A300
716 Richard Arrington, Jr. Blvd. N.
Birmingham, Alabama 35203
Telephone (205) 325-5496
FAX (205) 325-5981

MEMORANDUM

TO: James F. Henderson, Jr
County Property Manager

FROM: David Denard, Director 
Environmental Services Department

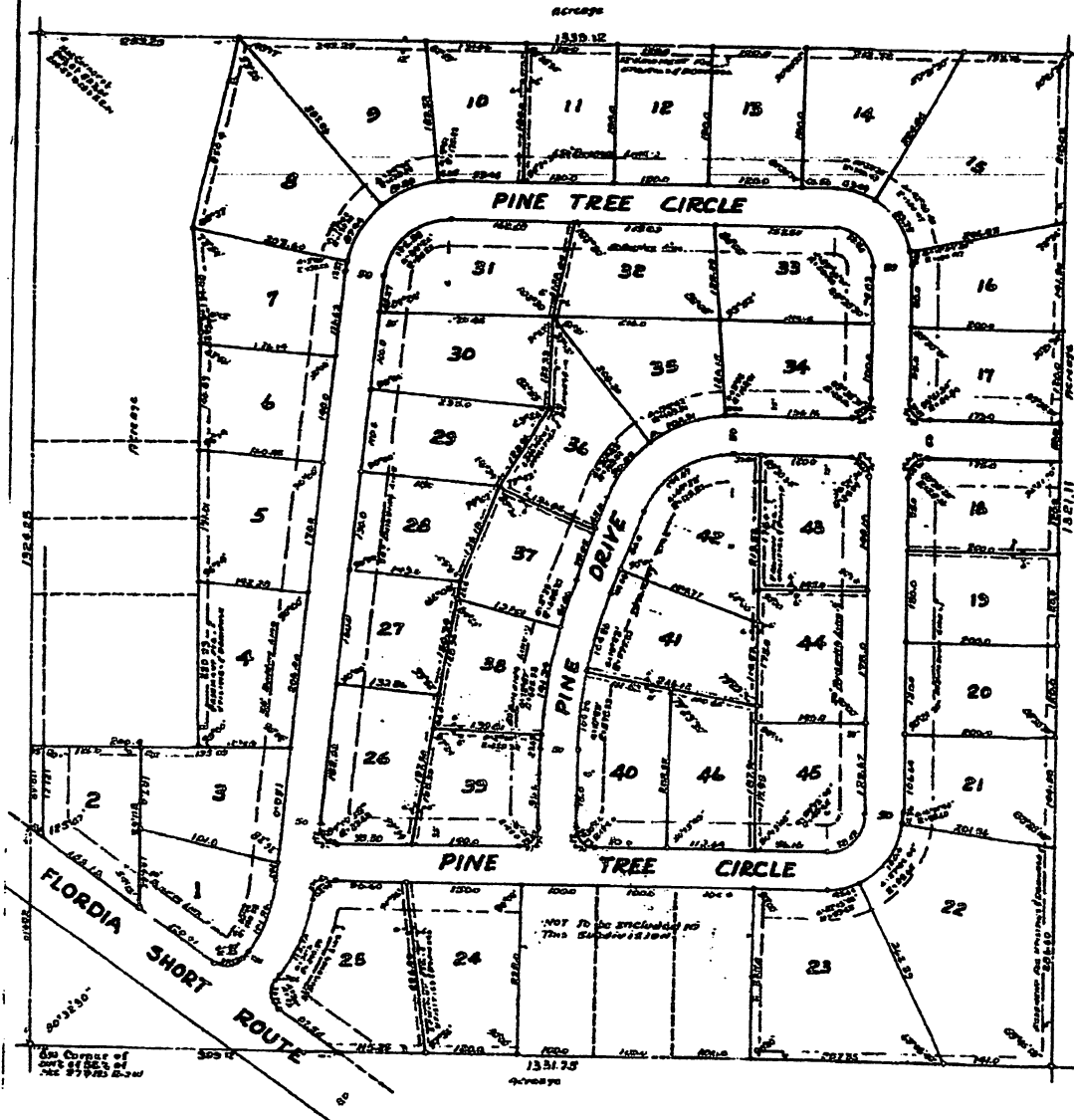
DATE: July 7, 2020

RE: Proposed Vacation of Pine Tree Drive, City of Vestavia
Map Book 42 Page 72 (SW-SE-27-18S-2W)

This responds to your memorandum dated July 6, 2020 regarding the request for a partial vacation of an existing Road Right-of-Way located within the above referenced property. (said easement highlighted in yellow on enclosed drawing) It appears, to the best of our knowledge, that no County maintained sanitary sewers exist within said portion of public road right of way. Based on the aforementioned, we have no objection to the partial vacation of said public road right of way insofar as sanitary sewers are concerned. This memorandum should not be construed that this department warrants the accuracy of information provided to us by others.

cc: Emily Kemp, ESD
Ben Pate, ESD
File

TOPFIELD SUBDIVISION
 LOCATED IN SW¹ & SE¹ OF SEC. 27-T-18-S. R-2-WEST
 MARCH, 1955 A.W. MEADE, SURVEYOR SCALE 1"=100'



STATE OF ALABAMA
 JEFFERSON COUNTY

To the undersigned A. W. Meade, as surveyor and Herbert Acton, as owner of the land hereafter and described on this map or plat hereby certify that the foregoing is a true and correct plat showing the width and length of each street road or other public way, the number and dimensions of each lot, its relation to adjoining subdivisions or acreage, and showing the relation of the land so platted to the Government survey of section 27 township 18 south range 2 west in Jefferson County Alabama.

witness our hands: this the 31st day of March, 1955

A. W. Meade
 Surveyor State reg. #1101

Herbert Acton
 Owner

STATE OF ALABAMA
 JEFFERSON COUNTY

I, Edna H. Stead, a notary public in and for said County and State hereby certify that Herbert Acton, whose name is signed to the foregoing certificate as owner, and who is known to me as acknowledged before me on this day, that being informed of the contents of said certificate, do as such owner and with full authority executed the same properly on the day the same bears date.



Witness under my hand and seal:
 this the 31st day of March, 1955

Edna H. Stead
 Notary Public

APPROVED: D. A. Hahn
 County Highway Engineer.
 4/14/55

RECORDED IN BOOK 72
 PAGE 11
 APR 11 1955

RECORDED IN BOOK 72
 PAGE 11
 APR 11 1955

THOMAS L. JENNINGS
 COUNTY CLERK

CITY OF VESTAVIA HILLS
DEPARTMENT OF PUBLIC SERVICES
OFFICE OF CITY ENGINEER
INTER-DEPARTMENT MEMO

February 19, 2021

To: Rebecca Leavings, City Clerk

CC: Brian Davis, Director of Public Services

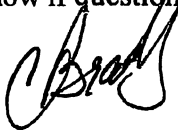
From: Christopher Brady, City Engineer

RE: vacation of a portion of right-of-way -- Pine Drive at Pine Tree Circle

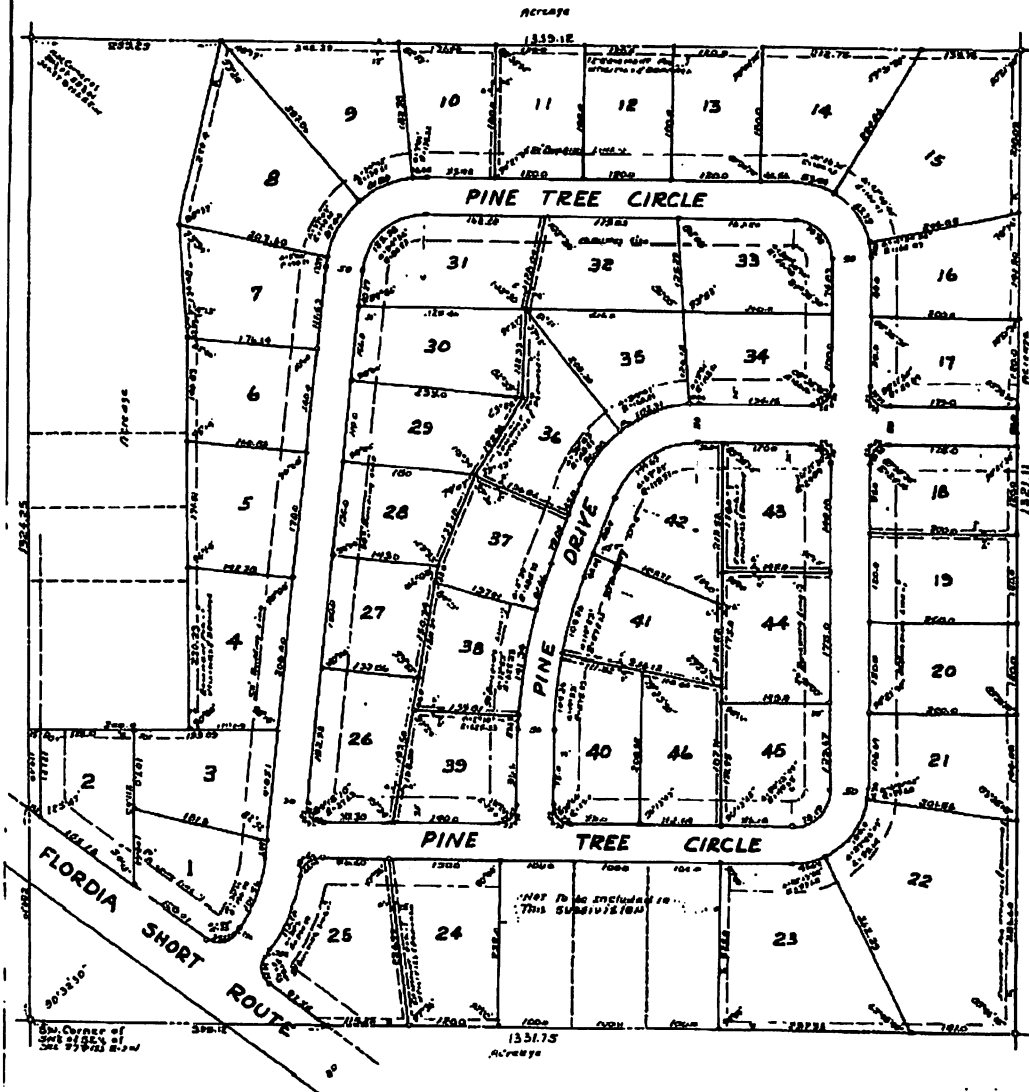
I have reviewed the requested vacation and hereby provide favorable recommendation for approval.

Please let me know if questions,

Sincerely,
-Christopher



TOPFIELD SUBDIVISION
 LOCATED IN SW¼ OF SE¼ OF SEC. 27-T-18-S. R-2-WEST
 MARCH, 1955 A.W. MEADE, SURVEYOR SCALE 1"=100'



Area to be vacated

STATE OF ALABAMA
 JEFFERSON COUNTY

We the undersigned A. W. Meade, as surveyor and Herbert Acton, as owner of the land set forth and described on this map or plat hereby certify that the foregoing is a true and correct plat showing the width and length of each street road or other public way, the number and dimensions of each lot, its relation to adjoining subdivisions or acreage, and showing the relation of the land so platted to the Government survey of section 27 township 18 south range 2-west in Jefferson County Alabama.

witness our hands: this the 31st day of March, 1955

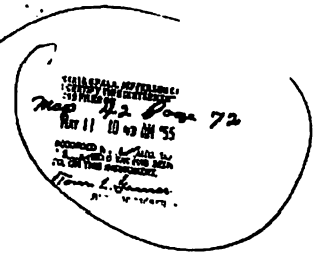
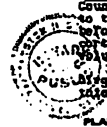
A. W. Meade
 Surveyor State Reg. #1101
Herbert Acton
 Owner

STATE OF ALABAMA
 JEFFERSON COUNTY

I, Edwin H. Starn, a notary public in and for said County and State hereby certify that Herbert Acton, whose name is signed to the foregoing certificate as owner, and who is known to me acknowledged before me on this day, that being informed of the contents of said certificate, be as such owner and with full authority executed the same personally on the day the same bears date.

Witness under my hand and seal:
 this the 31st day of March, 1955
 JEFFERSON COUNTY
 PLANNING & ZONING COMMISSION
 ONE COUNTY HOUSE
 BIRMINGHAM 8, ALABAMA
Edwin H. Starn
 Notary Public

APPROVED: Ed P. Williams
 County Highway Engineer,
 3/19/55



RESOLUTION NUMBER 5306

**A RESOLUTION DETERMINING THE VALUE OF VACATED
RIGHT-OF-WAY**

WHEREAS, on the 12th of April, 2021, the City Council of the City of Vestavia Hills, Alabama, adopted and approved Resolution Number 5305, vacating a portion of rights-of-way pursuant to the provisions of Section 23-4-20 of the Code of Alabama, 1975; and

WHEREAS, Section 11-49-6, Code of Alabama, 1975 requires: *“as a condition of exercise of such power to vacate, the governing body may require abutting landowners who will directly benefit from such vacation to pay to such municipality a vacation of right-of-way fee equal to the fair market value of the land which will be added to the holdings of such abutting landowners”*; and

WHEREAS, Section 11-49-6, Code of Alabama, 1975 further requires that: *“In no event shall the said vacation of right-of-way fee exceed the assessed value per square foot of all subdivision lots or tracts abutting the right-of-way to be vacated applied to square foot area of real property to be added to the holdings of each abutting landowner paying such fee; provided, however, the determination of such a fee in a lesser amount by the governing body of the municipality shall be conclusive as to its amount”*; and

WHEREAS, the terms of this Resolution shall be based upon the following definitions:

- (1) the “fair market value” of the property is the value of the land as determined by the Jefferson County Board of Equalization; and
- (2) the “assessed value” of the property is determined by the classification of the property (i.e. “Class 1” residential, owner-occupied; “Class 2” residential, non-owner-occupied)

WHEREAS, an analysis of the future use of the property along with a required rezoning and platting in which this private property will be offered for development by the private developer, owner of both adjacent properties; and

WHEREAS, the applicant has requested and the City Council has approved the vacation of said portion of right-of-way at a value of \$4,333.94; and

WHEREAS, the Mayor and City Council feel it is in the best public interest to accept the recommendation of the City Manager and determine the value set at \$4,334.94.

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

1. The Council has determined that the value of the property vacated in Resolution Number 5069 is calculated at an amount equivalent to \$4334.94; and
2. Said value along with all cost of advertising pursuant to Alabama law shall be remitted to the City Clerk prior to filing said vacation in the Office of the Judge of Probate of Jefferson County; and
3. Said Resolution Number 5306 shall become effective immediately upon adoption and approval and posting/publishing as required by Alabama law.

ADOPTED and APPROVED this the 12th day of April, 2021.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk