

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 8/8/2013

Action Requested By:
Planning

Agenda Item Type
Ordinance

Subject Matter:

Ordinance declaring property as surplus

Exact Wording for the Agenda:

Ordinance declaring property as surplus

Note: If amendment, please state title and number of the original

Item to be considered for: Introduction Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

This property as described on attached Exhibits is declared surplus and no longer needed for a municipal purpose or public use.

Associated Cost:

Budgeted Item: Select...

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: *Jim M. Borja*

Date: 8-2-13

ORDINANCE NO. 13-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, that the real property described on Exhibit "A" and Exhibit "B" attached hereto, is hereby declared surplus and no longer needed for a municipal purpose or public use;

BE IT FURTHER ORDAINED, that Mayor and the City Clerk be, and they hereby are, authorized and directed to execute and attest, respectively, for and on behalf of the City of Huntsville, Alabama, a deed, along with any other necessary documents, which does convey the real property described herein.

ADOPTED this the 8th day of August, 2013.

President of the City Council of the
City of Huntsville, Alabama

APPROVED this the 8th day of August, 2013.

Mayor of the City of Huntsville,
Alabama

Garver Engineers, LLC

EXHIBIT A

218 Holmes Avenue, N.E.
Huntsville, Alabama 35801

(256) 534-5512
FAX (256) 534-5544

www.garverengineers.com

GARVER ENGINEERS

STATE OF ALABAMA
MADISON COUNTY

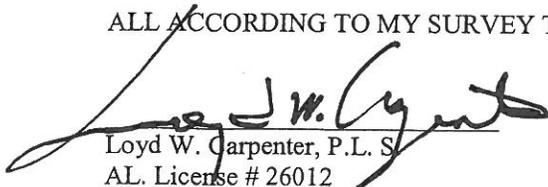
SURVEYOR'S DESCRIPTION FOR A TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 3S, RANGE 1W OF THE HUNTSVILLE MERIDIAN; REFERENCE: PLAT 64-B.

SAID TRACT OR PARCEL BEING A PORTION OF THAT PROPERTY CONVEYED TO THE CITY OF HUNTSVILLE IN DEED BOOK 1032, PAGE 1037, (LOTS 41, 42, 43, 44, 45, 46, 47 & 48, BLOCK B OF MRS. MOLLIE E. COUNTESS SUBDIVISION, PLAT BOOK, 1 PAGE 89), AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A #5 REBAR FOUND AT THE NORTHEAST CORNER OF LOT 54, BLOCK B OF SAID COUNTESS SUBDIVISION, THENCE ALONG THE RIGHT-OF-WAY OF TREYMOUR AVENUE NORTH 67 DEGREES 54 MINUTES 37 SECONDS EAST 149.92 FEET TO A #5 REBAR FOUND AT THE NORTHEAST CORNER OF SAID LOT 48; SAID POINT BEING THE POINT OF BEGINNING OF THE TRACT TO BE DESCRIBED HEREIN; THENCE LEAVING SAID TREYMOUR RIGHT-OF-WAY SOUTH 21 DEGREES 51 MINUTES 48 SECONDS WEST 125.06 FEET TO A #5 REBAR WITH A CAP STAMPED "GARVER ENG. CA #445" SET (TYPICAL); THENCE NORTH 67 DEGREES 52 MINUTES 28 SECONDS WEST 2.00 FEET TO A #5 REBAR SET; THENCE SOUTH 22 DEGREES 46 MINUTES 47 SECONDS WEST 25.02 FEET TO A #5 REBAR SET AT THE NORTHEAST CORNER OF LOT 40 BLOCK B OF SAID COUNTESS SUBDIVISION; THENCE ALONG THE NORTH BOUNDARY OF SAID LOT 40 NORTH 67 DEGREES 51 MINUTES 49 SECONDS WEST 99.65 FEET TO A #5 REBAR SET ON THE EAST RIGHT-OF-WAY OF MASTIN LAKE ROAD; THENCE ALONG SAID MASTIN LAKE ROAD RIGHT-OF-WAY NORTH 2 DEGREES 05 MINUTES 03 SECONDS EAST 34.02 FEET TO A #5 REBAR SET AT THE POINT OF CURVATURE OF A CURVE TO THE LEFT HAVING A RADIUS OF 405.00 FEET, A DELTA ANGLE OF 16 DEGREES 23 MINUTES 30 SECONDS, A CHORD OF NORTH 6 DEGREES 06 MINUTES 42 SECONDS WEST 115.47 FEET; THENCE ALONG THE ARC OF SAID CURVE 115.87 FEET TO THE POINT OF CURVATURE OF A CURVE TO THE RIGHT HAVING A RADIUS OF 10.00 FEET, A DELTA ANGLE OF 126 DEGREES 16 MINUTES 45 SECONDS, A CHORD OF NORTH 48 DEGREES 49 MINUTES 56 SECONDS EAST 17.84 FEET; THENCE ALONG THE ARC OF SAID CURVE 22.04 FEET TO A #5 REBAR SET AT THE INTERSECTION OF SAID MASTIN LAKE ROAD RIGHT-OF-WAY AND SAID TREYMOUR RIGHT-OF-WAY; THENCE ALONG SAID TREYMOUR RIGHT-OF-WAY SOUTH 68 DEGREES 01 MINUTE 43 SECONDS EAST 159.64 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.46 ACRES MORE OR LESS.

ALL ACCORDING TO MY SURVEY THIS THE 3rd DAY OF AUGUST, 2006


Loyd W. Carpenter, P.L.S.
AL. License # 26012



Garver Engineers, LLC
218 Holmes Avenue, N.E.
Huntsville, Alabama 35801

EXHIBIT B

(256) 534-5512
FAX (256) 534-5544

www.garverengineers.com

GARVERENGINEERS

STATE OF ALABAMA
MADISON COUNTY

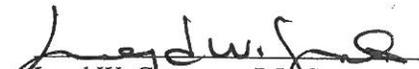
SURVEYOR'S DESCRIPTION FOR A TRACT OR PARCEL OF LAND LYING AND BEING SITUATED IN THE SOUTHEAST QUARTER OF SECTION 24, TOWNSHIP 3S, RANGE 1W OF THE HUNTSVILLE MERIDIAN; REFERENCE PLAT #30-B.

SAID TRACT OR PARCEL OF LAND BEING A PORTION OF THAT PROPERTY CONVEYED TO THE CITY OF HUNTSVILLE IN DOCUMENT NO. 20040713000222540, (LOTS 37, 38, 39, AND 40, BLOCK B OF MRS. MOLLIE E. COUNTESS SUBDIVISION, PLAT BOOK, 1 PAGE 89), AS RECORDED IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A # 5 REBAR WITH A CAP STAMPED "GARVER ENG CA #445" (TYPICAL) SET AT THE NORTHEAST CORNER OF SAID LOT 40; THENCE SOUTH 22 DEGREES 46 MINUTES 47 SECONDS WEST 93.31 FEET TO A #5 REBAR SET ON THE EXISTING RIGHT-OF-WAY OF MASTIN LAKE ROAD; THENCE ALONG SAID RIGHT-OF-WAY NORTH 67 DEGREES 17 MINUTES 24 SECONDS WEST 65.85 FEET TO A #5 REBAR SET; THENCE NORTH 02 DEGREES 05 MINUTES 03 SECONDS EAST 98.63 FEET TO A #5 REBAR SET; THENCE LEAVING SAID RIGHT-OF-WAY SOUTH 67 DEGREES 51 MINUTES 49 SECONDS EAST 100.71 FEET TO THE POINT OF BEGINNING.

SAID PARCEL CONTAINS 0.18 ACRE MORE OR LESS.

ALL ACCORDING TO MY SURVEY THIS THE 3rd DAY OF AUGUST, 2006


Loyd W. Carpenter, P.L.S.
AL. License # 26012

