

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: 15.x

Meeting Type: Regular

Meeting Date: Feb 12, 2015

Action Requested By: Legal

Agenda Type: Ordinance

Subject Matter:

Ordinance declaring surplus property.

Exact Wording for the Agenda:

Ordinance declaring certain property as surplus and no longer needed for a municipal purpose.

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

Item to be considered for: Action

Unanimous Consent Required: Yes

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.

Associated Cost: _____

Budgeted Item: Not Applicable

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head:  _____

Date: Feb 10, 2015

ORDINANCE NO. 15-_____

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, that the property bordered by Williams Avenue, Lowe Avenue and Monroe Street and more particularly described on Exhibits "A" and "B" attached hereto, is hereby declared surplus and no longer needed for a municipal purpose or public use.

ADOPTED this the 12th day of February, 2015.

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

APPROVED this the 12th day of February, 2015.

Mayor of the City of Huntsville,
Alabama

EXHIBIT "A"

STATE OF ALABAMA)
MADISON COUNTY)

LEASE LINE
CITY CENTRE

ALL THAT PART OF SECTION 1, TOWNSHIP 4 SOUTH RANGE 1 WEST IN THE CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA; PARTICULARLY DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 22, URBAN RENEWAL PROJECT ALA. R-32, BIG SPRING AREA IN HUNTSVILLE, ALABAMA, A PLAT OF WHICH IS RECORDED IN THE PROBATE OFFICE OF MADISON COUNTY, ALABAMA, PLAT BOOK 8 AT PAGE 22; THENCE RUN NORTH 80 DEGREES 47 MINUTES 34 SECONDS EAST FOR A DISTANCE OF 89.73 FEET TO THE POINT OF BEGINNING, SAID POINT LYING ON THE EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET IN HUNTSVILLE, ALABAMA;

THENCE FROM THE POINT OF TRUE BEGINNING RUN ALONG THE SAID EASTERN MONROE STREET RIGHT-OF-WAY RUN ALONG A CURVE CONCAVE TO THE SOUTHEAST HAVING A RADUIS OF 184.00 FEET AND A CHORD BEARING AND DISTANCE OF NORTH 21 DEGREES 25 MINUTES 20 SECONDS EAST AND 144.05 FEET TO A POINT ON SAID EASTERN MONROE STREET RIGHT-OF-WAY;

THENCE CONTINUE ALONG SAID EASTERN MONROE STREET RIGHT-OF-WAY AT THE INTERSECTION OF THE SOUTHERN WILLIMAS AVEBUE RIGH-OF-WAY ALONG A CURVE CONCAVE TO THE SOUTHEAST WITH A RADIUS OF 44.00 FEET AND A CHORD BEARING AND DISTANCE OF NORTH 82 DEGREES 21 MINUTES 43 SECONDS EAST 54.10 FEET TO A POINT;

THENCE CONTINUE ALONG SAID SOUTHERN WILLIAMS AVENUE RIGHT-OF-WAY MARGIN ALONG A CURVE CONCAVE TO THE NORTH WITH A RADIUS OF 330.00 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 82 DEGREES 19 MINUTES 10 SECONDS EAST AND 253.84 FEET TO A POINT;

THENCE CONTINUE TO THE PROPOSED WESTERN RIGHT-OF-WAY MARGIN OF HARVARD ROAD EXTENSION NORTH 75 DEGREES 03 MINUTES 42 SECONDS EAST FOR A DISTANCE OF 117.52 FEET;

THENCE CONTINUE ALONG SAID PROPOSED WESTERN RIGHT-OF-WAY MARGIN OF HARVARD ROAD EXTENSION SOUTH 18 DEGREES 50 MINUTES 27 SECONDS EAST FOR A DISTANCE OF 321.41 FEET TO A POINT;

THENCE CONTINUE ALONG SAID PROPOSED WESTERN RIGHT-OF-WAY MARGIN OF HARVARD ROAD EXTENSION ALONG A CURVE CONCAVE TO THE NORTHEAST, HAVING A RADIUS OF 572.00 FEET WITH A CHORD BEARING AND DISTANCE OF SOUTH 36 DEGREES 57 MINUTES 01 SECONDS EAST AND 355.59 FEET TO A POINT;

THENCE CONTINUE ALONG PROPOSED WESTERN RIGHT-OF-WAY MARGIN OF HARVARD ROAD EXTENSION SOUTH 55 DEGREES 03 MINUTES 34 SECONDS EAST FOR A DISTANCE OF 64.21 FEET TO A POINT;

THENCE LEAVING SAID PROPOSED WESTERN HARVARD ROAD RIGHT-OF-WAY CONTINUE SOUTH 00 DEGREES 41 MINUTES 21 SECONDS WEST FOR A DISTANCE OF 5.17 FEET TO A POINT ON THE NORTH SIDE OF PETER FAGAN CREEK;

THENCE CONTINUE ALONG THE NORTH SIDE OF PETER FAGAN CREEK NORTH 89 DEGREES 18 MINUTES 39 SECONDS WEST FOR A DISTANCE OF 83.23 FEET TO A POINT;

THENCE CONTINUE ALONG SAID NORTH SIDE OF PETER FAGAN CREEK NORTH 78 DEGREES 21 MINUTES 17 SECONDS WEST FOR A DISTANCE OF 125.97 FEET TO A POINT;

THENCE CONTINUE ALONG SAID NORTH SIDE OF PETER FAGAN CREEK NORTH 71 DEGREES 53 MINUTES 16 SECONDS WEST FOR A DISTANCE OF 66.92 FEET TO A POINT;

THENCE CONTINUE ALONG SAID NORTH SIDE OF PETER FAGAN CREEK NORTH 62 DEGREES 49 MINUTES 52 SECONDS WEST FOR A DISTANCE OF 94.95 FEET TO A POINT;

THENCE CONTINUE ALONG SAID NORTH SIDE OF PETER FAGAN CREEK NORTH 54 DEGREES 13 MINUTES 57 SECONDS WEST FOR A DISTANCE OF 34.24 FEET TO A POINT;

THENCE LEAVING SAID NORTH SIDE OF PETER FAGAN CREEK CONTINUE SOUTH 35 DEGREES 49 MINUTES 36 SECONDS WEST FOR A DISTANCE OF 61.92 FEET TO A POINT ON THE SOUTH SIDE OF PETER FAGAN CREEK;

THENCE CONTINUE ALONG THE SOUTH SIDE OF PETER FAGAN CREEK NORTH 54 DEGREES 14 MINUTES 47 SECONDS WEST FOR A DISTANCE OF 212.68 FEET TO A POINT;

THENCE LEAVING THE SOUTH SIDE OF PETER FAGAN CREEK CONTINUE SOUTH 28 DEGREES 32 MINUTES 54 SECONDS WEST FOR A DISTANCE OF 81.95 FEET TO A POINT;

THENCE CONTINUE NORTH 64 DEGREES 00 MINUTES 22 SECONDS WEST FOR A DISTANCE OF 179.99 FEET TO A POINT;

THENCE CONTINUE NORTH 77 DEGREES 47 MINUTES 41 SECONDS WEST FOR A DISTANCE OF 114.99 FEET TO A POINT ON THE EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET;

THENCE CONTINUE ALONG SAID EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET NORTH 21 DEGREES 23 MINUTES 49 SECONDS WEST FOR A DISTANCE OF 122.83 FEET TO A POINT;

THENCE CONTINUE ALONG SAID EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET ALONG A CURVE CONCAVE TO THE WEST, HAVING A RADIUS OF 288.00 FEET WITH A CHORD BEARING AND DISTANCE OF NORTH 09 DEGREES 53 MINUTES 45 SECONDS EAST AND 114.85 FEET TO A POINT;

THENCE CONTINUE ALONG SAID EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET NORTH 01 DEGREES 36 MINUTES 18 SECONDS WEST FOR A DISTANCE OF 49.28 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED LEASE LINE, CONTAINING 6.83 ACRES MORE OR LESS.

Note: above description provided without the benefit of a survey and shall be field verified upon execution of development agreement.

EXHIBIT "B"

STATE OF ALABAMA)
MADISON COUNTY)

LEASE LINE OPTION TRACT
CITY CENTRE

ALL THAT PART OF SECTION 1, TOWNSHIP 4 SOUTH RANGE 1 WEST IN THE CITY OF HUNTSVILLE, MADISON COUNTY, ALABAMA; PARTICULARLY DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF BLOCK 22, URBAN RENEWAL PROJECT ALA. R-32, BIG SPRING AREA IN HUNTSVILLE, ALABAMA, A PLAT OF WHICH IS RECORDED IN THE PROBATE OFFICE OF MADISON COUNTY, ALABAMA, PLAT BOOK 8 AT PAGE 22; THENCE RUN 10 DEGREES 08 MINUTES 20 SECONDS EAST FOR A DISTANCE OF 208.83 FEET TO THE POINT OF BEGINNING, SAID POINT LYING ON THE EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET IN HUNTSVILLE, ALABAMA;

THENCE FROM THE POINT OF TRUE BEGINNING RUN ALONG THE SAID EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET SOUTH 21 DEGREES 23 MINUTES 49 SECONDS WEST FOR A DISTANCE OF 126.96 FEET TO A POINT ON SAID EASTERN MONROE STREET RIGHT-OF-WAY;

THENCE CONTINUE ALONG SAID EASTERN MONROE STREET RIGHT-OF-WAY ALONG A CURVE CONCAVE TO THE NORTHEAST WITH A RADIUS OF 558.00 FEET AND A CHORD BEARING AND DISTANCE OF SOUTH 28 DEGREES 22 MINUTES 24 SECONDS WEST AND 135.55 FEET TO A POINT;

THENCE CONTINUE ALONG SAID EASTERN RIGHT-OF-WAY MARGIN OF MONROE STREET SOUTH 35 DEGREES 20 MINUTES 59 SECONDS WEST FOR A DISTANCE OF 74.56 FEET TO A POINT;

THENCE CONTINUE AROUND A CURVE CONCAVE TO THE NORTHEAST HAVING A RADIUS OF 57.19 FEET WITH A CHORD BEARING AND DISTANCE OF SOUTH 09 DEGREES 31 MINUTES 09 SECONDS EAST AND 75.86 FEET TO A POINT ON THE PROPOSED NORTH RIGHT-OF-WAY MARGIN OF THE DAVIS CIRCLE EXTENSION;

THENCE CONTINUE AROUND A CURVE CONCAVE TO THE NORTH HAVING A RADIUS OF 480.00 FEET WITH A CHORD BEARING AND DISTANCE OF SOUTH 81 DEGREES 46 MINUTES 13 SECONDS EAST AND 251.63 FEET TO A POINT ON THE PROPOSED NORTH RIGHT-OF-WAY MARGIN OF THE DAVIS CIRCLE EXTENSION;

THENCE LEAVING SAID RIGHT-OF-WAY CONTINUE NORTH 28 DEGREES 32 MINUTES 54 SECONDS EAST FOR A DISTANCE OF 348.22 FEET TO A POINT;

THENCE CONTINUE NORTH 64 DEGREES 00 MINUTES 22 SECONDS WEST FOR A DISTANCE OF 179.99 FEET TO A POINT;

THENCE CONTINUE NORTH 77 DEGREES 47 MINUTES 41 SECONDS WEST FOR A DISTANCE OF 114.99 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED OPTION LEASE LINE, CONTAINING 2.79 ACRES MORE OR LESS.

Note: above description provided without the benefit of a survey and shall be field verified upon execution of development agreement.