



Legislation Text

File #: 18-0255, **Version:** 1

AN ORDINANCE APPROVING PETITION FOR ANNEXATION AND BRINGING PROPERTY INTO THE CORPORATE LIMITS OF THE CITY OF FOLEY (Flowerwood Nursery, INC.)

Ellis Ollinger/Flowerwood Nursery, INC is requesting to have three (2) parcels of land to be annexed into the corporate limits of the City of Foley. The parcels of land was part of the 2018 Legislative Annexation that did not pass the Senate. The property is located South of Underwood Road and East of County Roaf 65. Ellis Ollinger/Flowerwood Nursery, INC is also requesting that the \$250 initial zoning fee be waived.

WHEREAS, on the 11th day of May, 2018, being the owners of all the real property hereinafter described, did file with the City Clerk a petition asking that the said tracts or parcels of land be annexed to and become a part of the City of Foley, and

WHEREAS, said petitions did contain the signatures of all the owners of the described territory and a map of said property showing its relationship to the corporate limits of the City of Foley, and

WHEREAS, the governing body did determine that it is in the public interest that said property be annexed to the City of Foley and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF FOLEY, ALABAMA, AS FOLLOWS:

Section 1. The Council of the City of Foley, Alabama, finds and declares as the legislative body of the City that it is in the best interests of the citizens of the City, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the City of Foley.

Section 2. The boundary lines of the City of Foley, Alabama, be, and the same are hereby altered or rearranged so as to include all of the territory heretobefore encompassed by the corporate limits of the City of Foley, Alabama, and in addition thereto the following described territory, to-wit:

Tax Map Parcel ID# 05-54-04-18-0-000-001.000

The Southeast quarter of the Southwest quarter and the Southwest quarter of the Southeast Quarter of Section 18, Township 7 South, Range 4 East; LESS AND EXCEPT all oil, gas, and other minerals and all rights incidental thereto.

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The Southeast quarter of the Southwest quarter and the Southwest quarter of the Southeast Quarter of Section 18, Township 7 South, Range 4 East; LESS AND EXCEPT all oil, gas, and other minerals and all rights incidental thereto.

Section 3. Petitioner requested zoning as M-1 Light Industrial District for all parcels. The pre-zoning has gone through Planning Commission and all fees associated with the annexation/zoning of the property will be waived.

Section 4. This ordinance shall be published as provided by law, and a certified copy of same, together with a certified copy of the petition of the property owners, shall be filed with the Probate Judge of Baldwin County, Alabama.

Section 5. The territory described in this ordinance shall become a part of the corporate limits of Foley, Alabama, upon publication of this ordinance as required by law.