

ORDINANCE NO. 23-767

WHEREAS, Marathon Realty Corp., a Virginia corporation, by Stephen D. Spangler, as its President, being the owner, as the term is defined by Section 11-42-20, Code of Alabama 1975, of all the property or territory hereinafter particularly described (which property or territory is hereinafter referred to as “the Property”), filed with the City Clerk of the City of Huntsville, Alabama, a signed and written petition requesting that the Property be annexed to the City of Huntsville, Alabama, which petition is on file with the City Clerk of the City of Huntsville, Alabama; and

WHEREAS, said petition contained the signature of the owner of the Property, and filed together with said petition was a map showing the relationship of the Property to the corporate limits of the City of Huntsville, Alabama, which map is attached hereto and incorporated herein by reference; and

WHEREAS, the Property is contiguous to the present city limits of the City of Huntsville, Alabama, and the Property does not lie within the corporate limits or police jurisdiction of any other municipality; and

WHEREAS, the City Council of the City of Huntsville, Alabama, has determined that it is necessary and proper and in the public interest that the Property be brought within the corporate limits of the City of Huntsville, Alabama, and has further determined that all legal requirements for annexing the 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 the City of Huntsville, Alabama, as follows:

1. That the City Council of the City of Huntsville, Alabama hereby finds that it is necessary and proper and in the public interest that the Property be brought within the corporate limits of the City of Huntsville, Alabama, and assents to the annexation of the Property to the City of Huntsville, Alabama;

2. That the corporate limits of the City of Huntsville, Alabama, be, and the same are hereby extended and rearranged so as to embrace and include the Property, which is particularly described as follows:

All that part of Section 36, Township 4 South, Range 1 East of the Huntsville Meridian, Madison County, Alabama more particularly described as beginning at a point located at the Northwest corner of said Section 36; thence South 41 Degrees 0 Minutes 42 Seconds East 1,963.91 feet to a point; said point is further described as the Point of True Beginning; thence North 88 Degrees 35 Minutes 25 Seconds East 152.35 feet to a point; thence South 0 Degrees 0 Minutes 0 Seconds West 323.15 feet to a point; thence North 90 Degrees 0 Minutes 0 Seconds East 154 feet to a point; thence South 0 Degrees 0 Minutes 0 Seconds West 313.5 feet to a point; thence South 89 Degrees 41 Minutes 42 Seconds West 110.57 feet to a point; thence South 89 Degrees 50 Minutes 29 Seconds West 200.19 feet to a point; thence North 0 Degrees 37 Minutes 6 Seconds East 309.8 feet to a point; thence North 0 Degrees

11 Minutes 49 Seconds East 324.27 feet to the Point of True Beginning and containing 3.36 acres more or less.

3. That this ordinance shall be published as provided by law, and become effective upon its publication as required by law.

4. That the Mayor and City Clerk of the City of Huntsville, Alabama, are hereby authorized, requested, and directed for and on behalf of the governing body of the City to file a description of the property or territory herein annexed in the Office of the Judge of Probate of Madison County, Alabama.

ORDINANCE NO. 23-767 (Cont.)

ADOPTED this the 28th day of September, 2023.

/s/ John Meredith
President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 28th day of September, 2023.

/s/ Tommy Battle
Mayor of the City of Huntsville,
Alabama