

SHERIFF'S SALE

Under and by the virtue of an execution issued out of the CIRCUIT Court of MADISON County on a Judgment rendered against GREGORY STARGELL Defendant(s) and in favor of FIRST ARKANSAS BANK dba CARD ASSETS Plaintiff(s)...

THE SOUTH ONE-HALF 9/12) OF LOT 17, BLOCK 2, ACCORDING TO THE MAP OF SURVEY OF GREENWYCKE VILLAGE SEVENTEENTH ADDITION, HUNTSVILLE, ALABAMA, AS RECORDED IN PLAT BOOK 8, PAGE 97 IN THE OFFICE OF THE JUDGE OF PROBATE OF MADISON COUNTY, ALABAMA...

SUBJECT TO RESTRICTIONS, EASEMENTS, AND RIGHTS OF WAY OF RECORD.

To appear in the Speakin Out News (3) times:

OCTOBER 4, 2023
OCTOBER 11, 2023
OCTOBER 18, 2023

Kevin H. Turner
Sheriff of Madison County

RESOLUTION NO. 23-830

WHEREAS, an application has been made by Carol Boyer d/b/a American Cab, a certification of public convenience and necessity for the operation of five (5) taxicabs in the City of Huntsville, and

WHEREAS, Ordinance No. 75-243 provides for the publication of a notice that such application has been made and setting a date for a public hearing.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, as follows:

- 1. That the intent of the City Council of the City of Huntsville, Alabama to consider whether a public convenience and necessity justifies the issuance of a taxi license to Carol Boyer d/b/a American Cab for the operation of five (5) taxicabs is hereby declared.
2. That the City Council of the City of Huntsville shall meet at 5:30 P.M. on the 26th day of October, 2023, at the Council Hall or at such other place announced by the Council in the City of Huntsville for the purpose of holding a public hearing on the question of whether public convenience and necessity justifies the issuance of a taxi license to Carol Boyer d/b/a American Cab for the operation of five (5) taxicabs, at which time all parties may appear in person, by agent, or by attorney for the purpose of voicing objections or remonstrations.
3. That this resolution shall be published in the Speakin' Out News, a newspaper of general circulation within the City of Huntsville, Alabama, said publication to be not less than seven days prior to the date of this hearing.

ADOPTED this the 12th day of October, 2023.

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

APPROVED this the 12th day of October, 2023.

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

ORDINANCE NO. 23-838

BE IT ORDAINED by the City Council of the City of Huntsville, Alabama, as follows:

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting the vacation of an anchor easement; that the applicant has represented to the City of Huntsville that Vista Huntsville, LLC, is the owner of the property across which said easement lies; that said easement, or the portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute a quitclaim deed vacating the easement hereinafter described, said deed being substantially in words and figures as follows, to-wit:

(Space Above Line for Use by Recording Office)

THIS INSTRUMENT PREPARED BY: Samuel H. Givhan WILMER & LEE, P.A. 100 Washington Street, Suite 200 Huntsville, Alabama 35801 (256) 533-0202

STATE OF ALABAMA)
COUNTY OF MADISON)

QUITCLAIM DEED FOR VACATION OF ANCHOR EASEMENT

THIS INDENTURE made and entered into on this 12 day of October, 2023 by and between, CITY OF HUNTSVILLE, an Alabama municipal corporation ("Grantor") and VISTA HUNTSVILLE, LLC, a Delaware limited liability company ("Grantee").

WITNESSETH: That the Grantor, for and in consideration of Ten Dollars (\$10.00) in hand paid by Grantee, and other good and valuable consideration, the receipt and sufficiency whereof is hereby acknowledged, does hereby remise, release, quitclaim, and convey unto the Grantee, all of the Grantor's right, title, interest and claim in and to the following described real estate situated in the City of Huntsville, County of Madison, State of Alabama, to-wit:

See Exhibit "A," attached hereto.

Said right-of-way to be vacated as depicted on Exhibit "B," attached hereto.

TO HAVE AND TO HOLD unto the said Grantee, its successors and assigns forever.

[SIGNATURE PAGE TO FOLLOW]

IN WITNESS WHEREOF, Grantor has caused this quitclaim to be signed on its behalf by its Mayor and attested to by its City Clerk, this the 12 day of October, 2023.

CITY OF HUNTSVILLE, an Alabama municipal corporation

By: Tommy Battle, Mayor

ATTEST: By: Shaundrika Edwards, City Clerk

STATE OF ALABAMA
COUNTY OF MADISON

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Tommy Battle and Shaundrika Edwards, whose names as Mayor and City Clerk, respectively, of the CITY OF HUNTSVILLE, an municipal corporation are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day that, being informed of the contents of the instrument, they, as such officers and with full authority, executed the same for and as the act of said municipal corporation as of the day the same bears date.

GIVEN under my hand and official seal this the 12 day of October, 2023.



Notary signature and commission expiration date.

THIS INSTRUMENT WAS PREPARED SOLELY FROM INFORMATION PROVIDED TO THE PREPARER OF THIS INSTRUMENT WHO CONDUCTED NO TITLE EXAMINATION AND ISSUED NO TITLE OPINION OR TITLE INSURANCE.

Pursuant to and in accordance with Section 40-22-1 of the Code of Alabama (1975), the following information is offered in lieu of submitting Form RT-1:

Grantor's Address: 308 Fountain Circle, P.O. Box 308, Huntsville, Alabama 35801
Grantee's Address: 120 N. Hale Street, Suite 300, Wheaton, Illinois 60187
Property Address: N/A
Purchase Price: N/A

USANCI CITY Vacated or Anchor Easement/Quitclaim from COH v2.docx

Exhibit "A" Description of Easement

STATE OF ALABAMA
COUNTY OF MADISON

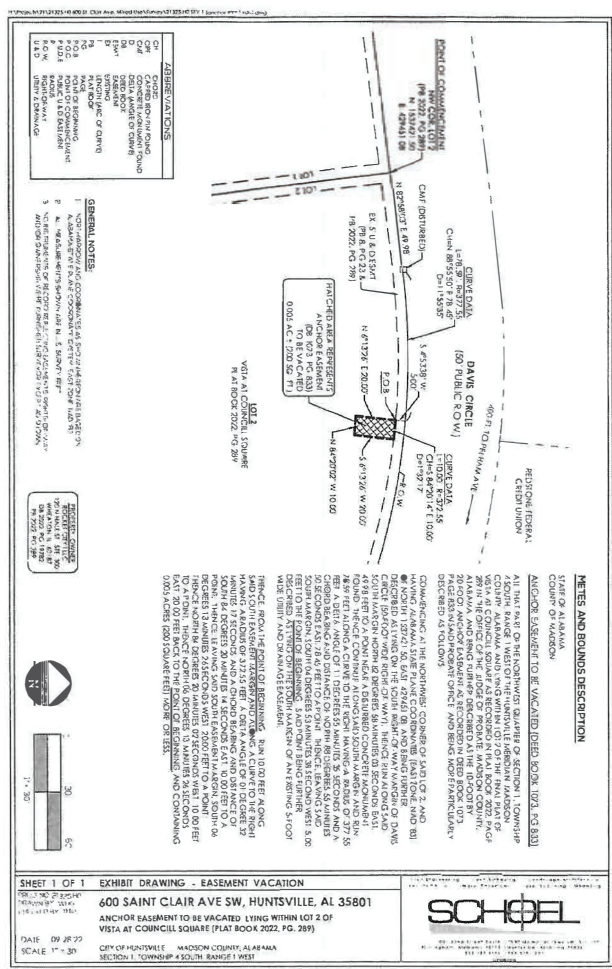
ANCHOR EASEMENT TO BE VACATED (DEED BOOK 1073, PG 833)

ALL THAT PART OF THE NORTHWEST QUARTER OF SECTION 1, TOWNSHIP 4 SOUTH, RANGE 1 WEST OF THE HUNTSVILLE MERIDIAN, MADISON COUNTY, ALABAMA AND LYING WITHIN LOT 2 OF THE FINAL PLAT OF VISTA AT COUNCIL SQUARE AS RECORDED IN PLAT BOOK 2023, PAGE 289 IN THE OFFICE OF THE JUDGE OF PROBATE, MADISON COUNTY, ALABAMA, AND BEING FURTHER DESCRIBED AS THE 10-FOOT BY 20-FOOT ANCHOR EASEMENT AS RECORDED IN DEED BOOK 1073, PAGE 833 IN SAID PROBATE OFFICE, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT 2, AND HAVING ALABAMA STATE PLANE COORDINATES (EAST ZONE, NAD '83) OF NORTH: 1537421.50, EAST: 429451.08, AND BEING FURTHER DESCRIBED AS LYING ON THE SOUTH RIGHT-OF-WAY MARGIN OF DAVIS CIRCLE (50-FOOT WIDE RIGHT-OF-WAY); THENCE RUN ALONG SAID SOUTH MARGIN NORTH 82 DEGREES 58 MINUTES 03 SECONDS EAST, 49.98 FEET TO A POINT NEAR A DISTURBED CONCRETE MONUMENT FOUND; THENCE, CONTINUE ALONG SAID SOUTH MARGIN AND RUN 78.59 FEET ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 377.55 FEET, A DELTA ANGLE OF 11 DEGREES 55 MINUTES 35 SECONDS AND A CHORD BEARING AND DISTANCE OF NORTH 88 DEGREES 55 MINUTES 50 SECONDS EAST, 78.45 FEET TO A POINT; THENCE, LEAVING SAID SOUTH MARGIN, SOUTH 04 DEGREES 53 MINUTES 38 SECOND WEST, 5.00 FEET TO THE POINT OF BEGINNING; SAID POINT BEING FURTHER DESCRIBED AS LYING ON THE SOUTH MARGIN OF AN EXISTING 5-FOOT WIDE UTILITY AND DRAINAGE EASEMENT;

THENCE, FROM THE POINT OF BEGINNING, RUN 10.00 FEET ALONG SAID SOUTH EASEMENT MARGIN AND ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 372.55 FEET, A DELTA ANGLE OF 01 DEGREE 32 MINUTES 17 SECONDS AND A CHORD BEARING AND DISTANCE OF SOUTH 84 DEGREES 20 MINUTES 14 SECONDS EAST, 10.00 FEET TO A POINT; THENCE, LEAVING SAID SOUTH EASEMENT MARGIN, SOUTH 06 DEGREES 13 MINUTES 26 SECONDS WEST, 20.00 FEET TO A POINT; THENCE NORTH 84 DEGREES 20 MINUTES 02 SECONDS WEST, 10.00 FEET TO A POINT; THENCE NORTH 06 DEGREES 13 MINUTES 26 SECONDS EAST, 20.00 FEET BACK TO THE POINT OF BEGINNING AND CONTAINING 0.005 ACRES (200 SQUARE FEET) MORE OR LESS.

Exhibit "B" Depiction of Easement



ORDINANCE NO. 23-838 (Cont.)

ADOPTED this the 12th day of October, 2023.

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

APPROVED this the 12th day of October, 2023.

Tommy Battle, Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 23-831

WHEREAS, certain property has recently been annexed to the City of Huntsville, Alabama; and

WHEREAS, said property is now legally part of the incorporated municipality of the City of Huntsville, Alabama, and as such is subject to the laws and ordinances governing the City of Huntsville, Alabama; and

WHEREAS, said property, having been outside the boundaries of the City of Huntsville, Alabama, prior to the annexing of same to the City of Huntsville, Alabama, has never been subject to the Zoning Ordinances of the City of Huntsville, Alabama; and

WHEREAS, the Planning Commission of the City of Huntsville, Alabama, has given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The zoning of 9.83 acres of land lying on the south side of US Hwy 72 W and east of Springhill Road to Highway Business C-4 District.
(2) The first publication of this resolution, this synopsis, and the ordinance hereinafter set out at length shall be in the Speakin' Out News on the 18th day of October, 2023, and the second publication shall be one week thereafter on the 25th day of October, 2023, both of which publications shall be at least 15 days in advance of the date of the public hearing hereinafter referred to.

WHEREAS, it is the judgement and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of an amendment to the Zoning Ordinance of the City of Huntsville, Alabama, in accordance with said request;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, as follows:

- 1. That the City Council of the City of Huntsville, Alabama, shall meet at 5:30 p.m. on the 16th day of November, 2023, in the Council Chambers of the City of Huntsville Administration Building at 308 Fountain Circle in the City of Huntsville, Alabama, for the purpose of holding a public hearing at which time and place all persons, parties in interest and cities who desire, shall have an opportunity to be heard in opposition to or in favor of said Ordinance No. 23-832, which was introduced by the City Council of the City of Huntsville on the 12th day of October, 2023, amending the Zoning Ordinance of the City of Huntsville, Alabama.
2. That the proposed amendment to the Zoning Ordinance of the City of Huntsville, Alabama, is substantially in words and figures as follows:

ORDINANCE NO. 23-832

AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, BE IT ORDAINED by the City Council for the City of Huntsville, Alabama, as follows:

- 1. That the following area, land lying on the south side of US Hwy 72 W and east of Springhill Road, which area is a newly annexed area of the City of Huntsville, Madison County, Alabama, and which has not been zoned previously, shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Highway Business C-4 District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Section 25, Township 3 South, Range 2 West of the Huntsville Meridian, in the City of Huntsville, Madison County, Alabama more particularly described as beginning at a point located at the Southwest Corner of said Section 25; thence North 02 Degrees 08 Minutes 48 Seconds East 1,664.93 feet to a point; said point is further described as the Point of True Beginning; thence North 01 Degrees 04 Minutes 50 Seconds East 225.03 feet to a point; thence North 20 Degrees 45 Minutes 10 Seconds East 420.73 feet to a point; thence North 72 Degrees 08 Minutes 12 Seconds West 50.09 feet to a point; thence North 21 Degrees 47 Minutes 17 Seconds East 257.18 feet to a point; thence South 68 Degrees 45 Minutes 22 Seconds East 270.92 feet to a point; thence South 01 Degrees 55 Minutes 11 Seconds West 540.06 feet to a point; thence South 87 Degrees 30 Minutes 28 Seconds East 197.01 feet to a point; thence South 01 Degrees 26 Minutes 02 Seconds West 479.07 feet to a point; thence North 67 Degrees 49 Minutes 42 Seconds West 669.89 feet to the Point of True Beginning and containing 9.83 acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

3. This ordinance shall take effect from and after the date of publication.

ADOPTED this the ___ day of ___, 2023.

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

APPROVED this the ___ day of ___, 2023.

Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 23-831 (Cont.)

ADOPTED this the 12th day of October, 2023.

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

APPROVED this the 12th day of October, 2023.

Tommy Battle, Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 23-833

WHEREAS, the Planning Commission of the City of Huntsville, Alabama, has given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The rezoning of certain land lying on the west side of Liberty Hill Road and north of Routt Road from Residence 1 District to Planned Industrial District.
(2) The first publication of this resolution, this synopsis, and the ordinance hereinafter set out at length shall be in the Speakin' Out News on the 18th day of October, 2023, and the second publication shall be one week

thereafter on the 25th day of October, 2023, both of which publications shall be at least 15 days in advance of the date of the public hearing hereinafter referred to.

WHEREAS, it is the judgement and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of an amendment to the Zoning Ordinance of the City of Huntsville, Alabama, in accordance with said request;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, as follows:

- 1. That the City Council of the City of Huntsville, Alabama, shall meet at 5:30 p.m. on the 16th day of November, 2023, in the Council Chambers of the City of Huntsville Administration Building at 308 Fountain Circle in the City of Huntsville, Alabama, for the purpose of holding a public hearing at which time and place all persons, parties in interest and cities who desire, shall have an opportunity to be heard in opposition to or in favor of said Ordinance No. 23-834, which was introduced by the City Council of the City of Huntsville on the 12th day of October, 2023, amending the Zoning Ordinance of the City of Huntsville, Alabama.
2. That the proposed amendment to the Zoning Ordinance of the City of Huntsville, Alabama, is substantially in words and figures as follows:

ORDINANCE NO. 23-834

AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, BE IT ORDAINED by the City Council for the City of Huntsville, Alabama, as follows:

- 1. That the following area, land lying on the west side of Liberty Hill Road and north of Routt Road, which area is now shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, Residence 1 District, shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Planned Industrial District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Section 21, Township 2 South, Range 1 West of the Huntsville Meridian, in the City of Huntsville, Madison County, Alabama more particularly described as beginning at a point located at the Northwest Corner of said Section 21; thence South 0 Degrees 56 Minutes 19 Seconds West 1,748.64 feet to a point; said point is further described as the Point of True Beginning; thence South 89 Degrees 28 Minutes 39 Seconds East 1,337.37 feet to a point; thence South 89 Degrees 2 Minutes 7 Seconds East 1,276.06 feet to a point; thence South 0 Degrees 26 Minutes 20 Seconds West 2,034.82 feet to a point; thence North 87 Degrees 39 Minutes 3 Seconds West 509.14 feet to a point; thence North 1 Degree 4 Minutes 1 Seconds East 657.04 feet to a point; thence North 1 Degree 0 Minutes 0 Seconds East 490.40 feet to a point; thence North 87 Degrees 54 Minutes 34 Seconds West 2,121.51 feet to a point; thence North 0 Degrees 43 Minutes 31 Seconds East 822.98 feet to the Point of True Beginning and containing 64.68 acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

3. This ordinance shall take effect from and after the date of publication.

ADOPTED this the ___ day of ___, 2023.

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

APPROVED this the ___ day of ___, 2023.

Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 23-833 (Cont.)

ADOPTED this the 12th day of October, 2023.

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

APPROVED this the 12th day of October, 2023.

Tommy Battle, Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 23-835

WHEREAS, the Planning Commission of the City of Huntsville, Alabama, has given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The rezoning of certain land lying on the north of Governors Drive and west of Turner Street from Medical District to General Business C-3 District.
(2) The first publication of this resolution, this synopsis, and the ordinance hereinafter set out at length shall be in the Speakin' Out News on the 18th day of October, 2023, and the second publication shall be one week thereafter on the 25th day of October, 2023, both of which publications shall be at least 15 days in advance of the date of the public hearing hereinafter referred to.

WHEREAS, it is the judgement and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of an amendment to the Zoning Ordinance of the City of Huntsville, Alabama, in accordance with said request;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, as follows:

- 1. That the City Council of the City of Huntsville, Alabama, shall meet at 5:30 p.m. on the 16th day of November, 2023, in the Council Chambers of the City of Huntsville Administration Building at 308 Fountain Circle in the City of Huntsville, Alabama, for the purpose of holding a public hearing at which time and place all persons, parties in interest and cities who desire, shall have an opportunity to be heard in opposition to or in favor of said Ordinance No. 23-836, which was introduced by the City Council of the City of Huntsville on the 12th day of October, 2023, amending the Zoning Ordinance of the City of Huntsville, Alabama.
2. That the proposed amendment to the Zoning Ordinance of the City of Huntsville, Alabama, is substantially in words and figures as follows:

ORDINANCE NO. 23-836

AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, BE IT ORDAINED by the City Council for the City of Huntsville, Alabama, as follows:

- 1. That the following area, land lying on the north of Governors Drive and west of Turner Street, which area is now shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as General Business C-3 District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Section 01, Township 04 South, Range 01 West of the Huntsville Meridian, in the City of Huntsville, Madison County, Alabama more particularly described as beginning at a point located at the Southwest Corner of said Section 01; thence North 37 Degrees 34 Minutes 41 Seconds East 3,317.59 feet to a point; said point is further described as the Point of True Beginning; thence from the Point of True Beginning, North 01 Degree 45 Minutes 23 Seconds East 145.51 feet to a point; thence South 89 Degrees 05 Minutes 01 Second East 161.17 feet to a point; thence South 10 Degrees 06 Minutes 56 Seconds West 145.69 feet to a point; thence North 89 Degrees 46 Minutes 22 Seconds West 140.02 feet back to the Point of True Beginning and containing 0.50 acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

3. This ordinance shall take effect from and after the date of publication.

ADOPTED this the ___ day of ___, 2023.

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

APPROVED this the ___ day of ___, 2023.

Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 23-835 (Cont.)

ADOPTED this the 12th day of October, 2023.

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

APPROVED this the 12th day of October, 2023.

Tommy Battle, Mayor of the City of Huntsville, Alabama

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