

1 HB730
2 118270-1
3 By Representative Wren (N & P)
4 RFD: Montgomery County Legislation
5 First Read: 23-MAR-10

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 To establish the boundary lines of the City of
14 Montgomery, Montgomery County, Alabama, so as to include and
15 annex within the corporate limits of said City all territory
16 encompassed within the area and with the boundary lines shown
17 on the map attached, which accurately depicts the territory to
18 be included within and annexed into the corporate limits of
19 the City.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. The boundary lines of the City of
22 Montgomery, Montgomery County, Alabama, are hereby established
23 and altered, rearranged or changed so as to include within the
24 corporate limits of the City of Montgomery, in addition to
25 other territory lying outside the area, all of the territory
26 in Montgomery County, shown on the attached plat or map of
27 such territory in blue and blue hatch, which, without limiting

1 the generality of the foregoing, includes but is not limited
2 to the following parcels, to wit:

3 (1) Parcel 09-06-23-02-000-002.000, being Lot 3 on
4 the Home Depot Plat No. 1 as recorded in Plat Book 50, Page 9,
5 in the Office of the Judge of Probate, Montgomery County,
6 Alabama, lying in the NW 1/4 of Section 23, T 16 N, R 19 E,
7 Montgomery County, Alabama.

8 (2) Parcel 09-06-23-02-000-003.001, being Lot B,
9 Chantilly Station Plat No. 1 as recorded in Plat Book 51, Page
10 69, in the Office of the Judge of Probate, Montgomery County,
11 Alabama, being also Lot B-1, Chantilly Station Plat No. 2, as
12 recorded in Plat Book 52, Page 186, in said probate office,
13 and being located in NW 1/4 of Section 23 and NE 1/4 of
14 Section 22, T 16 N, R 19 E, Montgomery County, Alabama.

15 (3) Parcel 09-06-23-02-000-003.002, being Lot A,
16 Chantilly Station Plat No. 1 as recorded in Plat Book 51, Page
17 69, in the Office of the Judge of Probate, Montgomery County,
18 Alabama, being located in NW 1/4 of Section 23 and NE 1/4 of
19 Section 22, T 16 N, R 19 E, Montgomery County, Alabama.

20 Section 2. A map showing the territory proposed to
21 be included within the corporate limits of the City of
22 Montgomery effective with this act is on file in the Office of
23 the Judge of Probate in Montgomery County, Alabama, and such
24 map is open to the inspection of the public.

25 Section 3. Upon this act becoming effective, the
26 territory included within the boundary lines and corporate
27 limits of the City of Montgomery shown on the attached plat or

1 map are established. The annexation or attempted annexation by
2 the City of Montgomery of any other territory within that part
3 of Montgomery County shown on the map is hereby vacated and
4 such territory, which was in dispute in litigation between the
5 Town of Pike Road and the City of Montgomery, is hereby
6 deannexed from the City of Montgomery; provided it is not
7 intended to vacate, deannex or exclude from the corporate
8 limits of the City of Montgomery other territory located
9 outside the area shown on the attached plat or map.

10 Section 4. This act was adopted by the Legislature
11 pursuant to its plenary power with respect to municipalities
12 and particularly with respect to the boundaries and
13 territories included within the corporate limits of
14 municipalities. The Legislature determines and finds that a
15 property description other than that contained on the plat or
16 map attached to this act and recorded in the Office of the
17 Judge of Probate of Montgomery County, Alabama for public
18 inspection is unnecessary to accomplish purposes of this act
19 to approve the boundaries and territories as found and ordered
20 by the Circuit Court of Montgomery County, Alabama in
21 settlement of the pending litigation relating to disputes over
22 boundaries and territories of the City of Montgomery and the
23 Town of Pike Road.

24 Section 5. This act shall become effective upon the
25 passage and approval by the Governor, or upon its otherwise
26 becoming law, and upon the passage and approval of a companion
27 act establishing the boundary lines and corporate limits of

1 the Town of Pike Road, and an act relating to municipal
2 taxation which authorizes the levy and sharing of sales and
3 use tax in settlement of a dispute with regard to boundaries
4 or territory.