

1 HB186  
2 216080-1  
3 By Representative Shiver (Constitutional Amendment)  
4 RFD: Baldwin County Legislation  
5 First Read: 01-FEB-22

SYNOPSIS:           This bill would propose a local constitutional amendment relating to Baldwin County to define the White House Fork Landmark District within the county and to prohibit the annexation by local law of any property within the district into any municipality except under certain conditions.

A BILL  
TO BE ENTITLED  
AN ACT

Proposing an amendment to the Constitution of Alabama of 1901, relating to Baldwin County, to define the White House Fork Landmark District within the county and to prohibit the annexation by local law of any property within the district into any municipality except under certain conditions.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 1901, is proposed and shall become

1 valid as a part of the Constitution when all requirements of  
2 this act are fulfilled:

3 PROPOSED AMENDMENT

4 (a) For the purposes of this amendment, the "White  
5 House Fork Landmark District" in Baldwin County is defined as  
6 follows:

7 Commence at the Southwest Corner of Section 7,  
8 Township 3 South, Range 3 East for a POINT OF BEGINNING:  
9 Thence run Northward along and with the West Boundary of said  
10 Section 7 and the East Boundary of the current City of Spanish  
11 Fort Corporate Limits to the Northwest Corner of  
12 BaldwinCounty, Alabama Tax Parcel Number  
13 05-28-03-07-0-000-041.000; thence run Westwardly along and  
14 with the North Boundary of said Corporate Limits to the  
15 Northeast Corner of Baldwin County, Alabama Tax Parcel Number  
16 05-29-01-12-0-000-075.000; thence run Southwardly along and  
17 with the West Boundary of the current City of Spanish Fort  
18 Corporate Limits to theSoutheast Corner of Baldwin County,  
19 Alabama Tax Parcel Number 05-29- 01-12-0-000-064.001; thence  
20 run Westwardly along and with the North Boundary of said  
21 Corporate Limits to the Northeast Corner of Baldwin County,  
22 Alabama Tax Parcel Number 05-29-06-13-0-000-002.000; thence  
23 run Southwardly along and with the West Boundary of the  
24 current City of Spanish Fort Corporate Limits to the  
25 Southeast Corner of said Tax Parcel; thence run Westwardly  
26 along and with the North Boundary of said Corporate Limits to  
27 the Southwest corner of said Tax Parcel; thence run

1 Northwardly along and with the East Boundary of said  
2 Corporate Limits to the Northwest Corner of said Tax Parcel;  
3 thence run Westwardly along with the North Boundary of the  
4 current City of Spanish Fort Corporate Limits to the Southeast  
5 Corner of Baldwin County, Alabama Tax Parcel Number  
6 05-29-01-12-0-000-061.000; thence run Southwardly along and  
7 with the West Boundary of the current City of Spanish Fort  
8 Corporate Limits to the Southeast Corner of Baldwin County,  
9 Alabama Tax Parcel Number 05-29-06-13-0-000-024.000; thence  
10 run Westwardly along and with the North Boundary of the  
11 current City of Spanish Fort Corporate Limits to the Southwest  
12 Corner of Baldwin County, Alabama Tax Parcel Number  
13 05-29-06-13-0-000-029.000; thence run Southwardly along and  
14 with the West Boundary of the current City of Spanish Fort  
15 Corporate Limits to the Southeast Corner of Baldwin County,  
16 Alabama Tax Parcel Number 05-29-06-14-0-000-005.000 and the  
17 Southeast Corner of Section 14, Township 3 South, Range 2  
18 East; thence run Westwardly along and with the North Boundary  
19 of the current City of Spanish Fort Corporate Limits to the  
20 Southwest Corner said Tax Parcel; thence run Northwardly along  
21 and with the East Boundary of said Corporate Limits to the  
22 Northwest Corner of said Tax Parcel; thence run Westwardly  
23 along and with the North Boundary of the current City of  
24 Spanish Fort Corporate Limits to the Northwest Corner of  
25 Baldwin County, Alabama Tax Parcel Number  
26 05-29-06-14-0-000-004.000; thence run Southwardly along and  
27 with the West Boundary of said Corporate Limits to the

1 Southwest Corner of said Tax Parcel; thence run Westwardly  
2 along and with the North Boundary of the current City of  
3 Spanish Fort Corporate Limits to the Southwest Corner of  
4 Cypress Ridge Subdivision, Phase 1, as shown by map or plat  
5 thereof recorded on Slide File 2368-C, Probate Records,  
6 Baldwin County, Alabama and the Southwest Corner of Section  
7 14, Township 3 South, Range 2 East; thence run Southwardly  
8 along and with the West Boundary of the current City of  
9 Spanish Fort Corporate Limits to the Southeast Corner of  
10 Baldwin County, Alabama Tax Parcel Number  
11 05-29-05-22-0-000-002.007; thence run Westwardly along and  
12 with the North Boundary of the current City of Spanish Fort  
13 Corporate Limits to the Southeast Corner of Lot 10, Whitehouse  
14 Creek Acres, as shown by map or plat thereof recorded on Slide  
15 File 1262-B, Probate Records, Baldwin County, Alabama; thence  
16 run Westwardly along and with the North Boundary of said  
17 Corporate Limits to the Southwest Corner of Lot 9, of said  
18 Whitehouse Creek Acres; thence run Northwardly along and with  
19 the East Boundary of the current City of Spanish Fort  
20 Corporate Limits to the Southern Margin of Whitehouse Fork  
21 Road Ext. and the Northern Boundary of said Corporate Limits;  
22 thence run Westwardly along and with the North Boundary of  
23 said Corporate Limits and the South Margin of Whitehouse Fork  
24 Road Ext. to the Northwest Corner of Lot 1, of said Whitehouse  
25 Creek Acres; thence run Southwardly along and with the West  
26 Boundary the current City of Spanish Fort Corporate Limits to  
27 the Southeast Corner of Baldwin County, Alabama Tax Parcel

1 Number 05-29-05-22-0-000-008.000; thence run Westwardly along  
2 and with North Boundary of said Corporate Limits to the  
3 Southwest Corner of said Tax Parcel; thence run Northwardly  
4 along and with the West Boundary of said Tax Parcel and  
5 extension thereof to the North Margin Whitehouse Fork Road  
6 Ext.; thence run Northwestwardly along and with the North  
7 Margin of said Road to the Southwest Corner of Baldwin County,  
8 Alabama Tax Parcel Number 05-29-05-22-0-000-005.017; thence  
9 run Northwardly along and with the West Boundary of said Tax  
10 Parcel to the Northwest Corner of said Tax Parcel and the  
11 Northwest Corner of Section 22, Township 3 South, Range 2  
12 East; thence run Eastwardly to the Southwest Corner of  
13 Baldwin, Alabama Tax Parcel Number 05-29-05-15-0-000-015.001  
14 and the Southwest Corner of Section 15, Township 3 South,  
15 Range 2 East; thence run Northwardly along and with the West  
16 Boundary of said Tax Parcel to the Northwest Corner of Section  
17 15, Township 3 South, Range 2 East; thence run Eastwardly  
18 along the North Boundary of said Section 15 to the Southwest  
19 Corner of Baldwin County, Alabama Tax Parcel Number  
20 05-29-02-10-0-000-024.000; thence run Northeastwardly along  
21 and with the West Boundary of said Tax Parcel to the Northwest  
22 Corner of said Tax Parcel; thence run Eastwardly along and  
23 with the North Boundary of said Tax Parcel to the Southwest  
24 Corner of Baldwin County, Alabama Tax Parcel Number  
25 05-29-02-10-0-000-002.000; thence run Northwardly along and  
26 with the West Boundary of said Tax Parcel to the Northwest  
27 Corner of said Tax Parcel; thence run Eastwardly along the

1 North Boundary of said Tax Parcel and extension thereof to the  
2 Southeast Corner of Baldwin County, Alabama Tax Parcel Number  
3 05-29-01-02-0-000-008.000; thence run Northwardly along and  
4 with the East Boundary of said Tax Parcel to the Northwest  
5 Corner of Baldwin County, Alabama Tax Parcel Number  
6 05-29-01-02-0-000-014.002; thence run Eastwardly along and  
7 with the North Boundary of said Tax Parcel and extension  
8 thereof to the Southeast Corner of Baldwin County, Alabama Tax  
9 Parcel Number 05-29-01-02-0-000-013.000; thence run  
10 Northwardly along and with the East Boundary of said Tax  
11 Parcel and the extension thereof to the Southwest Corner of  
12 Baldwin County, Alabama Tax Parcel Number  
13 05-29-01-01-0-000-002.000; thence run Eastwardly along and  
14 with the South Boundary of said Tax Parcel to the Southeast  
15 Corner of said Tax Parcel; thence run Northwardly along and  
16 with the East Boundary of said Tax Parcel and the extension  
17 thereof to the lower Northwest Corner of Baldwin County,  
18 Alabama Tax Parcel Number 05-22-08-36-0-000- 029.000; thence  
19 run Eastwardly and Northwardly along and with the Western  
20 Boundary of said Tax Parcel to the upper Northwest Corner of  
21 said Tax Parcel; thence run Eastwardly along and with the  
22 North Boundary of said Tax Parcel to the Southeast Corner of  
23 Baldwin County, Alabama Tax Parcel Number  
24 05-22-08-36-0-000-001.000; thence run Northwardly along and  
25 with the East Boundary of said Tax Parcel and extension  
26 thereof to the Northwest Corner of Baldwin County, Alabama Tax  
27 Parcel Number 05-23-09-30-0-000-034.000; thence run Eastwardly

1 along and with the North Boundary of said Tax Parcel to the  
2 Southeast Corner of Baldwin County, Alabama Tax Parcel Number  
3 05-23-09-30-0-000-015.000; thence run Northwardly along and  
4 with the West Boundary of Baldwin County, Alabama Tax Parcel  
5 Number 05-23-09-30-0-000-015.005 to the Northwest Corner of  
6 said Tax Parcel; thence run Eastwardly along and with the  
7 North Boundary of said Tax Parcel to the Southeast Corner of  
8 Baldwin County, Alabama Tax Parcel Number  
9 05-23-09-30-0-000-015.002; thence run Northwardly along and  
10 with the East Boundary of said Tax Parcel to the Northwest  
11 Corner of Baldwin County, Alabama Tax Parcel Number  
12 05-23-09-30-0-000-009.001; thence run Eastwardly along and  
13 with the North Boundary of said Tax Parcel to the Southeast  
14 Corner of Baldwin County, Alabama Tax Parcel Number  
15 05-23-09-30-0-000-009.011; thence run Northwardly along and  
16 with the East Boundary of said Tax Parcel to the Northwest  
17 Corner of Baldwin County, Alabama Tax Parcel Number  
18 05-23-09-30-0-000-009.000; thence run Westwardly along and  
19 with the South Boundary of Baldwin County, Alabama Tax Parcel  
20 Number 05-23-04-19-0-000-001.030 to the Southwest Corner of  
21 said Tax Parcel; thence run Northwardly along and with the  
22 West Boundary of said Tax Parcel to the Southern Margin of  
23 Baldwin County Highway Number 138; thence run Eastwardly and  
24 Northeastwardly along and with the Southern and Eastern  
25 Margins of said County Highway to the Northeastern Margin of  
26 Whitehouse Fork Road and the Northwestern Corner of Baldwin  
27 County, Alabama Tax Parcel Number 05-23-04-20-0-000-052.000;



1       thence run Southwardly along and with the West Boundary of  
2       said Tax Parcel to the Northwest Corner of Baldwin County,  
3       Alabama Tax Parcel Number 05-23- 04-20-0-000-053.000; thence  
4       run Eastwardly along and with the North Boundary of said Tax  
5       Parcel to the Northwest Corner of Baldwin County, Alabama Tax  
6       Parcel Number 05-23-04-20-0-000-051.016; thence run  
7       Southwardly along and with the West Boundary of said Tax  
8       Parcel to the Southeast Corner of Baldwin County Tax Parcel  
9       Number 05-23-04-20-0-000-055.000 and to the current City of  
10      Bay Minette Corporate Limits; thence run Westwardly along and  
11      with the South Boundary of said Tax Parcel and said Corporate  
12      Limits to the Northwest Corner of Baldwin County, Alabama Tax  
13      Parcel Number 05-23-04-20-0-000-051.022; thence run  
14      Southwardly along and with the West Boundary of said Tax  
15      Parcel and said Corporate Limits to the Northwest Corner of  
16      Baldwin County, Alabama Tax Parcel Number  
17      05-23-04-20-0-000-051.004; thence run Eastwardly, Southwardly,  
18      and Eastwardly along and with the South Boundary of the  
19      current City of Bay Minette Corporate Limits to the Northeast  
20      Corner of Baldwin County, Alabama Tax Parcel Number  
21      05-23-04-20-0-000-051.019; thence run Southwardly and  
22      Westwardly along and with the West Boundary of the current  
23      City of Bay Minette Corporate Limits to the Northwest Corner  
24      of Baldwin County, Alabama Tax Parcel Number  
25      05-23-09-29-0-000-003.001; thence run Southwardly along and  
26      with the said Corporate Limits to the Northwest Corner of  
27      Baldwin County, Alabama Tax Parcel Number

05-23-09-29-0-000-002.001; thence run Southwardly along and with the West Boundary of said Tax Parcel and extension thereof to the Upper Northwest corner of Baldwin County, Alabama Tax Parcel Number 05-23-09-32-0-000-005.001 and to the current City of Spanish Fort Corporate Limits; thence run Southwardly along and with the West Boundary of said Corporate Limits to the Southeast Corner of Baldwin County, Alabama Tax Parcel Number 05-23-09-32-0000-004.000; thence run Westwardly along and with said Corporate Limits to the Lower Northwest Corner of Baldwin County, Alabama Tax Parcel Number 05-23-09-32-0-000-005.001; thence run Southwardly along and with the West Boundary of the current City of Spanish Fort Corporate Limits to the Northeast Corner of Baldwin County, Alabama Tax Parcel Number 05-28-03-07-0-000-013.000; thence run Westwardly along and with said Corporate Limits to the Northwest Corner of said Tax Parcel; thence run Southwardly along and with said Corporate Limits to the Southwest Corner of said Tax Parcel; thence run Eastwardly along and with said Corporate Limits to the Southeast Corner of said Tax Parcel; thence run Southwardly along and with the West Boundary of the current City of Spanish Fort Corporate Limits to the Northeast Corner of Baldwin County, Alabama Tax Parcel Number 05-28-03-07-0-000-042.000; thence run Westwardly along and with the North Boundary of said Corporate Limits to the Northwest Corner of said Tax Parcel; thence run Southwardly along and with the West Boundary of the current City of Spanish Fort Corporate Limits to the Southeast Corner of

1 Baldwin County, Alabama Tax Parcel Number  
2 05-28-03-07-0-000-041.000; thence run Westwardly along and  
3 with the North Boundary of said Corporate Limits to the  
4 Southwest Corner of Section 7, Township 3 South, Range 3 East  
5 to the Point Of Beginning.

6 LESS AND EXCEPT therefrom any portion of the above  
7 described property which lies within the Corporate Limits of  
8 the City of Spanish Fort or the City of Bay Minette, Alabama.

9 (b) No property within the White House Fork Landmark  
10 District may be annexed into any municipality by local law.

11 (c) Subsection (b) shall not apply to any  
12 municipality incorporated after the ratification of this  
13 amendment which includes any part of the White House Fork  
14 Landmark District.

15 (d) The White House Fork Landmark District shall not  
16 be considered a legal entity and shall not have any of the  
17 following powers or authority:

18 (1) Standing to sue or be sued.

19 (2) Taxing authority.

20 (3) Zoning authority.

21 (4) Police power and public safety authority.

22 (5) Authority to adopt ordinances, rules, or  
23 regulations within its boundaries.

24 (6) Any other authority or power commonly associated  
25 with a legal entity.

26 (e) Upon ratification of this constitutional  
27 amendment and contingent upon the ratification of the

1 Constitution of Alabama of 2022, the Code Commissioner shall  
2 number and place this amendment as appropriate in the  
3 constitution based upon a logical sequence and the particular  
4 subject or topic of the amendment. In this amendment, the Code  
5 Commissioner may change capitalization, spelling, and  
6 punctuation for the purpose of style and uniformity; correct  
7 manifest grammatical, clerical, and typographical errors; and  
8 correct incorrect cross-references. The Code Commissioner,  
9 during publication, may also omit this instructional  
10 paragraph.

11           Section 2. An election upon the proposed amendment  
12 shall be held at the general election in November 2022 in  
13 accordance with Section 284.01 of the Constitution of Alabama  
14 of 1901, now appearing as Section 284.01 of the Official  
15 Recompilation of the Constitution of Alabama of 1901, as  
16 amended, and the election laws of this state.

17           Section 3. The appropriate election official shall  
18 assign a ballot number for the proposed constitutional  
19 amendment on the election ballot and shall set forth the  
20 following description of the substance or subject matter of  
21 the proposed constitutional amendment:

22           "Relating to Baldwin County, proposing an amendment  
23 to the Constitution of Alabama of 1901, to define the White  
24 House Fork Landmark District within the county and to prohibit  
25 the annexation by local law of any property within the  
26 district into any municipality except under certain  
27 conditions.

1 "Proposed by Act \_\_\_\_\_."

2 This description shall be followed by the following  
3 language:

4 "Yes ( ) No ( )."