

1 HB75
2 197064-2
3 By Representative Collins
4 RFD: County and Municipal Government
5 First Read: 05-MAR-19
6 PFD: 03/04/2019

1 municipality shall be extended and rearranged so as to embrace
2 and include ~~such the~~ property, and ~~such the~~ property or
3 ~~territory~~ shall become a part of the corporate area of ~~such~~
4 the municipality upon the date of the publication of ~~said the~~
5 ordinance.

6 "(b) (1) ~~It is provided further, that in~~ In the event
7 any ~~such~~ incorporated municipality's police jurisdiction
8 overlaps with the police jurisdiction of one or more other
9 incorporated municipalities, the governing body of ~~each such~~
10 any one of the incorporated ~~municipality~~ municipalities may
11 exercise the authority of this article, in ~~such the~~
12 overlapping portions of their police jurisdiction, to a
13 boundary which is equidistant from the respective corporate
14 limits of each of ~~such the~~ incorporated municipalities which
15 have overlapping police jurisdictions.

16 "(2) ~~, and provided further,~~ If all of the owners of
17 property located and contained within ~~such the~~ area to be
18 annexed sign and file a written petition with the city clerk
19 of the incorporated municipality requesting that the property
20 be annexed to the incorporated municipality, and ~~such the~~
21 property is contiguous to the corporate limits of ~~such an the~~
22 incorporated municipality, ~~shall sign and file a written~~
23 ~~petition with the city clerk of such incorporated municipality~~
24 ~~requesting that such property be annexed to said incorporated~~
25 ~~municipality~~ and the governing body of ~~such the~~ incorporated
26 municipality adopts an ordinance assenting to the annexation
27 of ~~said the~~ property to ~~such the~~ municipality, the corporate

1 limits of ~~said~~ the municipality shall be extended and
2 rearranged so as to embrace and include ~~such~~ the property and
3 ~~such~~ the property ~~or territory~~ shall become part of the
4 corporate area of ~~such~~ the municipality upon the date of the
5 publication of ~~said~~ the ordinance.

6 "(c) If an incorporated municipality intends to
7 exercise its rights pursuant to subsection (b), but would have
8 to perform more than one annexation pursuant to the
9 equidistant rule provided by subsection (b) to acquire the
10 entire parcel of property it intends to annex, the
11 incorporated municipality may request that all of the
12 municipalities whose police jurisdictions overlap assent to
13 the annexation by adoption of a resolution of the governing
14 body of each of the municipalities, and if the governing body
15 of the annexing municipality adopts an ordinance assenting to
16 the annexation of the property to the municipality, then the
17 corporate limits of the municipality shall be extended and
18 rearranged so as to embrace and include the property, and the
19 property shall become a part of the corporate area of the
20 municipality upon the date of the publication of the
21 ordinance.

22 "(d) The petition required by this section shall
23 contain an accurate description of the property ~~or territory~~
24 proposed to be annexed together with a map of the ~~said~~
25 ~~territory~~ property showing its relationship to the corporate
26 limits of the municipality to which ~~said~~ the property is
27 proposed to be annexed and the signatures of all of the owners

1 of the property ~~or territory~~ described. It shall be the duty
2 of the governing body to file a description of the property ~~or~~
3 ~~territory~~ annexed in the office of the judge of probate of the
4 county in which the municipality is located."

5 The provisions of this Act shall not be applicable
6 to the following counties; Talladega, Clay and Calhoun and
7 move Section 2. down to the next line.

8 Section 2. This act shall become immediately
9 following its passage and approval by the Governor, or its
10 otherwise becoming law.

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House of Representatives

Read for the first time and re-
ferred to the House of Representa-
tives committee on County and Mu-
nicipal Government..... 05-MAR-19

Read for the second time and placed
on the calendar 1 amendment 25-APR-19

Read for the third time and passed
as amended..... 23-MAY-19

Yeas 101, Nays 0, Abstains 2

Jeff Woodard
Clerk