

1 HB778
2 135133-1
3 By Representative Merrill (N & P)
4 RFD: Tuscaloosa County Legislation
5 First Read: 02-MAY-12

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 To alter, rearrange, and extend the boundary lines
14 and corporate limits of the municipality of Lake View in
15 Tuscaloosa County; to add certain property to the municipality
16 of Lake View; to make certain findings in regard to the public
17 necessity for the annexation; and to provide that the
18 municipality shall exercise full authority over the annexed
19 territory.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. The Legislature hereby finds and
22 determines that it is expedient, wise, necessary, proper, and
23 in the best interests of the citizens of the State of Alabama,
24 Tuscaloosa County, and the municipality of Lake View to alter,
25 rearrange, and extend the corporate limits of the municipality
26 of Lake View as herein provided, including, but not limited
27 to, the purpose of generally promoting the welfare of the

1 State of Alabama, Tuscaloosa County, and the municipality of
2 Lake View and specifically, but not limited to, the initial
3 purpose of facilitating the municipality of Lake View in
4 providing certain services to the area to be annexed.
5 Provided, however, the foregoing shall not be construed to
6 limit in any manner or otherwise curtail the exercise of any
7 municipal powers and authorities by the municipality of Lake
8 View and shall not prohibit future or subsequent annexations
9 in accordance with the provisions hereof and the laws of the
10 state.

11 Section 2. The boundary lines and corporate limits
12 of the municipality of Lake View in Tuscaloosa County are
13 altered, rearranged, extended, and redefined to include within
14 the corporate limits of the municipality, in addition to the
15 lands now included, all of the territory below described in
16 Tuscaloosa County, Alabama:

17 PARCEL ONE (Petro) - Begin at the NE corner of the
18 NW 1/4 of the SW 1/4 of Section 20, Township 20 South, Range 5
19 West, Tuscaloosa County, Alabama, and run in a Southerly
20 direction along the East line of said 1/4 - 1/4 Section a
21 distance of 1253.08 feet (1253.61' deed) to a point; thence
22 deflect 60 degrees 58' 54" (61 degrees 01' deed) to the right
23 and run in a Southwesterly direction a distance of 914.24 feet
24 to a point; thence deflect 23 degrees 27' to the right and run
25 in a Southwesterly direction a distance of 7.60 feet to a
26 point on the North Right-of-Way line of Old Tuscaloosa
27 Highway; thence deflect 13 degrees 04' to the right and run in

1 a Northwesterly direction a distance of 206.83 feet along said
2 right-of-way to a point on the right-of-way acquired for
3 Interstate 59; thence deflect 2 degrees 02' 30" to the right
4 and run in a Northwesterly direction along said Interstate 59
5 a distance of 411.38 feet to a point; thence deflect 90
6 degrees 48' to the right and run in a Northeasterly direction
7 along said Interstate 59 right-of-way a distance of 60.05 feet
8 to a point; thence deflect 87 degrees 45' to the left and run
9 in a Northwesterly direction a distance of 292.40 feet along
10 the right-of-way of Interstate 59 to a point; thence deflect
11 46 degrees 25' 45" to the right and run in a Northwesterly
12 direction a distance of 128.50 feet along the right-of-way of
13 Interstate 59 to a point; thence deflect 55 degrees 57' 30" to
14 the right and run in a Northeasterly direction a distance of
15 697.10 feet along the right-of-way of Interstate 59 to a
16 point; thence deflect 8 degrees 33' 30" to the right and run
17 in a Northeasterly direction a distance of 205.20 feet along
18 the right-of-way of Interstate 59 to a point; thence deflect
19 11 degrees 44' to the right and run in a Northeasterly
20 direction a distance of 131.88 feet along the right-of-way of
21 Interstate 59 to the point of beginning of a curve to the
22 right having a central angle of 5 degrees 28' 51" and a radius
23 of 7489.49 feet, and an arc of 716.42 feet; thence continue in
24 a Northeasterly direction along the arc of said curve and
25 along said Interstate 59 right-of-way a distance of 716.4
26 feet, more or less, to a point of intersection of said
27 right-of-way curve with the North line of said 1/4 - 1/4

1 Section; thence deflect 39 degrees 42' 09" to the right from
2 the tangent of last described curve and run along the North
3 line of said 1/4 - 1/4 Section in an Easterly direction a
4 distance of 724.90 feet, more or less, to the point of
5 beginning; said parcel containing 49.56 acres (+-).

6 PARCEL TWO (Loves-1). A parcel of land situated in
7 the SW 1/4 of the SE 1/4 of Section 19, Township 20 South,
8 Range West, Tuscaloosa County, Alabama, more particularly
9 described as follows: Commence at a 3" iron pipe at the SW
10 corner of the SE 1/4 of Section 19, Township 20 South, Range 1
11 West, Tuscaloosa County, Alabama; thence run North 00 degrees
12 46' 34" West along the West boundary of the SE 1/4 of said
13 Section 19 a distance of 1296.02 feet to a point of the South
14 right-of-way of Alabama Hwy. No. 216 (variable right-of-way);
15 thence, run South 79 degrees 41' 42" East along said
16 right-of-way a distance of 295.93 feet to a 1/2" rebar and cap
17 set at the point of curvature of a curve concave Northwardly,
18 said curve having a radius of 7551.00 feet and a delta angle
19 left of 02 degrees 48' 38"; thence, run along said curve an
20 arc distance of 370.41 feet to a point (the chord subtending
21 said arc bearing South 81 degrees 06' 01" East a distance of
22 370.38 feet) to the POINT OF BEGINNING; thence, continue along
23 said curving right-of-way an arc distance of 51.68 feet to a
24 1/2" rebar and cap set at the point of tangency of said curve
25 (the curve subtending said arc bearing South 82 degrees 42'
26 06" East a distance of 51.68 feet); thence, run South 82
27 degrees 53' 52" East along said right-of-way a distance of

1 247.39 feet to a 1/2" rebar and cap set at the intersection of
2 the South right-of-way of said Alabama Hwy. No. 216 and the
3 Northwest right-of-way of U.S. Interstate 20/59 (variable
4 right-of-way); thence, run South 28 degrees 25' 01" West along
5 the Northwest right-of-way of said Interstate Highway a
6 distance of 578.38 feet to a concrete right-of-way monument
7 found at centerline Station 112+21.64; thence, run South 39
8 degrees 51' 06" West along said right-of-way a distance of
9 19.64 feet to an iron bar found; thence, depart said
10 right-of-way and run North 00 degrees 54' 42" West a distance
11 of 560.99 feet to the POINT OF BEGINNING; said parcel
12 containing 1.9 acres (+-).

13 PARCEL THREE (Loves-2) A parcel of land situated in
14 the SW 1/4 of the SE 1/4 of Section 19, Township 20 South,
15 Range 1 West, Tuscaloosa County, Alabama, more particularly
16 described as follows: Commence in a 3" iron pipe at the SW
17 corner of the SE 1/4 of Section 19, Township 20 South, Range 1
18 West, Tuscaloosa County, Alabama, thence run North 00 degrees
19 46' 34" West along the West boundary of the SE 1/4 of said
20 Section 19 a distance of 1296.02 feet to a point on the South
21 right-of-way of Alabama Hwy. No. 216 (variable right-of-way);
22 thence, run South 79 degrees 41' 42" East along said
23 right-of-way a distance of 191.21 feet to a 1/2" rebar and cap
24 set at the POINT OF BEGINNING; thence, continue South 79
25 degrees 41' 42" East along said right-of-way a distance of
26 104.72 feet to a 1/2" rebar and cap set at the Point of
27 Curvature of a curve concave Northwardly, said curve having a

1 radius of 7551.00 feet and a Delta angle left of 02 23 degrees
2 48' 38"; thence run along said curve an arc distance of 370.41
3 feet to a point (the curve subtending said arc bearing South
4 81 degrees 06' 01" East a distance of 370.38 feet); thence,
5 depart said right-of-way, run South 00 degrees 54' 42" East a
6 distance of 373.99 feet to a 1/2" rebar and cap set; thence,
7 run South 89 degrees 05' 18" West a distance of 474.73 feet to
8 a 1/2" rebar and cap set; thence run North 00 degrees 01' 47"
9 West a distance of 457.53 feet to the POINT OF BEGINNING; said
10 parcel containing 4.47 acres.

11 Section 3. All territory brought within the
12 corporate limits of the municipality of Lake View under the
13 provisions of this act shall be subject to the laws and
14 ordinances of the municipality, and the mayor and council
15 shall have and exercise the same and exclusive jurisdiction
16 over the territory as is presently exercised over the
17 territory within the corporate limits of the municipality.

18 Section 4. The provisions of this act are severable.
19 If any part of this act is declared invalid or
20 unconstitutional, that declaration shall not affect the part
21 which remains.

22 Section 5. All laws or parts of laws which conflict
23 with this act are repealed.

24 Section 6. In accordance with Section 11-42-6(b) of
25 the Code of Alabama 1975, a map showing what territory is
26 proposed to be annexed to the municipality of Lake View is on
27 file in the office of the Judge of Probate in Tuscaloosa

1 County, Alabama, and the map is open to the inspection of the
2 public.

3 Section 7. This act shall become effective
4 immediately following its passage and approval by the
5 Governor, or its otherwise becoming law.