

SB197 INTRODUCED



1 SB197
2 Y4CPNNN-1
3 By Senator Melson (Constitutional Amendment)
4 RFD: Local Legislation
5 First Read: 05-Mar-24



SYNOPSIS:

This bill would propose an amendment to the Constitution of Alabama of 2022, relating to Winston County; to vacate a portion of former Winston County Road 1, as it existed prior to the creation of Lewis Smith Lake, from its intersection with Lot 6 of Tidwells Yellow Creek Subdivision No. 2 to its intersection with Lewis Smith Lake.

A BILL
TO BE ENTITLED
AN ACT

To propose an amendment to the Constitution of Alabama of 2022, relating to Winston County; to vacate a portion of former Winston County Road 1, as it existed prior to the creation of Lewis Smith Lake, from its intersection with Lot 6 of Tidwells Yellow Creek Subdivision No. 2 to its intersection with Lewis Smith Lake.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. The following amendment to the Constitution of Alabama of 2022, is proposed:

PROPOSED AMENDMENT

Notwithstanding any other provision of law, a portion



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of former Winston County Road 1, as it existed prior to the creation of Lewis Smith Lake, and any right-of-way adjacent to the road from its intersection with the eastern boundary of Lot 6 of Tidwells Yellow Creek Subdivision No. 2 (Map Book 1, Page 138), also known as 234 Winston County Road 3139, to its intersection with Lewis Smith Lake is closed, vacated, and abandoned and the underlying fee simple of the portion of former County Road 1 as described above shall vest in the abutting landowner or landowners. Winston County shall be divested of all public rights and liabilities in the portion of former County Road 1 as described above.

Upon ratification of this constitutional amendment, the Code Commissioner shall number and place this amendment as appropriate in the constitution omitting this instructional paragraph and may make the following nonsubstantive revisions: change capitalization, hierarchy, spelling, and punctuation for purposes of style and uniformity; correct manifest grammatical, clerical, and typographical errors; revise internal or external citations and cross-references; and translate effective dates.

END PROPOSED AMENDMENT

Section 2. An election upon the proposed amendment shall be held in accordance with Sections 284, 284.01, and 285 of the Constitution of Alabama of 2022, and the election laws of this state. The appropriate election official shall assign a ballot number for the proposed constitutional amendment on the election ballot and shall set forth the following description of the substance or subject matter of the proposed



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constitutional amendment:

"Relating to Winston County, proposing an amendment to the Constitution of Alabama of 2022, to vacate a portion of former Winston County Road 1, as it existed prior to the creation of Lewis Smith Lake, from its intersection with Lot 6 of Tidwells Yellow Creek Subdivision No. 2 to its intersection with Lewis Smith Lake.

Proposed by Act ____."

This description shall be followed by the following language:

"Yes() No()."

Section 3. The proposed amendment shall become valid as part of the Constitution of Alabama of 2022, when approved by a majority of the qualified electors voting thereon.