



# Huntsville, Alabama

305 Fountain Circle  
Huntsville, AL 35801

## Cover Memo

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**Meeting Type:** City Council Regular Meeting **Meeting Date:** 11/7/2024

**File ID:** TMP-4823

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**Department:** Planning

**Subject:**

**Type of Action:** Introduction

Introduction of an ordinance annexing 25.08 acres of land lying on the north of Bibb Garrett Rd and east of I-65.

Ordinance No.

**Does this item need to be published?** Yes

If yes, please list preferred date(s) of publication: November 27, 2024

**Finance Information:**

**Account Number:** n/a

**City Cost Amount:** \$ 0

**Total Cost:** \$ 0

**Special Circumstances:**

**Grant Funded:** \$ 0

**Grant Title - CFDA or granting Agency:** n/a

**Resolution #:** n/a

**Location:**

**Address:** Bibb Garrett Rd, Tanner, AL 35671

**District:** District 1  District 2  District 3  District 4  District 5

**Additional Comments:** none

## **ORDINANCE NO. 24-**

**WHEREAS**, The City of Huntsville, Alabama, by Tommy Battle, as its Mayor, being the owner, as the term is defined by Section 11-42-20, Code of Alabama 1975, of all the property or territory hereinafter particularly described (which property or territory is hereinafter referred to as “the Property”), filed with the City Clerk-Treasurer of the City of Huntsville, Alabama, a signed and written petition requesting that the Property be annexed to the City of Huntsville, Alabama, which petition is on file with the City Clerk-Treasurer of the City of Huntsville, Alabama; and

**WHEREAS**, said petition contained the signature of the owner of the Property, and filed together with said petition was a map showing the relationship of the Property to the corporate limits of the City of Huntsville, Alabama, which map is attached hereto and incorporated herein by reference; and

**WHEREAS**, the Property is contiguous to the present city limits of the City of Huntsville, Alabama, and the Property does not lie within the corporate limits or police jurisdiction of any other municipality; and

**WHEREAS**, the City Council of the City of Huntsville, Alabama, has determined that it is necessary and proper and in the public interest that the Property be brought within the corporate limits of the City of Huntsville, Alabama, and has further determined that all legal requirements for annexing the Property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama 1975.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Huntsville, Alabama, as follows:

1. That the City Council of the City of Huntsville, Alabama hereby finds that it is necessary and proper and in the public interest that the Property be brought within the corporate limits of the City of Huntsville, Alabama, and assents to the annexation of the Property to the City of Huntsville, Alabama;

2. That the corporate limits of the City of Huntsville, Alabama, be, and the same are hereby extended and rearranged so as to embrace and include the Property, which is particularly described as follows:

A tract or parcel of land located in Section 36, Township 4 South, Range 4 West of the Huntsville Meridian, Limestone County, Alabama, and more particularly described as follows: Beginning at the Southeast Corner of said Section 36; thence from the Point of Beginning, North 87 Degrees 35 Minutes 11 Seconds West, a distance of 445.18 feet to a point; thence North 00 Degrees 00 Minutes 00 Seconds East, a distance of 516.54 feet to a point; North 00 Degrees 00 Minutes 00 Seconds East, a distance of 388.23 feet to a point; North 04 Degrees 58 Minutes 33 Seconds West, a distance of 1128.00 feet to a point; North 70 Degrees 31 Minutes 47 Seconds East, a distance of 650.50 feet to a point; South 01 Degree 47 Minutes 17 Seconds West, a distance of 2265.19 feet back to the Point of Beginning, and containing 25.08 acres, more or less.

3. That this ordinance shall be published as provided by law, and become effective upon its publication as required by law.

4. That the Mayor and City Clerk-Treasurer of the City of Huntsville, Alabama, are hereby authorized, requested, and directed for and on behalf of the governing body of the City to file a description of the property or territory herein annexed in the Office of the Judge of Probate of Limestone County, Alabama.

**ADOPTED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
President of the City Council of  
the City of Huntsville, Alabama.

**APPROVED** this the \_\_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama



B. This petition may be signed in any number of counterparts, each of which shall be deemed an original, and all of which taken together shall constitute one and the same petition.

THE FOREGOING CONSIDERED, I, the Petitioner hereby petition and request that the City Council of the City of Huntsville, Alabama, adopt an ordinance assenting to the annexation of the Property to the City of Huntsville, Alabama, all in accordance with the statutes herein provided.

IN WITNESS WHEREOF, I, the undersigned Petitioner have hereunto subscribed my name as of the 31st day of October, 2024.

**PETITIONER:**  
City of Huntsville, Alabama

Signature: Tommy Battle  
Tommy Battle

As its: Mayor

STATE OF ALABAMA            )  
  )  
COUNTY OF MADISON        )

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Tommy Battle, whose name is signed to the foregoing annexation petition and who are known to me, acknowledged before me on this date that, being informed of the contents of said petition, he executed the same voluntarily as of the day the same bears date.

Given under my hand and official seal of office, this the 21st day of October, 2024.

Lady Kassama (SEAL)  
NOTARY PUBLIC

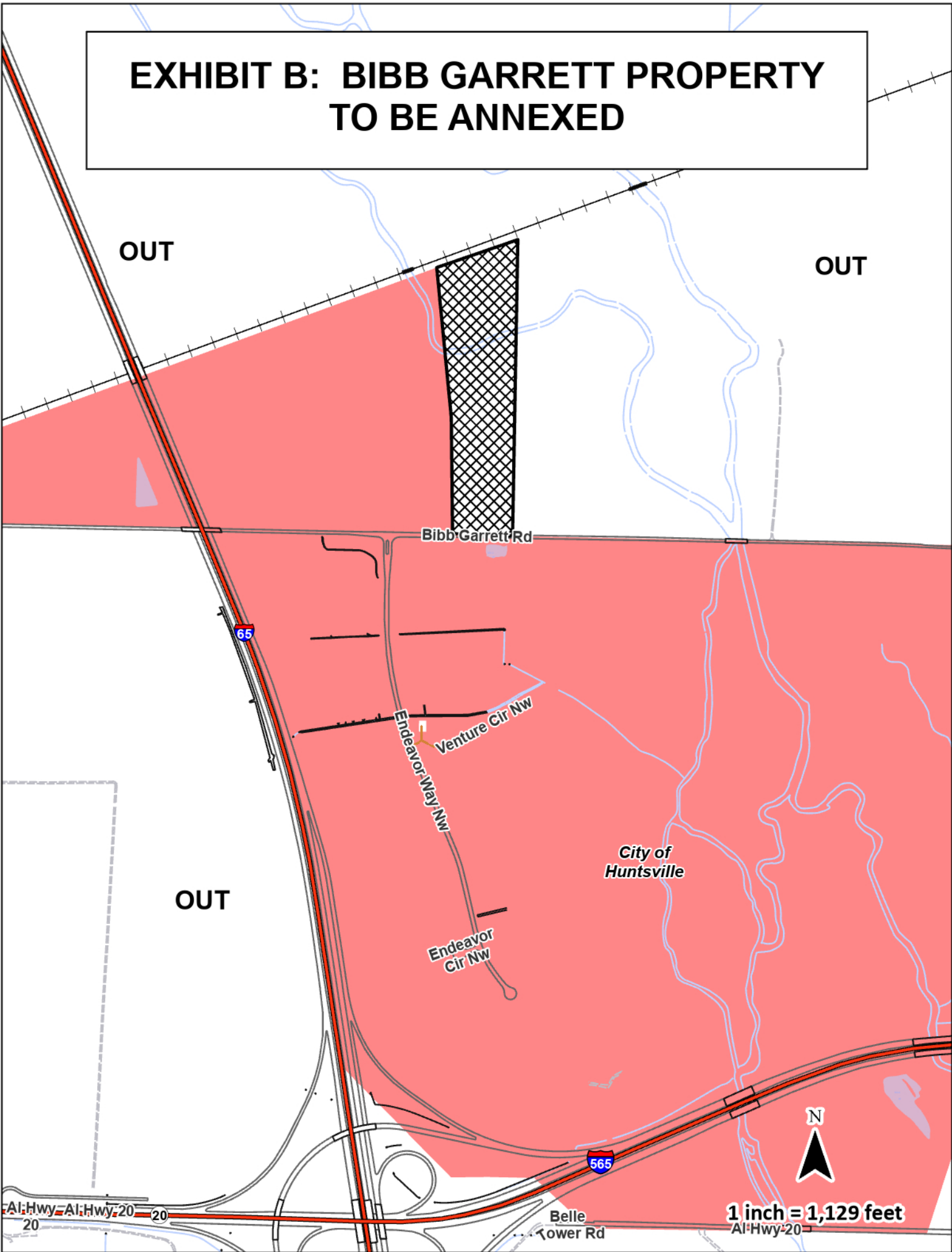
Expiration Date: October 13, 2027



Exhibit "A"  
(Legal Description of the Property)

A tract or parcel of land located in Section 36, Township 4 South, Range 4 West of the Huntsville Meridian, Limestone County, Alabama, and more particularly described as follows: Beginning at the Southeast Corner of said Section 36; thence from the Point of Beginning, North 87 Degrees 35 Minutes 11 Seconds West, a distance of 445.18 feet to a point; thence North 00 Degrees 00 Minutes 00 Seconds East, a distance of 516.54 feet to a point; North 00 Degrees 00 Minutes 00 Seconds East, a distance of 388.23 feet to a point; North 04 Degrees 58 Minutes 33 Seconds West, a distance of 1128.00 feet to a point; North 70 Degrees 31 Minutes 47 Seconds East, a distance of 650.50 feet to a point; South 01 Degree 47 Minutes 17 Seconds West, a distance of 2265.19 feet back to the Point of Beginning, and containing 25.08 acres, more or less.

# EXHIBIT B: BIBB GARRETT PROPERTY TO BE ANNEXED





**ANNEXATION SUMMARY: BIBB GARRETT**

October 30, 2024

**PETITIONER:** The City of Huntsville, Alabama, by Tommy Battle, as its Mayor

**LOCATION:** On the north of Bibb Garrett Rd and east of I-65  
Township 4 South, Range 4 West, Section 36  
Bibb Garrett Rd, Tanner, AL 35671

**ACREAGE:** 25.08 acres

**REASON FOR  
REQUEST:** City Services

## **ANNEXATION GUIDELINES: Bibb Garrett**

1. Annexations that would fill in or make more regular the existing corporate limits should be strongly encouraged.

WOULD CONTINUE ONGOING ANNEXATIONS IN THIS AREA

2. The remaining tax islands should be annexed when ownership changes and redevelopment occurs....

NOT A TAX ISLAND

3. Annexations of land in subdivisions....

NOT PART OF A SUBDIVISION

4. Corridors are discouraged....

NOT A CORRIDOR

5. Point-to-point annexations should be discouraged....

NOT A POINT-TO-POINT CONNECTION

6. Owners living on land expected to be annexed within the ninety-day period preceding a municipal election....

NO MUNICIPAL ELECTION AT TIME OF ANNEXATION

7. Land which is known to be contaminated should not be annexed until such danger has been mitigated.

NO KNOWN CONTAMINATION

8. The annexation of land that would contribute to the city's economic development through an increase in taxes....

INDUSTRIAL LAND

9. The city should require petitions for annexation referenda to satisfy additional conditions....

NOT A REFERENDA

10. City planners will explain to all annexation petitioners the policies under which services are provided.

CITY OWNED PROPERTY