

ORDINANCE NO.23-950

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

Section 1. The City Council of the City of Huntsville, Alabama, finds that an application has been presented to the City of Huntsville requesting the vacation of a certain right-of-way; that the applicant has represented to the City of Huntsville that **Home Space Builders, LLC**, is the owner of the property across which said rights-of-way lies; that said right-of-way, or the portion being vacated, is not presently used and is no longer needed for a public or municipal purpose.

Section 2. Pursuant to the findings in Section 1 hereinabove, the Mayor of the City of Huntsville, Alabama, is hereby authorized, requested and directed to execute quitclaim deed vacating the rights-of-way hereinafter described, said deed being substantially in words and figures as follows, to-wit:

STATE OF ALABAMA
COUNTY OF MADISON

QUITCLAIM DEED

THIS INDENTURE made and entered into on this the 21st day of December, 2023, by and between **THE CITY OF HUNTSVILLE, a municipal corporation organized and existing under the laws of the State of Alabama**, as Grantor, and **HOME SPACE BUILDERS, LLC, an Alabama limited liability company**, as Grantee.

WITNESSETH: That the said Grantor, for and in consideration of the sum of Ten and no/00 (\$10.00) Dollars, and other good and valuable considerations to the Grantor in hand paid by the Grantee, the receipt of which is hereby acknowledged, the Grantor has given, granted, bargained, sold and conveyed and does by these presents give, grant, bargain, sell and convey unto the Grantee, its successors and assigns, the following described property, lying and being in the County of Madison, State of Alabama, to-wit:

FOR LEGAL DESCRIPTION, SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

This conveyance transfers the vacated right-of-way into a public utility and drainage easement.

No title search requested; none rendered.

To have and to hold to the said Grantee, its successors and assigns.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals on this the day and year first above written.

THE CITY OF HUNTSVILLE
A municipal corporation

By: _____ (SEAL)
Tommy Battle, Mayor

ATTEST:

SHAUNDRIKA EDWARDS
City Clerk

STATE OF ALABAMA
COUNTY OF MADISON

Before me, the undersigned Notary Public in and for said county and State, personally appeared Tommy Battle and Shaundrika Edwards who are known to me to be the Mayor and the City Clerk respectively of the City of Huntsville, a municipal corporation, and they acknowledged before me on this date that they, being duly informed of the contents of this instrument, executed the same voluntarily and with full authority on behalf of and as the act of the City of Huntsville, a municipal corporation, on the day the same bears date.

GIVEN under my hand and official seal on this the 21st day of December, 2023.

(SEAL)
Notary Public
My commission expires: _____

Prepared by:
Charles L. Brinkley
307 Randolph Avenue
Huntsville, Al. 35801

EXHIBIT "A"

STATE OF ALABAMA)
COUNTY OF MADISON

All that part of the Northeast Quarter of the Southwest Quarter of Section 2, Township 4 South, Range 1 West of the Huntsville Meridian, Madison County, Alabama. Particularly described as beginning at the Northeast corner of Lot 6, Block 66 according to the record plat of the Lowe Corporation Addition as recorded in Plat Book 1, Page 166 in the Office of the Judge of Probate, Madison County, Alabama; said point being a 1/2 inch rebar set at the intersection on the West right of way margin of First Street with the South right of way margin of Seventh Avenue;

Thence from the Point of Beginning and along the North boundary line of said Lot 6, Block 66, North 87 degrees 52 minutes 16 seconds West 123.00 feet to a 1/2 inch rebar set; Thence North 01 degree 03 minutes 47 seconds East 20.00 feet to a 1/2 inch rebar set; Thence South 87 degrees 52 minutes 16 seconds East 123.00 feet to a 1/2 inch rebar set on the West right of way margin of said First Street; Thence along said margin, South 01 degree 03 minutes 47 seconds West 20.00 feet to the Point of Beginning and containing 2,459.5 square feet, more or less.

Grantor's Mailing Address: 320 Fountain Circle, Huntsville, AL 35801

Grantee's Mailing Address: 2911 Thornblade Place, Huntsville, AL 35801

Property Address: 2100 1st Street Huntsville, AL 35805

Date of Transfer: _____

Deed consideration: \$500.00 (Minimum Deed Tax due to vacated right-of-way into a public utility and drainage easement)

ORDINANCE NO. 23-950 (Cont'd)

ADOPTED this the 21st day of December, 2023.

President of the City Council of
the City of Huntsville, Alabama

APPROVED this the 21st day of December, 2023.

Mayor of the City of Huntsville,
Alabama



Huntsville, Alabama

308 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 11/16/2023

File ID: TMP-3630

Department: Planning

Subject:

Type of Action: Approval/Action

Resolution to set a public hearing on the vacation of a right-of-way located at 2100 1st Street, Lowe Corporation Addition, and the introduction of a Resolution consenting to, and the introduction of an Ordinance vacating the right-of-way pertaining to the same. (Home Space Builders) (Set December 21, 2023, Regular Council Meeting)

Resolution No.
Resolution No.
Ordinance No.

Does this item need to be published? Choose an item.

If yes, please list preferred date(s) of publication: Nov. 22, Nov. 29, Dec. 6, Dec. 13

Finance Information:

Account Number: NA

City Cost Amount: NA

Total Cost: NA

Special Circumstances:

Grant Funded: NA

Grant Title - CFDA or granting Agency: NA

Resolution #: NA

Location:

Address: 2100 1st Street, Huntsville, AL

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



Huntsville, Alabama

308 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 12/21/2023

File ID: TMP-3731

Department: Planning

Subject:

Type of Action: Approval/Action

Ordinance vacating right-of-way located at 2100 1st Street, Lowe Corporation Addition. (Home Space Builders) (Introduced November 16, 2023, Regular Council Meeting).

Ordinance No. 23-950

Does this item need to be published? Yes

If yes, please list preferred date(s) of publication: 12/27/2023

Finance Information:

Account Number: N/A

City Cost Amount: N/A

Total Cost: N/A

Special Circumstances:

Grant Funded: N/A

Grant Title - CFDA or granting Agency: N/A

Resolution #: N/A

Location:

Address: 2100 1st Street, Lowe Corporation Addition

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

Additional Comments: