



Huntsville, Alabama

305 Fountain Circle
Huntsville, AL 35801

Cover Memo

Meeting Type: City Council Regular Meeting **Meeting Date:** 4/23/2026

File ID: TMP-6793

Department: Legal

Subject:

Type of Action: Approval/Action

Resolution consenting to the vacation of a right-of-way at 2204 1st Street.

Resolution No. 26-262

Does this item need to be published? Yes

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

Finance Information:

Account Number: TBD

City Cost Amount: TBD

Total Cost: TBD

Special Circumstances:

Grant Funded: NA

Grant Title - CFDA or granting Agency: NA

Resolution #: NA

Location:

Address:

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

Additional Comments:

RESOLUTION NO. 26-_____

BE IT RESOLVED by the City Council of the City of Huntsville, within the State of Alabama, as follows:

1. That **REDEEMER CHURCH**, is the sole landowner abutting the property hereinafter described, made application for the vacation of that certain portions of Right-of-Way more particularly described as follows (the "Rights-of-Way" or the "Property"):

See Exhibit "A" attached hereto and incorporated herein.

2. That notice of the vacation of the portions of the Rights-of-Way has been given as required by Section 23-4-1 et seq. of the Code of Alabama, 1975, as amended, and a public hearing held for purposes of allowing public comments on the proposed vacation before the City Council.

3. That after vacation of the designated Right-of-Way and all public rights therein, convenient and reasonable means of ingress and egress to and from the respective property will be afforded to all property owners owning property in or near the Rights-of-Way by the remaining streets, avenues, and highways.

4. That in the judgment and opinion of the City Council of the City of Huntsville that it is in the public interest and necessary and expedient that the City vacate the designated Rights-of-Way and that the vacation of the designated Rights-of-Way is in the best interests of the citizens of the City in that same will contribute to the health and general welfare of the citizens of the City of Huntsville, Alabama.

5. That the filing of the resolution with the Judge of Probate of Madison County, Alabama, shall operate as a declaration of the City's vacation of the Rights-of-Way as described herein and shall divest all public rights and liabilities, including any rights which may have been acquired by prescription, in that part of the Rights-of-Way. Title and all public rights shall vest in the abutting landowners, Redeemer Church.

6. That notice of this resolution shall be published in The Speakin' Out News no later than fourteen (14) days from the date hereof.

NOW THEREFORE, be it resolved by the City Council of the City of Huntsville that they do hereby assent to the said vacation of the herein described Rights-of-Way and the same is hereby vacated and annulled and all public rights therein divested of the Property.

ADOPTED this the 23rd day of April, 2026.

President of the City Council
City of Huntsville, Alabama

APPROVED this the 23rd day of April, 2026.

TOMMY BATTLE
Mayor of the City of Huntsville, Alabama

EXHIBIT A

STATE OF ALABAMA COUNTY OF MADISON

Commencing at the Southeast property corner of Lot 1 of Block 91 of the Lowe Corporation Addition as recorded in Plat Book 1, Page 166 in the Office of the Judge of Probate of Madison County, Alabama, said property corner lying at the intersection of the Western right-of-way margin of 1st Street and the Northern Margin of a 15-foot public alley; thence South 02 degrees 08 minutes 00 seconds West, 5.00 feet to a point lying on the West margin of 1st Street.

Thence from the point of beginning and leaving said Western right-of-way of 1st Street and running parallel with the Northern margin of said 15-foot alley and the Southern boundary lines of Lots 1, 2 and 3 of said Block 91 of the Lowe Corporation Addition, North 89 degrees 04 minutes 33 seconds West 122.31 feet to a point; thence South 02 degrees 07 minutes 27 seconds West, 9.99 feet to a point lying on the Southern margin of said 15-foot alley; thence along the Southern margin of said 15-foot alley, South 89 degrees 04 minutes 19 seconds East, 24.00 feet to a ½" rebar stamped Johnson "CA-0193LS," at the Northwest corner of Lot 10 of said Block 91 of Lowe Corporation Addition; thence along the Southern margin of said 15-foot alley and along the Northern boundary of said Lot 10, South 89 degrees 04 minutes 19 seconds East, 98.21 feet to a ½" rebar stamped Johnson "CA-0193LS," at the Northeast corner of said Lot 10 and lying on the Western right-of-way of 1st Street; Thence along said street right-of-way margin, North 02 degrees 08 minutes 00 seconds East, 10.00 feet to the point of beginning and containing 0.028 acres (1222 S.F.), more or less.

This property is subject to any existing easements and rights-of-way whether or not recorded in the public records and shall henceforth, upon vacation of said right-of-way, be converted to a Utility and Drainage Easement.

AND

Beginning at the Southeast property corner of Lot 1 of Block 91 of the Lowe Corporation Addition as recorded in Plat Book 1, Page 166 in the Office of the Judge of Probate of Madison County, Alabama, said property corner lying at the intersection of the Western right-of-way margin of 1st Street and the Northern Margin of a 15-foot public alley;

Thence from the point of beginning and leaving said Western right-of-way of 1st Street and running along the Northern margin of said 15-foot alley and along the Southern boundary line of Lots 1 and 2 of said Block 91 of the Lowe Corporation Addition, North 89 degrees 04 minutes 33 seconds West 98.21 feet to a ½" rebar stamped Johnson "CA-0193LS," said point being the Southeast property corner of Lot 3 of said Block 91 of the Lowe Corporation Addition; thence continuing along the Northern margin of said 15-foot alley and along the Southern boundary of said Lot 3, North 89 degrees 04 minutes 33 seconds West, 24.00 feet to a point; thence South 02 degrees 07 minutes 27 seconds West, 5.0 feet to a point; thence South 89 degrees 04 minutes 33 seconds East, 122.31 feet to a point lying on the Western right-of-way of 1st Street; Thence along said street right-of-way margin, North 02 degrees 08 minutes 00 seconds East, 5.00 feet to the point of beginning and containing 0.014 acres (611 S.F.), more or less.