

**ORDINANCE NO. 2019-25**

**AN ORDINANCE DECLARING CERTAIN REAL PROPERTY OWNED BY THE CITY AS NO LONGER BEING NEEDED FOR A PUBLIC PURPOSE AND AUTHORIZING ITS SALE TO HOLMES II EXCAVATION.**

**WHEREAS** the City is the owner of certain real property described as follows:

A TRACT OF LAND LYING AND BEING IN THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER AND THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 34, AND THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 27, BOTH IN TOWNSHIP 16 SOUTH, RANGE 8 EAST, CALHOUN COUNTY, ALABAMA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 27, TOWNSHIP 16 SOUTH, RANGE 8 EAST AND RUN N-00°52' 32" -W ALONG THE WEST LINE OF SAID SOUTHEAST QUARTER FOR A DISTANCE OF 38.95 FEET TO THE CENTER LINE OF EXISTING BOILING SPRINGS ROAD; THENCE LEAVING SAID WEST LINE RUN S-89°21'26"-E ALONG SAID CENTER LINE FOR A DISTANCE OF 106.20 FEET TO A POINT ON THE EASTERN RIGHT- OF-WAY OF LEON SMITH PARKWAY AND THE POINT OF BEGINNING; THENCE RUN S-88°45'09"-E ALONG SAID CENTER LINE FOR A DISTANCE OF 1108.12 FEET TO A POINT ON THE PROPOSED RELOCATED RIGHT-OF-WAY OF BOILING SPRINGS ROAD; THENCE LEAVING SAID CENTER LINE RUN ALONG SAID PROPOSED RELOCATED RIGHT-OF-WAY ALONG A CURVE TO THE RIGHT WITH A RADIUS OF 1210.11 FEET, A CHORD BEARING OF S-51°25'08"-E AND A CHORD DISTANCE OF 236.79 FEET, THENCE ALONG THE ARC OF SAID CURVE 237.17 FEET TO A POINT; THENCE CONTINUE ALONG SAID RIGHT- OF-WAY S-43°54'16"-E FOR A DISTANCE OF 106.73 TO A POINT ON THE EXISTING BOILING SPRINGS RIGHT-OF-WAY; THENCE LEAVING SAID PROPOSED RELOCATED RIGHT-OF-WAY RUN S-45°53'24"-W ALONG EXISTING BOILING SPRINGS RIGHT-OF-WAY FOR A DISTANCE OF 25.63 FEET ; THENCE RUN N-44°03'17" -W ALONG LAST SAID RIGHT-OF-WAY FOR A DISTANCE OF 171.57 TO A CURVE TO THE LEFT WITH A RADIUS OF 170.20 FEET A CHORD BEARING OF N-66°45' 56" -W A CHORD DISTANCE OF 132.57 FEET; THENCE ALONG THE ARC OF SAID CURVE A DISTANCE OF 136.18 FEET ; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY S-89°03'42"-W FOR A DISTANCE OF 887.92 FEET ; THENCE CONTINUE ALONG SAID RIGHT-OF-WAY S-63°13'54"-W FOR A DISTANCE OF 240.07 FEET TO A POINT ON THE EASTERN RIGHT-OF-WAY OF LEON SMITH PARKWAY ; THENCE RUN N-1°38'54 " -W ALONG LAST SAID RIGHT-OF-WAY 184.59 FEET BACK TO THE POINT OF BEGIN NING.

THE ABOVE DESCRIBED TRACT CONTAINS 2.266 ACRES MORE OR LESS.

**WHEREAS** the property is no longer need for a public purpose and is therefore subject to conveyance;

**WHEREAS** the City wishes to convey the subject property to Holmes II Excavation for the sum of Sixty-Two Thousand Three Hundred Twenty-One Dollars and 83/100 (\$62,321.83) which is representative of its fair market value.

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OXFORD, ALABAMA AS FOLLOWS:

**SECTION ONE:** The above described municipal property is no longer needed for a municipal purpose and is therefore subject to a conveyance

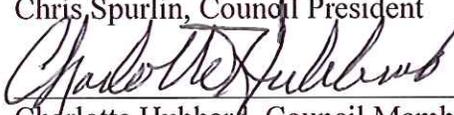
**SECTION TWO:** The Mayor of the City is hereby authorized and directed to do any act necessary to convey title of the above described property to Holmes II Excavation for the sum of Sixty-Two Thousand Three Hundred Twenty-One Dollars and 83/100 (\$62,321.83).

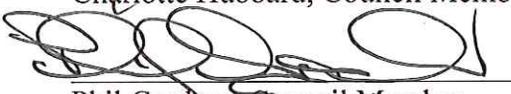
**SECTION THREE:** This Ordinance shall become effective upon its passage by the Council and publication as required by law.

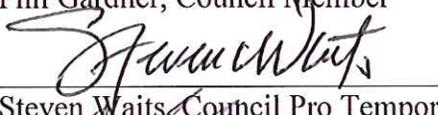
APPROVED and ADOPTED this 27th day of August, 2019.

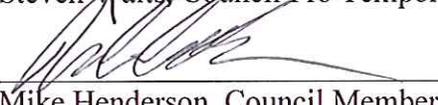
CITY COUNCIL OF THE CITY OF  
OXFORD, ALABAMA

  
Chris Spurlin, Council President

  
Charlotte Hubbard, Council Member

  
Phil Gardner, Council Member

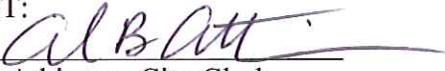
  
Steven Waits, Council Pro Tempore

  
Mike Henderson, Council Member

APPROVED:

  
Alton Craft, Mayor

ATTEST:

  
Alan B. Atkinson, City Clerk

CERTIFICATION OF ADOPTION

I hereby certify that the attached ordinance was duly adopted by the Oxford City Council in regular session assembled on the 27th day of August, 2019, and is recorded in the official minutes of the Oxford City Council.

  
Alan B. Atkinson, City Clerk

CERTIFICATION OF PUBLICATION

I, Alan B. Atkinson, City Clerk for the City of Oxford, Alabama, do hereby certify this Ordinance was posted in three public places within the City and at Oxford City Hall beginning on the 29th day of August, 2019, as in accordance with the provisions of Code of Alabama, 1975, Section 11-45-8.

  
Alan B. Atkinson, City Clerk