

HB268 ENROLLED



1 HB268
2 YCAB2N2-2
3 By Representative Stringer (Constitutional Amendment)
4 RFD: Baldwin County Legislation
5 First Read: 29-Feb-24



HB268 Enrolled

1 Enrolled, An Act,

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3 To propose an amendment to the Constitution of Alabama
4 of 2022, relating to Baldwin County, to define the White House
5 Fork Landmark District within the county and to prohibit the
6 annexation by local law of any property within the district
7 into any municipality except under certain conditions.

8 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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

11 PROPOSED AMENDMENT

12 (a) For the purposes of this amendment, the "White
13 House Fork Landmark District" in Baldwin County is defined as
14 follows:

15 Commence at the Southwest Corner of Section 7, Township 3
16 South, Range 3 East for a POINT OF BEGINNING: Thence run
17 Northward along and with the West Boundary of said Section 7
18 and the East Boundary of the current City of Spanish Fort
19 Corporate Limits to the Northwest Corner of Baldwin County,
20 Alabama Tax Parcel Number 05-28-03-07-0-000-041.000; thence
21 run Westwardly along and with the North Boundary of said
22 Corporate Limits to the Northeast Corner of Baldwin County,
23 Alabama Tax Parcel Number 05-29-01-12-0-000-075.000; thence
24 run Southwardly along and with the West Boundary of the



HB268 Enrolled

25 current City of Spanish Fort Corporate Limits to the Southeast
26 Corner of Baldwin County, Alabama Tax Parcel Number
27 05-29-01-12-0-000-064.001; thence run Westwardly along and
28 with the North Boundary of said Corporate Limits to the
29 Northeast Corner of Baldwin County, Alabama Tax Parcel Number
30 05-29-06-13-0-000-002.000; thence run Southwardly along and
31 with the West Boundary of the current City of Spanish Fort
32 Corporate Limits to the Southeast Corner of said Tax Parcel;
33 thence run Westwardly along and with the North Boundary of
34 said Corporate Limits to the Southwest corner of said Tax
35 Parcel; thence run Northwardly along and with the East
36 Boundary of said Corporate Limits to the Northwest Corner of
37 said Tax Parcel; thence run Westwardly along with the North
38 Boundary of the current City of Spanish Fort Corporate Limits
39 to the Southeast Corner of Baldwin County, Alabama Tax Parcel
40 Number 05-29-01-12-0-000-061.000; thence run Southwardly along
41 and with the West Boundary of the current City of Spanish Fort
42 Corporate Limits to the Southeast Corner of Baldwin County,
43 Alabama Tax Parcel Number 05-29-06-13-0-000-024.000; thence
44 run Westwardly along and with the North Boundary of the
45 current City of Spanish Fort Corporate Limits to the Southwest
46 Corner of Baldwin County, Alabama Tax Parcel Number
47 05-29-06-13-0-000-029.000; thence run Southwardly along and
48 with the West Boundary of the current City of Spanish Fort



HB268 Enrolled

49 Corporate Limits to the Southeast Corner of Baldwin County,
50 Alabama Tax Parcel Number 05-29-06-14-0-000-005.000 and the
51 Southeast Corner of Section 14, Township 3 South, Range 2
52 East; thence run Westwardly along and with the North Boundary
53 of the current City of Spanish Fort Corporate Limits to the
54 Southwest Corner said Tax Parcel; thence run Northwardly along
55 and with the East Boundary of said Corporate Limits to the
56 Northwest Corner of said Tax Parcel; thence run Westwardly
57 along and with the North Boundary of the current City of
58 Spanish Fort Corporate Limits to the Northwest Corner of
59 Baldwin County, Alabama Tax Parcel Number
60 05-29-06-14-0-000-004.000; thence run Southwardly along and
61 with the West Boundary of said Corporate Limits to the
62 Southwest Corner of said Tax Parcel; thence run Westwardly
63 along and with the North Boundary of the current City of
64 Spanish Fort Corporate Limits to the Southwest Corner of
65 Cypress Ridge Subdivision, Phase 1, as shown by map or plat
66 thereof recorded on Slide File 2368-C, Probate Records,
67 Baldwin County, Alabama and the Southwest Corner of Section
68 14, Township 3 South, Range 2 East; thence run Southwardly
69 along and with the West Boundary of the current City of
70 Spanish Fort Corporate Limits to the Southeast Corner of
71 Baldwin County, Alabama Tax Parcel Number
72 05-29-05-22-0-000-002.007; thence run Westwardly along and



HB268 Enrolled

73 with the North Boundary of the current City of Spanish Fort
74 Corporate Limits to the Southeast Corner of Lot 10, Whitehouse
75 Creek Acres, as shown by map or plat thereof recorded on Slide
76 File 1262-B, Probate Records, Baldwin County, Alabama; thence
77 run Westwardly along and with the North Boundary of said
78 Corporate Limits to the Southwest Corner of Lot 9, of said
79 Whitehouse Creek Acres; thence run Northwardly along and with
80 the East Boundary of the current City of Spanish Fort
81 Corporate Limits to the Southern Margin of Whitehouse Fork
82 Road Ext. and the Northern Boundary of said Corporate Limits;
83 thence run Westwardly along and with the North Boundary of
84 said Corporate Limits and the South Margin of Whitehouse Fork
85 Road Ext. to the Northwest Corner of Lot 1, of said Whitehouse
86 Creek Acres; thence run Southwardly along and with the West
87 Boundary the current City of Spanish Fort Corporate Limits to
88 the Southeast Corner of Baldwin County, Alabama Tax Parcel
89 Number 05-29-05-22-0-000-008.000; thence run Westwardly along
90 and with North Boundary of said Corporate Limits to the
91 Southwest Corner of said Tax Parcel; thence run Northwardly
92 along and with the West Boundary of said Tax Parcel and
93 extension thereof to the North Margin Whitehouse Fork Road
94 Ext.; thence run Northwestwardly along and with the North
95 Margin of said Road to the Southwest Corner of Baldwin County,
96 Alabama Tax Parcel Number 05-29-05-22-0-000-005.017; thence



HB268 Enrolled

97 run Northwardly along and with the West Boundary of said Tax
98 Parcel to the Northwest Corner of said Tax Parcel and the
99 Northwest Corner of Section 22, Township 3 South, Range 2
100 East; thence run Eastwardly to the Southwest Corner of
101 Baldwin, Alabama Tax Parcel Number 05-29-05-15-0-000-015.001
102 and the Southwest Corner of Section 15, Township 3 South,
103 Range 2 East; thence run Northwardly along and with the West
104 Boundary of said Tax Parcel to the Northwest Corner of Section
105 15, Township 3 South, Range 2 East; thence run Eastwardly
106 along the North Boundary of said Section 15 to the Southwest
107 Corner of Baldwin County, Alabama Tax Parcel Number
108 05-29-02-10-0-000-024.000; thence run Northeastwardly along
109 and with the West Boundary of said Tax Parcel to the Northwest
110 Corner of said Tax Parcel; thence run Eastwardly along and
111 with the North Boundary of said Tax Parcel to the Southwest
112 Corner of Baldwin County, Alabama Tax Parcel Number
113 05-29-02-10-0-000-002.000; thence run Northwardly along and
114 with the West Boundary of said Tax Parcel to the Northwest
115 Corner of said Tax Parcel; thence run Eastwardly along the
116 North Boundary of said Tax Parcel and extension thereof to the
117 Southeast Corner of Baldwin County, Alabama Tax Parcel Number
118 05-29-01-02-0-000-008.000; thence run Northwardly along and
119 with the East Boundary of said Tax Parcel to the Northwest
120 Corner of Baldwin County, Alabama Tax Parcel Number



HB268 Enrolled

121 05-29-01-02-0-000-014.002; thence run Eastwardly along and
122 with the North Boundary of said Tax Parcel and extension
123 thereof to the Southeast Corner of Baldwin County, Alabama Tax
124 Parcel Number 05-29-01-02-0-000-013.000; thence run
125 Northwardly along and with the East Boundary of said Tax
126 Parcel and the extension thereof to the Southwest Corner of
127 Baldwin County, Alabama Tax Parcel Number
128 05-29-01-01-0-000-002.000; thence run Eastwardly along and
129 with the South Boundary of said Tax Parcel to the Southeast
130 Corner of said Tax Parcel; thence run Northwardly along and
131 with the East Boundary of said Tax Parcel and the extension
132 thereof to the lower Northwest Corner of Baldwin County,
133 Alabama Tax Parcel Number 05-22-08-36-0-000-029.000; thence
134 run Eastwardly and Northwardly along and with the Western
135 Boundary of said Tax Parcel to the upper Northwest Corner of
136 said Tax Parcel; thence run Eastwardly along and with the
137 North Boundary of said Tax Parcel to the Southeast Corner of
138 Baldwin County, Alabama Tax Parcel Number 05-22-08-36-0
139 -000-001.000; thence run Northwardly along and with the East
140 Boundary of said Tax Parcel and extension thereof to the
141 Northwest Corner of Baldwin County, Alabama Tax Parcel Number
142 05-23-09-30-0-000-034.000; thence run Eastwardly along and
143 with the North Boundary of said Tax Parcel to the Southeast
144 Corner of Baldwin County, Alabama Tax Parcel Number



HB268 Enrolled

145 05-23-09-30-0-000-015.000; thence run Northwardly along and
146 with the West Boundary of Baldwin County, Alabama Tax Parcel
147 Number 05-23-09-30-0-000-015.005 to the Northwest Corner of
148 said Tax Parcel; thence run Eastwardly along and with the
149 North Boundary of said Tax Parcel to the Southeast Corner of
150 Baldwin County, Alabama Tax Parcel Number
151 05-23-09-30-0-000-015.002; thence run Northwardly along and
152 with the East Boundary of said Tax Parcel to the Northwest
153 Corner of Baldwin County, Alabama Tax Parcel Number
154 05-23-09-30-0-000-009.001; thence run Eastwardly along and
155 with the North Boundary of said Tax Parcel to the Southeast
156 Corner of Baldwin County, Alabama Tax Parcel Number
157 05-23-09-30-0-000-009.011; thence run Northwardly along and
158 with the East Boundary of said Tax Parcel to the Northwest
159 Corner of Baldwin County, Alabama Tax Parcel Number
160 05-23-09-30-0-000-009.000; thence run Westwardly along and
161 with the South Boundary of Baldwin County, Alabama Tax Parcel
162 Number 05-23-04-19-0-000-001.030 to the Southwest Corner of
163 said Tax Parcel; thence run Northwardly along and with the
164 West Boundary of said Tax Parcel to the Southern Margin of
165 Baldwin County Highway Number 138; thence run Eastwardly and
166 Northeastwardly along and with the Southern and Eastern
167 Margins of said County Highway to the Northeastern Margin of
168 Whitehouse Fork Road and the Northwestern Corner of Baldwin



HB268 Enrolled

169 County, Alabama Tax Parcel Number 05-23-04-20-0 -000-052.000;
170 thence run Southwardly along and with the West Boundary of
171 said Tax Parcel to the Northwest Corner of Baldwin County,
172 Alabama Tax Parcel Number 05-23-04-20-0-000-053.000; thence
173 run Eastwardly along and with the North Boundary of said Tax
174 Parcel to the Northwest Corner of Baldwin County, Alabama Tax
175 Parcel Number 05-23-04-20-0-000-051.016; thence run
176 Southwardly along and with the West Boundary of said Tax
177 Parcel to the Southeast Corner of Baldwin County Tax Parcel
178 Number 05-23-04-20-0-000-055.000 and to the current City of
179 Bay Minette Corporate Limits; thence run Westwardly along and
180 with the South Boundary of said Tax Parcel and said Corporate
181 Limits to the Northwest Corner of Baldwin County, Alabama Tax
182 Parcel Number 05-23-04-20-0-000-051.022; thence run
183 Southwardly along and with the West Boundary of said Tax
184 Parcel and said Corporate Limits to the Northwest Corner of
185 Baldwin County, Alabama Tax Parcel Number
186 05-23-04-20-0-000-051.004; thence run Eastwardly, Southwardly,
187 and Eastwardly along and with the South Boundary of the
188 current City of Bay Minette Corporate Limits to the Northeast
189 Corner of Baldwin County, Alabama Tax Parcel Number
190 05-23-04-20 -0-000-051.019; thence run Southwardly and
191 Westwardly along and with the West Boundary of the current
192 City of Bay Minette Corporate Limits to the Northwest Corner



HB268 Enrolled

193 of Baldwin County, Alabama Tax Parcel Number
194 05-23-09-29-0-000-003.001; thence run Southwardly along and
195 with the said Corporate Limits to the Northwest Corner of
196 Baldwin County, Alabama Tax Parcel Number
197 05-23-09-29-0-000-002.001; thence run Southwardly along and
198 with the West Boundary of said Tax Parcel and extension
199 thereof to the Upper Northwest corner of Baldwin County,
200 Alabama Tax Parcel Number 05-23-09-32-0-000-005.001 and to the
201 current City of Spanish Fort Corporate Limits; thence run
202 Southwardly along and with the West Boundary of said Corporate
203 Limits to the Southeast Corner of Baldwin County, Alabama Tax
204 Parcel Number 05-23-09-32-0000-004.000; thence run Westwardly
205 along and with said Corporate Limits to the Lower Northwest
206 Corner of Baldwin County, Alabama Tax Parcel Number
207 05-23-09-32-0-000-005.001; thence run Southwardly along and
208 with the West Boundary of the current City of Spanish Fort
209 Corporate Limits to the Northeast Corner of Baldwin County,
210 Alabama Tax Parcel Number 05-28-03-07-0-000-013.000; thence
211 run Westwardly along and with said Corporate Limits to the
212 Northwest Corner of said Tax Parcel; thence run Southwardly
213 along and with said Corporate Limits to the Southwest Corner
214 of said Tax Parcel; thence run Eastwardly along and with said
215 Corporate Limits to the Southeast Corner of said Tax Parcel;
216 thence run Southwardly along and with the West Boundary of the



HB268 Enrolled

217 current City of Spanish Fort Corporate Limits to the Northeast
218 Corner of Baldwin County, Alabama Tax Parcel Number
219 05-28-03-07-0-000-042.000; thence run Westwardly along and
220 with the North Boundary of said Corporate Limits to the
221 Northwest Corner of said Tax Parcel; thence run Southwardly
222 along and with the West Boundary of the current City of
223 Spanish Fort Corporate Limits to the Southeast Corner of
224 Baldwin County, Alabama Tax Parcel Number
225 05-28-03-07-0-000-041.000; thence run Westwardly along and
226 with the North Boundary of said Corporate Limits to the
227 Southwest Corner of Section 7, Township 3 South, Range 3 East
228 to the Point Of Beginning. LESS AND EXCEPT therefrom any
229 portion of the above described property which lies within the
230 Corporate Limits of the City of Spanish Fort or the City of
231 Bay Minette, Alabama.

232 (b) No property within the White House Fork Landmark
233 District may be annexed into any municipality by local law.

234 (c) Subsection (b) shall not apply to any municipality
235 incorporated after the ratification of this amendment which
236 includes any part of the White House Fork Landmark District.

237 (d) The White House Fork Landmark District shall not be
238 considered a legal entity and shall not have any of the
239 following powers or authority:

240 (1) Standing to sue or be sued.



HB268 Enrolled

241 (2) Taxing authority.

242 (3) Zoning authority.

243 (4) Police power and public safety authority.

244 (5) Authority to adopt ordinances, rules, or
245 regulations within its boundaries.

246 (6) Any other authority or power commonly associated
247 with a legal entity.

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

257 END PROPOSED AMENDMENT

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



HB268 Enrolled

265 constitutional amendment:

266 "Relating to Baldwin County, proposing an amendment to
267 the Constitution of Alabama of 2022, to define the White House
268 Fork Landmark District within the county and to prohibit the
269 annexation by local law of any property within the district
270 into any municipality except under certain conditions.

271 Proposed by Act ____."

272 This description shall be followed by the following
273 language:

274 "Yes() No()."

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



HB268 Enrolled

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Speaker of the House of Representatives

President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in and was passed by the House 02-Apr-24.

John Treadwell
Clerk

Senate

08-May-24

Passed