

1 HB719
2 135823-2
3 By Representatives Mask, Beckman and Wren (N & P)
4 RFD: Local Legislation
5 First Read: 19-APR-12

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9 A BILL
10 TO BE ENTITLED
11 AN ACT
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13 Relating to Elmore County; to alter, rearrange, and
14 extend the boundary lines and corporate limits of the City of
15 Wetumpka in Elmore County, Alabama, by annexing certain
16 territory to the city; to make certain findings in regard to
17 the public necessity for the annexation; and to provide that
18 the city shall exercise full municipal authority over the
19 annexed territory.

20 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

21 Section 1. Findings: The Legislature hereby finds
22 and determines that it is expedient, wise, necessary, proper,
23 and in the best interest of the citizens of the State of
24 Alabama, Elmore County, and the City of Wetumpka to alter,
25 rearrange, and extend the corporate limits of the City of
26 Wetumpka as herein provided, including, but not limited to,
27 the purpose of generally promoting the welfare of the State of

1 Alabama, Elmore County, and the City of Wetumpka and
2 specifically, but not limited to, the initial purpose of
3 facilitating the means whereby local businesses who are
4 located in an area that is non-contiguous to the corporate
5 limits of the City of Wetumpka can request to become part of
6 the city and qualify for city services. Provided, however, the
7 foregoing shall not be construed to limit in any manner or
8 otherwise curtail the exercise of any municipal powers or
9 authorities by the City of Wetumpka nor prohibit future or
10 subsequent annexations in accordance with Alabama law.

11 Section 2. Jurisdiction: All territory brought
12 within the corporate limits of the City of Wetumpka under the
13 provisions of this act shall be subject to the laws and
14 ordinances of the city, and the city council shall have and
15 exercise the same jurisdiction over such territory as is
16 exercised over any other territory within the corporate limits
17 of the city.

18 Section 3. The boundary lines and corporate limits
19 of the City of Wetumpka in Elmore County are altered,
20 rearranged, and extended so as to include within the corporate
21 limits of the municipality, in addition to the lands now
22 included, all of the following territory:

23 U.S. HIGHWAY 231 - ROW ANNEXATION-TALLAPOOSA RIVER
24 to OLD U.S. HIGHWAY 231 (CO. RD. 667)

25 STATE OF ALABAMA

26 ELMORE COUNTY

1 Begin this right-of-way segment at the centerline
2 intersection of the Tallapoosa River and U.S. Highway 231, at
3 the Elmore-Montgomery County Line, said point being more
4 particularly described as centerline STA 386+00, Project
5 F-86(2), Tallapoosa River to Wetumpka Right-of-Way Map, dated
6 April 1954; thence northeasterly along the centerline of U.S.
7 Highway 231 for approximately 11.3 miles to a point located 80
8 feet north of the centerline intersection of Old U.S. Highway
9 231 (Elmore County Road 667) and the new U.S. Highway 231,
10 said centerline point also identified as STA 983+00, Project
11 GDTE 262-014-167, Wetumpka to Riddle Right-of-Way Map, dated
12 August, 1972, and the end of segment. Said right-of-way
13 segment lying in and being a part of Section 1, T-17-N,
14 R-18-E; Sections 6, 7, 18, T-17-N, R-19-E; Sections 24, 25,
15 36, T-18-N, R-18-E; Sections 6, 7, 8, 18, 19, T-18-N, R-19-E;
16 Sections 30, 31, T-19-N, R-19-E; and Sections 25 and 36,
17 T-19-N, R-18-E, all in Elmore County, Alabama. This
18 right-of-way segment is intended to be inclusive of all
19 right-of-way presently dedicated to the use of the public,
20 through the Alabama Department of Transportation (ALDOT),
21 lying either side of the above described line as shown on
22 (ALDOT) right-of-way maps or as heretofore amended.

23 ALABAMA HIGHWAY 14 ROW ANNEXATION - CALLAWAY CREEK
24 to WETUMPKA BYPASS

25 STATE OF ALABAMA

26 ELMORE COUNTY

1 Begin this right-of-way segment at the intersection
2 of Alabama Highway 14 and Callaway Creek (man-made canal),
3 more particularly described as STA 147+25, Alabama Department
4 of Transportation Project No. EB-0014(503) Callaway Creek to
5 the Existing 4 Lane Roadway, dated 2011; thence easterly 9,813
6 feet, (1.86 miles) more or less the centerline intersection of
7 Alabama Highway 14 and the Coosa River Parkway and end of said
8 right-of-way segment. Said right-of-way segment lying in and
9 being a part of Sections 14, 15, 16, 22 and 23, T-18-N,
10 R-18-E, Elmore County, Alabama. This right-of-way segment is
11 intended to be inclusive of all right-of-way presently
12 dedicated to the use of the public, through the Alabama
13 Department of Transportation (ALDOT), lying either side of the
14 above described line as shown on (ALDOT) right-of-way maps or
15 as heretofore amended.

16 WETUMPKA BYPASS ROW ANNEXATION - COOSA RIVER PARKWAY
17 to U.S. HIGHWAY 231

18 STATE OF ALABAMA

19 ELMORE COUNTY

20 Begin this right-of-way segment at the centerline
21 intersection of Alabama Highway 14 and the south end of Coosa
22 River Parkway (Wetumpka Bypass), point of beginning being more
23 particularly described as the centerline point located at STA
24 205+87.72, Project OLB-26-000-001, Right-of-Way Map, Elmore
25 County, Alabama dated June 1982; thence northeasterly along
26 said centerline 14,650 feet (2.77 miles), more or less to the
27 centerline intersection of Coosa River Parkway and U.S.

1 Highway 231 (STA 352+37) and end of said segment. The
2 right-of-way, according to project right-of-way map, is
3 typically 125 feet on the south side and 125 feet on the north
4 side from point of beginning to the Coosa River, then east of
5 the river typically 250 feet on the south side and 150 feet on
6 the north side to the end of said segment. Said right-of-way
7 segment lying in and being a part of Sections 12, 13 and 14,
8 T-18-N, R-18-E and Section 7, T-18-N, R-19-E, all in Elmore
9 County, Alabama. This right-of-way segment contains
10 approximately 86 acres and is and is intended to be inclusive
11 of all right-of-way presently dedicated to the use of the
12 public, through the Alabama Department of Transportation,
13 lying either side of the above described line as shown in the
14 above referenced right-of-way map or as heretofore amended.

15 ALABAMA HIGHWAY 14 - EAST ROW ANNEXATION U.S.
16 HIGHWAY 231 to ELMORE COUNTY ROAD 59 (Fire Tower Road)

17 STATE OF ALABAMA
18 ELMORE COUNTY

19 Begin this right-of-way segment at the centerline
20 intersection of Alabama Highway 14 and U.S. Highway 231, more
21 particularly described as STA 352+37, Project OLB-26-000-001,
22 Right-of-Way Map, Elmore County, Alabama dated June 1982;
23 thence easterly along the centerline of Alabama Highway 14 for
24 12,240 feet, (2.32 miles) more or less to the northerly
25 projection of the east right-of-way of Elmore County Road 59
26 (Fire Tower Road) and end of said right-of-way segment. Said
27 right-of-way segment lying in and being a part of Sections 7,

1 8, 9 and 10, T-18-N, R-19-E, Elmore County, Alabama. This
2 right-of-way segment is intended to be inclusive of all
3 right-of-way presently dedicated to the use of the public,
4 through the Alabama Department of Transportation (ALDOT),
5 lying either side of the above described line as shown on
6 (ALDOT) right-of-way maps or as heretofore amended.

7 ALABAMA HIGHWAY 111 - ROW ANNEXATION BIBB GRAVES
8 BRIDGE TO PIGEONROOST CREEK

9 STATE OF ALABAMA

10 ELMORE COUNTY

11 Begin this right-of-way segment at the centerline
12 intersection of Alabama Highway 212 and Alabama Highway 111,
13 more particularly described centerline point at the west end
14 of the Bibb Graves Bridge over the Coosa River; thence
15 northwesterly along the centerline of Alabama Highway 111 for
16 6,261 feet, (1.19 miles) more or less to the centerline
17 intersection of Coosa River Parkway and Alabama Highway 111;
18 thence continue along said centerline 13,647 feet (2.58
19 miles), more or less to the center of Pigeonroost Creek and
20 end of said right-of-way segment, said end point is 900 feet,
21 more or less, north of the centerline intersect with Crenshaw
22 Road. Said right-of-way segment lying in and being a part of
23 Sections 2, 3, 11, 12 and 13, T-18-N, R-18-E; and Section 34,
24 T-19-N, R-18-E, all in Elmore County, Alabama. This
25 right-of-way segment is intended to be inclusive of all
26 right-of-way presently dedicated to the use of the public,
27 through the Alabama Department of Transportation (ALDOT),

1 lying either side of the above described line as shown on
2 (ALDOT) right-of-way maps or as heretofore amended.

3 ALABAMA HIGHWAY 9 - ROW ANNEXATION U.S. HIGHWAY 231
4 to WILLIAMS ROAD

5 STATE OF ALABAMA

6 ELMORE COUNTY

7 Begin this right-of-way segment at the centerline
8 intersection of Alabama Highway 9 and U.S. Highway 231, more
9 particularly described as STA 352+37, Project OLB-26-000-001,
10 Right-of-Way Map, Elmore County, Alabama dated June 1982;
11 thence northeasterly along the centerline of Alabama Highway 9
12 for 13,910 feet (2.63 miles), more or less to the intersection
13 of the centerline of Alabama Highway 9 and the north
14 right-of-way of Williams Road. Said right-of-way segment lying
15 in and being a part of Sections 4, 5 and 7, T-18-N, R-19-E,
16 and Section 33, T-19-N, R-19-E, all in Elmore County, Alabama.
17 This right-of-way segment is intended to be inclusive of all
18 right-of-way presently dedicated to the use of the public,
19 through the Alabama Department of Transportation (ALDOT),
20 lying either side of the above described line as shown on
21 (ALDOT) right-of-way maps or as heretofore amended.

22 Section 4. In accordance with Section 11-42-6(b) of
23 the Code of Alabama 1975, a map showing what territory is
24 proposed to be annexed to the City of Wetumpka is on file in
25 the office of the Judge of Probate in Elmore County, Alabama,
26 and the map is open to the inspection of the public.

1 Section 5. The provisions of this act are severable.
2 If any part of this act is declared invalid or
3 unconstitutional, that declaration shall not affect the part
4 which remains.

5 Section 6. This act shall become effective on
6 January 1, 2013, following its passage and approval by the
7 Governor, or its otherwise becoming law.