

# **CITY OF HUEYTOWN**

## **ORDINANCE NO. 23-0711-02**

### **AN ORDINANCE TO ANNEX CERTAIN REAL PROPERTY 3791 VIRGINIA DRIVE, HUEYTOWN, ALABAMA WHICH IS CONTIGUOUS TO THE CITY OF HUEYTOWN, ALABAMA**

**WHEREAS**, certain petitions signed by the owners of the territory therein described, that said territory be annexed to the City, together with a map of said territory showing its relationship to the corporate limits of the City has been filed with the City Clerk of the City of Hueytown; and

**WHEREAS**, the petition to Annex 3791 Virginia Drive is recommended by the Mayor and submitted by the City attorney; and

**WHEREAS**, this Council has determined and found that the matters set forth and alleged in said petitions are true and that it is in the public interest that said property be annexed to the City of Hueytown.

**NOW, THEREFORE, BE IT ORDAINED** by the Council of the City of Hueytown as follows:

**SECTION ONE:** That said Council hereby assents to the annexation of the said territory to the City of Hueytown, Alabama and the corporate limits of the City are hereby extended and rearranged pursuant to the provisions of Ala. Code § 11-42-20, et seq. (1975) as amended, so as to embrace and include said territory, in addition to the territory already within its present corporate limits, within the corporate area of the City of Hueytown, which said territory is not within the corporate limits of another municipality and the new boundary line does not lie at any point more than half the distance between the old boundary line of the City of Hueytown and the corporate boundary of any other municipality. Said territory is described on Exhibit A attached hereto and made a part hereto and a map showing said territory is attached hereto as Exhibit B and made a part hereof.

**SECTION TWO:** The City of Hueytown hereby agrees to comply with those provisions of Act No. 604 of the 1976 Regular Session of the Legislature of Alabama pertaining to the payment of an annexed fire district's debt or the payment to said fire district of an amount equal to six times the amount of dues that the portion of said fire district being annexed paid to said fire district during the preceding year.

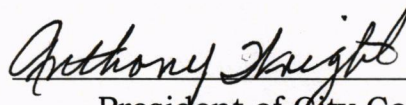
**SECTION THREE:** There is excluded from the territory annexed pursuant to this Ordinance any portion of the territory described above which may be found to be the property of any person, firm or corporation other than the named petitioners.

**SECTION FOUR:** Pursuant to Section 81(b) (4) of the Hueytown Zoning Ordinance, the annexed territory shall be temporarily zoned MR. The City Clerk is directed to transmit a copy of this Ordinance to the Planning Commission and the Zoning Administrator.

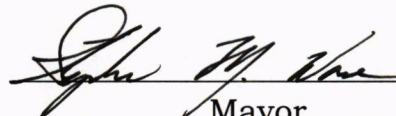
**SECTION FIVE:** The City Clerk shall file the original or a certified copy of this Ordinance containing an accurate description of said annexed territory with the Probate Judge of Jefferson County, Bessemer Division, Alabama, the Tax Assessor for Jefferson County, Alabama and other appropriate federal and state departments or entities and cause a copy of this Ordinance to be published as provided by law.

ADOPTED this 11<sup>th</sup> day of July, 2023.

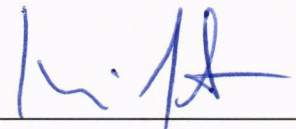


  
\_\_\_\_\_  
President of City Council

APPROVED this 11<sup>th</sup> day of July, 2023.

  
\_\_\_\_\_  
Mayor

ATTEST:


  
\_\_\_\_\_  
City Clerk and Treasurer

CERTIFICATION

I, Kevin Fouts, City Clerk of the City of Hueytown, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Hueytown, Alabama, at its regular meeting held on July 11, 2023 as same appears in the minutes of record of said meeting, and was thereby published by posting of same in each of the following public places, all of which are located within the corporate limits of the City of Hueytown, Alabama:

- |                             |                         |
|-----------------------------|-------------------------|
| 1. Mayor's Office/City Hall | 3. Hueytown Post Office |
| 2. Hueytown Public Library  | 4. Food Giant Grocery   |

Signed this 11<sup>th</sup> day of July, 2023.

  
\_\_\_\_\_  
City Clerk and Treasurer

From: City Clerk's Office  
CITY OF HUEYTOWN

## ANNEXATION-INTEROFFICE TRANSMITTAL

DATE: June 28, 2023

PROPERTY OWNER: Brian and Eugenie Parks; Cordelia Kelley

ADDRESS: 3791 Virginia Drive

**\*\*Each department may use the entire space for comments as needed.**

Tentative scheduled for 1<sup>st</sup> reading City Council meeting July 11, 2023. Please complete, sign and date form and return by **ASAP**.

RECOMMEND		DEPARTMENT	COMMENTS AND/OR INSPECTION NOTES
YES	NO		
✓		CITY ATTORNEY	
		CITY ENGINEER	
		<small>Verify if property is contiguous and legal description is accurate</small>	
		POLICE	
		FIRE	
		B & Z	

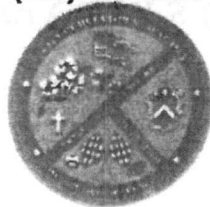
  
Signature

6/29/23  
Date

From: City Clerk's Office

NOTE: Complete application is on file in the office of the City Clerk for any review. If further information is needed, please contact Lisa.....Thanks

CITY OF HUEYTOWN  
1318 HUEYTOWN RD, HUEYTOWN, AL 35023  
(205) 491-7010



**APPLICATION OF INTEREST FOR ANNEXATION**

PROPERTY OWNER'S NAME: Brian Parks, Eugenia Parks, and Cordelia Kelley

PROPERTY OWNER'S ADDRESS: 3791 Virginia Drive

TELEPHONE: 205-410-4084 EMAIL: twirlwithgenie@gmail.com

Physical address of property being annexed: 3791 Virginia Drive Hueytown

STATUS: VACANT \_\_\_\_\_ IMPROVED X OTHER STRUCTURES \_\_\_\_\_

In any other fire district? NO Where? \_\_\_\_\_ Are all fire dues paid and current? \_\_\_\_\_

I hereby state in writing **under oath** that I am the property owner of the address above and that the information submitted in my application of interest for annexation is true and correct to the best of my knowledge. I understand it is my obligation to furnish the City of Hueytown accurate information relating to my property. Furthermore, I understand that this is **not a guarantee** of being annexed into the City of Hueytown, but that this is only an application of interest for annexation.

**\*\*All owners of property must sign\*\***

Brian R. Parks  
Signature of Property Owner

Brian R. Parks  
Print property owner's name

6/17/23  
Date

Eugenia L. Parks  
Signature of Property Owner

Eugenia L. Parks  
Print property owner's name

6/17/23  
Date

Cordelia M. Kelley  
Signature of Property Owner

Cordelia M. Kelley  
Print property owner's name

6/17/23  
Date

\*\*\*\*\*FOR OFFICE USE ONLY\*\*\*\*\*

PARCEL ID NO. 37-4-0-0-14.2

**COMMENTS**

POLICE: [Signature]

FIRE: [Signature]

ZONING: Berry Humphries



CITY OF HUEYTOWN

1318 HUEYTOWN RD

HUEYTOWN, AL 35023

(205) 491-7010



STATE OF ALABAMA  
JEFFERSON COUNTY

**PETITION FOR ANNEXATION  
INTO CITY LIMITS OF HUEYTOWN, ALABAMA**

THE UNDERSIGNED REAL PROPERTY OWNERS, HEREINAFTER REFERRED TO AS PETITIONERS, constituting all the owners of property located and contained within an area contiguous to the corporate limits of Hueytown, Alabama, and more property described by LEGAL DESCRIPTION as outlined in Exhibit "A" to this petition and shown by the MAP as identified by Exhibit "B" to this petition, request as follows:

- 1) That the property described in Exhibit "A" to this petition be annexed to the City of Hueytown, Alabama;
- 2) That the City Council of Hueytown, Alabama, adopt an ordinance assenting to the annexation of said property to the City of Hueytown; and
- 3) That the corporate limits of the City of Hueytown, Alabama, be extended to include such property.

Respectfully submitted this 28<sup>th</sup> day of June  
2023.

**\*\*All owners of property must sign\*\***

B. R. Parks  
Signature of Petitioner

Eugenia L.K. Parks  
Signature of Petitioner

Brian R. Parks  
Print petitioner's name

Eugenia L.K. Parks  
Print petitioner's name

Physical address of property being annexed: 3791 Virginia Dr.

Petitioner's Current Physical Address:  
3791 Virginia Drive  
Hueytown, AL 35023

Petitioner's Current Mailing Address:  
3791 Virginia Drive  
Hueytown, AL 35023

CITY OF HUEYTOWN      1318 HUEYTOWN RD      HUEYTOWN, AL 35023      (205) 491-7010



STATE OF ALABAMA  
JEFFERSON COUNTY

**PETITION FOR ANNEXATION**  
**INTO CITY LIMITS OF HUEYTOWN, ALABAMA**

THE UNDERSIGNED REAL PROPERTY OWNERS, HEREINAFTER REFERRED TO AS PETITIONERS, constituting all the owners of property located and contained within an area contiguous to the corporate limits of Hueytown, Alabama, and more properly described by LEGAL DESCRIPTION as outlined in Exhibit "A" to this petition and shown by the MAP as identified by Exhibit "B" to this petition, request as follows:

- 1) That the property described in Exhibit "A" to this petition be annexed to the City of Hueytown, Alabama;
- 2) That the City Council of Hueytown, Alabama, adopt an ordinance assenting to the annexation of said property to the City of Hueytown; and
- 3) That the corporate limits of the City of Hueytown, Alabama, be extended to include such property.

Respectfully submitted this 28<sup>th</sup> day of June  
2013.

**\*\*All owners of property must sign\*\***

Cordelia M. Kelley (Sue)  
Signature of Petitioner

Cordelia M. Kelley (Sue)  
Print petitioner's name

\_\_\_\_\_  
Signature of Petitioner

\_\_\_\_\_  
Print petitioner's name

Physical address of property being annexed: 3791 Virginia Drive, Hueytown, AL  
35023

Petitioner's Current Physical Address:  
3791 Virginia Dr  
Hueytown, AL 35023

Petitioner's Current Mailing Address:  
\_\_\_\_\_  
\_\_\_\_\_



CITY OF HUEYTOWN

1318 HUEYTOWN RD

HUEYTOWN, AL 35023

(205) 491-7010



**PROPERTY OWNER AFFIDAVIT  
ORDINANCE NO. 01-1211-1**

DATE: 6/28/23

NAME: Cordelia M. Kelley

TELEPHONE: 205-910-9705

ADDRESS: 3791 Virginia Drive, Hueytown, Al. 35023

STATUS: VACANT \_\_\_\_\_ IMPROVED X

NATURE OF IMPROVEMENT: DWELLING \_\_\_\_\_

OTHER STRUCTURES \_\_\_\_\_ CONSTRUCTION DATE OF IMPROVEMENT \_\_\_\_\_ (Year)

In any other fire district? No Where? \_\_\_\_\_

Are all fire dues paid and current? \_\_\_\_\_ (must present fire district receipt to the City)

I hereby state in writing **under oath** that the information submitted in my application for annexation is true and correct to the best of my knowledge and I have not misrepresented information in order to qualify for consideration of a special situation. I understand it is my obligation to furnish the City of Hueytown accurate information relating to my property. I understand that if anything is found to be untrue, I shall then be charged a penalty of double the amount of the application fee that should have been charged.

SIGNATURE OF APPLICANT Cordelia M. Kelley DATE 6/28/23

WITNESS Lisa Reid DATE 6-28-23

\*\*\*\*\*FOR OFFICE USE ONLY\*\*\*\*\*

ANNEXATION FEE SCHEDULE

A - - - - \$200.00 Vacant Property -0-

Annexation fee	_____
Zoning fee	_____
Total	_____

Zoning filing fee must be paid simultaneously with the filing of petition for annexation. (See above)

Driver's License/Valid ID: 2925437 exp. 6-1-26

NOTES: \_\_\_\_\_

CLERK: Lisa Reid DATE: 6-28-23



CITY OF HUEYTOWN 1318 HUEYTOWN RD HUEYTOWN, AL 35023 (205) 491-7010



**PROPERTY OWNER AFFIDAVIT  
ORDINANCE NO. 01-1211-1**

DATE: 6/28/23

NAME: Brian and Eugenia Parks

TELEPHONE: 205-410-4084

ADDRESS: 3791 Virginia Dr.

STATUS: VACANT \_\_\_\_\_ IMPROVED X

NATURE OF IMPROVEMENT: DWELLING \_\_\_\_\_

OTHER STRUCTURES \_\_\_\_\_ CONSTRUCTION DATE OF IMPROVEMENT \_\_\_\_\_ (Year)

In any other fire district? No Where? \_\_\_\_\_

Are all fire dues paid and current? \_\_\_\_\_ (must present fire district receipt to the City)

I hereby state in writing **under oath** that the information submitted in my application for annexation is true and correct to the best of my knowledge and I have not misrepresented information in order to qualify for consideration of a special situation. I understand it is my obligation to furnish the City of Hueytown accurate information relating to my property. I understand that if anything is found to be untrue, I shall then be charged a penalty of double the amount of the application fee that should have been charged.

SIGNATURE OF APPLICANT B. R. Parks DATE 6/28/23

Eugenia L. Parks DATE 6/28/23

WITNESS Spice Reed DATE 6-28-23

\*\*\*\*\*FOR OFFICE USE ONLY\*\*\*\*\*

ANNEXATION FEE SCHEDULE

A - - - - \$200.00 Vacant Property -0-

Annexation fee	_____
Zoning fee	_____
Total	_____

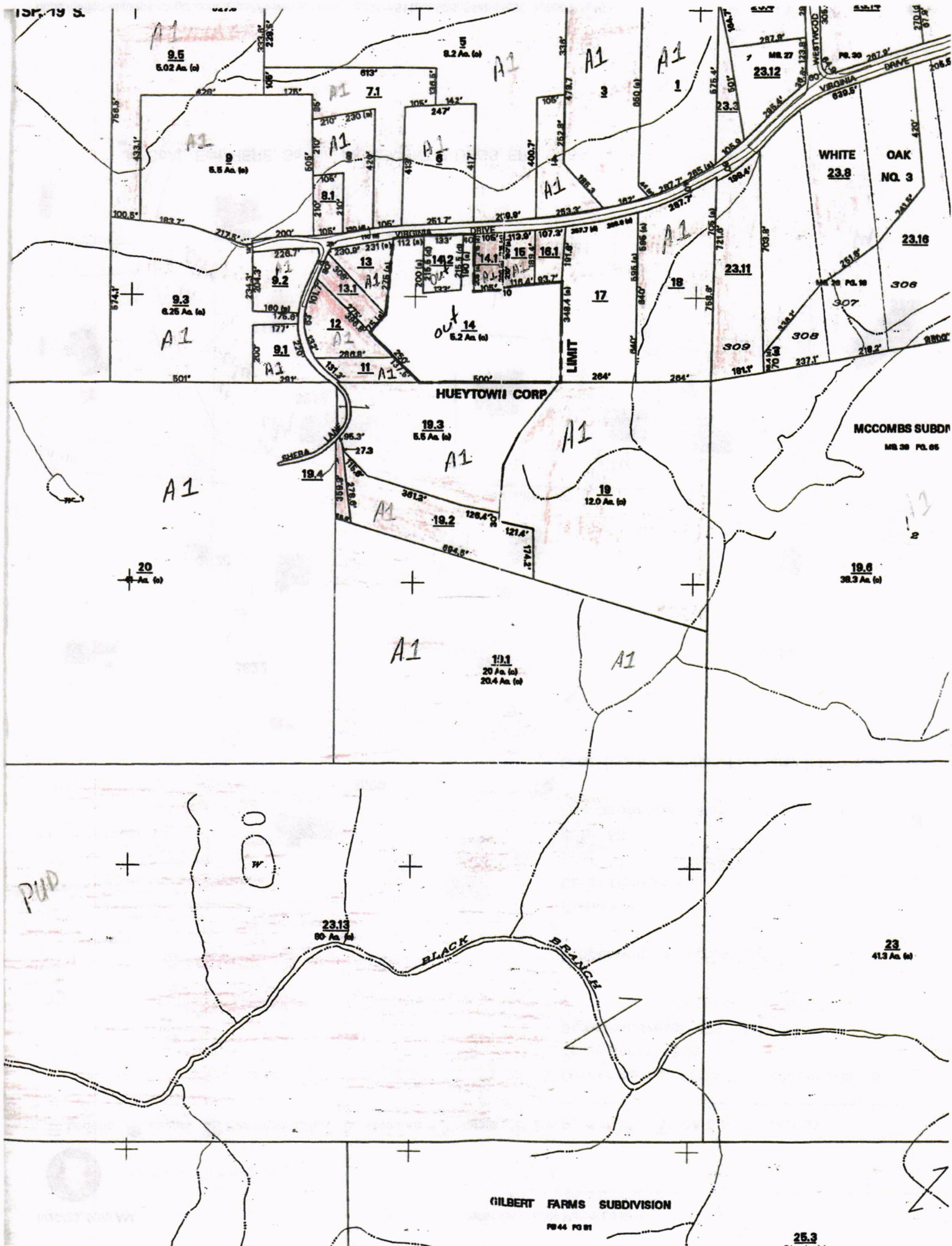
Zoning filing fee must be paid simultaneously with the filing of petition for annexation. (See above)


Driver's License/Valid ID: Eugenia - 6481857 AL - exp. 1-12-27 / Brian 6288288 - AL

NOTES: \_\_\_\_\_ exp. 6-11-25

CLERK: Spice Reed DATE: 6-28-23







Jefferson County Parcel...

(1 of 2)

Legend Layers Basemap gallery Measure Details Share

**Parcels: 37 00 04 0 000 014.002**

**Owner Name:** Parks Brian R & Eugenia L & Kelley Cordelia Sue

**Street Address:** 3791 Virginia Dr  
Bessemer, AL 35023

**Property Area (acres):** 0.61

**District:** 50

**Court Division:** 2

**ESN:** 68

**Fire Department Name:** Unincorporated

Click [Here](#) for additional Property Information.



JeffCoAL, Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA





**Eric S. Burks**  
Assistant Tax Collector  
**Bessemer, AL**  
**RECEIPT - TAX YEAR 2022**

P.O. Box 1190  
Bessemer, AL 35021-1190  
TEL:(205) 481-4131  
PRINTED ON: 6/15/2023

**TO WHOM ASSESSED**



R10548158

**PARKS BRIAN R & EUGENIA L & KELLEY CORDELIA SUE**  
3791 VIRGINIA DRIVE  
HUEYTOWN AL 35023



35023

**PARCEL INFORMATION**

PARCEL NUMBER: 37 00 04 0 000 014.002  
RECEIPT NUMBER: 1054815  
ACCOUNT NUMBER: 38710  
TAX YEAR: 2022  
TAX & COST: \$797.69  
ESCAPED TAXES DUE: \$0.00  
AMT. PAID: \$797.69  
TOTAL DUE: \$0.00

**LEGAL DESCRIPTION**

**MAP NUMBER:** 37 00 04 0 000 **CODE1:** 0 **CODE2:** 0  
**SUB DIVISION1:**

**MAP BOOK:** 1000 **PAGE:** 0

**SECTION1:** 04 **TOWNSHIP1:** 19S **RANGE1:** 05W  
**LOT DIM1:** 0 **LOT DIM2:** 0 **ACRES:** 0.000

**SQ FT:** 0.000

**METES AND BOUNDS:** COM NW COR OF NW4 OF NE4 SEC 4 TP 19S R 5W TH E 806 FT S 336 FT WLY 210 FT S 460 FT TO SLY R/W OF VIRGINIA DR TH WLY ALG R/W 145 FT TO POB TH S 190 FT SW 133 FT N 200 FT ELY 133 FT TO POB

**ACCOUNT TYPE: REAL**

**MUN CODE** 50 **FIRE DIST** 00 **ABATE CODE** 00 **TIF DIST** 00 **EXMT CODE** 2-2

**TOTAL MILLAGE:** 0.0501

**ASSESSED VALUE:** 16,880.00

**LAND VALUE (3):** \$25,600.00

**IMPROVEMENT VALUE (3):** \$143,100.00

**APPR. VALUE** \$168,700.00

**AMOUNT PAID: \$797.69 BALANCE: \$0.00**

**PAID BY:** CORELOGIC R. E. TAX 1001  
**PAID DATE:** 12/10/2022  
**TELLER:** M M 8788

**PROPERTY LOCATED AT**  
3791 VIRGINIA DR

**CASH:** \$0.00

**CHECK:** \$0.00

**OTHER:** \$797.69

**TOTAL:** \$797.69

	<b>GROSS</b>	<b>EXMT</b>	<b>NET</b>
STATE TAX	109.72	26.00	83.72
COUNTY TAX	227.88	27.00	200.88
SCHOOL TAX	138.42	0.00	138.42
DIST SCHOOL TAX	0.00	0.00	0.00
CITY TAX 50	0.00	0.00	0.00
FOREST TAX	0.00	0.00	0.00
HOSPITAL TAX	0.00	0.00	0.00
AMD778 TAX	0.00	0.00	0.00
SPC SCHOOL1 TAX	86.09	0.00	86.09
SPC SCHOOL2 TAX	283.58	0.00	283.58
FIRETAX TAX	0.00	0.00	0.00
TOTAL TAX	845.69	53.00	792.69
SWMA FEE			5.00

**CURRENT TAX & COST:** \$797.69

**Batch No: DEFAULT**

County Division Code: AL039 Inst. # 2021107400 Pages: 1 of 4 I certify this instrument filed on: 9/16/2021 9:44 AM  
Doc: D Judge of Probate Jefferson County, AL Rec: \$26.00  
Clerk: CSBESS

PREPARED AND RECORDED TO CORRECT ERRORS IN THE LEGAL DESCRIPTION IN THAT  
CERTAIN DEED RECORDED ON MAY 21<sup>ST</sup> 2021 IN THE OFFICE OF THE JUDGE OF PROBATE  
OF JEFFERSON COUNTY INTS. #2021058996.

This instrument was prepared by:  
Daniel Odrezin  
Daniel Odrezin, LLC  
3138 Cahaba Heights Road  
Birmingham, AL 35243

Send tax notice to:  
Brian R. Parks, Eugenia L. Parks, and  
Cordelia Sue Kelley  
3791 Virginia Drive  
Hueytown, AL 35023

STATE OF ALABAMA - JEFFERSON COUNTY  
I hereby certify that no mortgage tax is due and the  
tax has been collected on this instrument.  
Judge of Probate  
NO TAX COLLECTED.

**CORRECTIVE**

**WARRANTY DEED - Joint Tenants with Right of Survivorship**

STATE OF ALABAMA )

COUNTY OF JEFFERSON )

That in consideration of TWO HUNDRED NINETY THOUSAND AND 00/100 DOLLARS (\$290,000.00), to the undersigned grantor in hand paid by the grantees herein, the receipt whereof is hereby acknowledged, we, David R. Scoggins and Lou Ann Scoggins, Husband and Wife, do hereby grant, bargain, sell and convey unto Brian R. Parks, Eugenia L. Parks, and Cordelia Sue Kelley, as joint tenants with right of survivorship (herein referred to as Grantees), the following described real estate situated in Jefferson County, Alabama, to-wit:

**SEE EXHIBIT A**

**SUBJECT TO ALL MATTERS OF RECORD**

**\$232,000.00 of the purchase price recited above has been paid from the proceeds of a mortgage loan closed simultaneously herewith.**

TO HAVE AND TO HOLD unto the said grantees, as joint tenants, with right of survivorship, their heirs and assigns forever, it being the intention of the parties to this conveyance, that (unless the joint tenancy hereby created is severed or terminated during the joint lives of the grantees herein) in the event one grantee herein survives the other, the entire interest in fee simple shall pass to the surviving grantee, and if one does not survive the other, then the heirs and assigns of the grantees herein shall take as tenants in common.

And we do for ourselves and for our heirs, executors, and administrators covenant with the said Grantees, their heirs and assigns, that we are lawfully seized in fee simple of said premises, that they are free from all encumbrances, unless otherwise noted above; that we have a good right to sell and convey the same as aforesaid; that we will and our heirs, executors and administrators shall warrant and defend the same to the said Grantees, their heirs and assigns forever against the lawful claims of all persons.



## EXHIBIT A

### Parcel 1:

14.2  
Begin at the Northwest corner of the NW1/4 of the NE1/4 of Section 4, Township 19 South, Range 5 West; thence East along the North line of said 1/4-1/4 Section 806.00 feet; thence turn right 89°36' in a Southerly direction 336.00 feet; thence turn right 90°24' in an Westerly direction 210.00 feet; thence turn left 90°24' in a Southerly direction 632.50 feet; thence turn right 96°00' in a Southwesterly direction 155.00 feet to the point of beginning; thence continue in a Southwesterly direction along same line 133.00 feet; thence turn right 96°00' in a Northerly direction 215.50 feet to intersection with the centerline of a public road (Virginia Drive); thence turn right 84°00' in a Northeasterly direction along said centerline 133.00 feet; thence turn right 96°00' in a Southerly direction 215.50 feet to the point of beginning. Situated in Jefferson County, Alabama.

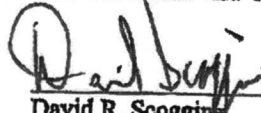
### Parcel 2:


14  
Begin at the NW corner of the NW 1/4 of the NE 1/4 of Section 4, Township 19 South, Range 5 West and run in an Easterly direction along the North quarter-quarter line of said quarter a distance of 806' to an iron pin; thence South a distance of 336'; thence West a distance of 210'; thence South a distance of 417' to an Iron pin on the centerline of Virginia Drive Road and said pin being the point of beginning; thence continue South a distance of 215.5' to an Iron; thence East a distance 210' to an Iron; thence South a distance of 375' to an Iron; thence West a distance of 512' to an Iron; thence in a Northwesterly direction a distance of 263.7' to an Iron; thence East a distance of 74.2' to Iron; thence North a distance of 311.9' to an Iron pin on the centerline of Virginia Drive Road; thence run in Easterly direction along the centerline of Virginia Drive Road a distance of 393.7' to point of beginning of this land lying and becoming a part of the NW 1/4 of the NE 1/4 of Section 4, Township 19 South, Range 5 West.

### Less and except the following:

14.1  
Begin at the NW corner of the NW 1/4 of the NE 1/4 of Section 4, Township 19 South, Range 5 West, Jefferson County, Alabama described as follows: Run in an easterly direction along the North 1/4-1/4 line of said 1/4 distance of 806 feet to an Iron pin, thence South a distance of 336 feet, thence West a distance of 210 feet, thence South a distance of 417 feet to an Iron Pin on the centerline of Virginia Drive Road and said pin being the point of beginning, thence run South 215.5 feet to an iron pin, thence run West 105.0 feet, thence run North 215 feet more or less to the centerline of Virginia Drive Road, thence run Easterly 105 feet more or less to the Point of Beginning.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 19th day of May, 2021.

  
David R. Scoggins

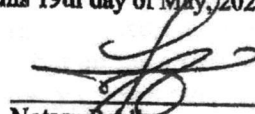
  
Lou Ann Scoggins

STATE OF ALABAMA )

JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that David R. Scoggins and Lou Ann Scoggins, whose names are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 19th day of May, 2021.

  
Notary Public

My Commission Expires: 5/7/22





IN WITNESS WHEREOF, we have hereunto set our hands and seals this 19th day of May, 2021.

David R. Scoggins

*Lou Ann Scoggins*

Lou Ann Scoggins

STATE OF ALABAMA )

JEFFERSON COUNTY )

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that ~~David R. Scoggins and~~ Lou Ann Scoggins, whose names are signed to the foregoing conveyance and who are known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 19th day of May, 2021.

*Donna Falletta Coates*

Notary Public

My Commission Expires: 09.03.2021

