

1 HB653  
2 131674-1  
3 By Representative McMillan (N & P)  
4 RFD: Baldwin County Legislation  
5 First Read: 24-MAY-11

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9 A BILL  
10 TO BE ENTITLED  
11 AN ACT  
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13 To alter or rearrange the boundary lines and  
14 corporate limits of the City of Gulf Shores in Baldwin County,  
15 Alabama, so as to include within the corporate limits of said  
16 City all territory now within the corporate limits of said  
17 City and also certain other territory to the exclusion of all  
18 other municipalities.

19 BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

20 Section 1. The boundary lines and corporate limits  
21 of the City of Gulf Shores in Baldwin County, Alabama, be, and  
22 the same are hereby altered, extended, rearranged and  
23 redefined so as to include within the corporate limits of the  
24 City of Gulf Shores, all of the territory presently contained  
25 within the corporate limits and boundaries of the City and the  
26 following described territory, to-wit:

1 Parcel A: Lots 1-50, 52-70, 73-101 and 103-110 in  
2 Block 2, and Lots 1-110 in Block 3, and Lots 1-110 in Block 4,  
3 and all of that parcel identified as "Private Beach" in Gulf  
4 Highlands Subdivision, per plat thereof recorded at Map Book  
5 1, page 152 in the Probate Records of Baldwin County, Alabama.

6 Parcel B: Commence at the Southwest corner of Lot  
7 10, Block 4 of Gulf Highlands as recorded in Map Book 1, Page  
8 152, in the records in the Office of the Judge of Probate of  
9 Baldwin County, Alabama, for the POINT OF BEGINNING; run  
10 thence North 00 degrees 00 minutes 26 seconds East along the  
11 West line of Block 4 of said Gulf Highlands for 1316.66 feet;  
12 run thence South 89 degrees 49 minutes 00 seconds West for  
13 665.36 feet; run thence South 13 degrees 23 minutes 00 seconds  
14 West for 23.40 feet; run thence North 89 degrees 59 minutes 00  
15 seconds East for 199.00 feet; run thence South 00 degrees 07  
16 minutes 00 seconds West for 160.00 feet; run thence North 89  
17 degrees 59 minutes 00 seconds East for 290.80 feet; run thence  
18 South 00 degrees 01 minutes 00 seconds East for 1530 feet,  
19 more or less, to the North margin of the Gulf of Mexico; run  
20 thence in a Southeasterly direction along the meanders of the  
21 Gulf of Mexico to a point that is South 00 degrees 00 minutes  
22 26 seconds West and 733 feet, more or less, from the POINT OF  
23 BEGINNING; run thence North 00 degrees 00 minutes 26 seconds  
24 East for 733 feet, more or less, to the Southwest corner of  
25 Lot 10, Block 4 of Gulf Highlands and the POINT OF BEGINNING.

26 Parcel C: Together with an easement for ingress,  
27 egress and utilities over and across the following described

1 property: Commence at the Northwest corner of Lot 190, Block 2  
2 of Gulf Highlands Subdivision as recorded in Map Book 1, page  
3 152, Probate Records, Baldwin County, Alabama; run thence  
4 North 81 degrees 05 minutes 27 seconds East along the south  
5 right-of-way of AL Highway No. 180 (aka Dixie Graves Parkway)  
6 for 56.29 feet to the Point of Beginning; continue thence  
7 North 81 degrees 05 minutes 27 seconds East along the South  
8 right-of-way line of said AL Highway No. 180 for 82.19 feet;  
9 run thence in a Northeasterly direction along said  
10 right-of-way along a curve to the left having a radius of  
11 2675.56 feet for an arc distance of 51.97 feet, a chord of  
12 North 81 degrees 38 minutes 50 seconds East for 51.97 feet;  
13 run thence South 00 degrees 10 minutes 40 seconds East for  
14 926.34 feet to the North right-of-way of Avenue "F"; run  
15 thence South 89 degrees 47 minutes 04 seconds West along the  
16 North right-of-way of said Avenue "F" for 132.68 feet; run  
17 thence North 00 degrees 10 minutes 40 seconds West for 906.56  
18 feet to the South right-of-way of said AL Highway No. 180 and  
19 the Point of Beginning.

20 The recording references refer to the records in the  
21 Office of the Judge of Probate of Baldwin County, Alabama,  
22 unless otherwise indicated.

23 The references to tax parcel numbers and tax plat  
24 maps refer to records in the Office of the Revenue  
25 Commissioner of Baldwin County, Alabama.

26 Section 2. In accordance with Section 11-42-6(b) of  
27 the Code of Alabama 1975, a map showing what territory is

1 proposed to be annexed to the City of Gulf Shores is on file  
2 in the Office of the Judge of Probate in Baldwin County,  
3 Alabama, and the map is open to the inspection of the public.

4 Section 3. All territory brought within the  
5 corporate limits of the City of Gulf Shores under the  
6 provisions of this Act shall be subject to the laws and  
7 ordinances of the City, and the City Council shall have and  
8 exercise the same and exclusive jurisdiction over such  
9 territory as is presently exercised over the territory within  
10 the corporate limits of the City.

11 Section 4. Notwithstanding Section 1 of this act,  
12 the property annexed to the City of Gulf Shores pursuant to  
13 Section 1 shall be deannexed from the City of Gulf Shores if  
14 the plaintiffs in the civil action, "The Fort Morgan Civic  
15 Association, Inc., Charles A. Browdy, Ralph H. Gilges, and  
16 Sarah Demellier, Plaintiffs v. The City of Gulf Shores,  
17 Alabama, Defendants," prevail in a final judgment of the  
18 circuit court and the annexation of the property made the  
19 subject of that litigation which is contiguous to the Bibb  
20 Graves Parkway is therefore declared to be unlawful. In the  
21 event the property is deannexed from Gulf Shores pursuant to  
22 this section, the county zoning in effect prior to the  
23 effective date of this act shall be reinstated.

24 Section 5. All laws or parts of laws which conflict  
25 with this act are repealed.

1                   Section 6. This act shall become effective on the  
2 first day of the third month following its passage and  
3 approval by the Governor, or its otherwise becoming law.