

# HB268 INTRODUCED



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



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SYNOPSIS:

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

A BILL  
TO BE ENTITLED  
AN ACT

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

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

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



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### PROPOSED AMENDMENT

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

Commence at the Southwest Corner of Section 7, Township 3 South, Range 3 East for a POINT OF BEGINNING: Thence run Northward along and with the West Boundary of said Section 7 and the East Boundary of the current City of Spanish Fort Corporate Limits to the Northwest Corner of Baldwin County, Alabama Tax Parcel Number 05-28-03-07-0-000-041.000; thence run Westwardly along and with the North Boundary of said Corporate Limits to the Northeast Corner of Baldwin County, Alabama Tax Parcel Number 05-29-01-12-0-000-075.000; thence run Southwardly along and with the West Boundary of the current City of Spanish Fort Corporate Limits to the Southeast Corner of Baldwin County, Alabama Tax Parcel Number 05-29-01-12-0-000-064.001; thence run Westwardly along and with the North Boundary of said Corporate Limits to the Northeast Corner of Baldwin County, Alabama Tax Parcel Number 05-29-06-13-0-000-002.000; thence run Southwardly along and with the West Boundary of the current City of Spanish Fort Corporate Limits to the Southeast Corner of said Tax Parcel; thence run Westwardly along and with the North Boundary of said Corporate Limits to the Southwest corner of said Tax



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49 Parcel; thence run Northwardly along and with the East  
50 Boundary of said Corporate Limits to the Northwest Corner of  
51 said Tax Parcel; thence run Westwardly along with the North  
52 Boundary of the current City of Spanish Fort Corporate Limits  
53 to the Southeast Corner of Baldwin County, Alabama Tax Parcel  
54 Number 05-29-01-12-0-000-061.000; thence run Southwardly along  
55 and with the West Boundary of the current City of Spanish Fort  
56 Corporate Limits to the Southeast Corner of Baldwin County,  
57 Alabama Tax Parcel Number 05-29-06-13-0-000-024.000; thence  
58 run Westwardly along and with the North Boundary of the  
59 current City of Spanish Fort Corporate Limits to the Southwest  
60 Corner of Baldwin County, Alabama Tax Parcel Number  
61 05-29-06-13-0-000-029.000; thence run Southwardly along and  
62 with the West Boundary of the current City of Spanish Fort  
63 Corporate Limits to the Southeast Corner of Baldwin County,  
64 Alabama Tax Parcel Number 05-29-06-14-0-000-005.000 and the  
65 Southeast Corner of Section 14, Township 3 South, Range 2  
66 East; thence run Westwardly along and with the North Boundary  
67 of the current City of Spanish Fort Corporate Limits to the  
68 Southwest Corner said Tax Parcel; thence run Northwardly along  
69 and with the East Boundary of said Corporate Limits to the  
70 Northwest Corner of said Tax Parcel; thence run Westwardly  
71 along and with the North Boundary of the current City of  
72 Spanish Fort Corporate Limits to the Northwest Corner of



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73 Baldwin County, Alabama Tax Parcel Number  
74 05-29-06-14-0-000-004.000; thence run Southwardly along and  
75 with the West Boundary of said Corporate Limits to the  
76 Southwest Corner of said Tax Parcel; thence run Westwardly  
77 along and with the North Boundary of the current City of  
78 Spanish Fort Corporate Limits to the Southwest Corner of  
79 Cypress Ridge Subdivision, Phase 1, as shown by map or plat  
80 thereof recorded on Slide File 2368-C, Probate Records,  
81 Baldwin County, Alabama and the Southwest Corner of Section  
82 14, Township 3 South, Range 2 East; thence run Southwardly  
83 along and with the West Boundary of the current City of  
84 Spanish Fort Corporate Limits to the Southeast Corner of  
85 Baldwin County, Alabama Tax Parcel Number  
86 05-29-05-22-0-000-002.007; thence run Westwardly along and  
87 with the North Boundary of the current City of Spanish Fort  
88 Corporate Limits to the Southeast Corner of Lot 10, Whitehouse  
89 Creek Acres, as shown by map or plat thereof recorded on Slide  
90 File 1262-B, Probate Records, Baldwin County, Alabama; thence  
91 run Westwardly along and with the North Boundary of said  
92 Corporate Limits to the Southwest Corner of Lot 9, of said  
93 Whitehouse Creek Acres; thence run Northwardly along and with  
94 the East Boundary of the current City of Spanish Fort  
95 Corporate Limits to the Southern Margin of Whitehouse Fork  
96 Road Ext. and the Northern Boundary of said Corporate Limits;



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97      thence run Westwardly along and with the North Boundary of  
98      said Corporate Limits and the South Margin of Whitehouse Fork  
99      Road Ext. to the Northwest Corner of Lot 1, of said Whitehouse  
100     Creek Acres; thence run Southwardly along and with the West  
101     Boundary the current City of Spanish Fort Corporate Limits to  
102     the Southeast Corner of Baldwin County, Alabama Tax Parcel  
103     Number 05-29-05-22-0-000-008.000; thence run Westwardly along  
104     and with North Boundary of said Corporate Limits to the  
105     Southwest Corner of said Tax Parcel; thence run Northwardly  
106     along and with the West Boundary of said Tax Parcel and  
107     extension thereof to the North Margin Whitehouse Fork Road  
108     Ext.; thence run Northwestwardly along and with the North  
109     Margin of said Road to the Southwest Corner of Baldwin County,  
110     Alabama Tax Parcel Number 05-29-05-22-0-000-005.017; thence  
111     run Northwardly along and with the West Boundary of said Tax  
112     Parcel to the Northwest Corner of said Tax Parcel and the  
113     Northwest Corner of Section 22, Township 3 South, Range 2  
114     East; thence run Eastwardly to the Southwest Corner of  
115     Baldwin, Alabama Tax Parcel Number 05-29-05-15-0-000-015.001  
116     and the Southwest Corner of Section 15, Township 3 South,  
117     Range 2 East; thence run Northwardly along and with the West  
118     Boundary of said Tax Parcel to the Northwest Corner of Section  
119     15, Township 3 South, Range 2 East; thence run Eastwardly  
120     along the North Boundary of said Section 15 to the Southwest



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121 Corner of Baldwin County, Alabama Tax Parcel Number  
122 05-29-02-10-0-000-024.000; thence run Northeastwardly along  
123 and with the West Boundary of said Tax Parcel to the Northwest  
124 Corner of said Tax Parcel; thence run Eastwardly along and  
125 with the North Boundary of said Tax Parcel to the Southwest  
126 Corner of Baldwin County, Alabama Tax Parcel Number  
127 05-29-02-10-0-000-002.000; thence run Northwardly along and  
128 with the West Boundary of said Tax Parcel to the Northwest  
129 Corner of said Tax Parcel; thence run Eastwardly along the  
130 North Boundary of said Tax Parcel and extension thereof to the  
131 Southeast Corner of Baldwin County, Alabama Tax Parcel Number  
132 05-29-01-02-0-000-008.000; thence run Northwardly along and  
133 with the East Boundary of said Tax Parcel to the Northwest  
134 Corner of Baldwin County, Alabama Tax Parcel Number  
135 05-29-01-02-0-000-014.002; thence run Eastwardly along and  
136 with the North Boundary of said Tax Parcel and extension  
137 thereof to the Southeast Corner of Baldwin County, Alabama Tax  
138 Parcel Number 05-29-01-02-0-000-013.000; thence run  
139 Northwardly along and with the East Boundary of said Tax  
140 Parcel and the extension thereof to the Southwest Corner of  
141 Baldwin County, Alabama Tax Parcel Number  
142 05-29-01-01-0-000-002.000; thence run Eastwardly along and  
143 with the South Boundary of said Tax Parcel to the Southeast  
144 Corner of said Tax Parcel; thence run Northwardly along and



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145 with the East Boundary of said Tax Parcel and the extension  
146 thereof to the lower Northwest Corner of Baldwin County,  
147 Alabama Tax Parcel Number 05-22-08-36-0-000-029.000; thence  
148 run Eastwardly and Northwardly along and with the Western  
149 Boundary of said Tax Parcel to the upper Northwest Corner of  
150 said Tax Parcel; thence run Eastwardly along and with the  
151 North Boundary of said Tax Parcel to the Southeast Corner of  
152 Baldwin County, Alabama Tax Parcel Number 05-22-08-36-0  
153 -000-001.000; thence run Northwardly along and with the East  
154 Boundary of said Tax Parcel and extension thereof to the  
155 Northwest Corner of Baldwin County, Alabama Tax Parcel Number  
156 05-23-09-30-0-000-034.000; thence run Eastwardly along and  
157 with the North Boundary of said Tax Parcel to the Southeast  
158 Corner of Baldwin County, Alabama Tax Parcel Number  
159 05-23-09-30-0-000-015.000; thence run Northwardly along and  
160 with the West Boundary of Baldwin County, Alabama Tax Parcel  
161 Number 05-23-09-30-0-000-015.005 to the Northwest Corner of  
162 said Tax Parcel; thence run Eastwardly along and with the  
163 North Boundary of said Tax Parcel to the Southeast Corner of  
164 Baldwin County, Alabama Tax Parcel Number  
165 05-23-09-30-0-000-015.002; thence run Northwardly along and  
166 with the East Boundary of said Tax Parcel to the Northwest  
167 Corner of Baldwin County, Alabama Tax Parcel Number  
168 05-23-09-30-0-000-009.001; thence run Eastwardly along and





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169 with the North Boundary of said Tax Parcel to the Southeast  
170 Corner of Baldwin County, Alabama Tax Parcel Number  
171 05-23-09-30-0-000-009.011; thence run Northwardly along and  
172 with the East Boundary of said Tax Parcel to the Northwest  
173 Corner of Baldwin County, Alabama Tax Parcel Number  
174 05-23-09-30-0-000-009.000; thence run Westwardly along and  
175 with the South Boundary of Baldwin County, Alabama Tax Parcel  
176 Number 05-23-04-19-0-000-001.030 to the Southwest Corner of  
177 said Tax Parcel; thence run Northwardly along and with the  
178 West Boundary of said Tax Parcel to the Southern Margin of  
179 Baldwin County Highway Number 138; thence run Eastwardly and  
180 Northeastwardly along and with the Southern and Eastern  
181 Margins of said County Highway to the Northeastern Margin of  
182 Whitehouse Fork Road and the Northwestern Corner of Baldwin  
183 County, Alabama Tax Parcel Number 05-23-04-20-0 -000-052.000;  
184 thence run Southwardly along and with the West Boundary of  
185 said Tax Parcel to the Northwest Corner of Baldwin County,  
186 Alabama Tax Parcel Number 05-23-04-20-0-000-053.000; thence  
187 run Eastwardly along and with the North Boundary of said Tax  
188 Parcel to the Northwest Corner of Baldwin County, Alabama Tax  
189 Parcel Number 05-23-04-20-0-000-051.016; thence run  
190 Southwardly along and with the West Boundary of said Tax  
191 Parcel to the Southeast Corner of Baldwin County Tax Parcel  
192 Number 05-23-04-20-0-000-055.000 and to the current City of



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193 Bay Minette Corporate Limits; thence run Westwardly along and  
194 with the South Boundary of said Tax Parcel and said Corporate  
195 Limits to the Northwest Corner of Baldwin County, Alabama Tax  
196 Parcel Number 05-23-04-20-0-000-051.022; thence run  
197 Southwardly along and with the West Boundary of said Tax  
198 Parcel and said Corporate Limits to the Northwest Corner of  
199 Baldwin County, Alabama Tax Parcel Number  
200 05-23-04-20-0-000-051.004; thence run Eastwardly, Southwardly,  
201 and Eastwardly along and with the South Boundary of the  
202 current City of Bay Minette Corporate Limits to the Northeast  
203 Corner of Baldwin County, Alabama Tax Parcel Number  
204 05-23-04-20 -0-000-051.019; thence run Southwardly and  
205 Westwardly along and with the West Boundary of the current  
206 City of Bay Minette Corporate Limits to the Northwest Corner  
207 of Baldwin County, Alabama Tax Parcel Number  
208 05-23-09-29-0-000-003.001; thence run Southwardly along and  
209 with the said Corporate Limits to the Northwest Corner of  
210 Baldwin County, Alabama Tax Parcel Number  
211 05-23-09-29-0-000-002.001; thence run Southwardly along and  
212 with the West Boundary of said Tax Parcel and extension  
213 thereof to the Upper Northwest corner of Baldwin County,  
214 Alabama Tax Parcel Number 05-23-09-32-0-000-005.001 and to the  
215 current City of Spanish Fort Corporate Limits; thence run  
216 Southwardly along and with the West Boundary of said Corporate



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217 Limits to the Southeast Corner of Baldwin County, Alabama Tax  
218 Parcel Number 05-23-09-32-0000-004.000; thence run Westwardly  
219 along and with said Corporate Limits to the Lower Northwest  
220 Corner of Baldwin County, Alabama Tax Parcel Number  
221 05-23-09-32-0-000-005.001; thence run Southwardly along and  
222 with the West Boundary of the current City of Spanish Fort  
223 Corporate Limits to the Northeast Corner of Baldwin County,  
224 Alabama Tax Parcel Number 05-28-03-07-0-000-013.000; thence  
225 run Westwardly along and with said Corporate Limits to the  
226 Northwest Corner of said Tax Parcel; thence run Southwardly  
227 along and with said Corporate Limits to the Southwest Corner  
228 of said Tax Parcel; thence run Eastwardly along and with said  
229 Corporate Limits to the Southeast Corner of said Tax Parcel;  
230 thence run Southwardly along and with the West Boundary of the  
231 current City of Spanish Fort Corporate Limits to the Northeast  
232 Corner of Baldwin County, Alabama Tax Parcel Number  
233 05-28-03-07-0-000-042.000; thence run Westwardly along and  
234 with the North Boundary of said Corporate Limits to the  
235 Northwest Corner of said Tax Parcel; thence run Southwardly  
236 along and with the West Boundary of the current City of  
237 Spanish Fort Corporate Limits to the Southeast Corner of  
238 Baldwin County, Alabama Tax Parcel Number  
239 05-28-03-07-0-000-041.000; thence run Westwardly along and  
240 with the North Boundary of said Corporate Limits to the



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241 Southwest Corner of Section 7, Township 3 South, Range 3 East  
242 to the Point Of Beginning. LESS AND EXCEPT therefrom any  
243 portion of the above described property which lies within the  
244 Corporate Limits of the City of Spanish Fort or the City of  
245 Bay Minette, Alabama.

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

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

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

254 (1) Standing to sue or be sued.

255 (2) Taxing authority.

256 (3) Zoning authority.

257 (4) Police power and public safety authority.

258 (5) Authority to adopt ordinances, rules, or  
259 regulations within its boundaries.

260 (6) Any other authority or power commonly associated  
261 with a legal entity.

262 Upon ratification of this constitutional amendment, the  
263 Code Commissioner shall number and place this amendment as  
264 appropriate in the constitution omitting this instructional



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265 paragraph and may make the following nonsubstantive revisions:  
266 change capitalization, hierarchy, spelling, and punctuation  
267 for purposes of style and uniformity; correct manifest  
268 grammatical, clerical, and typographical errors; revise  
269 internal or external citations and cross-references; and  
270 translate effective dates.

271 END PROPOSED AMENDMENT

272 Section 2. An election upon the proposed amendment  
273 shall be held in accordance with Sections 284, 284.01, and 285  
274 of the Constitution of Alabama of 2022, and the election laws  
275 of this state. The appropriate election official shall assign  
276 a ballot number for the proposed constitutional amendment on  
277 the election ballot and shall set forth the following  
278 description of the substance or subject matter of the proposed  
279 constitutional amendment:

280 "Relating to Baldwin County, proposing an amendment to  
281 the Constitution of Alabama of 2022, to define the White House  
282 Fork Landmark District within the county and to prohibit the  
283 annexation by local law of any property within the district  
284 into any municipality except under certain conditions.

285 Proposed by Act \_\_\_\_."

286 This description shall be followed by the following  
287 language:

288 "Yes( ) No( )."



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

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