

HB306 ENROLLED



1 HB306
2 3Q56VZZ-2
3 By Representative Givens (Constitutional Amendment)
4 RFD: Baldwin County Legislation
5 First Read: 07-Mar-24



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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 Stapleton
5 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 "Stapleton
13 Landmark District" in Baldwin County is defined as follows:

14 Commence at the Southeast Corner of Section 4, Township
15 4 South, Range 3 East for a POINT OF BEGINNING: Thence run
16 Westwardly along and with The South boundary of said Section 4
17 and the North boundary of the current City of Loxley Corporate
18 Limits to the Southwest Corner of Section 4, Township 4 South,
19 Range 3 East and the Northwest Corner of Section 9, Township 4
20 South, Range 3 East; thence run Southwardly along and with the
21 West Boundary of said Section 9 and the West Boundary of the
22 current City of Loxley Corporate Limits to the Southernmost
23 Corner of Baldwin County, Alabama Tax Parcel Number
24 05-33-03-05-0-000-003.004; thence run Northwesterly along and
25 with the Western Boundary of said Tax Parcel to the South
26 Boundary of Section 5, Township 4 South, Range 3 East; thence
27 run Westwardly along and with the South Boundary of said
28 Section 5 to the Western Margin of Alabama State Highway



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29 Number 59 and the Eastern Boundary of the current City of
30 Loxley Corporate Limits; thence run Northwestwardly along and
31 with the Western Margin of said Alabama State Highway Number
32 59 and to the Eastern Boundary of said Corporate Limits to the
33 North Boundary of the current City of Loxley Corporate Limits
34 and to the Southeast Corner of Baldwin County, Alabama Tax
35 Parcel Number 05-33-03-05-0-000-003.003; thence run Westwardly
36 along and with said Corporate Limits to the Western Boundary
37 of the current City of Loxley Corporate Limits and to the
38 Eastern Margin of U.S. Highway Number 31 (A.K.A. Alabama State
39 Highway Number 3) and to the Southwest Corner of Baldwin
40 County, Alabama Tax Parcel Number 05-33-03-05-0-000-003.040;
41 thence run Southwestwardly along an with the Eastern Margin of
42 said Highway Number 31 and Highway Number 3 and the Western
43 Boundary of said Corporate Limits to the South Boundary of the
44 current City of Loxley Corporate Limits and the Southern
45 Boundary of Section 5, Township 4 South, Range 3 East and to
46 the Southwest Corner of Baldwin County, Alabama Tax Parcel
47 Number 05-33-03-05-0-000-003.000; thence run Westwardly to the
48 Southeast Corner of Bromley Acres, Third Addition, as shown by
49 map or plat thereof recorded on Slide File 1051-A, Probate
50 Records, Baldwin County, Alabama on the Western Margin of U.S.
51 Highway Number 3); thence run Southwestwardly along and with
52 the Eastern Margin of said Highway Number 31 and Highway
53 Number 3 to the Southeast Corner of Baldwin County, Alabama
54 Tax Parcel Number 05-33-03-07-0-000-001.005; thence run
55 Westwardly along and with the South Boundary of said Tax
56 Parcel to the Southeast Corner of Hunawell Ranch, as shown by



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57 map or plat thereof recorded on Slide Field 2169-D, Probate
58 Records, Baldwin County, Alabama; thence run Westwardly along
59 and with the South Boundary of Hunawell Ranch to the Southwest
60 Corner of said Hunawell Ranch and the East Boundary of the
61 current City of Spanish Fort Corporate Limits; thence run
62 Northwardly along and with said Corporate Limits East Boundary
63 and the West Boundaries of Sections 7 and 6, Township 4 South,
64 Range 3 East and the West Boundaries of Sections 31 and 30,
65 Township 3 South, Range 3 East to the Northwest Corner of
66 Section 30, Township 3 South, Range 3 East and the South
67 Boundary of the current City of Spanish Fort Corporate Limits;
68 thence run Eastwardly along and with said Corporate Limits
69 South Boundary to the East Boundary of the current City of
70 Spanish Fort Corporate Limits and the Southeast Corner of
71 Baldwin County, Alabama Tax Parcel Number
72 05-28-04-20-0-000-009.000; thence run Northwardly along and
73 with said Corporate Limits East Boundary to the South Boundary
74 of the current City of Spanish Fort Corporate Limits and the
75 Northwest Corner of Baldwin County, Alabama Tax Parcel Number
76 05-28-04-20-0-000-008.003; thence run Eastwardly along and
77 with said Corporate Limits South Boundary to the Southwest
78 Corner of Baldwin County, Alabama Tax Parcel Number
79 05-28-04-17-0-000-002.000; thence run Eastwardly along and
80 with the South Boundary of said Tax Parcel to the Southwest
81 Corner of Stone Ridge Subdivision as shown by map or plat
82 thereof recorded on Slide File 1965-A; thence continue
83 Eastwardly along the South Boundary of Stone Ridge Subdivision
84 to the Southeast Corner of said Subdivision and the Southwest



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85 Corner of Baldwin County, Alabama Tax Parcel Number
86 05-28-04-17-0-000-005.000; thence continue Eastwardly along
87 and with the South Boundary of said Tax Parcel to the
88 Northeast Corner of Section 20, Township 3 South, Range 3 East
89 and the Northwest Corner of Section 21, Township 3 South,
90 Range 3 East; thence continue Eastwardly along and with the
91 North Boundaries of Sections 21, 22, 23 and 24, Township 3
92 South, Range 3 East to the Northeast Corner of Section 24,
93 Township 3 South, Range 3 East; then run Southwardly along and
94 with the East Boundaries of Sections 24, 25, 36, Township 3
95 South, Range 3 East and Section 1, Township 4 South, Range 3
96 East to the Southeast Corner of Section 1, Township 4 South,
97 Range 3 East; thence run Westwardly along and with the South
98 Boundary of said Section 1 to the Southwest Corner of Section
99 1, Township 4 South, Range 3 East and the Southeast Corner of
100 Section 2, Township 4 South, Rang 3 East; thence run
101 Westwardly along and with the South Boundary of said Section 2
102 to the Northwestern Corner of Baldwin County, Alabama Tax
103 Parcel Number 05-33-01-11-0-000-001.000 and the Eastern
104 Boundary of the current City of Loxley Corporate Limits;
105 thence run Westwardly along and with the North Boundary of
106 said Corporate Limits to the Southwest Corner of Baldwin
107 County, Alabama Tax Parcel Number 05-33-01-02-0-000-014.000
108 and the East Boundary of the current City of Loxley Corporate
109 Limits; thence run Southwardly along and with the East
110 Boundary of said Corporate Limits to the North Boundary of the
111 Current City of Loxley Corporate Limits; thence run Westwardly
112 along and with the North Boundary of the Current City of



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113 Loxley Corporate Limits to the East Boundary of said Corporate
114 Limits; thence run Northwardly along and with the East
115 Boundary of said Corporate Limits to the Southwest Corner of
116 Baldwin County, Alabama Tax Parcel Number
117 05-33-01-02-0-000-006.002; thence run Northwardly along and
118 with the East Boundary of the current City of Loxley Corporate
119 Limits to the Northwest Corner of Baldwin County, Alabama Tax
120 Parcel Number 05-33-01-02-0-000-007.007 and the North Boundary
121 of the current City of Loxley Corporate Limits; thence run
122 Westwardly along and with the North Boundary of said Corporate
123 Limits to the Southwest Corner of Baldwin County, Alabama Tax
124 parcel Number 05-33-01-02-0-000-005.008 and the East Boundary
125 of the current City of Loxley Corporate Limits; thence run
126 Northwardly along and with the East Boundary of said Corporate
127 Limits to the Northwest Corner of Baldwin County, Alabama Tax
128 Parcel Number 05-33-01-02-0-000-004.000 and the North Boundary
129 of the current City of Loxley Corporate Limits; thence run
130 Westwardly along and with the North Boundary of said Corporate
131 Limits to the Southwest Corner of Baldwin County, Alabama Tax
132 Parcel Number 05-28-08-34-0-000-026.000 and the East Boundary
133 of the current City of Loxley Corporate Limits; thence run
134 Northwardly along and with the East Boundary of said Corporate
135 Limits to the Southwest Corner of Baldwin County, Alabama Tax
136 Parcel Number 05-28-08-34-0-000-004.003 and the North Boundary
137 of the current City of Loxley Corporate Limits; thence run
138 Westwardly along and with the North Boundary of said Corporate
139 Limits to the Southwest Corner of Baldwin County, Alabama Tax
140 Parcel Number 05-28-08-34-0-000-023.000 and the West Boundary



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141 of the current City of Loxley Corporate Limits; thence run
142 Southwardly along and with the West Boundary of said Corporate
143 Limits to the North Boundary of the current City of Loxley
144 Corporate Limits and the Southeast Corner of Section 4,
145 Township 4 South, Range 3 East to the Point of Beginning.

146 LESS AND EXCEPT therefrom any portion of the above
147 described property which lies within the Corporate Limits of
148 the City of Loxley, the City of Spanish Fort, or the City of
149 Bay Minette, Alabama.

150 (b) No property within the Stapleton Landmark District
151 may be annexed into any municipality by local law.

152 (c) Subsection (b) shall not apply to any municipality
153 incorporated after the ratification of this amendment which
154 includes any part of the Stapleton Landmark District.

155 (d) The Stapleton Landmark District shall not be
156 considered a legal entity and shall not have any of the
157 following powers of authority:

158 (1) Standing to sue or be sued.

159 (2) Taxing authority.

160 (3) Zoning authority.

161 (4) Police power and public safety authority.

162 (5) Authority to adopt ordinances, rules, or
163 regulations within its boundaries.

164 (6) Any other authority or power commonly associated
165 with a legal entity.

166 Upon ratification of this constitutional amendment, the
167 Code Commissioner shall number and place this amendment as
168 appropriate in the constitution omitting this instructional



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169 paragraph and may make the following nonsubstantive revisions:
170 change capitalization, hierarchy, spelling, and punctuation
171 for purposes of style and uniformity; correct manifest
172 grammatical, clerical, and typographical errors; revise
173 internal or external citations and cross-references; harmonize
174 language; and translate effective dates.

END PROPOSED AMENDMENT

176 Section 2. An election upon the proposed amendment
177 shall be held in accordance with Sections 284, 284.01, and 285
178 of the Constitution of Alabama of 2022, and the election laws
179 of this state. The appropriate election official shall assign
180 a ballot number for the proposed constitutional amendment on
181 the election ballot and shall set forth the following
182 description of the substance or subject matter of the proposed
183 constitutional amendment:

184 "Relating to Baldwin County, to propose an amendment to
185 the Constitution of Alabama of 2022, to define the Stapleton
186 Landmark District within the county and to prohibit the
187 annexation by local law of any property within the district
188 into any municipality except under certain conditions.

189 Proposed by Act ____."

190 This description shall be followed by the following
191 language:

192 "Yes() No()."

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



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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 16-Apr-24.

John Treadwell
Clerk

Senate

08-May-24

Passed