

TOWN COUNCIL OF THE TOWN OF MULGA, ALABAMA

ORDINANCE NO. 2024-01

AN ORDINANCE ANNEXING CERTAIN TERRITORY INTO THE CORPORATE LIMITS OF THE TOWN OF MULGA, ALABAMA, PURSUANT TO THE PROVISIONS OF SECTION 11-42-21 OF THE *CODE OF ALABAMA* (1975).

WHEREAS, pursuant to Section 11-42-21 of the *Code of Alabama* (1975), a property may be annexed into a municipality upon unanimous consent of the property owners;

WHEREAS, the Town Council of the Town of Mulga, Alabama (the “Town Council”) has received a Petition for Annexation, a true and correct copy of which is attached hereto as **Exhibit A** hereof (the “Petition”), from Gary Lappert requesting certain property located at 161 Woodland Avenue, Mulga, Alabama 35118, which is depicted on the map attached hereto as **Exhibit B** hereof (the “Property”), be annexed into the Town of Mulga, Alabama (the “Town”);

WHEREAS, the Town Council finds that Gary Lappert is the sole owner of the property sought to be annexed, that no part of the property sought to be annexed lies within the corporate limits of any other municipality or within the police jurisdiction of any other municipality, that said property is contiguous to the present corporate limits of the Town, and that it is in the public’s interest that said property be annexed into the Town of Mulga, Alabama;

THEREFORE, BE IT ORDAINED by the Town Council of the Town of Mulga, Alabama, while in regular session Tuesday, January 2, 2024, at 6:30 p.m. as follows:

Section 1. The Town Council hereby finds that the Property, as more particularly described in Exhibit A and Exhibit B, is contiguous to the Town and not within the corporate limits of another municipality of the police jurisdiction of any other municipality.

Section 2. The Town hereby accepts the Petition for Annexation from Gary Lappert and approves the annexation of the Property into the corporate limits of the Town.


Section 3. Pursuant to the provisions of Section 11-42-21 of the *Code of Alabama* (1975), the boundary lines of the Town of Mulga, Alabama, are extended and rearranged to include within its present corporate limits the real property described in Exhibit A and as shown on the map attached as Exhibit B.

Section 4. The Town Clerk is directed to file a certified copy of the Petition and a certified copy of this Ordinance with the Judge of Probate, Jefferson County, Alabama.

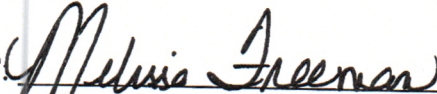
Section 5. In no case shall the City bear any costs, fees, or other sums related to enacting this Ordinance or effecting the annexation and terms authorized herein. The Town shall not be responsible for fees or dues that may become payable upon annexation.

Section 6. This Ordinance shall become effective upon publication as required by law.

ADOPTED this the 2nd day of January, 2024.



W. KEITH VARNER, MAYOR

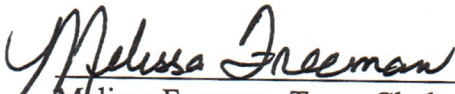
ATTEST 

Melissa Freeman, Town Clerk

CERTIFICATION OF CLERK

I, Melissa Freeman, Town Clerk of Mulga, Alabama, do hereby certify that the above and foregoing is a true and correct copy of a Resolution duly adopted by the Town Council of Mulga, Alabama, on the 2nd day of January, 2024.

Witness my hand and seal of office this 2nd day of January, 2024.



Melissa Freeman, Town Clerk

EXHIBIT A

PETITION FOR ANNEXATION INTO THE TOWN OF MULGA, ALABAMA

COMES NOW, GARY LAPPERT ("Owner") and states that Owner owns the following described property, which is contiguous to the Town of Mulga, Alabama ("Mulga"), and which is not within the corporate limits or police jurisdiction of any other municipality, and hereby requests that the property be annexed to Mulga:

Property Owner(s) (full legal names): GARY LYNN LAPPERT

Parcel ID(s): 21 00 20 2 001 001. 001

Legal Description (can attach separate sheets if necessary): SEE EXHIBIT "A" ATTACHED

Address of Parcel(s): 161 WOODLAND AVE., MULGA, AL 35118

Mailing address of owners, if different: 64960 BREEZY POINT LN., BELLAIR, OH 43906

Phone: 740-671-8547 email: GARYLAPPERT@YAHOO.COM

A map of the property, showing its relationship to the corporate limits of the Mulga, is attached hereto.

Owner agrees that in no case shall the Town bear any costs, fees, or other sums related to enacting this Ordinance or effecting the annexation and terms authorized herein. The Town shall not be responsible for the payment of any applicable fire district dues that may become payable upon annexation.

The undersigned represents that the undersigned has the actual authority to sign and execute this Petition for Annexation on behalf of the Owner and the undersigned acknowledges that Mulga and its agents, officers, and employees are relying upon this as a material representation.

IN WITNESS WHEREOF and intending to be legally bound hereby, Owner has executed the foregoing Petition for Annexation into the Town of Mulga, Alabama, and avers that the representations contained herein are material, true, and correct.

If there are multiple owners, ALL owners must sign this Petition. Therefore, additional signature pages should be attached as necessary.

FOR: OWNER

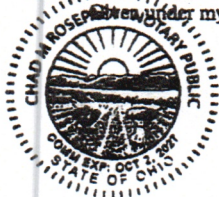
Signature:

By: [Signature]
Its: _____

STATE OF OHIO)
COUNTY OF BELMONT)

I, the undersigned, a Notary Public in and for said County in said State, do hereby certify that Owner by and through GARY LAPPERT whose name is signed to the foregoing Petition for Annexation into the Town of Mulga, Alabama, and who is known to me, acknowledged before me on this day, that being informed of the contents of said instrument, he/she executed same voluntarily on the date shown by his/her signature.

Witnessed under my hand and official seal, the 3 day of OCTOBER, 2023.



Notary Public
My commission expires 10/2/27

EXHIBIT B

