



## **CITY OF OWENS CROSS ROADS ORDINANCE NO. 25-010**

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### **AN ORDINANCE TO ANNEX PARCEL NO. 22-09-32-0-001-033.000 (615 BROCKWAY ROAD) INTO THE CITY LIMITS OF OWENS CROSS ROADS, ALABAMA**

**WHEREAS**, Darryl L. Townsend and Lisa C. Townsend, owners of Parcel No. 22-09-32-0-001-033.000 located at 615 Brockway Road, have petitioned the City of Owens Cross Roads for annexation of said property (see Exhibit B); and

**WHEREAS**, the subject property is contiguous to the existing corporate limits of the City of Owens Cross Roads; and

**WHEREAS**, the annexation of said property is deemed to be in the best interest of the City of Owens Cross Roads and its citizens;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF OWENS CROSS ROADS, ALABAMA, AS FOLLOWS:**

#### **SECTION 1. Annexation and Zoning**

Parcel No. 22-09-32-0-001-033.000, located at 615 Brockway Road (PIN 85369), as legally described in Exhibit A, is hereby annexed into the City of Owens Cross Roads, Alabama, and zoned Single Family Residential (RS1).

#### **SECTION 2. Extension of Corporate Limits and Applicability of Ordinances**

The corporate limits of the City of Owens Cross Roads are hereby extended to include the property described in Section 1. Said property shall be subject to all laws and ordinances of the City of Owens Cross Roads, as if it had been part of the City at the time of their adoption, with the following exceptions:

- **A) Exceptions:**
  - Existing camper restrictions are waived, as the campers are already present and grandfathered into the city limits.
  - The Townsend Family shall be exempt from sewer tap fees should they choose to connect to the City's sewer system in the future.

#### **SECTION 3. Filing and Recording**

Upon adoption, a copy of this Ordinance shall be filed and recorded with the Probate Judge of Madison County, Alabama, and a certified copy shall be forwarded to the Alabama Department of Revenue.

#### **SECTION 4. Severability**

If any section or provision of this Ordinance is declared invalid or unconstitutional by a court of competent jurisdiction, such declaration shall not affect the validity of the remaining sections or provisions.

#### **SECTION 5. Repealer**

All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

#### **SECTION 6. Effective Date**

This Ordinance shall become effective upon its adoption and publication as required by law.

#### **Exhibits:**

- Exhibit A: Legal Description of Parcel No. 22-09-32-0-001-033.000 (2 pages)
- Exhibit B: Petition for Annexation (2 pages)

ADOPTED THIS 8<sup>th</sup> DAY OF APRIL 2025.

Approved By:

  
\_\_\_\_\_  
Tony Craig, Mayor

Attest By:

  
\_\_\_\_\_  
Christie D. Eason, City Clerk/Treasurer

City of Owens Cross Roads, Alabama, certificate of publication.  
This is to certify that Ordinance No. 25-010, City of Owens Cross Roads, Alabama,  
was published by posting on the City website, and on at least four (4) bulletin boards within the City.



**OWENS CROSS ROADS CITY COUNCIL  
ORDINANCE NO. 25-010  
ANNEXATION OF 615 BROCKWAY ROAD**

Exhibit A

BOOK PAGE

0933 0315

61414

STATE OF ALABAMA )  
MADISON COUNTY )

**WARRANTY DEED**

THIS INDENTURE made and entered into on this the 13<sup>th</sup> day of November, 1998, by and between Anita L. Penn, now known as Anita Penn Baisden, a married woman, Grantor, and Darryl L. Townsend, and wife, Lisa C. Townsend, as Grantees.

WITNESSETH: That the Grantor for and in consideration of the sum of Ten and no/100 Dollars to them cash in hand paid by the Grantees, and other good and valuable considerations, receipt of which is hereby acknowledged, have this day given, granted, bargained, sold and conveyed and do by these presents give, grant, bargain, sell and convey unto Grantees, as JOINT TENANTS FOR THE PERIOD OR TERM THAT THE SAID GRANTEES SHALL BOTH SURVIVE, AND UPON THE DEATH OF EITHER OF THEM, THEN TO THE SURVIVOR OF THEM IN FEE SIMPLE, together with every contingent remainder and right of reversion, the following described real estate lying and being situated in the County of Madison, State of Alabama, to wit:

STATE OF ALABAMA  
NOTARY PUBLIC  
98 NOV 13 PM 2:09

All that part of the Southwest 1/4 of the Northwest 1/4 of Section 32, Township 5 South, Range 2 East of the Huntsville Meridian, Madison County, Alabama, and more particularly described as beginning at a point on the west boundary line of said section at a point that is South 00 degrees 24 minutes East 1341.90 feet from the northwest corner of said Section 32. Thence from this point of true beginning North 86 degrees 55 minutes East 348.48 feet along and with the centerline of a ditch to a point; thence South 00 degrees 24 minutes East 125.00 feet to a point; thence South 86 degrees 55 minutes West 348.48 feet to a point on the west boundary line of said section; thence North 24 minutes West along and with the said section line 125.00 feet to the point of true beginning, and containing 1.00 acres, more or less.

TO HAVE AND TO HOLD the real estate above described, together with all singular the rights, privileges, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining unto the Grantees, as joint tenants for the period or term that the Grantees shall both survive, and upon the death of either of them, then to the SURVIVOR of them in fee simple, and to the heirs and assigns of such survivor of them forever, together with every contingent remainder and right of reversion. Grantor does hereby covenant with and represent unto the Grantees that they are seized in fee of the lands above described; that the same is free of all encumbrances; that they have a good and lawful right to sell and convey the same and that they will forever defend the title to the same unto the Grantees and to the survivor of them and to the heirs and assigns of said survivor of them forever, against the lawful claims and demands of all persons whomsoever. There is hereby excepted from all of the foregoing warranties and covenants the following:

1. Ad valorem taxes to become due October 1, 1999.
2. Restrictions if any recorded in Probate Records of Madison County, Alabama.

IN WITNESS WHEREOF, the Grantor have hereunto set their hands and seals on the day and year first above written.

*Anita Penn Baisden* (SEAL)  
Anita L. Penn, now known as Anita Penn Baisden

2.50  
1.50  
.25  
.50  
3.00  
7.25

STATE OF ALABAMA )  
MADISON COUNTY )

I, the undersigned, a Notary Public in and for the above County in said State, hereby certify that Anita L. Penn, now known as Anita Penn Baisden, a married woman, whose name is signed to the foregoing conveyance and who is known to me, acknowledged before me on this day that being informed of the contents of said conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand, this the 13<sup>th</sup> day of November, 1998.

This Document Prepared By:  
D. Alan Mann  
109A North Jefferson Street, Suite 8  
Huntsville, AL 35801  
(256) 519-9900

*[Signature]*  
NOTARY PUBLIC  
My Commission Expires: 12/15/98

BACK

HUNTSVILLE UTILITIES  
ELECTRICITY • NATURAL GAS • WATER



**Customer Name**  
DARRYL LEE TOWNSEND  
**Service Address**  
615 BROCKWAY RD  
OWENS CROSS ROADS AL 35763

Customer Number	1101092283
Account Number	211010017289
Bill Date	03/11/25
Due Date	03/26/25

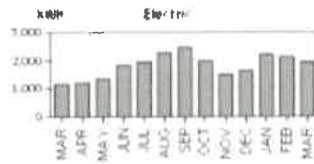
Dates above apply to current charges and not to balance forward.

To read our Applications Terms and Conditions, please visit:  
[www.hsvutil.org/TermsAndConditions](http://www.hsvutil.org/TermsAndConditions)  
[www.hsvutil.org/TermsAndConditionsEnEspanol](http://www.hsvutil.org/TermsAndConditionsEnEspanol)

\*Your average monthly billing deferred balance, after payment of the current bill, will be \$268.76.

<b>Account Summary</b>		
Previous Bill Amount	\$248.49	
Payments	\$-248.49	
Balance Forward		\$0.00
Trash	\$16.50	
Avg Mthly Billing Amount	\$220.00	
Total Current Charges		\$236.50
<b>Total Due</b>		
		\$236.50
<b>After Due Date</b>		\$248.33

<b>Meter Reading Details</b>		Degree Days: Past 675 Present 517								
Service Type	Meter Number	Read Type	Previous Read Date	Previous Reading	Present Read Date	Present Reading	No. of Days	Monthly Usage	Multiplier	Billed Usage
Electric	508707	Actual	02/10/2025	67516	03/11/2025	69440	29	1924		1924 KWH



Please return this portion with your payment.

HUNTSVILLE UTILITIES  
ELECTRICITY • NATURAL GAS • WATER



Customer Number	1101092283
Account Number	211010017289
Bill Date	03/11/25
Due Date	03/26/25
Total Due	236.50
After Due Date	248.33
Project Share	
Total Amount Paid	



DARRYL LEE TOWNSEND  
615 BROCKWAY RD  
OWENS CROSS ROADS AL 35763 9425

Huntsville Utilities  
Huntsville, AL 35895

21101001728900002365000000000000

Bill Number 201090020612

**Charge Details**

Electric - Residential Electricity (02/10/2025 - 03/11/2025, for 29 days)			
Availability Charge		17.23	
Consumption Charge	1400 KWH @0.113440	158.82	
	524 KWH @0.119620	62.68	
		<b>Total</b>	\$238.73
Trash - Residential Trash Madison Co			
Charge		16.50	<b>Total</b>
Tax		9.55	\$9.55
<b>Total Consumption Charges</b>			<b>\$264.78</b>

Tony Craig, Mayor  
Elizabeth Craig, Councilmember, Place 1  
Scott Baker, Councilmember, Place 2  
Claude Lang, Councilmember, Place 3  
Terry Mann, Councilmember, Place 4  
James Mann, Councilmember, Place 5



Christie Eason, City Clerk  
Jason Dobbins, Police Chief  
Bruce Swanson, Fire Chief  
Matt Balch, City Attorney  
Tom Jarvinen, City Attorney  
Jake Roth, City Engineer

Exhibit B

## **PETITION FOR ANNEXATION INTO THE CORPORATE LIMITS OF OWENS CROSS ROADS, ALABAMA:**

I/We, the undersigned Petitioner(s), owners of the properties described in the attached Exhibit A and Exhibit B as delineated on the Madison County Tax Assessors Map attached as such property being outside the corporate limits of Owens Cross Roads, Alabama, but which is now, or at the time this petition is acted upon will be, contiguous to the said corporate limits, and such property is not lying within the corporate limits of any other municipality, do by these presents hereby petition Owens Cross Roads, a municipal corporation, that said property be annexed into the City of Owens Cross Roads, Alabama, pursuant to the authority of Sections 11-42-20 through 11-42-24, Code of Alabama, 1975.

I/We, the undersigned Petitioner(s), further make known that this property located at 615 Brockway will be zoned Single Family Residential upon annexation and will be considered part of the corporate limits of Owens Cross Roads. (RS1)

I/We, the undersigned Petitioner(s), further petition that the Honorable Mayor and Council of the City of Owens Cross Roads, Alabama, set a date for the hearing of this petition and adopt an ordinance annexing such property.

As owners(s) of the hereinafter described real property, I/we do hereby certify that I/we have the right and authority to execute and file with the office of the City of Owens Cross Roads this petition and request for annexation; that said property is contiguous to the existing corporate limits of the City of Owens Cross Roads, Alabama, and that said property does not lie within the corporate limits of any other Municipality or if such property overlaps with any other Municipality, the property or territory hereinafter described is located closer to the corporate limits of the City of Owens Cross Roads, Alabama, than to the corporate limits of any other municipality as required by Section 11-42-21, Code of Alabama 1975.

I/We, the undersigned Petitioner(s), also ask that the Honorable Mayor and City Council of the City of Owens Cross Roads, Alabama, do all things necessary and requisite to comply with the terms of Section 11-42-21 of the Code of Alabama, 1975.

**(See page 2)**

Dated this 27 day of March, 20 25

Lisa C. Townsend  
Signature of Petitioner

Lisa C Townsend  
Printed Name of Petitioner

Darryl E. Townsend  
Signature of Petitioner

Darryl L. Townsend  
Printed Name of Petitioner

STATE OF Alabama

COUNTY OF Madison

I, the undersigned Notary public in and for said County in said State, herby certify that Lisa C. Townsend AND Darryl E. Townsend whose name is signed to the foregoing instrument and who presented to me proof of identification proving before me on this day, that being informed of the contents within instrument, he-she-they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal of office this 27 day of MARCH 20 25.

**MY COMMISSION EXPIRES 03-12-2028**

Christie D Eason  
Notary Public

My Commission Expires

