

ORDINANCE - 2019-01

TITLED: An Ordinance to set the right-of-way for Leo Road in the George Crawford Industrial Park located inside the Town of Eva, the Right-of-Way 60.00'.

WHEREAS, the Rural Morgan County Industrial Development Board (Board herein) exists for the purpose of promoting economic development and job growth in the rural parts of Morgan County mainly through industrial and agricultural development;

WHEREAS, with the full cooperation and support of the Town Council and Town Administration of Eva, Alabama, the Board developed and maintained land for light industrial use along Leo Road within the Town limits of Eva in 2009-2010;

WHEREAS, in coordination with the County Commission, the Board developed a public road (now known as Leo Road) to access the land;

WHEREAS, the Board plans to sell 43 Leo Road and requests the Town Council to approve of the sale pursuant to Ala. Code §11-20-37(b)(2) as a project within the Town limits of Eva;

WHEREAS, the Board also requests the Town Council to accept the responsibility to maintain Leo Road as a public road and to accept a deed and a grant of a drainage, telecommunications and utility easement from the Board to Leo Road and certain land along Leo Road for road utility maintenance access;

WHEREAS, the Board requests the Town Council to set forth in writing its approval of the development of Leo Road including 43 Leo Road and 45 Leo Road and adjoining land;


WHEREAS, the Town Council of Eva is vested with the authority to bind the corporate body of Eva, Alabama pursuant to Section 11-49-80 and 11-49-81 Code of Alabama 1975;

NOW THEREFORE, by Motion, properly made, seconded and adopted at an official meeting of a quorum of the Eva Town Council, the Town Council of Eva hereby sets forth the following as an official action of the Town of Eva corporate body:

1. That the Town Council approves the Board project in Eva, Alabama pursuant to Ala. Code §11-20-37(b)(2) involving the selling of 43 Leo Road whether by auction, through a real estate listing or by any other legal means;
2. That the Town of Eva accepts the responsibility to maintain Leo Road as a public road and will accept a deed and the grant of easement from the Board of the Road and sufficient land to maintain the Road and utilities;
3. That the Town Council reaffirms its approval of the development of Leo Road, 43 Leo Road and 45 Leo Road as a project pursuant to Ala. Code §11-20-37(b)(2);
4. That the Town of Eva hereby assures the Board that there are no municipal ordinances or regulations which would prohibit the Board from auctioning the property as is, including, but not limited to subdivision regulations.

Therefore, the Town Clerk of the Town of Eva, Alabama is instructed to enter the foregoing Ordinance 2019-01 into the official records of the Town of Eva, Alabama as an official act of the corporate body of Eva, Alabama on the 14 day of May, 2019.

Town of Eva

  
Gary D. Livingston  
Mayor

ATTEST:

  
Judy Fortenberry  
Town Clerk

