

ORDINANCE NO. 2012-02-20-02

AN ORDINANCE TO AMEND ORDINANCE NO. 1988-06-20-01, 1992-05-18-01, 1996-12-16-1, and 2003-09-15-01 OF THE CITY OF ASHLAND TO ADJUST THE BOUNDARIES OF COUNCIL DISTRICTS FOR THE CITY OF ASHLAND PURSUANT TO THE AUTHORITY OF SECTION 11-46-23, CODE OF ALABAMA, 1975, AS AMENDED.

WHEREAS, Section 11-46-23 of the Code of Alabama, 1975, as amended, authorizes the City Council to alter Council District boundaries following the release of any federal decennial census; and

WHEREAS, the City of Ashland is divided into five (5) Council Member districts; and

WHEREAS, the City Council, upon reviewing the 2010 Census data, has determined that changes in the population in each district warrant adjustments to the district boundaries to ensure equality in the voting process; and

WHEREAS, the City Council has presented to the public a map depicting proposed changes to the district boundaries and has provided the public an opportunity to comment upon said changes at public hearings held on February 6, 2012; and

WHEREAS, the City Council has duly considered public comments regarding the proposed changes;

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHLAND, ALABAMA AS FOLLOWS:

SECTION 1: Pursuant to the authority contained in Section 11-46-23, Code of Alabama, 1975, as amended, the City Council of the City of Ashland, Alabama, does hereby readjust and reestablish the boundary lines of the five (5) Voting Districts of the City and the territory composing each such district for purposes of City Council Member elections such that hereafter, said districts shall be and are described as follows:

DISTRICT 1:

That certain area in the City Limits of Ashland, Alabama lying West of the following described district line:

Beginning at the point of intersection of the South line of Section 19, Township 20 South, Range 8 East (City Limit Boundary) with the centerline of 6th Street West; thence run northerly along said centerline to the intersection of the centerline of 1st Avenue (Alabama Highway 77); thence run westerly along said centerline to the intersection of the centerline of 8th Street West; thence run northerly along said centerline to the intersection of the centerline of Pineview Drive; thence run southeasterly along said centerline to the intersection of the centerline of 4th Avenue North; thence run easterly along said centerline to the intersection of the centerline of 4th Street West; thence run northerly along said centerline to the point of intersection with the City Limit Boundary.

DISTRICT 2:

That certain area in the City Limits of Ashland, Alabama lying within the following described district line:

Beginning at the point of intersection of the North line of the NE 1/4 of the SE 1/4, Section 18, Township 20 South, Range 8 East (City Limit Boundary) with the centerline of 4th Street West; thence run southerly along said centerline to the intersection of the centerline of 4th Avenue North; thence run westerly along said centerline to the intersection of the centerline of Pineview Drive; thence run northwesterly along said centerline to the intersection of the centerline of 8th Street West; thence run southerly along said centerline to the intersection of the centerline of 1st Avenue (Alabama Highway 77); thence run easterly along said centerline to the intersection of the centerline of 6th Street West; thence run southerly along said centerline to the intersection of the centerline of 2nd Avenue South; thence run easterly along said centerline to the intersection of the centerline of 3rd Street SW; thence run northerly along said centerline to the intersection of the centerline of 1st Avenue (Alabama Highway 77); thence run easterly along said centerline to the intersection of the centerline of 1st Street North; then run northerly along said centerline to the intersection of the centerline of 2nd Street NW; thence run northerly along said centerline to the intersection of the centerline of 2nd Street NE; thence run northerly along said centerline to the point of intersection with the City Limit Boundary.

DISTRICT 3:

That certain area in the City Limits of Ashland, Alabama lying within the following described district line:

Beginning at the point of intersection of the South line of Section 19, Township 20 South, Range 8 East (City Limit Boundary) with the centerline of 6th Street West; thence run northerly along said centerline to the intersection of the centerline of 2nd Avenue South; thence run easterly along said centerline to the intersection of the centerline of 1st Street South (Alabama Highway 9); thence run southerly along said centerline to the intersection with the centerline of 3rd Avenue South; thence run easterly along said centerline to the intersection with the centerline of 2nd Street SE (Alabama Highway 77); thence run northerly along said centerline to the intersection of the centerline of 2nd Avenue South; thence run easterly along said centerline to the intersection of the centerline of 1st Avenue (Alabama Highway 9); thence run easterly along said centerline to the intersection of the centerline of 5th Street East; thence run southerly along said centerline to the intersection of the centerline of 5th Avenue SE; thence run northwesterly along said centerline to the intersection of the centerline of 4th Street East; thence run southerly along said centerline to the intersection of the centerline of 2nd Street SE (Alabama Highway 77); thence run northwesterly along said centerline to the intersection of the centerline of 5th Avenue South; thence run westerly along said centerline to the intersection of the centerline of 1st Street South (Alabama Highway 9); thence run southwestly along said centerline to the point of intersection with the City Limit Boundary.

DISTRICT 4:

That certain area in the City Limits of Ashland, Alabama lying South of the following described district line:

Beginning at the point of intersection of the East line of the west half of the NE 1/4 of Section 28, Township 20 South, Range 8 East (City Limit Boundary) with the centerline of County Road 71; thence run northerly along said centerline to the intersection of the centerline of 5th Avenue SE; thence run northwesterly along said centerline to the intersection of the centerline of Floyd Street; thence run northerly along said centerline to the intersection of the centerline of 1st Avenue (Alabama Highway 9); thence run southwestly along said centerline to the intersection of the

centerline of 5th Street East; thence run southerly along said centerline to the intersection of the centerline of 5th Avenue SE; thence run northwesterly along said centerline to the intersection of the centerline of 4th Street East; thence run southerly along said centerline to the intersection of the centerline of 2nd Street SE (Alabama Highway 77); thence run northwesterly along said centerline to the intersection of the centerline of 5th Avenue South; thence run westerly along said centerline to the intersection of the centerline of 1st Street South (Alabama Highway 9); thence run southwesterly along said centerline to the point of intersection with the City Limit Boundary.

DISTRICT 5:

That certain area in the City limits of Ashland, Alabama lying North and East of the following described district line:

Beginning at the point of intersection of the East line of the west half of the NE 1/4 of Section 28, Township 20 South, Range 8 East (City Limit Boundary) with the centerline of County Road 71; thence run northerly along said centerline to the intersection of the centerline of 5th Avenue SE; thence run northwesterly along said centerline to the intersection of the centerline of Floyd Street; thence run northerly along said centerline to the intersection of the centerline of 1st Avenue (Alabama Highway 9); thence run southwesterly along said centerline to the intersection of the centerline of 2nd Avenue South; then run westerly along said centerline to the intersection of the centerline of 2nd Street SE (Alabama Highway 77); thence run southerly along said centerline to the intersection of the centerline of 3rd Avenue South; thence run westerly along said centerline to the intersection of the centerline of 1st Street South (Alabama Highway 9); thence run northerly along said centerline to the intersection of the centerline of 2nd Avenue South; thence run westerly along said centerline to the intersection of the centerline of 3rd Street SW; thence run northerly along said centerline to the intersection of the centerline of 1st Avenue (Alabama Highway 77); thence run easterly along said centerline to the intersection of the centerline of 1st Street North; thence run northerly along said centerline to the intersection of the centerline of 2nd Street NW; thence run northerly along said centerline to the intersection of the centerline of 2nd Street NE; then run northerly along said centerline to the intersection with the City Limit Boundary.

SECTION II: In accordance with the requirements of Section 11-46-23, Code of Alabama, 1975, as amended, the City Clerk is hereby directed to file a certified copy of this ordinance with the Judge of Probate of Clay County, Alabama together with a map or plat of the City depicting the Voting Districts as herein divided and described.

SECTION III: This Ordinance shall become effective upon its publication one (1) time in the Times-Journal, a newspaper of general circulation published in Clay County, Alabama. The boundaries herein established shall become effective upon preclearance by the United States Department of Justice.

SECTION IV: All Ordinances or parts of Ordinances which conflict with this Ordinance are hereby repealed.

SECTION V: All sections of this Ordinance are hereby declared to be severable; and if any word, phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or invalid by the judgment or decree of any Court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this Ordinance.

ADOPTED and APPROVED this _____ day of _____, 2012.

Members of Council:

APPROVED this _____ day of _____, 2012.

Mayor

APPROVED and ATTESTED this _____ day of _____, 2012.

City Clerk