

**CITY COUNCIL OF CITY OF TARRANT, ALABAMA**

**ORDINANCE NO. 1105**

**AN ORDINANCE OF THE CITY OF TARRANT,  
ALABAMA, TO AUTHORIZE A PURCHASE AND SALE  
AGREEMENT FOR THE TARRANT LANDFILL.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TARRANT,  
ALABAMA, AS FOLLOWS:**

**Section 1.** It is hereby established and declared that the following described real property of the City of Tarrant, Alabama ("the City"), is no longer needed for public or municipal purposes, to-wit:

"Parcel A"  
2500 Elm Street  
Birmingham, Alabama 35217  
Parcel ID Number: 13-00-33-1-000-005.000  
(subject to certain exceptions set forth in the proposed Purchase and Sale Agreement)

"Parcel B"  
3370 Eddings Place  
Birmingham, Alabama 35217  
Parcel ID Number: 13-00-33-1-000-0004.00

"Parcel C"  
3360 Eddings Place  
Birmingham, Alabama 13-00-33-1-000-003.00

Furthermore, it is hereby established and declared that all equipment, machinery, apparatus, appliances, and other articles of personal property located on and used in connection with the operation of the above-described real property are no longer needed for public or municipal purposes.


**Section 2.** The Mayor and the City Clerk may and are hereby authorized to execute and attest, respectively, for and on behalf of the City, a Purchase and Sale Agreement, a Land Use Agreement, and a License Agreement in a form approved by the City Attorney for the conveyance of the premises described in Section 1, hereof, and to execute and attest any amendments that may thereafter be deemed necessary to preserve the sale. The Mayor, City Clerk, and City Attorney are also hereby expressly authorized to take such actions as may be necessary to accomplish any transfer of permit (including, but not limited to Construction/Demolition Waste ("C&D") Landfill Permit, Permit No. 37-35 from the Alabama Department of Environmental Management) or subdivision that may be required to facilitate the sale.

**Section 3.** If the conditions of the Purchase and Sale Agreement authorized in Section 2, hereof are satisfied to allow for a closing on the conveyance of the premises described in Section 1, hereof, then the Mayor and the City Clerk may and are hereby authorized to execute and attest, respectively, for and on behalf of the City, a statutory warranty deed, whereby the City does convey the premises described in Section 1, hereof to Green Valley Services, LLC, an Alabama Limited Liability Company or its assigns for Ten Thousand Dollars (\$10,000.00) and other good and valuable consideration.

**Section 4.** This Ordinance shall become effective upon its adoption as provided by law.

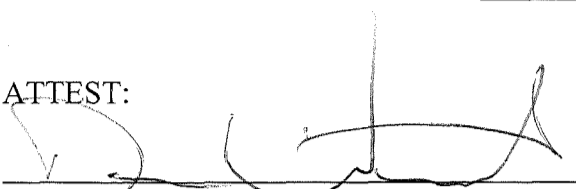
**Section 5.** The sections, paragraphs, sentences, clauses and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph and/or section of this Ordinance shall be declared unconstitutional by a court of competent jurisdiction, then such ruling shall not affect any other section, paragraph, sentence, clause and/or phrase, since the same would have been enacted by the City Council of the City of Tarrant, Alabama without the incorporation of such section, paragraph, sentence, clause and/or phrase.

ADOPTED AND APPROVED THIS THE 23RD DAY OF MAY, 2018.



Loxcil B. Tuck, Mayor

ATTEST:

  
Dan Weinrib, City Clerk


**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA     )  
JEFFERSON COUNTY    )

I, Dan Weinrib, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance duly adopted by the City Council of the City of Tarrant, Alabama, on the 23rd day of May, 2018.

The above and foregoing ordinance was published on the 24th day of May, 2018, by posting copies thereof in three public places within the City of Tarrant, one of which was the post office or the Mayor’s office in the City of Tarrant.

Witness my hand and seal of office this 24th day May, 2018.

  
Dan Weinrib, City Clerk