

ORDINANCE NO. 1823

AN ORDINANCE TO CLOSE A PORTION OF TINNEY STREET LYING BETWEEN CSX RAILWAY ON THE NORTH AND A POINT ON THE EAST LINE OF TINNEY STREET WHICH IS 120 FEET SOUTH OF THE INTERSECTION WITH THE SOUTH LINE OF THE RIGHT OF WAY OF THE CSX RAILWAY ON THE SOUTH IN THE CITY OF TALLADEGA, ALABAMA AND TO ALLOW LIMITED ACCESS TO BE CONTROLLED BY THE LANDOWNER LOCATED ALONG THE CLOSED PORTION OF TINNEY STREET.

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

SECTION 1. That a portion of Tinney Street approximately 130 feet in length between CSX Railway on the North a point on the east line of Tinney Street which is 120 feet south of the intersection with the south line of the right of way of CSX railway on the South be closed to through traffic as allowed by Section 11-52-31 of the Code of Alabama 1975, formulating a safer flow of traffic within the City's jurisdiction.

SECTION 2. Closure of this portion of Tinney Street does not constitute a vacation of the street and the City thereby retains public rights to the street and right of way adjoining.

SECTION 3. Blockading of either end of this portion of Tinney Street is permitted at the expense of the property owners and to provide limited access to be controlled by the property owners located along the closed portion.

SECTION 4. 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.

SECTION 5. This ordinance shall take effect immediately upon its passage and publication as provided by law.

ADOPTED and APPROVED this the 20th day of March, 2017.

Councilman David Street
Councilman Horace Patterson
Councilman Jarvis Elston
Councilman Gerald Cooper
City Manager Bryant

Attested to: Elizabeth Cheeks, City Clerk