

ORDINANCE NO. 673-23

AN ORDINANCE TO ANNEX PROPERTY INTO THE CORPORATE LIMITS OF THE TOWN OF SUMMERDALE, ALABAMA.

WHEREAS, on the 30th day of November 2022, Robert M Broadway, and Ellis V. Olinger, III being the owner of all the real property hereinafter described, did file with the Town Clerk a petition asking that the said parcel of land be annexed into and become a part of the Town of Summerdale, and

Whereas, said the petition did contain the signatures of all the owners of the described territory and a map of the said property showing its relationship to the corporate limits of the Town of Summerdale, and

Whereas, the governing body did determine that it is in the public interest that said property be annexed into the Town of Summerdale and it did further determine that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, Code of Alabama, 1975:

Now, Therefore, be it ordained by the Town Council of Summerdale, Alabama, as follows:

Section 1. The Council of the Town of Summerdale, Alabama, finds and declares as the legislative body of the Town that it is in the best interest of the citizens of the Town, and the citizens of the affected area, to bring the territory described in Section 2 of this ordinance into the Town of Summerdale.

Section 2. The boundary lines of the Town of Summerdale, Alabama, be, and the same is hereby altered or rearranged so as to include all of the territory heretofore encompassed by the corporate limits of the Town of Summerdale, Alabama, and in addition thereto the following described territory, to-wit:

Tax Parcels and Descriptions

05-54-03-08-0-000-007.000

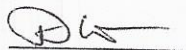
COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 8, TOWNSHIP 7 SOUTH, RANGE 4 EAST, BALDWIN COUNTY, ALABAMA, AS PER DEED LOCATION RECORD IN REAL PROPERTY BOOK 72, PAGE 1766, AND PER PREVIOUS SURVEY BY J. B. ALLEN, DATED 2ND SEPTEMBER, 1950 AND PER PREVIOUS SURVEY BY MCNEIL ROBINSON, DATED 18TH FEBRUARY, 1975; RUN THENCE NORTH A DISTANCE OF 82.4 FEET TO THE POINT OF BEGINNING OF THE HEREIN DESCRIBED PROPERTY; RUN THENCE SOUTH 89°30'55" WEST A DISTANCE OF 1326.86 FEET TO A POINT ON THE WEST LINE OF THE SAID NORTHWEST QUARTER OF THE NORTHEAST QUARTER, AS SHOWN ON SURVEY BY J. B. ALLEN, DATED 2ND SEPTEMBER, 1950; RUN THENCE NORTH ALONG SAID WEST LINE, A DISTANCE OF 200.00 FEET; RUN THENCE NORTH 89°30'55" EAST, A DISTANCE OF 1199.51 FEET TO A POINT ON THE WESTERLY RIGHT OF WAY LINE OF ALABAMA HIGHWAY NOT 59; RUN THENCE SOUTH 37° 17'24" EAST, ALONG SAID WESTERLY RIGHT OF WAY LINE A DISTANCE OF 209.90 FEET TO A POINT OF INTERSECTION WITH THE EAST LINE OF SAID NORTHWEST QUARTER OF THE NORTHEAST QUARTER; RUN THENCE SOUTH, ALONG SAID EAST LINE, A DISTANCE OF 31.83 FEET TO THE POINT OF BEGINNING. LESS THE WESTERLY 30 FEET THEREOF FOR ROAD RIGHT OF WAY. THE INTENT OF THIS DESCRIPTION IS TO DESCRIBE: LOTS 10, 10- A, 11 AND 11-A SHOWN ON SURVEY BY J. B. ALLEN, DATED 30TH SEPTEMBER, 1972 AND SURVEY DATED 2ND SEPTEMBER, 1950.

Section 3. As a provision of this ordinance, Petitioner requests that this property be zoned as B-2 upon annexation. In the event that a B-2 zoning is not awarded, the annexation petition is withdrawn and the property shall be de-annexed from the corporate limits of the Town of Summerdale, Alabama.

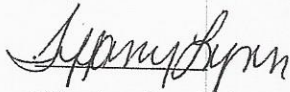
Section 4. This ordinance shall be published as provided by law, and a certified copy of same together with a certified copy of the petition of the property owners shall be filed with the Probate Judge of Baldwin County, Alabama.

Section 5. The territory described in this ordinance shall become a part of the corporate limits of Summerdale, Alabama, upon publication of this ordinance as set forth in Section 4 above.

Adopted this, on the 13th day of February 2023.


David Wilson, Mayor

Attest:


Tiffany Lynn, Town Clerk

ORDINANCE NO 674-23

AN ORDINANCE TO AMEND THE SUMMERDALE ZONING ORDINANCE 191-00 AND MAP TO REZONE FOR THE ROBERT AND VIVIAN ENGEL

THE TOWN COUNCIL OF THE TOWN OF SUMMERDALE, ALABAMA finds as follows:

1. A proposed amendment to the Summerdale Zoning Ordinance to rezone a specific parcel of land was considered by the Summerdale Planning Commission.
2. The Planning Commission has recommended to the Town Council the subject properties be rezoned.
3. The Town Council has received the recommendation of the Planning Commission and held a public hearing on that same after giving notice as required by law.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SUMMERDALE, ALABAMA, AS FOLLOWS:

Section 1. That the Zoning Ordinance of the Town of Summerdale, Alabama, be amended to rezone the AO-1 (Agricultural) property to R-2 (Single Family and Two Family). Property description as follow:

PARCEL 05-54-03-05-0-000-001-004

Commence at the Southeast corner of Section 5, Township 7 South, Range 4 East, Baldwin County, Alabama; thence along said South Section line S 89°57'40" W a distance of 665.15 feet to a point; thence N 00°06'34" E a distance of 40.00 feet to a (CA 1165) #4 rebar on the South right of way of Baldwin County Road 28 and Point of Beginning; thence leaving said right of way N 00°06'34" E a distance of 1289.65 feet to a (CA 1165) #4 rebar; thence S 89°59'14" E a distance of 625.73 feet to a (CA 1165) #4 rebar on the West right of way of Baldwin County Road 73; thence along said right of way S 00°08'04" W a distance of 1240.33 feet to a (CA 1165) #4 rebar on a West right of way of Baldwin County Road 73 and the North right of way of Baldwin County Road 28; thence along said chamfer S 45°05'12" W a distance of 70.20 feet to a (CA 1165) #4 rebar on the North right of way of Baldwin County Road 28; thence along said North right of way N 89°57'40" W a distance of 575.57 feet to the Point of Beginning, having an area 18.49 acres, more or less.

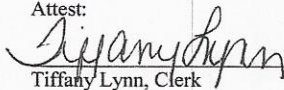
Section 2. That the official zoning map of the Town of Summerdale is modified to reflect said rezoning.

Section 3. That all other Articles and Sections thereof said Zoning Ordinance remain in full force as originally adopted or subsequently duly amended.

Section 4. That this Ordinance shall become effective following the posting as required by law.

ADOPTED AND APPROVED THIS 13th day of February 2023.

Attest:


Tiffany Lynn, Clerk



David Wilson, Mayor

ORDINANCE NO 675-23

AN ORDINANCE TO AMEND THE SUMMERDALE ZONING ORDINANCE 191-00 AND MAP TO REZONE FOR THE TOWN OF SUMMERDALE

THE TOWN COUNCIL OF THE TOWN OF SUMMERDALE, ALABAMA finds as follows:

1. A proposed amendment to the Summerdale Zoning Ordinance to rezone a specific parcel of land was considered by the Summerdale Planning Commission.
2. The Planning Commission has recommended to the Town Council the subject properties be rezoned.
3. The Town Council has received the recommendation of the Planning Commission and held a public hearing on that same after giving notice as required by law.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF SUMMERDALE, ALABAMA, AS FOLLOWS:

Section 1. That the Zoning Ordinance of the Town of Summerdale, Alabama, be amended to rezone the B-2 (Commercial) property to M-2 (Industrial). Property descriptions as follow:

PARCEL 05-54-02-04-0-000-001.003

40 AC NE1/4 OF NW1/4 LESS R/W LYING IN CITY OF SUMMERDALE SE C 4-T7S-R4E (WD)

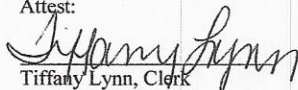
Section 2. That the official zoning map of the Town of Summerdale is modified to reflect said rezoning.

Section 3. That all other Articles and Sections thereof said Zoning Ordinance remain in full force as originally adopted or subsequently duly amended.

Section 4. That this Ordinance shall become effective following the posting as required by law.

ADOPTED AND APPROVED THIS 13th day of February 2023.

Attest:


Tiffany Lynn, Clerk



David Wilson, Mayor