

ORDINANCE NO. 2019 - 5112

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF PELL CITY, ALABAMA (ORDINANCE NO. 79-516, AS AMENDED) TO REZONE/ZONE CERTAIN PROPERTIES LOCATED WITHIN THE CITY LIMITS OF THE CITY OF PELL CITY, ALABAMA.

WHEREAS, the City of Pell City, Alabama did file with the Clerk of the City of Pell City, Alabama, written petitions duly signed by the Mayor requesting that the following described properties located within the corporate limits of the City of Pell City be rezoned/zoned under the provisions of the Zoning Ordinance of the City of Pell City, Alabama (Ordinance No. 79-516, as amended) (“the Zoning Ordinance”) and applicable Alabama law; and

WHEREAS, said petitions did have attached thereto an accurate description of said territory proposed to be rezoned/zoned, together with a map of said parcels, all as is required under the provisions of the Zoning Ordinance and applicable Alabama law; and

WHEREAS, after appropriate public notice and public hearing, the Planning Commission of the City of Pell City, Alabama, favorably recommended to the City Council the approval of the proposed amendment to the Zoning Ordinance as set forth herein; and,

WHEREAS, due notice of said proposed amendment to the Zoning Ordinance has been provided to the public as required by law through publication, and a public hearing concerning the proposed amendment to the Zoning Ordinance was held by the City Council on April 8, 2019; and,

WHEREAS, the City Council of the City of Pell City, Alabama, after due consideration and upon the recommendation of the Planning Commission of the City of Pell City, Alabama, finds and determines that it is in the best interest of the health, safety, and welfare of the citizens of the City of Pell City to amend the Zoning Ordinance as recommended and as further set forth herein.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELL CITY, ALABAMA, as follows:

Section 1. The petitions of The City of Pell City requesting that the following described parcels be rezoned/zoned are hereby approved as follows:

- a) **Owner:** Wallace Bromberg & Annette Bean – 68 Cogswell Ave, Pell City, AL 35125
Tax Parcel Information: PPIN: 30160 Parcel Number: 28-02-03-1-002-044.000
Legal Description: BEG INT E R/W OF WOLF CREEK RD S & S R/W HWY 78 TH W 832.9'TO POB TH S 239' WLY 40' S 40' TO RR R/W TH ALG R/W WLY 22'TH N TO S R/W HWY 78'THE ELY ALG R/W 62' TO POB 3-17-3
Action: Rezone from R-3 (Medium Density Residential District) to B-2 (General Business District)
- b) **Owner:** TAJ Enterprises Inc – 78 Cogswell Ave, Pell City, AL 35125
Tax Parcel Information: PPIN: 30159 Parcel Number: 28-02-03-1-002-043.000
Legal Description: BEG ON S R/W COGSWELL AVE 640' W OF INTER OF E R/W 1ST ST NTH WLY W R/W 192.9' SE 255' W 40' SE 40' NE 40' W/N R/R RRNE 353.7' TO POB 3-17-3
Action: Rezone from R-3 (Medium Density Residential District) to B-2 (General Business District)
- c) **Owner:** Jonathan & Dana Herren – 213 Arnett Dr, Pell City, AL 35128
Tax Parcel Information: Pin Number: 30161 Parcel Number: 28-02-03-1-002-045.000
Legal Description: BEG NW COR LOT 2 BLK 34 TOWN OF EDEN W ALG RR RW 400' S 575'SE 470' N 340' NW 75' N 156.6' NW 39.1' N 115' NE 28' TOPOB 3-17-3
Action: Zone to R-A (Residential Agricultural District)

- d) Owner: David Cannon Arnett – 204 Arnett Dr, Pell City, AL 35125
Tax Parcel Information: PPIN: 30162 Parcel Number: 28-02-03-1-002-046.000
Legal Description: N/2 LOT 2 & P/O LOT 3 BLK 34 TOWN OF EDEN DESC AS BEG NE CORLOT 3 TH NE ALG R/W 200' S 150' SW 200' N 10' NW 39.1' N115' NE 28' TO POB 3-17-3
Action: Zone to R-1 (Low-Density Residential District)
- e) Owner: David C & Debra R Arnett – Arnett Dr, Pell City, AL 35125
Tax Parcel Information: PPIN: 30164 Parcel Number: 28-02-03-1-002-048.001
Legal Description: COM NW COR LOT 1 BLK 34 TOWN OF EDEN FOR POB:TH E 100' ALG RR ROW S 150' W 100' N 150' TO POB3-17-3
Action: Zone to R-1 (Low-Density Residential District)
- f) Owner: Rosalie Harmon c/o Beverly Templin – Arnett Dr & Wolf Creek Rd S, Pell City, AL 35125
Tax Parcel Information: PPIN: 30167 Parcel Number: 28-02-03-1-002-049.000
Legal Description: N 150' OF E 100' LOT 1 BLK 34 TOWN OF EDEN.34 AC 3-17-3
Action: Zone to R-1 (Low-Density Residential District)
- g) Owner: Barney & Susan Clark - Wolf Creek Rd S, Pell City, AL 35125
Tax Parcel Information: PPIN: 30165 Parcel Number: 28-02-03-1-002-048.002
Legal Description: N/2 S/2 LOTS 1 & 2 BLK 34 TOWN OF EDEN 3-17-3
Action: Zone to R-1 (Low-Density Residential District)
- h) Owner: Barney & Susan Clark - Wolf Creek Rd S, Pell City, AL 35128
Tax Parcel Information: PPIN: 30163 Parcel Number: 28-02-03-1-002-048.000
Legal Description: S/2 OF S/2 LOTS 1 & 2 BLK 34 TOWN OF EDEN 3-17-3
Action: Zone to R-1 (Low-Density Residential District)
- i) Owner: Susan Clark - Wolf Creek Rd S, Pell City, AL 35125
Tax Parcel Information: PPIN: 30174 Parcel Number: 28-02-03-1-002-056.000
Legal Description: BEG INT S R/W SEDDON ST & W R/W WOLF CRK RD S 394.2' NW 320'N 340' SE 20' E 370' TO POB 3-17-3
Action: Zone to R-A (Residential Agricultural District)
- j) Owner: James Thomas Stewart & Tammy Epperson – Wolf Creek Rd S, Pell City, AL 35125
Tax Parcel Information: PPIN: 30176 Parcel Number: 28-02-03-1-002-057.001
Legal Description: BEG W R/W WOLF CRK RD 370' NE OF S/LINE NE/4 TH NE 260.77'ALG R/W NW 307.09' S 311.48' SE 265.44' TO POB 3-17-3
Action: Zone to R-A (Residential Agricultural District)
- k) Owner: Stone Creek Storage Inc – Wolf Creek Rd S, Pell City, AL 35125
Tax Parcel Information: PPIN: 30168 Parcel Number: 28-02-03-1-002-050.000
Legal Description: ALL BLK 3 & VACATED ALLEY TOWN OF EDEN 3-17-3
Action: Zone to B-3 (Heavy Business District)
- l) Owner: Barbara Large – Wolf Creek Rd S, Pell City, AL 35125
Tax Parcel Information: PPIN: 30169 Parcel Number: 28-02-03-1-002-051.000
Legal Description: N1/2 BLK 7 TOWN OF EDEN 3-17-3
Action: Zone to R-1 (Low-Density Residential District)
- m) Owner: James B Farmer & Kenneth McMillan – 2718 Martin St S, Cropwell, AL 35054
Tax Parcel Information: PPIN: 30747 Parcel Number: 28-06-13-4-001-008.000
Legal Description: BEG @ A PT 1000' N & 1310' W OF SE SEC COR E ALGN R/W UNNAMED RD 108.4' N 245.3' W 108.4' S 245.3'1/2 INT JAMES B FARMER & 1/2 INT KENNETH MCMILLAN13-17-3
Action: Zone to B-1 (Neighborhood Business District)
- n) Owner: Jesse P & Rhonda A Hooks – 105 Green Acres Estates, Cropwell, AL 35054
Tax Parcel Information: PPIN: 30748 Parcel Number: 28-06-13-4-001-009.000

Legal Description: BEG @ A PT 1005' N & 1090' W OF SE SEC COR W ALGN R/W UNNAMED RD 108.4' N 245.3' E 108.4' S 245.3' TO POB 13-17-3 .61 AC
Action: Zone to R-1 (Low-Density Residential District)

- o) Owner: Kyle & Jamie Jack – 107 Green Acres Estates, Cropwell, AL 35054
Tax Parcel Information: PPIN: 30749 Parcel Number: 28-06-13-4-001-010.000
Legal Description: COM NW COR SE/4 SE/4 TH S 59.93' E 216.8' TO POB E 108.4' S245.27' W 108.4' N 245.29' TO POB 13-17-3
Action: Zone to R-1 (Low-Density Residential District)
- p) Owner: Melvin L & Cynthia Gillison – 109 Green Acres Estates, Cropwell, AL 35054
Tax Parcel Information: PPIN: 30750 Parcel Number: 28-06-13-4-001-011.000
Legal Description: COM NW COR SE/4 SE/4 TH S 59.93' E 325.2' TO POB E 108.4' S245.3' W 108.4' N 245.27' TO POB 13-17-3
Action: Zone to R-1 (Low-Density Residential District)
- q) Owner: Yalonda Lashea Goree – 109 Windsor Dr, Cropwell, AL 35054
Tax Parcel Information: PPIN: 30752 Parcel Number: 28-06-13-4-001-013.000
Legal Description: COM SW COR SE/4 SE/4 TH N 978.13' E 435' TO POB S 200' E630.87' NW 55.8' NE 147.42' W 624.94' TO POB 13-17-3
Action: Zone to R-1 (Low-Density Residential District)
- r) Owner: Theo Jr & Melinda A Graham – 70 Cropwell Dr, Cropwell, AL 35054
Tax Parcel Information: PPIN: 30751 Parcel Number: 28-06-13-4-001-012.000
Legal Description: BEG NE COR SE/4 SE/4 TH W 1291.02' SW 67.57' E 433.52' SS 285.3' E 624.95' NELY ALG LML 444' TO POB 13-17-3
Action: Zone to R-A (Residential Agricultural District)
- s) Owner: Jefferson G Martin – Cropwell Dr, Cropwell, AL 35054
Tax Parcel Information: PPIN: 32777 Parcel Number: 29-04-18-3-000-018.000
Legal Description: LOTS 11 A & 12 A CHARLIE MYERS COMM S/D 18-17-4
Action: Zone to B-2 (General Business District)

Section 2. The Zoning District Map of the City of Pell City shall be amended by rezoning/zoning the above-described parcels of land as set forth in Section 1 above.

Section 3. This Ordinance shall become effective upon approval, passage and publication as required by law.


ADOPTED AND APPROVED this the 8th day of April, 2019.


James McGowan - Council President

ATTEST:


Penny Isbell - City Clerk


APPROVED this 8th day of April, 2019.


William T. Pruitt, IV – Mayor

ATTEST:


Penny Isbell - City Clerk

I, Penny Isbell, Clerk of the City of Pell City, Alabama, do hereby certify that the above Ordinance was duly adopted by the City Council at a regular meeting of the council held on the 8th day of April, 2019 and that same has been advertised in accordance with law by publication of same in the *St. Clair News Aegis* on the 11th day of April, 2019.


Penny Isbell - City Clerk