

ORDINANCE NO. 2020 - 5262

AN ORDINANCE AMENDING ORDINANCE NO. 79-516 TO REZONE FROM R-1 TO R-A CERTAIN PROPERTY LOCATED WITHIN THE CITY LIMITS OF THE CITY OF PELL CITY, ALABAMA

WHEREAS, Howard Tutwiler, the owner of the hereinafter described real estate situated in Pell City, St. Clair County, Alabama, did file with the Clerk of the City of Pell City, Alabama, a written petition duly signed by Howard Tutwiler, requesting that said described property located within the corporate limits of the City of Pell City be rezoned from R-1 (Low Density Residential District) to R-A (Residential Agricultural District) under the provisions of section 11-52-70, *et seq*, Code of Alabama, 1975, as amended; and

WHEREAS, said petition did have attached thereto an accurate description of said territory proposed to be rezoned, together with a map of said property, all as is required under the provisions of said section 11-52-70, *et seq*; and

WHEREAS, the City Council of the City of Pell City has heretofore given notice of and convened a public hearing on February 24, 2020 pertaining to said rezoning; and has examined the aforesaid petition and exhibits attached thereto and finds that the said described lands are located within the corporate limits of the City of Pell City.

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

Section 1. The petition of Howard Tutwiler, the owner of the following described lands situated in the City of Pell City, Alabama, requesting that the same be rezoned from R-1 to R-A be and the same is hereby approved, to-wit:

A parcel in the Southwest Quarter of the Southwest Quarter of Section 18, Township 18 South, Range 4 East in St. Clair County, Alabama and being more particularly described as follows: Commence at the Southwest corner of Section 18 and run South 87° 11' 40" East along the South line of said Section for 204.70 feet, thence North 14° 41' 30" East for 182.67 feet, thence North 15° 44' 35" East for 70.17 feet, thence North 44° 16' 05" East for 18.13 feet, thence North 45° 43' 55" West for 9.85 feet, thence North 15° 34' 00" East for 338.74 feet, thence North 15° 13' 10" East for 97.70 feet to the Point of Beginning. Thence North 29° 28' 00" East for 153.79 feet, thence North 47° 07' 40" East for 257.84 feet, thence North 48° 57' 20" East for 72.50 feet, thence North 48° 09' 25" East for 183.00 feet, thence North 80° 00' 50" West for 200.00 feet, thence North 23° 19' 45" East for 137.73 feet, thence North 80° 03' 15" West for 525.00 feet to Blue Springs Branch, thence along Blue Springs Branch, a chord of South 32° 49' 35" West for 283.22 feet, thence along Blue Springs Branch and the normal pool elevation of Logan Martin Lake a chord of South 02° 26' 50" West for 354.13 feet, thence along the normal pool elevation of Logan Martin Lake a chord of South 07° 16' 10" East for 74.00 feet, thence thence (leaving normal pool elevation) rim South 83° 09' 00" East for 220.04 feet, thence South 74° 46' 50" East for 150.00 feet to the Point of Beginning. The above containing 9 acres +/- . The above is subject to the Alabama Power Company Flood Easement and the Special Flood Hazard Area Zone AE.

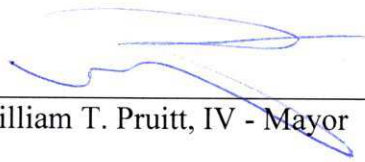
This description has been prepared without the benefit of a survey and is intended to describe all of Howard Tutwiler property, being Tax Parcel 29-04-18-3-000-020.000.

Section 2. The Zoning District Map of the City of Pell City shall be amended by rezoning the aforesaid described parcel of land from R-1 to R-A.

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

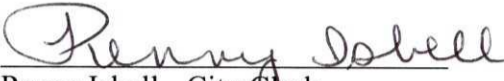
ADOPTED AND APPROVED this 24th day of February, 2020.

APPROVED this 24th day of February, 2020.



William T. Pruitt, IV - Mayor

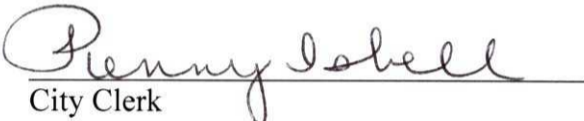
ATTEST:



Penny Isbell - City Clerk

CERTIFICATION

I, Penny Isbell, Clerk of the City of Pell City, hereby certify that the above Ordinance was duly adopted by the City Council of the City of Pell City at a regular meeting held on the 24th day of February, 2020, and that the same has been published by posting in accordance with §11-45-8, Ala. Code 1975, by posting a copy of the Ordinance in three public places within the municipality, one of which was the Mayor's office in the City, on this the 28th day of February, 2020. I further certify and confirm that the City shall take reasonable steps to maintain the posting for not less than 30 days. In addition, the City shall include a copy of this Ordinance on its website for 30 days.



City Clerk