

**ORDINANCE NO. 2020 - 5281**

**AN ORDINANCE AMENDING ORDINANCE NO. 79-516 TO  
REZONE FROM R-1 TO B-2 CERTAIN PROPERTY  
LOCATED WITHIN THE CITY LIMITS OF  
THE CITY OF PELL CITY, ALABAMA**

**WHEREAS**, Yen Ho, 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 Yen Ho, 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 B-2 (General Business 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 March 30, 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 Yen Ho, 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 B-2 be and the same is hereby approved, to-wit:

All that part of Lot Six (6) lying North of Hospital Drive (currently known as John Haynes Drive) of the Bunt Subdivision as recorded in the Subdivision Book, Page 81-A in the Office of the Judge of Probate of St. Clair County, Alabama in Northwest ¼ of the Northwest ¼ of Section 31, Township 16 South, Range 4 East. Parcel ID: 22-09-31-2-000-010-000.

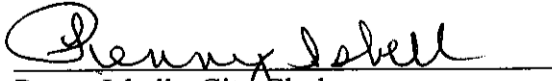
**Section 2.** The Zoning District Map of the City of Pell City shall be amended by rezoning the aforesaid described parcel of land from R-1 to B-2.

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

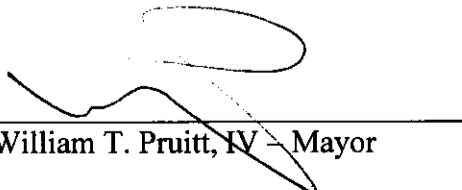
**ADOPTED AND APPROVED** this the 30<sup>th</sup> day of March, 2020.

  
James McGowan - Council President

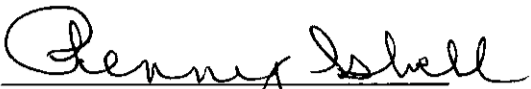
ATTEST:

  
Penny Isbell - City Clerk

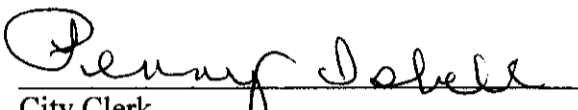
**APPROVED** this 30<sup>th</sup> day of March, 2020.

  
William T. Pruitt, IV - Mayor

ATTEST:

  
Penny Isbell - City Clerk

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 30<sup>th</sup> day of March, 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 31<sup>st</sup> day of March, 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

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# CITY OF PELL CITY

## INTEROFFICE MEMORANDUM

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TO: City Council

FROM: Jeanette Jueckstock, Planning and Zoning Administrator

SUBJECT: Rezone request from R-1 to B-2, Case number PL2020-00266

DATE: March 30, 2020

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Ms. Yen Ho, submitted a rezoning of her property, parcel number 22-09-31-2-000-010-000, located at 1402 Brunt Drive to the Planning Commission on February 27, 2020. The parcel is currently zoned R-1 (Low Density Residential District), the request is for B-2 (General Business District). The Planning Commission unanimously approved to send this request to the City Council for final approval for the B-2 request.

The Notice of Pubic Hearing ran in the News Aegis on March 5, 2020 and March 12, 2020.

If in accordance with the provisions of this Ordinance and the *Code of Alabama, 1975, §11-52-7*, changes are made in district boundaries or other matter portrayed on the Official Zoning Map promptly after the amendment has been approved by the City Council with an entry on the official Zoning Map as follows: "On (date), by official action of the following (change) changes were made in the Official Zoning Map"; (brief description of nature of change), which entry shall be signed by the Mayor and attested by the City Clerk. No amendment to this Ordinance which involves matter portrayed on the Official Zoning Map shall become effective until after such change and entry has been made on said map.

//attachments

