

ORDINANCE NO. 2020 - 5318

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

WHEREAS, Metro Bank, 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 Metro Bank, requesting that said described property located within the corporate limits of the City of Pell City be rezoned from R-A (Residential Agricultural District) to R-1 (Low Density Residential 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 July 13, 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 Metro Bank, the owner of the following described lands situated in the City of Pell City, Alabama, requesting that the same be rezoned from R-A to R-1 be and the same is hereby approved, to-wit:

RE-ZONING PARCEL ONE

A parcel in the Southeast Quarter of the Southeast Quarter of Section 23 and the Southwest Quarter of the Southwest Quarter of Section 24 in Township 17 South, Range 3 East in St. Clair County, Alabama and being more particularly described as follows: Commence at Southeast corner of Section 23, said point being the Point of Beginning and run South 89° 54' 00" East along the South line of Section 24 for 209.26 feet to a point on the Westerly right-of-way of U.S. Highway 231 (250' right-of-way), thence North 29° 49' 05" East along said right-of-way for 224.55 feet to the P.C. of a right-of-way curve to the left on Main Street (60' right-of-way), (Radius = 25.00', Delta = 89° 12' 55", Chord = North 14° 47' 20" West, 35.11 feet), thence run in a Northwesterly direction along the arc of said curve for 39.93 feet to the P.T., thence North 59° 23' 50" West along the Southwesterly right-of-way of Main Drive for 145.39 feet to right-of-way curve to the left on the Southerly right-of-way of Homestead Drive (60' right-of-way), Radius = 25.00', Delta = 87° 06' 25", Chord = South 77° 05' 20" West, 34.45 feet), thence run in a Southwesterly direction along the arc of said curve for 38.01 feet to the P.C.C., thence with a reverse curve to the right (Radius = 280.00', Delta = 39° 40' 22", Chord = South 53° 23' 40" West, 190.03 feet), thence run in a Southwesterly direction along the arc of said curve for 193.88 feet to a point on the West line of Section 24, thence (leaving right-of-way) run South 00° 13' 00" East along the West line of Section 24 for 181.41 feet to the Point of Beginning. The above containing 1.58 acres.

RE-ZONING PARCEL TWO

A parcel in the Southeast Quarter of the Southeast Quarter of Section 23 and the Southwest Quarter of the Southwest Quarter of Section 24, in Township 17 South, Range 3 East in St. Clair County, Alabama and being more particularly described as follows: Commence at the Southeast corner of Section 23 and run North 00° 13' 00" East along the East line of said Section for 454.18 feet to the Point of Beginning. thence North 00° 13' 00" East for 727.48 feet, thence South 89° 47'

00" East for 404.92 feet, thence South 27° 41' 40" East for 500.22 feet to a point on the Westerly right-of-way of U.S. Highway 231 (250' right-of-way), thence South 30° 35' 35" West along said Westerly right-of-way for 520.87 feet to the P.C. of right-of-way curve to the right on Main Drive (60' right-of-way), (Radius = 25.00', Delta = 90° 00' 35", Chord = South 75° 35' 55" West, 35.35 feet), thence run in a Southwesterly direction along the arc of said curve for 39.27 feet to the P.T., thence North 59° 23' 50" West along the Northerly right-of-way of Main Drive for 200.01 feet to the P.C. of a right-of-way curve to the right (Radius = 220.26', Delta = 36° 43' 20", Chord = North 41° 01' 30" West, 138.77 feet), Thence run in a Northwesterly direction along the arc of said curve for 141.17 feet, thence (leaving right-of-way) run South 67° 20' 00" West for 84.04 feet to the Point of Beginning. The above containing 9.77 acres.

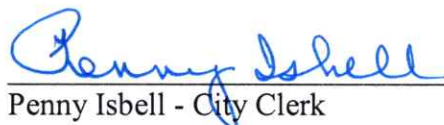
Section 2. The Zoning District Map of the City of Pell City shall be amended by rezoning the aforesaid described parcel of land from R-A to R-1.

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

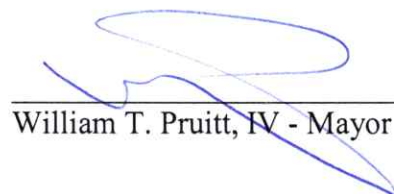
ADOPTED AND APPROVED this 13th day of July, 2020.


James McGowan - Council President

ATTEST:


Penny Isbell - City Clerk

APPROVED this 13th day of July, 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 13th day of July, 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 14th day of July, 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

Rezone request from R-A to R-1, Case number PL2020-00285

