

ORDINANCE No. 135-259

20231228000371240 1/3 \$28.00
Shelby Cnty Judge of Probate, AL
12/28/2023 10:32:28 AM FILED/CERT

AN ORDINANCE OF THE CITY OF PELHAM, PROVIDING THAT THE CODE OF ORDINANCES, CITY OF PELHAM, ALABAMA, BE AMENDED BY ADDING A SECTION TO BE NUMBERED 135-259 PROVIDING THE FOLLOWING AMENDMENT TO THE ZONING ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF PELHAM, ALABAMA AS FOLLOWS:

SECTION ONE: The rezoning of property located west of Pelham Parkway and north of the former Walmart site consisting of 9.61 +/- acres changing the present zoning M-1 (Light Industrial District) to R-T (Residential Townhome).

Parcel I.Ds.: 13 7 25 2 001 007.011, 13 7 25 2 001 007.010 and 13 7 25 001 007.000

Applicant: Sohil Lalani (Developer)

Owner: Clay Holland, Holland Real Estate Company, LLC

LEGAL DESCRIPTION(S) OF SUBJECT PROPERTY:

Legal Description for Parcel D
Parcel ID 13 7 25 2 001 007.010

Commence at the NW Corner of the NW ¼ of Section 25, Township 20 South, Range 3 West, Shelby County Alabama, thence S88°52'57" E, a distance of 203.59'; thence S00°50'22" E, a distance of 483.52' to the POINT OF BEGINNING, thence N89°04'21"E, a distance of 430.77', thence S06°26'34"E, a distance of 142.73'; thence S87°32'03" E, a distance of 11.75'; thence S06°30'32"E, a distance of 204.77'; N87°55'17"W, a distance of 10.11';thence S06°30'32"E, a distance of 141.77'; thence S01°54'22"E, a distance of 274.00'; thence N88°25'22"W, a distance of 191.96'; thence N00°05'32"E, a distance of 435.42'; thence S89°54'56"W, a distance of 306.32'; thence N00°08'17"E, a distance of 312.89' to the POINT OF BEGINNING.

Said Parcel containing 5.14 acres, more or less

Legal Description for Parcel C
Parcel ID 13 7 25 2 001 007.011 (includes Parcel B - 13 7 25 2 001 007.000)

Commence at the NW Corner of the NW ¼ of Section 25, Township 20 South, Range 3 West, Shelby County Alabama, thence S88°52'57"E, a distance of 203.59'; thence S00°50'22"E, a distance of 483.52'; thence S00°08'17"W, a distance of 312.89' to the POINT OF BEGINNING, thence continue southerly along said line, a distance of 375.04'; thence S00°51'41"E, a distance of 153.03'; thence S82°56'19"E, a distance of 126.25'; thence N87°56'47"E, a distance of 400.75'; thence N02°03'13"W, a distance of 89.29', thence N88°25'22"W, a distance of 218.44', thence N00°05'32"E, a distance of 435.42'; thence S89°54'36"W, a distance of 306.32' to the POINT OF BEGINNING.

Said Parcel containing 4.28 acres, more or less.

END OF LEGAL DESCRIPTION(S)

SECTION TWO: All ordinances or parts of ordinances, in any manner conflicting herewith, are hereby repealed.

SECTION THREE: Within said codes when reference is made to the duties of certain officials named therein that designated official in the city who has duties corresponding to those of the named officials in said code shall be deemed the responsible official insofar as enforcing the provisions of said code concerned.

SECTION FOUR: The provisions of this Ordinance are severable, and if any part of this Ordinance is declared invalid or unconstitutional, that declaration shall not affect the remainder of this Ordinance, which shall remain in full force and effect.

SECTION FIVE: This Ordinance shall become effective upon its passage and publication or posting as required by law.

THEREUPON David Coram, a councilmember moved and Chad Leverett, a councilmember seconded the motion that Ordinance No. 135-259 be given vote. The roll call vote on said motion was as follows:

Maurice Mercer, Council President	<u>Yes</u>
David Coram, Councilmember	<u>Yes</u>
Chad Leverett, Councilmember	<u>Yes</u>
Rick Wash, Councilmember	<u>Yes</u>
Mildred Lanier-Reed, Councilmember	<u>Yes</u>

Ordinance No. 135-259 passed by majority vote of the Council and the Council President declared the same passed and adopted.

ADOPTED this 18th day of December 2023.

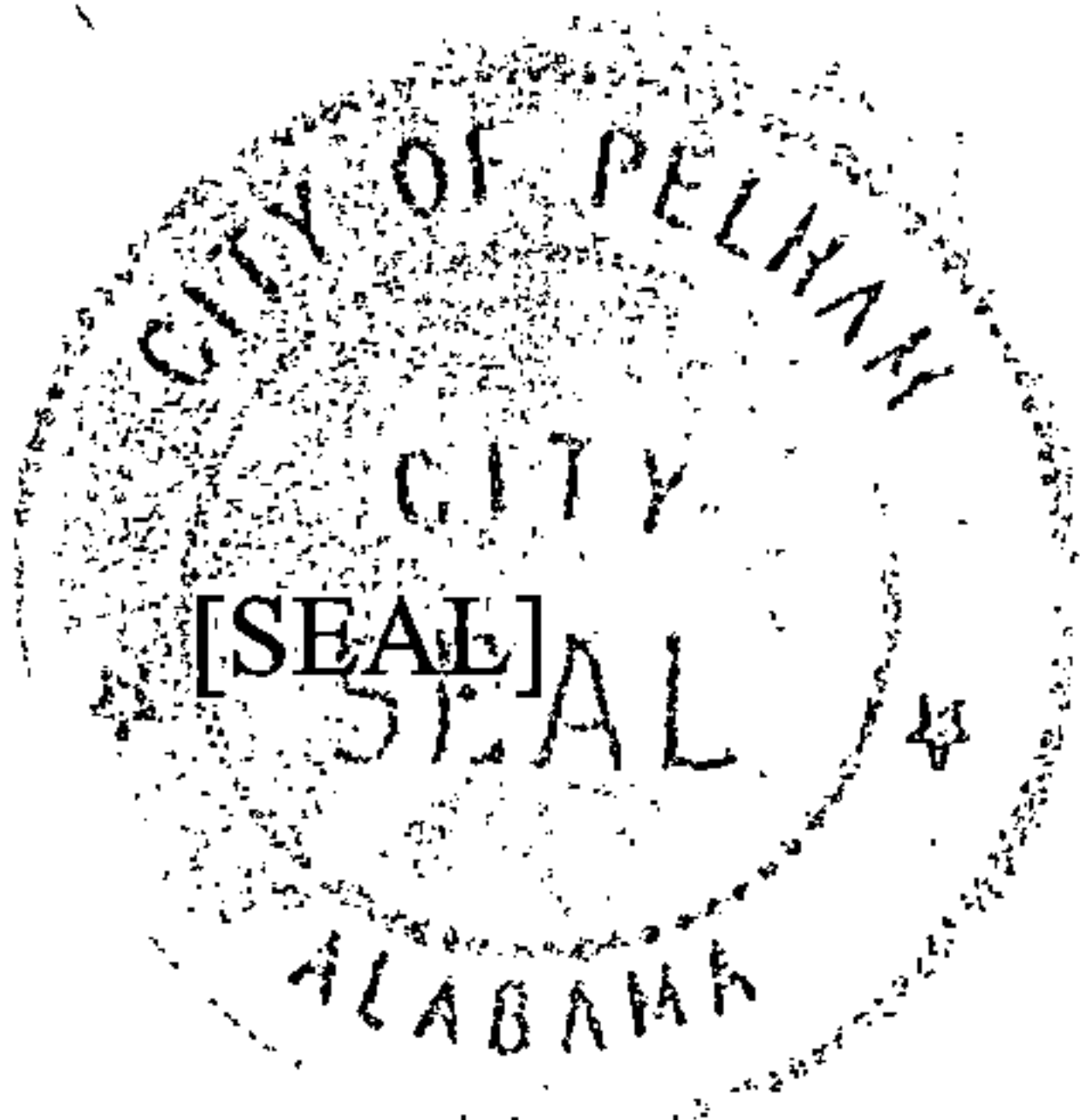
Maurice Mercer
Maurice Mercer, Council President

David Coram
David Coram, Councilmember

Chad Leverett
Chad Leverett, Councilmember

Rick Wash
Rick Wash, Councilmember

Mildred Lanier-Reed
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ATTEST

APPROVED:

Tom Seale, MMC, City Clerk/Treasurer

Gary W. Waters, Mayor

12/18/2023

Date

POSTING AFFIDAVIT

I, the undersigned qualified City Clerk/Treasurer of the City of Pelham, Alabama, do hereby certify that the above and foregoing ORDINANCE No. 135-259 was duly ordained, adopted, and passed by the City Council of the City of Pelham, Alabama at a regular meeting of such Council held on the 18th day of December 2023 and duly published by posting an exact copy thereof on the 19th day of December 2023 at four public places within the city, including the Mayor's Office at Pelham City Hall, Parks and Recreation Center, Pelham Water Department and Pelham Public Library, and at www.pelhamalabama.gov. I further certify that said ordinance is on file in the Office of the City Clerk/Treasurer and a copy of the full ordinance may be obtained from the Office of the City Clerk/Treasurer during normal business hours.

Tom Seale, MMC, City Clerk/Treasurer

