

**RESOLUTION NO. 08072000-A**  
**RESOLUTION AMENDING SUBDIVISION REGULATIONS**

The Planning and Zoning Commission  
City of Helena, Alabama

**BE IT RESOLVED BY THE PLANNING COMMISSION, CITY OF HELENA, ALABAMA,  
HEREINAFTER "THE PLANNING COMMISSION" AS FOLLOWS:**

1. That Section 5:02 of the Subdivision Regulations of the City of Helena, Alabama, heretofore adopted by the Planning Commission on April 21, 1972, shall be and the same is hereby amended to read as follows:

**SECTION 5:02 Bond and Surety: Amount and Release**

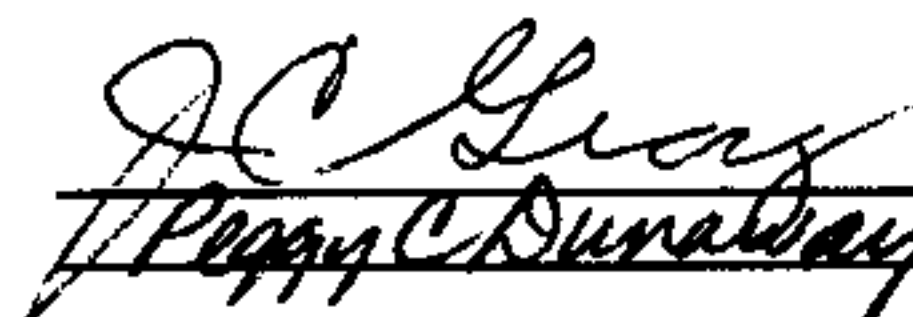
- (a) In the event The Planning Commission may consider that the requirements set out in Article V, Section 5:01 need not immediately be met by the subdivider, the requirements may be modified by the execution of an agreement with the subdivider that such improvements shall be installed and constructed within a reasonable and specified length of time. Bond approved by the City Attorney shall be required to ensure the fulfillment of such agreement and shall be: 1. In cash; 2. by certified check, cashier's check or Certificate of Deposit; or 3. made by a surety company authorized to do business in the State of Alabama. Other methods of securing bond will be considered and must be approved by the City Attorney.
  - (b) Such bond shall not exceed one hundred thirty-five percent (135%) of the estimated cost of the improvements. The surety shall not be released from said bond except by a release in writing from the Helena Planning and Zoning Commission.
2. That a copy of this Amendment shall be certified to the Probate Judge of Shelby County, Alabama, and to the Clerk of the City of Helena, Alabama for approval and action by the City Council of the City of Helena.
  3. This said Amendment shall take effect upon approval thereof by Resolution of the City Council of the City of Helena, Alabama.

**CERTIFICATE**

I, the undersigned, Secretary of The Planning and Zoning Commission, City of Helena, do hereby certify that the above and foregoing was duly adopted by The Planning and Zoning Commission at its regular meeting on the 22 day of June, 2000, and that a copy hereof has been certified to the Clerk of the City of Helena, Alabama, and to the Probate Judge of Shelby County, Alabama.

Done this 22 day of June 2000.

THE PLANNING AND ZONING COMMISSION  
CITY OF HELENA, ALABAMA

  
\_\_\_\_\_, Secretary

Inst # 2000-35426

10/11/2000-35426  
09:25 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 HND 17.00

STATE OF ALABAMA  
SHELBY COUNTY

I, Peggy C. Dunaway, City Clerk of the City of Helena, do hereby certify that the above is a true and correct copy of a resolution adopted by the Council of the City of Helena at its meeting held August 7, 2000, and as same appears of record in the resolution records of said City, and approved by the Mayor on August 7, 2000.

Given under my hand and corporate seal of the City of Helena, this the 7 day of August, 2000.

  
\_\_\_\_\_  
City Clerk

## CERTIFICATION

I, Peggy C. Dunaway, the duly appointed and acting Clerk of the City of Helena, Alabama, do hereby certify that the within Resolution Number 08072000-A is a true copy as recited in the said City Clerk's Minute Book and posted by me as provided by law in three public places in said City, being on the bulletin board of the City Hall, in the United States Post Office in the City of Helena, and in the Helena Public Library in said City, that said Resolution shall become a duly lawful Resolution of said City on the 14 day of August, 2000, five or more days after the posting of the same as provided by law.

IN WITNESS WHEREOF, I have hereunto set my hand and seal on this the 1 day of August, 2000.

  
\_\_\_\_\_  
City Clerk

Inst # 2000-35426

10/11/2000-35426  
09:25 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MMB 17.00