

**CITY OF PELHAM
ORDINANCE NO. 135-197**

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 135-197 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 zoning of property located at 1955 Highway 33, Pelham, Alabama shall be re-zoned from A-1 Agricultural District to B-2 General Business District. Applicant: David and Diane Harrington. Legal Description attached.

SECTION TWO: All ordinances or parts of ordinances, in any manner conflicting herewith are hereby repealed.

SECTION THREE: This ordinance shall become effective on the 27th day of April 2013.

THEREUPON Ron Scott, a member moved and Karyl Rice, a member seconded the motion that Ordinance No. 135-197 be given vote. The roll call vote on said motion was as follows:

Rick Hayes Council President	<u>Y</u>
Ron Scott Council Member	<u>Y</u>
Beth McMillan Council Member	<u>Y</u>
Maurice Mercer Council Member	<u>Y</u>
Karyl Rice Council Member	<u>Y</u>

Ordinance No. 135-197 passed by majority vote of the Council and the Council President declared the same passed.

ADOPTED this 22nd day of April 2013.



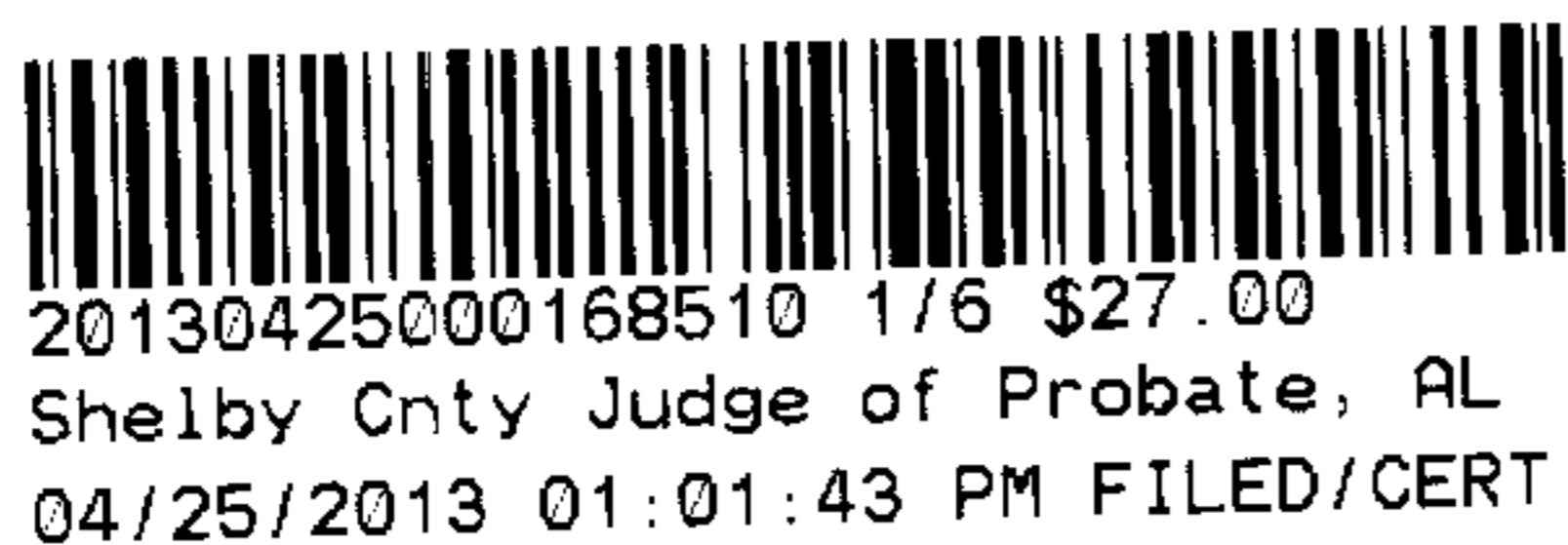
Rick Hayes
Council President



Ron Scott
Council Member



Beth McMillan
Council Member





[Seal]

Maurice Mercer

Maurice Mercer
Council Member

Karyl Rice

Karyl Rice
Council Member

ATTEST

Marsha Yates
Marsha Yates, CMC, City Clerk

APPROVED:

Gary Waters 4/23/13
Gary Waters, Mayor Date

POSTING AFFIDAVIT

I, the undersigned qualified City Clerk of the City of Pelham, Alabama, do hereby certify that the above and foregoing ORDINANCE 135-197 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 22nd day of April 2013 and duly published by posting an exact copy thereof on the 23rd day of April 2013 at four public places within the city, including the Mayor's Office at City Hall, City Park, Water Works and Library, and at www.pelhamonline.com. I further certify that said ordinance is on file in the office of the City Clerk and a copy of the full ordinance may be obtained from the office of the City Clerk during normal business hours.

[Seal]



Marsha Yates
Marsha Yates, CMC, City Clerk

**LEGAL NOTICE
PELHAM CITY COUNCIL**

The Pelham City Council will hold a public hearing **April 1, 2013** at Pelham City Hall at 7:00 P.M. to consider Ordinance #135-197 an amendment to the zone district boundaries of the City of Pelham changing the present zoning of **A-1 Agricultural District to B-2 General Business District.**

Property located at 1955 Hwy 33.

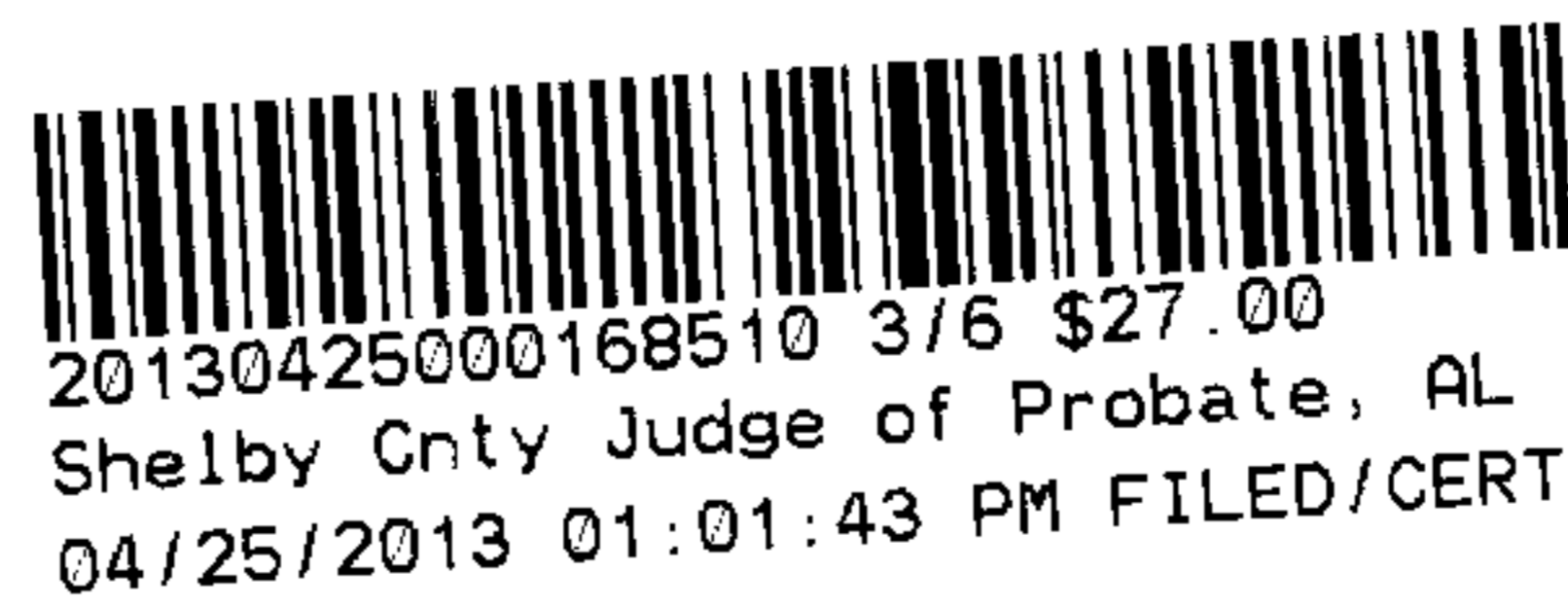
Applicant: David & Diane Harrington

LEGAL DESCRIPTION ATTACHED

All persons who desire shall have an opportunity of being heard in opposition or in favor of this request. Individuals with disabilities needing special services to participate in applications, activities, programs, or services are requested to coordinate their needs in advance. If special accommodations are required, please contact Marsha Yates, City Clerk, (205) 620-6400.


Marsha Yates
City Clerk

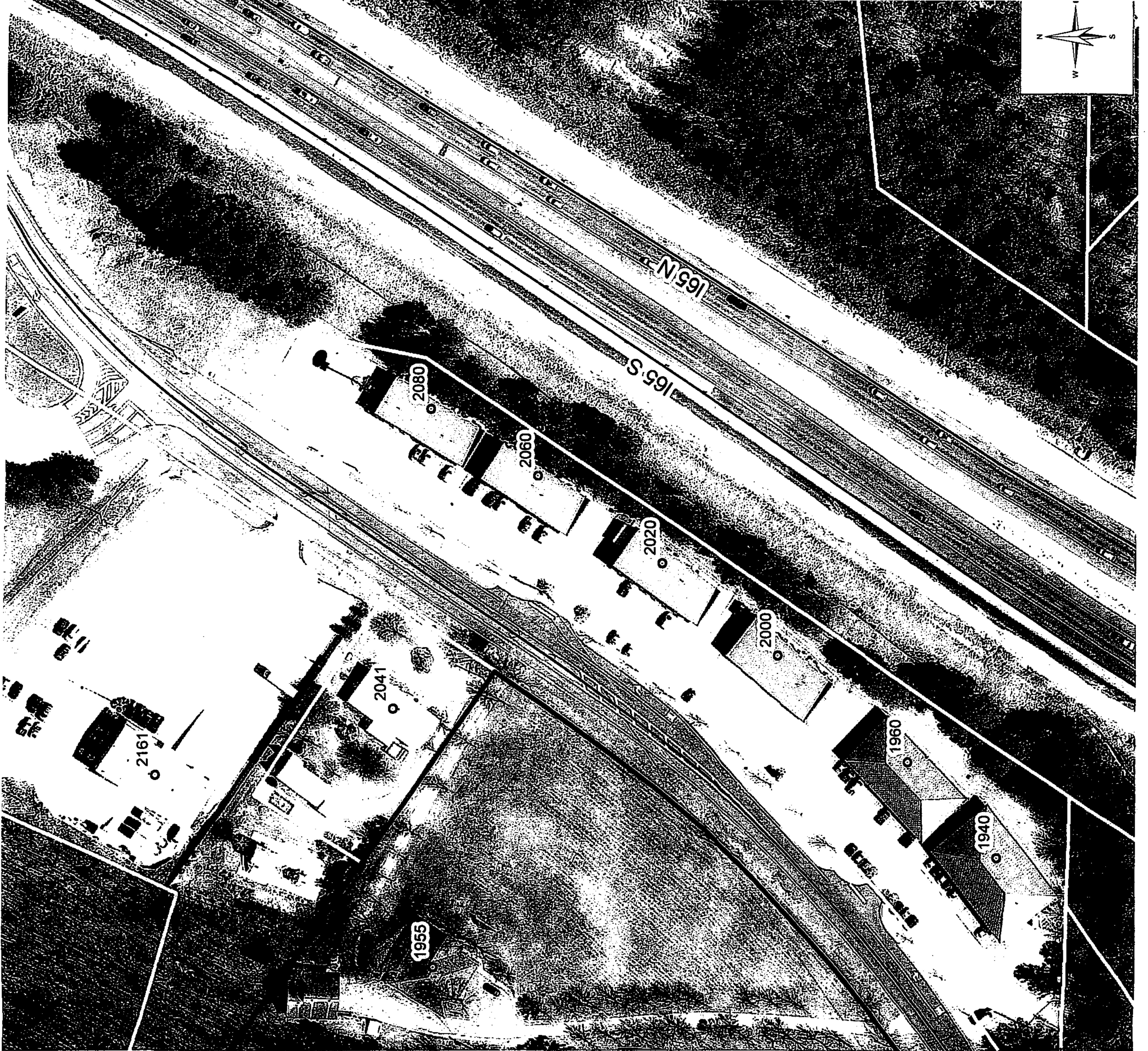
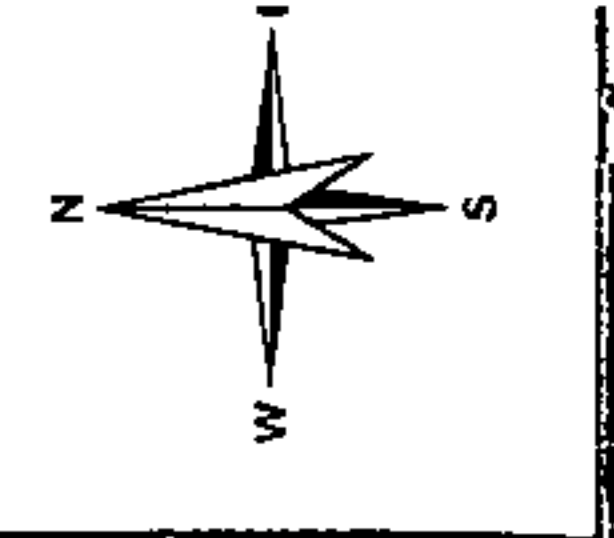
TO RUN IN SHELBY COUNTY REPORTER MARCH 20, 2013 EDITION



A TRACT OF LAND IN THE NE ¼ OF THE SW ¼ OF SECTION 7, TOWNSHIP 20 SOUTH, RANGE 2 WEST, SHELBY COUNTY ALABAMA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCE AT THE SOUTHWEST CORNER OF SAID QUARTER-QUARTER SECTION; THENCE RUN NORTH ALONG THE WEST QUARTER-QUARTER LINE 149.42 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY OF SHELBY COUNTY HIGHWAY NO.33 (FUNGO HOLLOW ROAD), AND THE POINT OF BEGINNING; THENCE CONTINUE LAST COURSE 653.55 FEET; THENCE TURN AN INTERIOR ANGLE OF 57 DEGREES 53 MINUTES 22 SECONDS LEFT AND RUN SOUTHEASTERLY 437.03 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY OF SAID HIGHWAY; THENCE TURN AN INTERIOR ANGLE OF 90 DEGREES 00 MINUTES 00 SECONDS RIGHT AND RUN SOUTHWESTERLY ALONG SAID RIGHT OF WAY 60.00 FEET TO THE POINT OF A CURVE HAVING A CENTRAL ANGLE OF 20 DEGREES 35 MINUTES 13 SECONDS AND A RADIUS OF 1403.65 FEET; THENCE RUN SOUTHWESTERLY ALONG THE ARC OF SAID CURVE 504.34 FEET TO THE POINT OF BEGINNING; BEING SITUATED IN SHELBY COUNTY, ALABAMA.


20130425000168510 4/6 \$27.00
Shelby Cnty Judge of Probate, AL
04/25/2013 01:01:43 PM FILED/CERT



SUBJECT PROPERTY



20130425000168510 5/6 \$27.00
 Shelby Cnty Judge of Probate, AL
 04/25/2013 01:01:43 PM FILED/CERT

Date: 2/1/13

APPLICATION FOR REZONING OF PROPERTY

I/We, the undersigned property owner(s), hereby apply to the City of Pelham to rezone certain property located at 1955 Hwy 33 within the City of Pelham. Please find attached a legal description, and a map of the property to be rezoned. I/We would like the property to be changed from the present zoning of A-1 to B 2.

Please send any correspondence to the following name and address:

DAVID + DIANE HARRINGTON
1430 Hwy 107
Montevallo, AL 35115

I can be reached at the following number during the day

David Diane
[REDACTED]

Sincerely,

David R. Harrington
(Property Owner)

Diane M. Harrington
(Property Owner)

(Property Owner)

(Property Owner)



20130425000168510 6/6 \$27.00
Shelby Cnty Judge of Probate, AL
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