

## ORDINANCE NO. 135-208

20160211000044260 1/5 \$26.00  
Shelby Cnty Judge of Probate, AL  
02/11/2016 12:16:59 PM 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 135-208 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 on County Road 105 (Bearden Road) across from Pelham High School to be rezoned from R-T Residential Townhouse District to R-G Residential Garden Home District. Applicant: J.R. Adams.

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**SECTION TWO:** All ordinances or parts of ordinances, in any manner conflicting herewith are hereby repealed.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 6<sup>th</sup> day of February 2016.

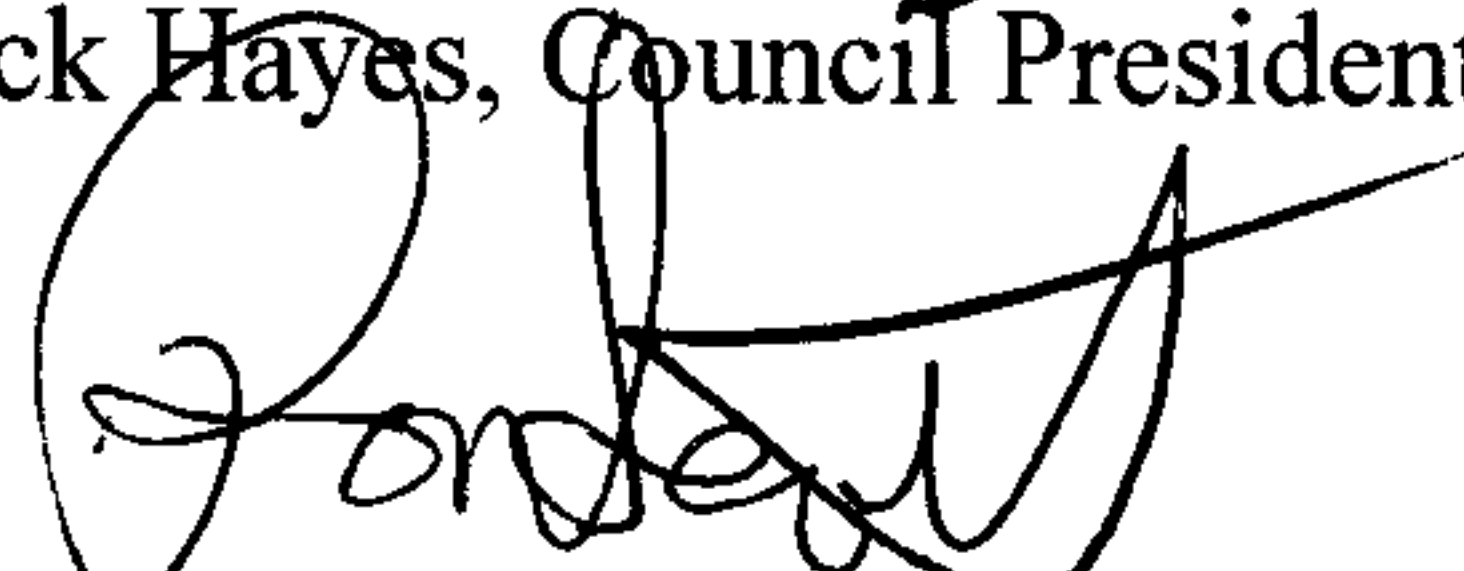
**THEREUPON** Maurice Mercer, a council member moved and Beth McMillan, a council member seconded the motion that Ordinance No. 135-208 be given vote. The roll call vote on said motion was as follows:

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


Ordinance No. 135-208 passed by majority vote of the Council and the Council President declared the same passed.

**ADOPTED** this 1<sup>st</sup> day of February 2016.

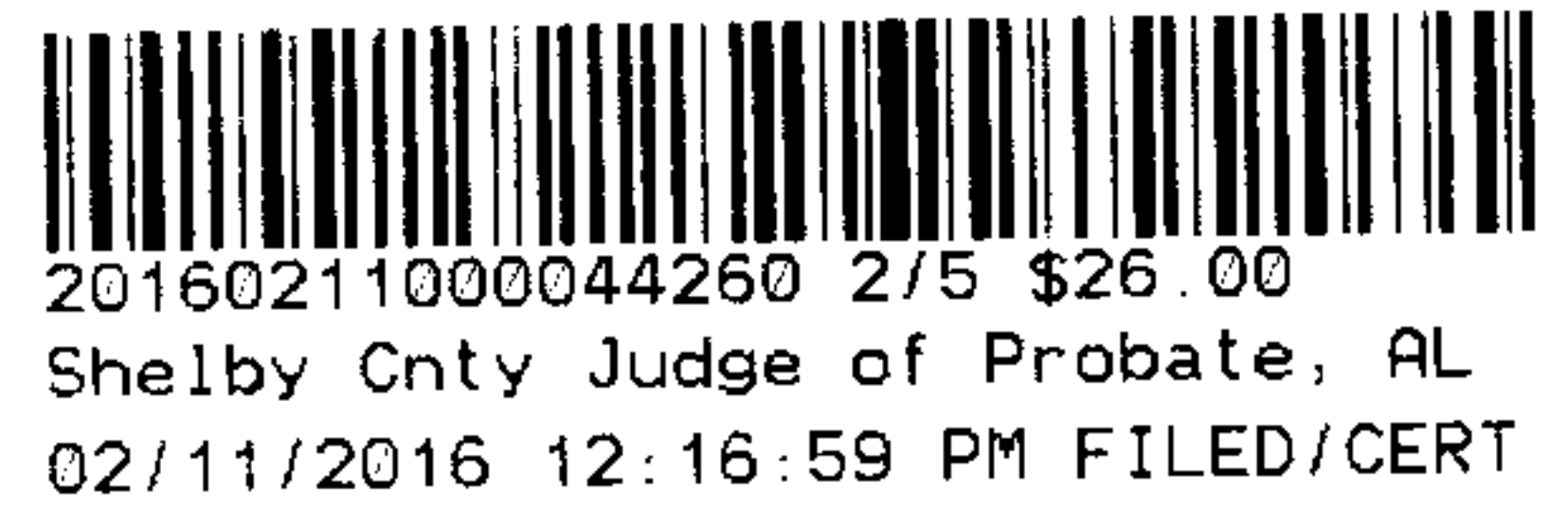
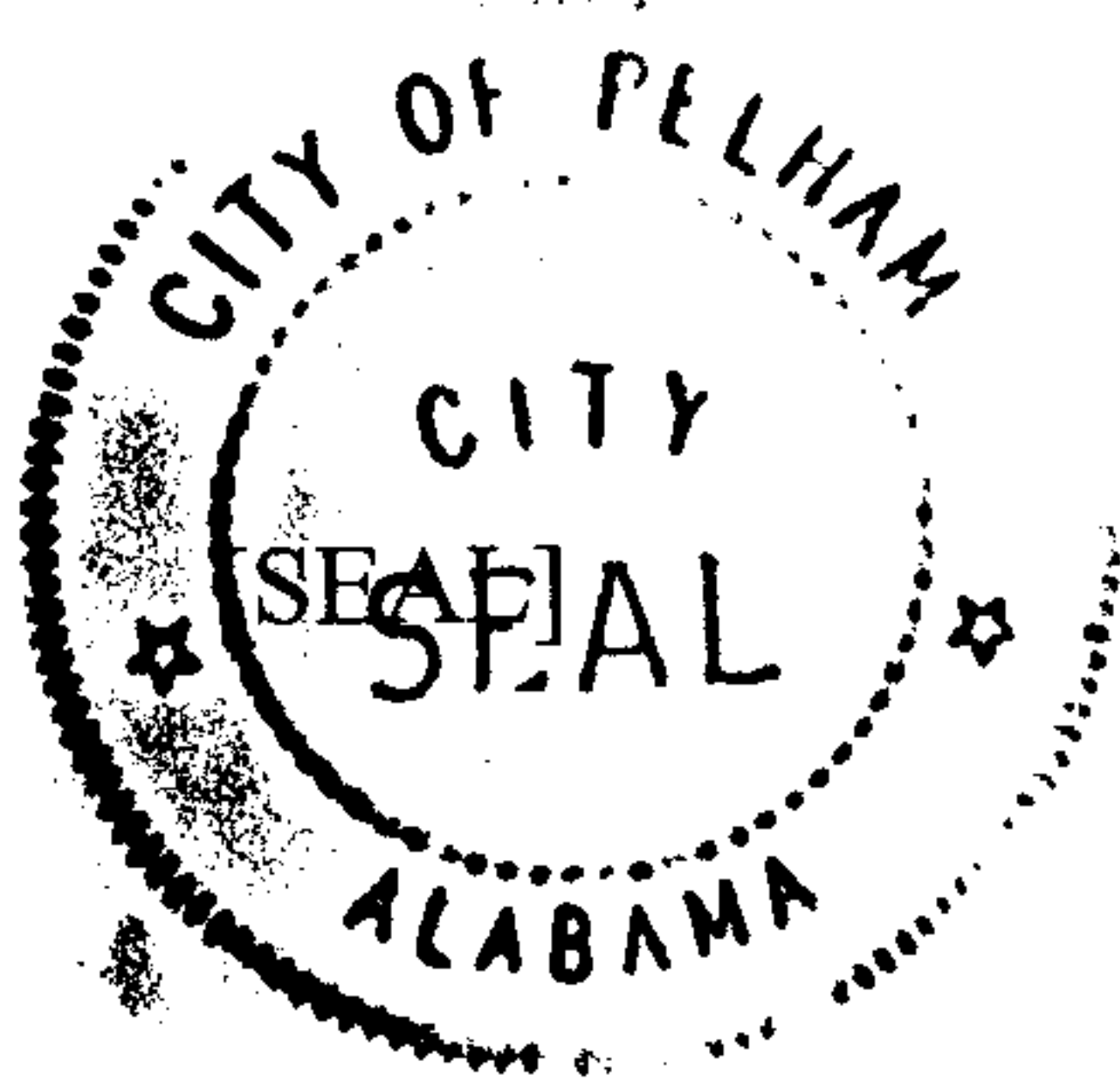
  
Rick Hayes, Council President

  
Ron Scott, Council Member

  
Beth McMillan, Council Member

  
Maurice Mercer, Council Member

  
Karyl Rice, Council Member



ATTEST

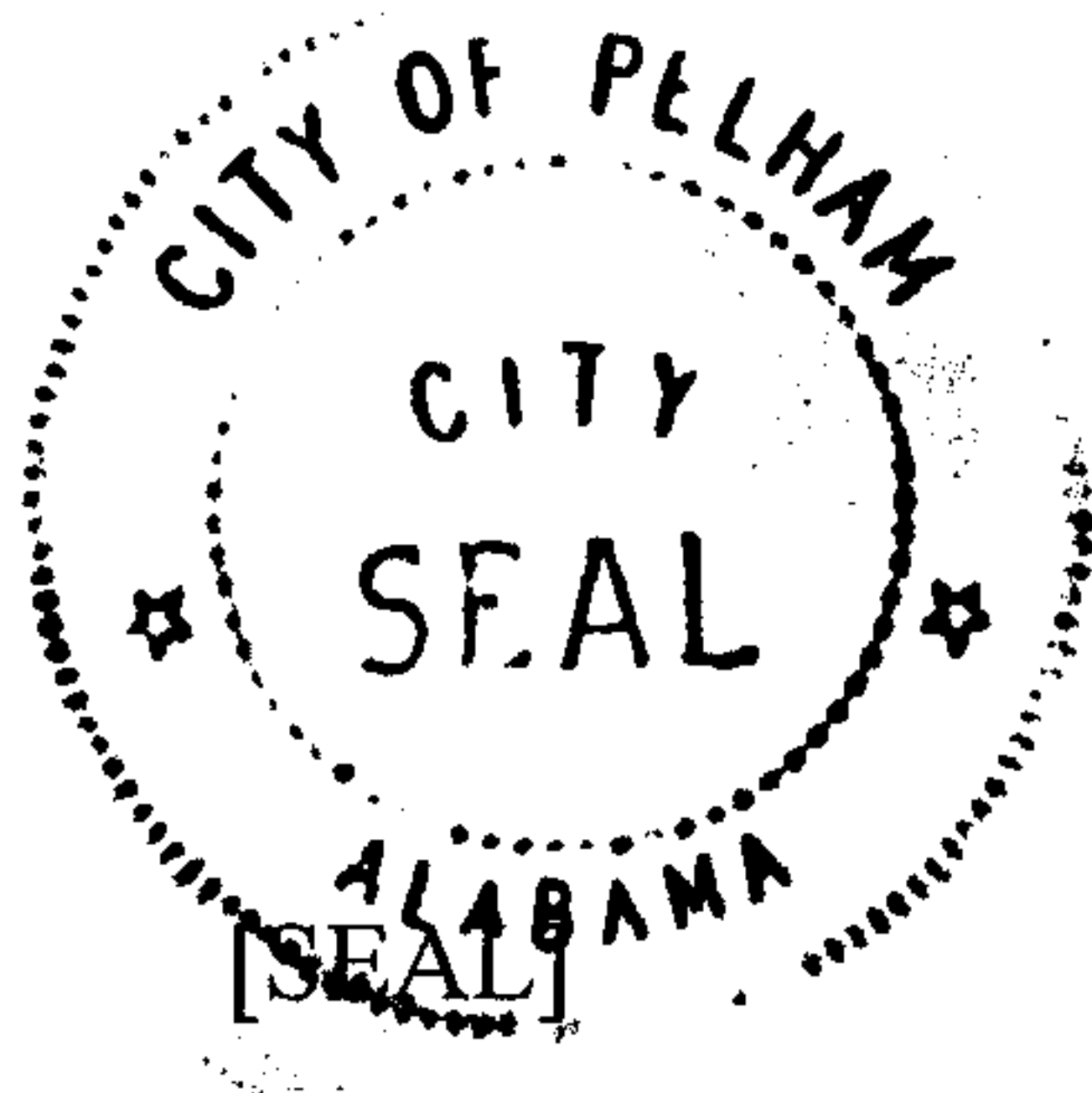
Marsha Yates  
Marsha Yates, MMC, City Clerk

APPROVED:

Gary W. Waters  
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 135-208 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 1<sup>st</sup> day of February 2016 and duly published by posting an exact copy thereof on the 2<sup>nd</sup> day of February 2016 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.



Marsha Yates  
Marsha Yates, MMC, City Clerk



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Date: 11-30-15

### APPLICATION FOR REZONING OF PROPERTY

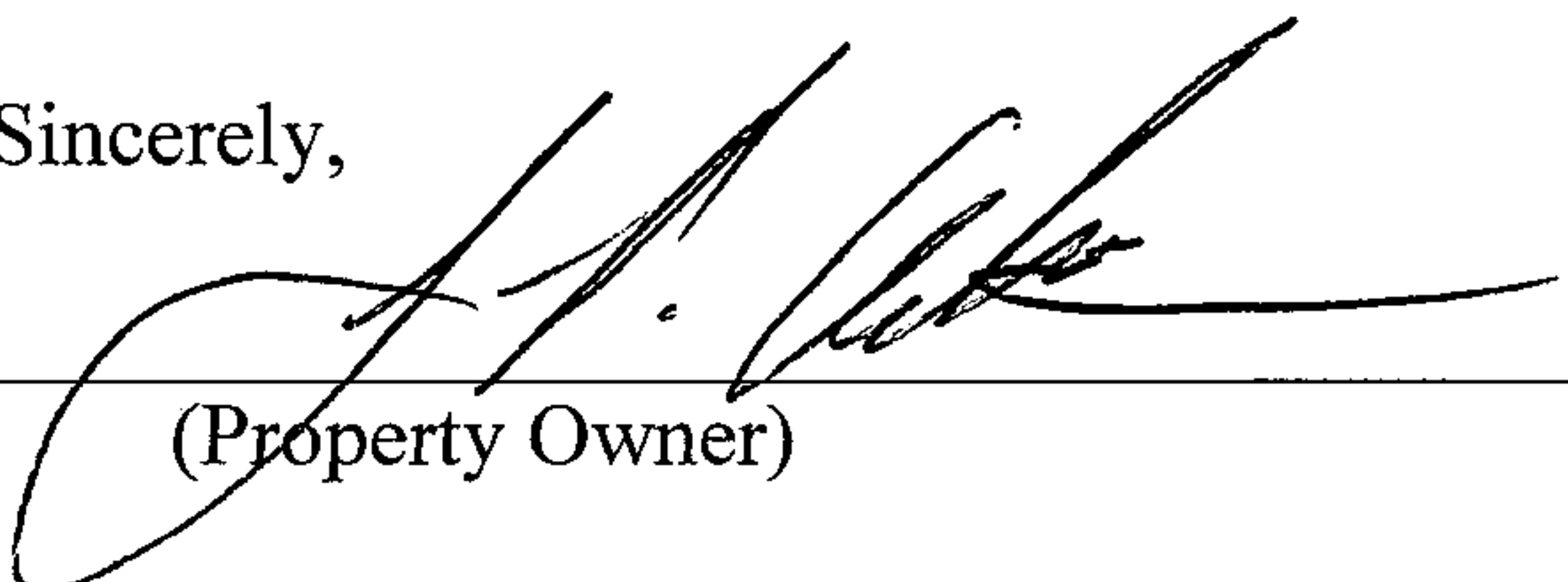
I/We, the undersigned property owner(s), hereby apply to the City of Pelham to rezone certain property located at \_\_\_\_\_ within the City of Pelham. Please find attached a legal description, and a map of the property to be rezoned. I/We would like the property to be changed from the present zoning of R-T to R-C.

Please send any correspondence to the following name and address:

J.R. Adams  
120 Bishop Circle  
Pelham AL 35124

I can be reached at the following number during the day 205-296-4501.

Sincerely,

  
(Property Owner)

\_\_\_\_\_  
(Property Owner)

\_\_\_\_\_  
(Property Owner)

\_\_\_\_\_  
(Property Owner)



A parcel of land located in the Southeast  $\frac{1}{4}$  of Section 2, Township 20 South, Range 3 West and the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 11, Township 20 south, Range 3 West, Shelby County, Alabama being more particularly described as follows:

BEGIN at the Northeast corner of the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 11, Township 20 South, Range 3 West; thence S  $0^{\circ}57'38''$  E a distance of 1,329.28 feet to the Southeast Corner of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section; thence N  $89^{\circ}20'44''$  W a distance of 672.58 feet to the Eastern right of way line of Bearden Road; thence N  $13^{\circ}43'47''$  W, along said right of way, for a distance of 200.65 feet to point; thence N  $27^{\circ}16'47''$  W, along said right of way, for a distance of 75.70 feet to a non-tangent curve; thence along an arc 377.37 feet to the right, having a radius of 1,869.86 feet, a chord which bears N  $5^{\circ}21'44''$  W for a distance of 376.73 feet to a point; thence N  $48^{\circ}35'35''$  E, leaving said arc and right of way in a non-tangent direction, for a distance of 73.93 feet to a point; thence N  $22^{\circ}13'32''$  E for a distance of 58.07 feet to a point; thence N  $15^{\circ}01'29''$  E for a distance of 250.38 feet to a point; thence N  $30^{\circ}39'04''$  E for a distance of 72.05 feet to a point; thence N  $36^{\circ}22'00''$  E for a distance of 268.94 feet to a point; thence N  $32^{\circ}18'30''$  E a distance of 49.18 feet to a point; thence N  $6^{\circ}58'03''$  W for a distance of 56.25 feet to a point; thence N  $13^{\circ}36'56''$  W for a distance of 234.24 feet to a point; thence N  $2^{\circ}37'06''$  E for a distance of 109.82 feet to a point; thence N  $18^{\circ}51'08''$  E for a distance of 109.65 feet to a point; thence N  $33^{\circ}12'21''$  E for a distance of 55.42 feet to a point; thence N  $40^{\circ}37'09''$  E for a distance of 518.00 feet to a point; thence N  $24^{\circ}13'47''$  E for a distance of 88.60 feet to a point; thence N  $40^{\circ}37'09''$  E for a distance of 425.00 feet to a point; thence N  $57^{\circ}00'32''$  E for a distance of 88.60 feet to a point; thence N  $40^{\circ}37'09''$  E for a distance of 504.67 feet to a point; thence N  $15^{\circ}27'56''$  W for a distance of 41.85 feet to a point; thence N  $13^{\circ}26'48''$  E for a distance of 878.32 feet to a point on the North line of the Southeast  $\frac{1}{4}$  of Section 2, Township 20 South, Range 3 West; thence S  $89^{\circ}27'39''$  E for a distance of 397.37 feet to the Northeast Corner of the Southeast  $\frac{1}{4}$  of Section 2, Township 20 South, Range 3 West; thence S  $1^{\circ}33'47''$  E, along the East line of said  $\frac{1}{4}$  section, for a distance of 758.75 feet to a point; thence S  $33^{\circ}59'10''$  W, leaving said  $\frac{1}{4}$  line, for a distance of 2,272.23 feet to the POINT OF BEGINNING.

Less and Except the following described properties:

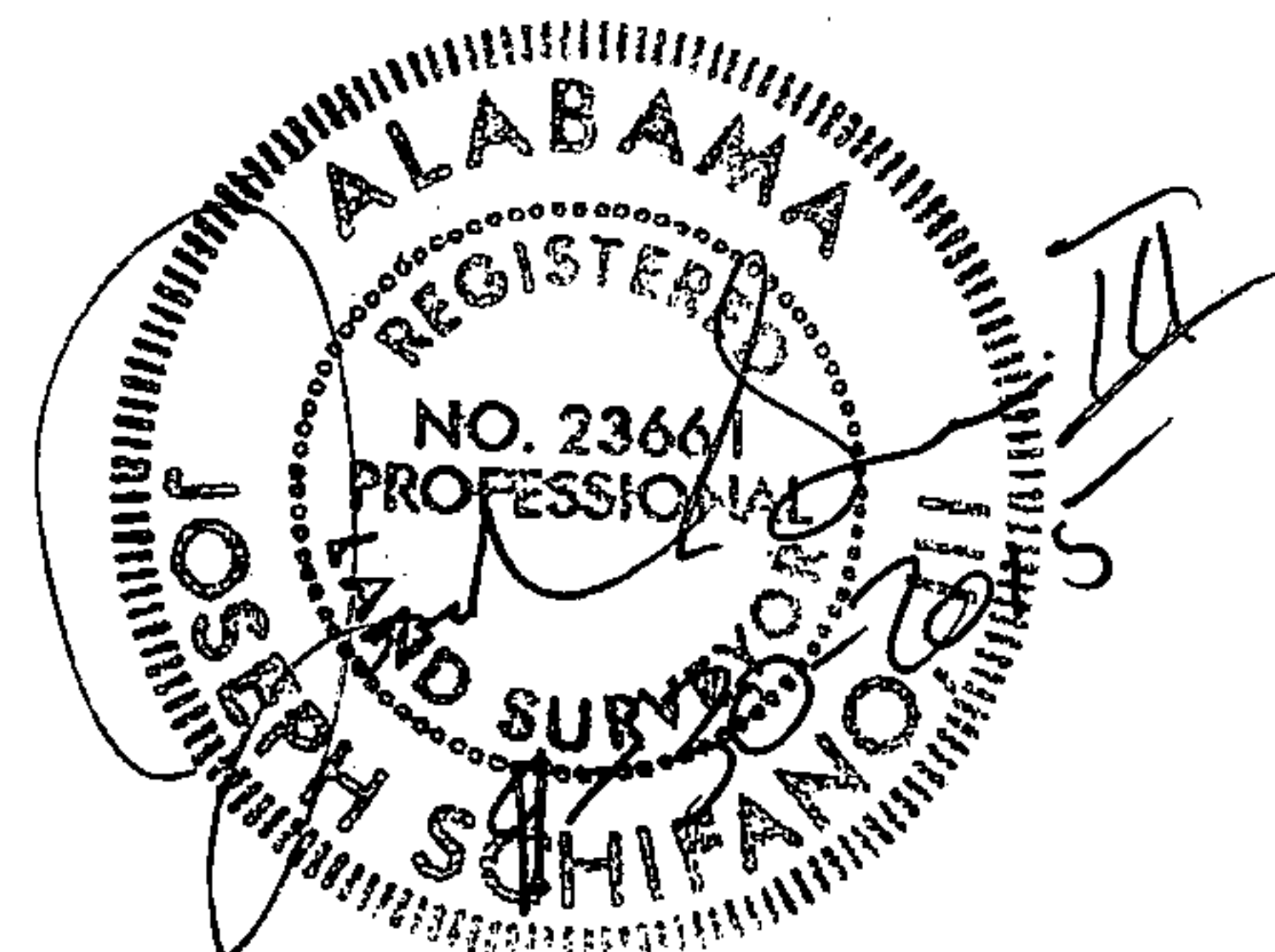
Parcel 1

That certain piece of land measuring approximately 100 feet by 100 feet out of a parcel located in the NE  $\frac{1}{4}$ , Section 11, Township 20 South, Range 3 West Shelby County, Alabama, said parcel being Parcel No. 1 as shown on Map 58-13-01-11-1-2-001 of the Tax Records of Shelby County, Alabama.

Parcel 2

That certain piece of land known as the City of Pelham Water Tank site measuring approximately 100 feet by 100 feet out of a parcel located in the SE  $\frac{1}{4}$ , Section 2, Township 20 South, Range 3 West Shelby County, Alabama, said piece of land being known as parcel number 58-13-1-02-4-001-001.001 of the Tax Records of Shelby County, Alabama.

The above described parcel contains 55.91 Ac.  $\pm$





# VICINITY MAP

ZONING BOUNDARY

Pelham



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