

ORDINANCE NO. 591-2021

AN ORDINANCE AMENDING ORDINANCE NO. 51-96 OF THE CITY OF SPANISH FORT ESTABLISHING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY AS B-4, MAJOR BUSINESS DISTRICT

WHEREAS, the owner of the property, Bay Shore Oil, Inc., has requested that property described below be pre-zoned in accordance with Ala. Code § 11-52-85 (1975); and

WHEREAS, the owner has submitted a request in writing that the subject property be zoned B-4, Major Business District, upon its annexation into the corporate limits of the City of Spanish Fort; and

WHEREAS, the Planning Commission of the City of Spanish Fort, Alabama, held a meeting on June 14, 2021, and the City Council of the City of Spanish Fort held a meeting on August 2, 2021, for the purpose of receiving public comments on the proposed zoning classification.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SPANISH FORT, ALABAMA, AS FOLLOWS:

SECTION 1. Establishment of Zoning Classification.

In accordance with Ala. Code § 11-52-85 (1975), upon annexation of that certain property bearing Baldwin County Tax Parcel No. 05-32-22-0-000-081.22, into the corporate limits of the City of Spanish Fort, said property being more particularly described as set forth in the legal description in Exhibit "A" which is attached hereto and made a part of this Ordinance as though set forth fully herein, the said property shall be zoned B-4, Major Business District.

SECTION 2. Change in Zoning Map.

The official zoning map for the City of Spanish Fort is hereby amended, changed or altered to reflect the establishment of the zoning classification of B-4, Major Business District, on the above-referenced property.

SECTION 3. Repealer Clause.

Any ordinance heretofore adopted by the City Council of the City of Spanish Fort, Alabama, which is in conflict with this Ordinance is hereby repealed to the extent of such conflict. Except as expressly amended herein, all terms and provisions contained in Ordinance No. 51-96, as amended, shall remain in full force and effect.

SECTION 4. Severability Clause.

If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

SECTION 5. Effective Date.

This Ordinance shall become effective upon its adoption or as otherwise required by state law.

Adopted and approved this _____ *day of* _____, 2021.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines
City Clerk

EXHIBIT “A” TO ORDINANCE NO. 589-2021

LEGAL DESCRIPTION:

LOT 1, SPANISH FORT CANTINA SUBDIVISION AS RECORDED AS SLIDE 2754-B, IN
THE OFFICE OF THE JUDGE OF PROBATE, BALDWIN COUNTY, ALABAMA.