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ORDINANCE NO. 1765

AN ORDINANCE AMENDING ORDINANCE NO. 1253
KNOWN AS THE ZONING ORDINANCE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FAIRHOPE, ALABAMA as follows:

The ordinance known as the Zoning Ordinance (No. 1253), adopted 27 June 2005, together with the Zoning Map of the City of Fairhope, be and the same hereby is changed and altered in respect to that certain property described below:

After the appropriate public notice and hearing, the Planning Commission of the City of Fairhope, Alabama has forwarded a **favorable** recommendation,

The property of RW Battles, LLC, is generally located at the northwest corner of Greeno Road and Old Battles Road in Fairhope, Alabama.

PPIN # 17515, 391379, 391372, 391373, 391374, 391375, 391376

Legal Description: (Case number ZC 22.09)

LOTS 1, 2, 3, 4, 5, 7 & 9, RW BATTLES LLC REPLAT, AMENDED PLAT, AS RECORDED ON SLIDES 2785 A-C OF THE RECORDS IN THE OFFICE OF THE JUDGE OF PROBATE, BALDWIN COUNTY, ALABAMA;

A map of the property to be rezoned is attached as Exhibit A.

The property is hereby initially zoned B-2, General Business District, concurrent with annexation into the City of Fairhope. This property shall hereafter be lawful to construct on such property any structures permitted by Ordinance No. 1253 and to use said premises for any use permitted or building sought to be erected on said property shall be in compliance with the building laws of the City of Fairhope and that any structure shall be approved by the Building Official of the City of Fairhope and that any structure be erected only in compliance with such laws, including the requirements of Ordinance No. 1253.

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.

Effective Date - This ordinance shall take effect immediately upon its due adoption and publication as required by law.

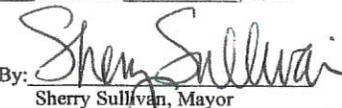
ADOPTED AND APPROVED THIS 12TH DAY OF DECEMBER, 2022

By: 
Jay Robinson, Council President

Attest:

By: 
Lisa A. Hanks, MMC
City Clerk

ADOPTED AND APPROVED THIS 12TH DAY OF DECEMBER, 2022

By: 
Sherry Sullivan, Mayor

Ord. No. 1765 Published in
FAIRHOPE COURIER
on Wednesday, December 21, 2022
Lisa A. Hanks, City Clerk

U.S JUSTICE DEPARTMENT INFORMATION

- Size of property (acres or square feet) 25.08
- If property is occupied, give number of housing units 0
- Number of Persons residing in each unit, and their race 0
- If property is unoccupied, give proposed use MOP
- If property is being developed as a subdivision, give subdivision name _____
- Number of lots within proposed subdivision _____

I, Nancy A. Butler a Notary Public in and for said State and County, hereby certify that Chris Wightman whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this 11th day of July, 20 22,



Nancy A. Butler
 NOTARY PUBLIC
 Muscogee County, Georgia
 My Commission Expires
 May 6, 2025

Nancy A. Butler
 Notary Public

My commission expires May 6, 2025

I, _____ a Notary Public in and for said State and County, hereby certify that _____ whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this _____ day of _____, 20____,

(Seal)

 Notary Public

My commission expires _____

I, _____ a Notary Public in and for said State and County, hereby certify that _____ whose name(s) is/are signed to the forgoing Petition and who is/are known to me, this day appeared before me and, being first duly sworn, acknowledge that he/she/they have voluntarily executed this Petition on this day same bears date.

Given under my Hand and Seal this _____ day of _____, 20____,

(Seal)

 Notary Public

My commission expires _____

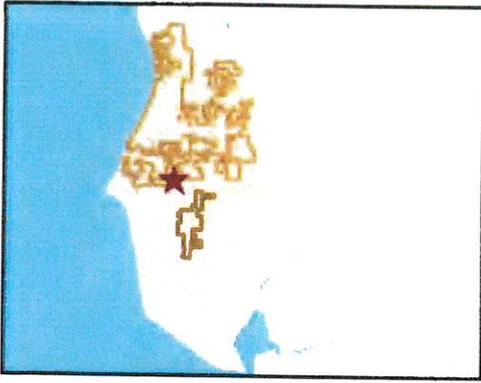


Exhibit A: The Property of RW Battles, LLC.
Conditional Annexation to B-2
(ZC 22.09)

