



# Baldwin County Planning & Zoning Department

## Baldwin County Planning Commission Staff Report

**Case No. Z25-09**

**Parker Property**

**Rezone RSF-E, Residential Estate District to B-2, Neighborhood Business District**

**May 1, 2025**

### Subject Property Information

**Planning District:** 15  
**General Location:** North of Pleasant Rd and east of County Rd 13  
**Physical Address:** NA  
**Parcel ID:** 05-43-02-10-0-000-013.006  
**Existing Zoning:** RSF-E, Residential Single Family Estate District  
**Proposed Zoning:** B-2, Neighborhood Business District  
**Existing Land Use:** Agriculture  
**Proposed Land Use:** Commercial  
**Acreage:** 10 ± acre  
**Applicant:** William Dean Parker  
27230 Co Rd 13  
Daphne, AL 36526  
**Owner:** Same  
**Lead Staff:** Celena Boykin, Senior Planner  
**Attachments:** *Within Report*

	Adjacent Land Use	Adjacent Zoning
North	Agricultural	RSF-E, Residential Single-Family Estate
South	Church	RSF-E, Residential Single-Family Estate
East	Vacant	RSF-E, Residential Single-Family Estate
West	Agricultural	B-2, Neighborhood Business District

### Summary

The subject property is approximately 10 acres and is currently zoned as RSF-E, Single Family Estate District. A request has been made to change the designation to B-2, Neighborhood Business District, to enable future commercial use. This area consists of residential, institutional, and commercial uses.

## Article 4 Residential Districts

### Section 4.1 RSF-E, Residential Single Family Estate District

4.1.1 *Generally.* This zoning district is provided to afford the opportunity for the choice of a very low density residential environment consisting of single family homes on estate size lots.

4.1.2 *Permitted uses.* Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following uses and structures designed for such uses shall be permitted:

- (a) The following general industrial uses: extraction or removal of natural resources on or under land.
- (b) The following transportation, communication, and utility uses: water well (public or private).
- (c) Agricultural uses.
- (d) Single family dwellings including manufactured housing and mobile homes.
- (e) Accessory structures and uses.
- (f) The following institutional use: church or similar religious facility.

4.1.3 *Conditional Use Commission Site Plan Approval.* Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following uses and structures designed for such uses may be allowed by the site plan approval process:

- (a) Outdoor recreation uses.
- (b) The following institutional uses: day care home; fire station; school (public or private).
- (c) The following general commercial uses: country club.
- (d) The following local commercial use: bed and breakfast or tourist home (see *Section 13.10: Bed and Breakfast Establishments*).

4.1.4 *Special exception.* Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following use and structures designed for such use may be allowed as a special exception: Not Applicable

4.1.5 *Area and dimensional ordinances.* Except as provided by Section 2.3: *Establishment of Zoning in Planning Districts*, Section 12.4: *Height Modifications*, Section 12.5: *Yard Requirements*, Section 12.6: *Coastal Areas*, Section 12.8: *Highway Construction Setbacks*, Section 18.4 *Variances*, and Article 20: *Nonconformities*, the area and dimensional ordinances set forth below shall be observed.

Maximum Height of Structure	35-Feet
Maximum Height in Habitable Stories	2 ½
Minimum Front Yard	40-Feet
Minimum Rear Yard	40-Feet
Minimum Side Yards	15-Feet
Minimum Lot Area	80,000 Square Feet
Minimum Lot Width at Building Line	165-Feet
<del>Minimum Lot Width at Street Line</del>	<del>165-Feet</del>
Maximum Ground Coverage Ratio	.35

4.1.6 *Area and dimensional modifications.* Within the RSF-E district, area and dimensional requirements may be reduced, as set forth below, where property is divided among the following legally related family members: spouse, children, siblings, parents, grandparents, grandchildren, or step-related individuals of the same status.

Minimum Front Yard	30-Feet
Minimum Rear Yard	30-Feet
Minimum Side Yards	10-Feet
Minimum Lot Area	40,000 Square Feet
<del>Minimum Lot Width at Building Line</del>	<del>120-Feet</del>
Minimum Lot Width at Street Line	120-Feet

## Section 5.2 B-2, Local Business District

**5.2.1 Purpose and intent.** The purpose and intent of the B-2 Neighborhood Business District is to provide a limited commercial convenience facility, servicing nearby residential neighborhoods, planned and developed as an integral unit.

**5.2.2 Permitted uses.** The following uses are permitted as of right, or as uses accessory to permitted uses in the B-2, Neighborhood Business District, conditioned on the Commission Site Plan Approval requirements of *Section 18.9*:

- |  |  |
|--|--|
| (a) All uses permitted by right under the B-1 zoning designation | (v) Floor covering sales or service          |
| (b) Antique store  | (w) Florist                                  |
| (c) Apparel and accessory store                                  | (x) Fraternity or sorority house             |
| (d) Appliance store including repair                             | (y) Fruit and produce store                  |
| (e) Art gallery or museum  | (z) Gift shop                                |
| (f) Art supplies   | (aa) Hardware store, retail                  |
| (g) Bait store   | (bb) Ice cream parlor                        |
| (h) Bakery retail  | (cc) Interior decorating shop                |
| (i) Bed and breakfast or tourist home                            | (dd) Laundry, self service                   |
| (j) Bicycle sales and service                                    | (ee) Lawnmower sales and service             |
| (k) Boarding, rooming or lodging house, dormitory                | (ff) Locksmith                               |
| (l) Book store   | (gg) Music store                             |
| (m) Café   | (hh) Neighborhood convenience store          |
| (n) Camera and photo shop  | (ii) News stand                              |
| (o) Candy store  | (jj) Paint and wallpaper store               |
| (p) Catering shop or service                                     | (kk) Picture framing and/or mirror silvering |
| (q) Copy shop  | (ll) Restaurant                              |
| (r) Delicatessen   | (mm) Shoe repair shop                        |
| (s) Discount/variety store (not to exceed 8,000 square feet)     | (nn) Shoe store                              |
| (t) Drug store (not to exceed 8,000 square feet)                 | (oo) Sign shop                               |
| (u) Fixture sales  | (pp) Sporting goods store                    |
|  | (qq) Tailor shop                             |
|  | (rr) Tobacco store                           |
|  | (ss) Toy store                               |



*5.2.3 Conditional Use Commission Site Plan Approval.* The following uses are permissible as Commission Site Plan Approval uses in the B-2, Neighborhood Business District, subject to the standards and procedures established in *Section 18.9: Commission Site Plan Approval*:

- |  |  |
|--|--|
| (a) Air conditioning sales and service                   | (q) Park or playground   |
| (b) Amusement arcade                                     | (r) Pawn shop  |
| (c) Animal clinic/kennels                                | (s) Pet shop   |
| (d) Arboretum  | (t) Plumbing shop  |
| (e) Ball field   | (u) Restaurant sales and supplies  |
| (f) Business machine sales and service                   | (v) Riding academy   |
| (g) Car wash   | (w) Rug and/or drapery cleaning service  |
| (h) Country club   | (x) Seafood store  |
| (i) Discount/variety store (exceeding 8,000 square feet) | (y) Swimming pool (outdoor)  |
| (j) Drug store (exceeding 8,000 square feet)             | (z) Tennis court (outdoor)   |
| (k) Exterminator service office                          | (aa) Water storage tank  |
| (l) Golf course  | (bb) Wildlife sanctuary  |
| (m) Liquor store   | (cc) Wireless telecommunication facility   |
| (n) Mini warehouse                                       | (dd) Dwellings, in combination with commercial uses, subject to the standards listed under Section 5.2.4: Mixed uses |
| (o) Night club, bar, tavern                              |  |
| (p) Office equipment and supplies sales                  |  |

*5.2.4 Mixed uses.* Mixed residential and commercial uses may be permissible as Commission Site Plan in the B-2 Neighborhood Business District, subject to the standards and procedures established in *Section 18.9: Commission Site Plan Approval*, and subject to the following criteria:

- (a) The commercial uses in the development may be limited in hours of operation, size of delivery trucks and type of equipment.
- (b) The residential uses shall be designed so that they are compatible with the commercial uses.
- (c) Residential and commercial uses shall not occupy the same floor of a building.
- (d) Residential and commercial uses shall not share the same entrances.

- (e) The number of residential dwelling units shall be controlled by the dimensional standards of the B-2 district. A dwelling unit density of .5 (½) dwelling units per 1,000 square feet of the gross floor area devoted to commercial uses, may be allowed (structures with less than 2,000 square feet devoted to commercial uses shall be allowed one dwelling unit). In no case, however, shall the overall dwelling unit density for a mixed use project exceed 4 dwelling units per acre.
- (f) Building height shall not exceed three stories.
- (g) A minimum of 30 percent of the mixed-use development shall be maintained as ~~open space. The following may be used to satisfy the open space requirements: areas used to satisfy water management requirements, landscaped areas, recreation areas, or setback areas not covered with impervious surface or used for parking (parking lot islands may not be used unless existing native vegetation is maintained).~~ Open Space in accordance with the requirements of Article 17 Open Space, Landscaping, and Buffers.
- (h) The mixed commercial/residential structure shall be designed to enhance compatibility of the commercial and residential uses through such measures as, but not limited to, minimizing noise associated with commercial uses; directing commercial lighting away from residential units; and separating pedestrian and vehicular access ways and parking areas from residential units, to the greatest extent possible.
- (i) Off-street parking spaces for the mixed residential and commercial uses shall be the sum total of the residential and commercial uses computed separately (See *Article 15: Parking and Loading Requirements*).

#### 5.2.5 Area and dimensional ordinances.

Maximum Height of Structure	35-Feet
Maximum Height of Structure in Habitable Stories	2½
Minimum Front Yard	30-Feet
Minimum Rear Yard	25-Feet
Minimum Side Yards	15-Feet
Minimum Lot Area	20,000 Square Feet
Maximum Impervious Surface Ratio	.60
Minimum Lot Width at Building Line	80-Feet
<del>Minimum Lot Width at Street Line</del>	<del>60-Feet</del>

*5.2.6 Lighting standards.* The maximum height of exterior lights shall be 25-feet. The intensity, location, and design of lighting shall be such that not more than one foot candle of light is cast upon adjacent property or public rights-of-way. Light fixtures shall be designed to cast light downward. Where necessary, cut-off devices shall be used to minimize glare off premises. No light shall be aimed directly toward a property designated residential, which is located within 200-feet of the source of the light.

*5.2.7 Distance between structures.* If there is a separation between any two principal structures on the same parcel, said separation shall be a minimum of 15-feet or a distance equal to one-half the sum of their heights, whichever is the greater.

*5.2.8 Landscaping and buffering.* All B-2, Neighborhood Business District, uses shall meet the requirements of *Article 17: Landscaping and Buffers*.

## Agency Comments

USACE, James Buckelew: Received no comments.

ADEM, Autumn Nitz: Outside costal area.

Subdivisions, Shawn Mitchell: A subdivision is not requested at this time.

Civil Engineer, Tyler Austin: No current development proposed. Any future development will require review of drainage and construction plans. Any access to the subject property along Pleasant Road will require CTP from Baldwin County P&Z.

## Staff Analysis and Findings

The criteria for reviewing zoning amendments are outlined in Section 19.6 of the Baldwin County Zoning Ordinance. Staff carefully considered all of these factors during the evaluation of the application.

The subject property is located within Planning District 15, which adopted a zoning map in August 2006. Since that time, there have been numerous developments in the surrounding area, including several annexations by the City of Daphne and some rezonings. The Future Land Use Map indicates this area as having High-Density Development Potential, which is suitable for all of the land uses described in the previous land use categories, and offers the greatest potential for mixed-use communities with a range of densities, including apartment complexes and urban mixed-use centers. Commercial developments in this area are designed to be pedestrian- and bicycle-friendly, situated along streets that form a connected grid pattern.

## Staff Comments and Recommendation

As previously mentioned, the subject property encompasses approximately 10 acres and is currently zoned as RSF-E, Single Family Estate District. A request has been made to change the designation to B-2, Neighborhood Business District, to enable future commercial use.

Unless information to the contrary is revealed at the public hearing, staff feels this rezoning application should be recommended for **APPROVAL**.\*

**Planning Commission recommend APPROVAL 7 to 0.**

*\*On rezoning applications, the Planning Commission will be making a recommendation to the County Commission.*



## Property Images



Subject Property  
PIN: 382909



**REZONING  
PROPOSED  
FOR THIS PROPERTY**  
Case Number  
**Z25-000009**  
For Information Contact  
Baldwin County Planning &  
Zoning Department  
**(251) 580-1655**

Apr 8, 2025 3:24:05 PM  
30°37'6.57188"N 87°51'49.16455"W  
1° N  
Baldwin County Code Enforcement



Adjoining  
Property to  
The East  
PIN: 208103



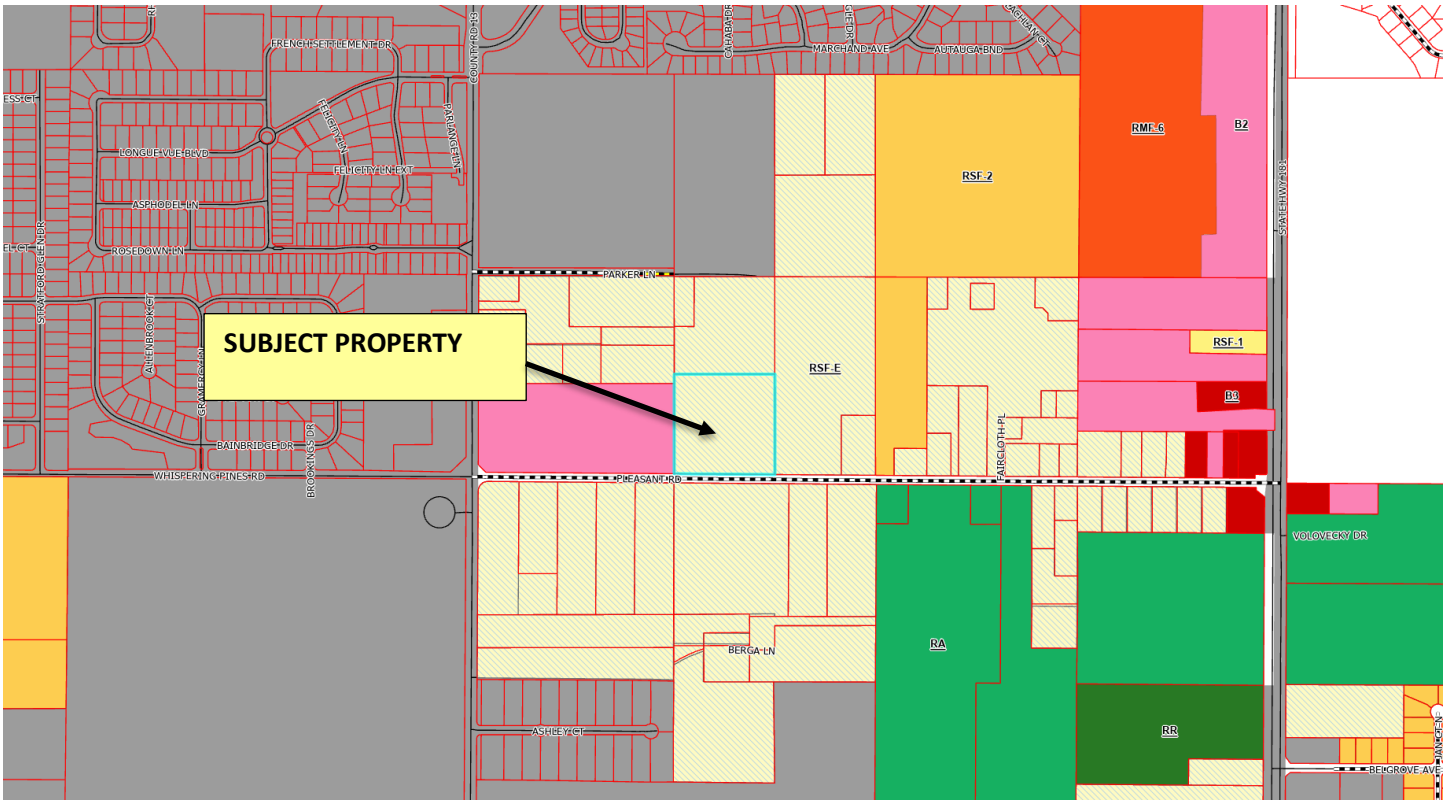
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Baldwin County Code Enforcement



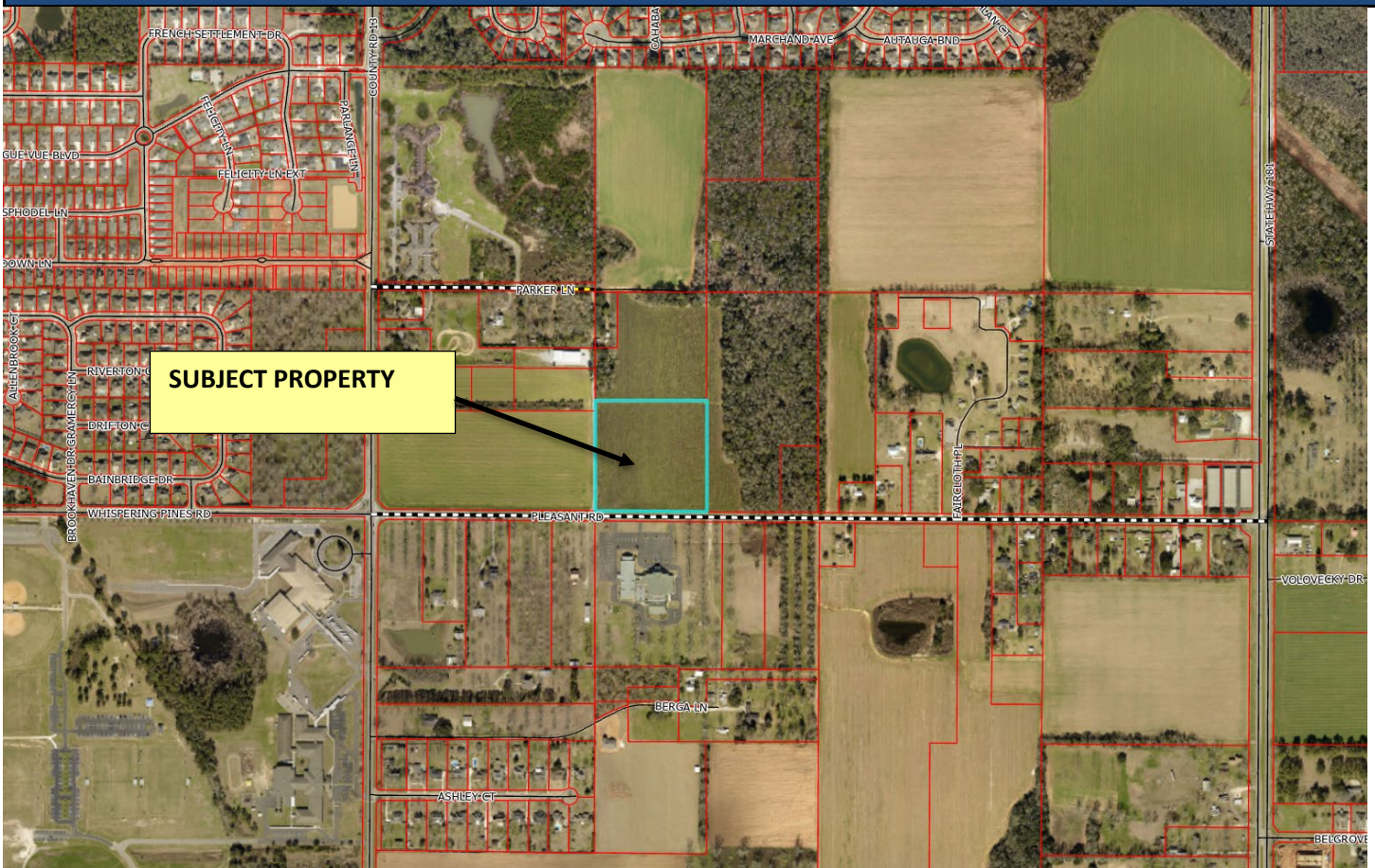


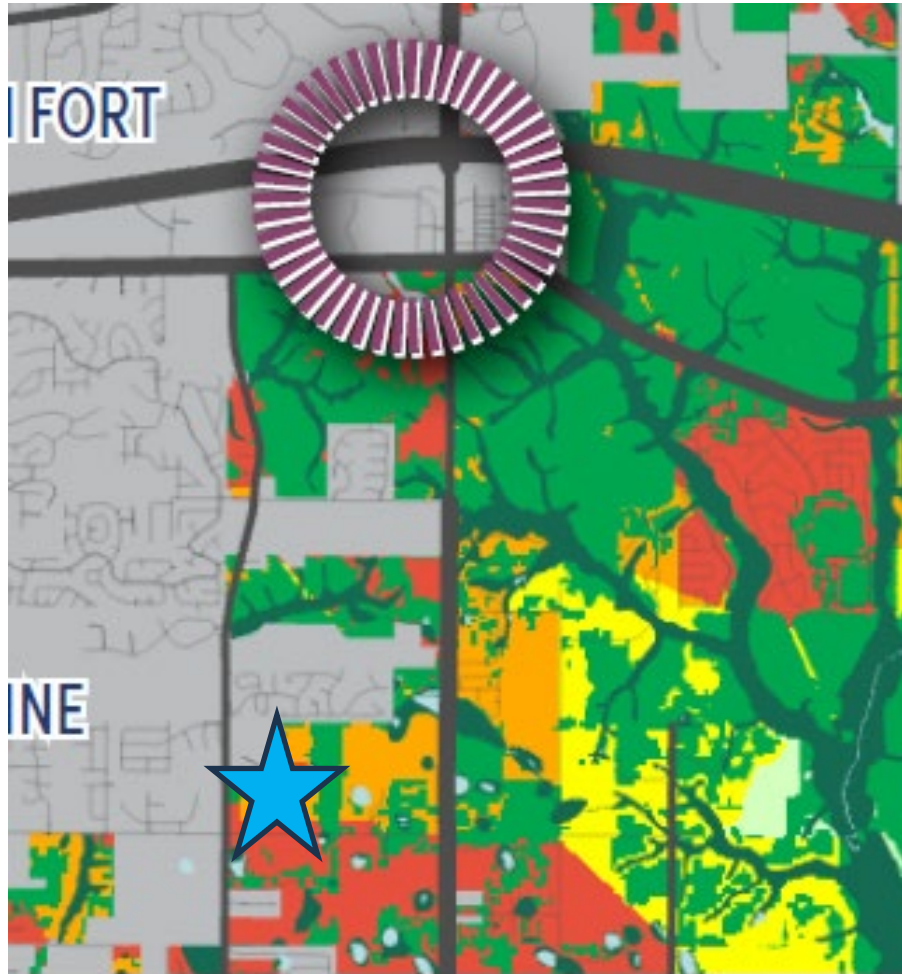


## Locator Map



## Site Map





### LEGEND

#### PLACE TYPES

- IDEAL CONSERVATION/PRESERVATION
- CONSERVATION DEVELOPMENT POTENTIAL
- RURAL/AGRICULTURE/LID POTENTIAL
- MODERATE DEVELOPMENT POTENTIAL
- MID-DENSITY DEVELOPMENT POTENTIAL
- HIGH-DENSITY DEVELOPMENT POTENTIAL

MUNICIPAL JURISDICTIONS

#### NODE TYPES

- RURAL CROSSROADS CENTER
- NEIGHBORHOOD CENTER
- VILLAGE CENTER
- URBAN MIXED-USE CENTER
- COMMERCIAL/INDUSTRIAL CENTER