

STATE OF ALABAMA

COUNTY OF BALDWIN

RESOLUTION # 2022-093

DETERMINATION OF THE BALDWIN COUNTY COMMISSION, REGARDING **CASE No. Z22-9 Bertolla Property** SUCH DETERMINATION AS AUTHORIZED PURSUANT TO SECTION 45-2-261 THROUGH SECTION 45-2-261.18, CODE OF ALABAMA (1975).

WHEREAS, SE Civil has petitioned the Baldwin County Commission to rezone certain property, in Planning (Zoning) District No. 15, for property identified herein and described as follows:

COMMENCE AT THE SOUTHWEST CORNER OF SECTION 23, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA, AND RUN THENCE NORTH 00 DEGREES 18 MINUTES 53 SECONDS EAST, A DISTANCE OF 2659.50 FEET; THENCE RUN SOUTH 89 DEGREES 48 MINUTES 47 SECONDS EAST, A DISTANCE OF 1076.16 FEET FOR THE POINT OF BEGINNING; THENCE RUN SOUTH 00 DEGREES 17 MINUTES 00 SECONDS EAST, A DISTANCE OF 10.00 FEET; THENCE RUN NORTH 89 DEGREES 43 MINUTES 54 SECONDS EAST, A DISTANCE OF 203.16 FEET; THENCE RUN SOUTH 00 DEGREES 05 MINUTES 50 SECONDS WEST, A DISTANCE OF 2237.17 FEET; THENCE RUN NORTH 89 DEGREES 14 MINUTES 54 SECONDS EAST, A DISTANCE OF 54.00 FEET TO A POINT ON THE NORTHWEST CORNER OF WATERFORD, PHASE II, AS SHOWN BY MAP OR PLAT THEREOF RECORDED AT SLIDE 2320-A, BALDWIN COUNTY PROBATE RECORDS; THENCE RUN ALONG THE NORTH MARGIN OF SAID WATERFORD, PHASE II THE FOLLOWING DESCRIBED COURSES:

NORTH 89 DEGREES 14 MINUTES 54 SECONDS EAST, A DISTANCE OF 170.41 FEET;

NORTH 00 DEGREES 05 MINUTES 04 SECONDS EAST, A DISTANCE OF 19.04 FEET;

SOUTH 89 DEGREES 58 MINUTES 21 SECONDS EAST, A DISTANCE OF 50.00 FEET;

SOUTH 00 DEGREES 05 MINUTES 04 SECONDS WEST, A DISTANCE OF 51.36 FEET;

NORTH 89 DEGREES 14 MINUTES 54 SECONDS EAST, A DISTANCE OF 440.13 FEET TO THE NORTHEAST CORNER OF SAID WATERFORD PHASE II; THENCE RUN NORTH 00 DEGREES 14 MINUTES 15 SECONDS EAST, A DISTANCE OF 2278.65 FEET; THENCE RUN SOUTH 89 DEGREES 33 MINUTES 38 SECONDS WEST, A DISTANCE OF 148.34 FEET; THENCE RUN NORTH 00 DEGREES 04 MINUTES 15 SECONDS WEST, A DISTANCE OF 647.05 FEET; THENCE RUN SOUTH 89 DEGREES 47 MINUTES 28 SECONDS WEST, A DISTANCE OF 397.38 FEET; THENCE RUN NORTH 00 DEGREES 17 MINUTES 00 SECONDS WEST, A DISTANCE OF 623.41 FEET TO A POINT ON THE SOUTH RIGHT-OF-WAY OF REBEL ROAD (50 FOOT ROW); THENCE RUN SOUTH 88 DEGREES 59 MINUTES 22 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 72.62 FEET; THENCE RUN SOUTH 86 DEGREES 38 MINUTES 27 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 171.99 FEET; THENCE RUN NORTH 89 DEGREES 19 MINUTES 44 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 69.65 FEET; THENCE RUN NORTH 87 DEGREES 25 MINUTES 31 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 66.08 FEET; THENCE DEPARTING SAID SOUTH RIGHT-OF-WAY, RUN SOUTH 00 DEGREES 17 MINUTES 00 SECONDS EAST, A DISTANCE OF 1269.10 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 54.32 ACRES, MORE OR LESS.

Otherwise known as tax parcel number, **05-43-06-23-0-000-033.000 and 026.000** as found in the office of the Revenue Commissioner of Baldwin County, Alabama; and

WHEREAS, the petitioner has requested that the property herein identified be rezoned from RSF-2, Single Family District and RSF-E, Estate Single Family District, to RSF-3, Single Family District, and

WHEREAS, the Baldwin County Planning and Zoning Commission held a public hearing on May 5, 2022 and voted to recommend **Denial** of the rezoning request; and

WHEREAS, the Baldwin County Commission held a public hearing on June 21 2022; and

WHEREAS, the requirements of SECTION 45-2-261 THROUGH SECTION 45-2-261.18, CODE OF ALABAMA (1975), regarding procedures to consider this rezoning request, which would affect the Planning (Zoning) District Boundary designations of the Planning (Zoning) District No. 15 Official Map, have been met; now therefore

BE IT RESOLVED, BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, That the petitioner's request to rezone the property (Case No. Z22-9, Bertolla Property) as herein identified and described

and as found within the confines of Planning (Zoning) District No.15 from RSF-2, Single Family District and RSF-E, Estate Single Family District, to RSF-4, Single Family District, which amends the Planning (Zoning) District Boundary designations of the Planning (Zoning) District No. 15 Official Map, is hereby **APPROVED**.

DONE, Under the Seal of the County Commission of Baldwin County, Alabama, on this the 21st day of June 2022.

Commissioner James E. Ball, Chairman

ATTEST

Ronald J. Cink, Interim County Administrator