

**AGREEMENT BETWEEN
THE BALDWIN COUNTY COMMISSION,
THE [MUNICIPALITY]
AND THE
PLANNING COMMISSION OF THE [MUNICIPALITY]
CONCERNING THE EXERCISE OF SUBDIVISION REGULATIONS
WITHIN THE PLANNING JURISDICTION OF THE
MUNICIPAL PLANNING COMMISSION**

WHEREAS, the BALDWIN COUNTY COMMISSION, the governing body of Baldwin County, Alabama (hereinafter referred to as the "COMMISSION"), the [MUNICIPALITY], an Alabama municipal corporation (hereinafter referred to as the "MUNICIPALITY"), and the PLANNING COMMISSION OF THE [MUNICIPALITY] (hereinafter referred to as the "MUNICIPAL PLANNING COMMISSION"), desire to enter into an agreement, the terms and conditions of which shall govern the regulation of subdivisions outside the MUNICIPALITY's corporate limits but within the MUNICIPAL PLANNING COMMISSION's planning jurisdiction; and

WHEREAS, Section 11-52-30, Code of Alabama 1975, was amended by Act No. 2021-297, with such amendments becoming effective July 26, 2021, ninety days after its approval by the Governor; and

WHEREAS, the amended Section 11-52-30(a)(1) provides that the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land lying within the police jurisdiction of the municipality on January 1, 2021; and

WHEREAS, the amended Section 11-52-30(a)(2) provides that, beginning January 1, 2023, the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land not located in any other municipality within a mile and a half outside the corporate limits, unless extended by local law enacted after January 1, 2023, to include all land not located in any other municipality within three miles outside the corporate limits; and

WHEREAS, the amended Section 11-52-30(e)(1)(a) provides, that if a county commission has adopted subdivision regulations pursuant to Section 11-24-1, et seq., those subdivision regulations shall apply to the development of subdivisions within the planning jurisdiction of a municipal planning commission outside the corporate limits of a municipality and shall be regulated and enforced by the county commission in the same manner and to the same extent as other subdivision development governed by the county's subdivision regulations; and

WHEREAS, the amended Section 11-52-30(e)(1)(b) provides, that a county commission and a municipal planning commission may enter into a written agreement providing that the municipal planning commission shall be responsible for the regulation

and enforcement of the development of subdivisions within the planning jurisdiction of the municipal planning commission under the terms and conditions of the agreement as long as such agreement is approved by a resolution adopted by the county commission, an ordinance adopted by the municipal governing body, and a resolution adopted by the municipal planning commission of the municipality; and

WHEREAS, the COMMISSION, MUNICIPALITY, and the MUNICIPAL PLANNING COMMISSION, desire to enter into a written agreement, the terms and conditions of which shall govern the regulation of subdivisions outside the MUNICIPALITY's corporate limits but within the MUNICIPAL PLANNING COMMISSION's planning jurisdiction; and

NOW, THEREFORE, BE IT RESOLVED that the COMMISSION, the MUNICIPALITY, and the MUNICIPAL PLANNING COMMISSION do hereby mutually agree as follows:

1. For the purposes of regulating subdivisions within the MUNICIPAL PLANNING COMMISSION's planning jurisdiction, the definition of SUBDIVISION from Section 11-52-1(6) shall apply and is understood to include the following:
 - a. Condominium Developments;
 - b. Multiple Occupancy Developments;
 - c. Recreational Vehicle Parks; &
 - d. Manufactured Home Parks
2. It is understood that, as of January 1, 2021, the MUNICIPALITY's police jurisdiction:
 - ☐ included all land depicted in Exhibit "A", and is understood to be the planning jurisdiction of the MUNICIPAL PLANNING COMMISSION, effective July 26, 2021, through December 31, 2022.
 - ☐ did not extend beyond the corporate limits of the MUNICIPALITY, and therefore it is understood that planning jurisdiction of the MUNICIPAL PLANNING COMMISSION shall not extend beyond the corporate limits effective July 26, 2021, through December 31, 2022.
3. Effective January 1, 2023, the planning jurisdiction of the MUNICIPAL PLANNING COMMISSION shall automatically adjust to include all land located in the corporate limits of the municipality and all land not located in any other municipality within a mile and a half outside the corporate limits, unless extended by local law enacted after January 1, 2023, to include all land not located in any other municipality within three miles outside the corporate limits, or as otherwise expanded in accordance with applicable state law.
4. As of the effective date of this agreement, and subject to applicable state law (check one):

☐ the MUNICIPAL PLANNING COMMISSION shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Paragraph 1 above, within the planning jurisdiction of the MUNICIPAL PLANNING COMMISSION.

☐ the COMMISSION shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Paragraph 1 above, outside the MUNICIPALITY's corporate limits but within the planning jurisdiction of the MUNICIPAL PLANNING COMMISSION.

5. If any portion of a proposed subdivision is located within the MUNICIPAL PLANNING COMMISSION's planning jurisdiction and outside the corporate limits of the MUNICIPALITY, the subdivision regulations of the party identified in Paragraph 4 as having exclusive responsibility for the regulation of subdivisions, shall apply.
6. Unless otherwise provided or allowed by applicable state law, where the MUNICIPAL PLANNING COMMISSION is responsible for the regulation and enforcement of a subdivision development within the planning jurisdiction of the MUNICIPAL PLANNING COMMISSION outside the corporate limits of the MUNICIPALITY, no map or plat of any subdivision shall be recorded, and no property shall be sold referenced to the map or plat, until and unless it has been first submitted to, and approved by, the MUNICIPAL PLANNING COMMISSION, pursuant to Section 11-52-32, Code of Alabama 1975, and then certified by the county engineer or his or her designee within 30 days of being submitted to the county engineer. Approval by the county engineer shall not constitute approval in lieu of or on behalf of the MUNICIPALITY with respect to a subdivision development regulated and enforced by the MUNICIPAL PLANNING COMMISSION.
7. The COMMISSION will exercise exclusive review authority over all subdivision developments lying outside the corporate limits of the MUNICIPALITY and the planning jurisdiction of the MUNICIPAL PLANNING COMMISSION, and not lying inside the corporate limits or planning jurisdiction of any other municipality in Baldwin County.
8. The boundaries for the land subject to the provisions of this Agreement may automatically changed from time to time as permitted by state law, and such changes shall not impact the validity or enforceability of this agreement. ~~The land subject to the provisions of this Agreement shall be automatically reduced upon the annexation of said land or any portion thereof by a municipality. In no event shall the annexation of land have the effect of increasing the extraterritorial jurisdiction of the MUNICIPAL PLANNING COMMISSION~~

~~beyond the boundaries set forth in this Agreement. In the event annexation expands the MUNICIPALITY's corporate limits into the extraterritorial jurisdiction recognized by this Agreement, the parties hereby agree that such extraterritorial jurisdiction, to the extent it is annexed, will be extinguished, and the MUNICIPALITY's corporate limits will then delineate the extent of the MUNICIPALITY's jurisdiction for subdivision regulation in that area. To the extent annexation does result in the reduction of the MUNICIPALITY's extraterritorial jurisdiction in a given area, as set forth herein, any other remaining portion or portions of the extraterritorial jurisdiction shall remain unaffected.~~

~~10. A copy of this Agreement, including the map delineating the respective planning jurisdictions of the COMMISSION and the MUNICIPAL PLANNING COMMISSION for the exercise of subdivision development control shall be filed with the Judge of Probate of Baldwin County.~~

9. This Agreement shall become effective on the later of the following two dates: (1) July 26, 2021, or (2) the date upon which the last of the following have been completed: a resolution adopted by the COMMISSION, an ordinance adopted by the MUNICIPALITY, and a resolution adopted by the MUNICIPAL PLANNING COMMISSION of the municipality. The parties acknowledge and agree that, pursuant to Ala. Code 11-24-6, this Agreement shall forthwith be published once a week for two consecutive weeks in a newspaper of general circulation in both the County and the MUNICIPALITY, ~~with the parties equally sharing the costs thereof.~~

The Agreement shall remain in effect until such time as it is mutually abolished by the COMMISSION, the MUNICIPALITY, and the MUNICIPAL PLANNING COMMISSION, or is determined by a proper authority to be invalid or inconsistent with state law.

10. Any provision of this Agreement to the contrary notwithstanding, in the case of any subdivision which has received approval from the COMMISSION or the MUNICIPAL PLANNING COMMISSION prior to the date of this Agreement, the same shall continue to be solely under the jurisdiction of the respective COMMISSION or MUNICIPAL PLANNING COMMISSION as long as the approval remains effective ~~or until the final plat is recorded for that particular development.~~
11. Any application for subdivision properly submitted and accepted into the COMMISSION's or the MUNICIPAL PLANNING COMMISSION's subdivision review process prior to the effective date of this Agreement shall remain under the review authority of the entity to whom it was properly submitted.

Notwithstanding the forgoing, an application for subdivision properly submitted and accepted into the COMMISSION's or the MUNICIPAL PLANNING

COMMISSION's subdivision review process prior to the effective date of this Agreement may be voluntarily withdrawn and resubmitted after the effective date of this Agreement to the entity designated in Paragraph 4 as having exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions within the Planning Jurisdiction, but will be required to complete that entity's subdivision development review process in its entirety, including all necessary meetings, applications, and fees, with no credit for any reviews completed or fees paid on the withdrawn application.

12. Except as provided in Paragraph 8 regarding the automatic adjustment of planning jurisdiction boundaries as permitted by state law, it is expressly understood that this Agreement can be modified or amended only by mutual action of the COMMISSION, the MUNICIPALITY and the MUNICIPAL PLANNING COMMISSION, whenever such modification or amendment is needed.
13. If any part, section or subdivision of this Agreement shall be held to be illegal, invalid, or unenforceable for any reason, such holding shall not be held or construed to invalidate or impair the remaining provisions of this Agreement which shall continue in full force and effect notwithstanding such holding.
14. The parties hereto mutually agree that any previous Agreement entered into between the COMMISSION, the MUNICIPALITY, and/or the MUNICIPAL PLANNING COMMISSION regarding the regulation of subdivisions outside the MUNICIPALITY's corporate limits but within the MUNICIPAL PLANNING COMMISSION's planning jurisdiction, ~~styled "Agreement Between the Baldwin County Commission and the City of Bay Minette Concerning the Exercise of Planning Jurisdiction"~~ is hereby terminated and replaced by this Agreement.

IN WITNESS WHEREOF, the parties have set their hands and seals, by and through their duly authorized representatives, on the dates indicated below with the full intent and authority to bind the parties hereto.

[SIGNATURES ON THE FOLLOWING PAGE]

COMMISSION:

BALDWIN COUNTY COMMISSION

ATTEST:

Wayne Dyess
County Administrator

By: Joe Davis, III
Its: Chairman

MUNICIPALITY:

[MUNICIPALITY],
ALABAMA

ATTEST:

By: _____
Its: _____

By: _____
Its: Mayor

f

MUNICIPAL PLANNING COMMISSION:

PLANNING COMMISSION OF THE
[MUNICIPALITY]

By: _____
Its: Chairman

STATE OF ALABAMA
COUNTY OF BALDWIN

I, _____, a Notary Public in and for said County in said State, hereby certify that JOE DAVIS, III, whose name as Chairman of the BALDWIN COUNTY COMMISSION, and WAYNE DYESS, whose name as County Administrator of the BALDWIN COUNTY COMMISSION, the governing body of Baldwin County, Alabama, a political subdivision of the State of Alabama, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of such instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said commission on the day the same bears date.

Given under my hand and seal this the _____ day of _____, 2021.

Notary Public, Baldwin County, Alabama
My Commission Expires: _____

STATE OF ALABAMA
COUNTY OF BALDWIN

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as Mayor of the [MUNICIPALITY], ALABAMA, and _____, whose name as _____ of the [MUNICIPALITY], ALABAMA, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of such instrument, they, as such officers and with full authority, executed the same voluntarily for and as the act of said municipality on the day the same bears date.

Given under my hand and seal this _____ day of _____, 2021.

Notary Public, Baldwin County, Alabama
My Commission Expires: _____

STATE OF ALABAMA
COUNTY OF BALDWIN

I, _____, a Notary Public in and for said County in said State, hereby certify that _____, whose name as Chairman of the PLANNING COMMISSION OF THE [MUNICIPALITY], ALABAMA, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of such instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said Planning Commission on the day the same bears date.

Given under my hand and seal this _____ day of _____, 2021.

Notary Public, Baldwin County, Alabama
My Commission Expires: _____

Exhibit A – [MUNICIPALITY] Police Jurisdiction as of January 1, 2021

DRAFT

RESOLUTION NO. 2021-_____
OF THE
BALDWIN COUNTY COMMISSION

**AUTHORIZING AND CONSENTING TO AN AGREEMENT BETWEEN THE BALDWIN
COUNTY COMMISSION, THE [MUNICIPALITY] AND THE PLANNING COMMISSION
OF THE [MUNICIPALITY] CONCERNING THE EXERCISE OF SUBDIVISION
REGULATIONS WITHIN THE PLANNING JURISDICTION OF THE MUNICIPAL
PLANNING COMMISSION**

WHEREAS, Section 11-52-30, Code of Alabama 1975, was amended by Act No. 94-414, with such amendments becoming effective July 26, 2021, ninety days after its approval by the Governor; and

WHEREAS, the amended Section 11-52-30(a)(1) provides that the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land lying within the police jurisdiction of the municipality on January 1, 2021; and

WHEREAS, the amended Section 11-52-30(a)(2) provides, *inter alia*, that beginning January 1, 2023, the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land not located in any other municipality within a mile and a half outside the corporate limits, unless extended by local law enacted after January 1, 2023, to include all land not located in any other municipality within three miles outside the corporate limits; and

WHEREAS, the amended Section 11-52-30(e)(1)(a) provides, that if a county commission has adopted subdivision regulations pursuant to Section 11-24-1, et seq., those subdivision regulations shall apply to the development of subdivisions within the planning jurisdiction of a municipal planning commission outside the corporate limits of a municipality and shall be regulated and enforced by the county commission in the same manner and to the same extent as other subdivision development governed by the county's subdivision regulations; and

WHEREAS, the amended Section 11-52-30(e)(1)(b) provides, that a county commission and a municipal planning commission may enter into a written agreement providing that the municipal planning commission shall be responsible for the regulation and enforcement of the development of subdivisions within the planning jurisdiction of the municipal planning commission under the terms and conditions of the agreement as long as such agreement is approved by a resolution adopted by the county commission, an ordinance adopted by the municipal governing body, and a resolution adopted by the municipal planning commission of the municipality; and

WHEREAS, the Baldwin County Commission, the [MUNICIPALITY], and the Municipal Planning Commission of the [MUNICIPALITY], desire to enter into a written agreement, the terms and conditions of which shall govern the regulation of subdivisions

outside the [MUNICIPALITY]'s corporate limits but within the municipal planning commission's planning jurisdiction; and

WHEREAS, the Baldwin County Commission has the legal authority to carry out the intent of this resolution pursuant to Code of Alabama, Section 11-52-30 and other state laws and constitutional amendments.

NOW, THEREFORE, BE IT RESOLVED by the Baldwin County Commission, in regular session assembled, as follows:

Section 1. The Baldwin County Commission hereby agrees to and consents to entering an agreement wherein (check one):

- ☐ the Municipal Planning Commission of the [MUNICIPALITY] shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Section 11-52-1(6), Code of Alabama 1975, within the planning jurisdiction of the [MUNICIPALITY]'s Municipal Planning Commission.
- ☐ the Baldwin County Commission shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Section 11-52-1(6), Code of Alabama 1975, outside the [MUNICIPALITY]'s corporate limits but within the planning jurisdiction of the [MUNICIPALITY]'s Municipal Planning Commission.

Section 2. That the Chairman of the Baldwin County Commission and other appropriate County officials are hereby authorized to execute and deliver such documents or agreements to the [MUNICIPALITY] and its Municipal Planning Commission as are necessary or requested to carry out the intent of this Resolution.

Section 3. If any part, section or subdivision of this Resolution shall be held to be illegal, invalid or unenforceable for any reason, such holding shall not be held or construed to invalidate or impair the remaining provisions of this Resolution which shall continue in full force and effect notwithstanding such holding.

Adopted and approved this _____ day of _____, 2021.

JOE DAVIS, III, Chairman
Baldwin County Commission

ATTEST:

WAYNE A. DYESS
County Administrator

ORDINANCE NO. 2021-_____
OF THE
[MUNICIPALITY]

**AUTHORIZING AND CONSENTING TO AN AGREEMENT BETWEEN THE BALDWIN
COUNTY COMMISSION, THE [MUNICIPALITY] AND THE PLANNING COMMISSION
OF THE [MUNICIPALITY] CONCERNING THE EXERCISE OF SUBDIVISION
REGULATIONS WITHIN THE PLANNING JURISDICTION OF THE MUNICIPAL
PLANNING COMMISSION**

WHEREAS, Section 11-52-30, Code of Alabama 1975, was amended by Act No. 94-414, with such amendments becoming effective July 26, 2021, ninety days after its approval by the Governor; and

WHEREAS, the amended Section 11-52-30(a)(1) provides that the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land lying within the police jurisdiction of the municipality on January 1, 2021; and

WHEREAS, the amended Section 11-52-30(a)(2) provides, *inter alia*, that beginning January 1, 2023, the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land not located in any other municipality within a mile and a half outside the corporate limits, unless extended by local law enacted after January 1, 2023, to include all land not located in any other municipality within three miles outside the corporate limits; and

WHEREAS, the amended Section 11-52-30(e)(1)(a) provides, that if a county commission has adopted subdivision regulations pursuant to Section 11-24-1, et seq., those subdivision regulations shall apply to the development of subdivisions within the planning jurisdiction of a municipal planning commission outside the corporate limits of a municipality and shall be regulated and enforced by the county commission in the same manner and to the same extent as other subdivision development governed by the county's subdivision regulations; and

WHEREAS, the amended Section 11-52-30(e)(1)(b) provides, that a county commission and a municipal planning commission may enter into a written agreement providing that the municipal planning commission shall be responsible for the regulation and enforcement of the development of subdivisions within the planning jurisdiction of the municipal planning commission under the terms and conditions of the agreement as long as such agreement is approved by a resolution adopted by the county commission, an ordinance adopted by the municipal governing body, and a resolution adopted by the municipal planning commission of the municipality; and

WHEREAS, the Baldwin County Commission, the [MUNICIPALITY], and the Municipal Planning Commission of the [MUNICIPALITY], desire to enter into a written agreement, the terms and conditions of which shall govern the regulation of subdivisions

outside the [MUNICIPALITY]'s corporate limits but within the municipal planning commission's planning jurisdiction; and

WHEREAS, the [Municipality] has the legal authority to carry out the intent of this resolution pursuant to Code of Alabama, Section 11-52-30 and other state laws and constitutional amendments.

NOW, THEREFORE, BE IT RESOLVED by the [MUNICIPALITY], in regular session assembled, as follows:

Section 1. The [MUNICIPALITY] hereby agrees to and consents to entering an agreement wherein (check one):

- ☐ the Municipal Planning Commission of the [MUNICIPALITY] shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Section 11-52-1(6), Code of Alabama 1975, within the planning jurisdiction of the [MUNICIPALITY]'s Municipal Planning Commission.
- ☐ the Baldwin County Commission shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Section 11-52-1(6), Code of Alabama 1975, outside the [MUNICIPALITY]'s corporate limits but within the planning jurisdiction of the [MUNICIPALITY]'s Municipal Planning Commission.

Section 2. That the Mayor of the [MUNICIPALITY] and other appropriate County officials are hereby authorized to execute and deliver such documents or agreements to the Baldwin County Commission as are necessary or requested to carry out the intent of this Ordinance.

Section 3. If any part, section or subdivision of this Ordinance shall be held to be illegal, invalid or unenforceable for any reason, such holding shall not be held or construed to invalidate or impair the remaining provisions of this Ordinance which shall continue in full force and effect notwithstanding such holding.

Adopted and approved this _____ day of _____, 2021.

ATTEST:

[MUNICIPALITY],
ALABAMA

By: _____
Its: _____

By: _____
Its: Mayor

RESOLUTION NO. 2021-_____
OF THE
MUNCIPAL PLANNING COMMISSION OF THE [MUNICIPALITY]

**AUTHORIZING AND CONSENTING TO AN AGREEMENT BETWEEN THE BALDWIN
COUNTY COMMISSION, THE [MUNICIPALITY] AND THE PLANNING COMMISSION
OF THE [MUNICIPALITY] CONCERNING THE EXERCISE OF SUBDIVISION
REGULATIONS WITHIN THE PLANNING JURISDICTION OF THE MUNICIPAL
PLANNING COMMISSION**

WHEREAS, Section 11-52-30, Code of Alabama 1975, was amended by Act No. 94-414, with such amendments becoming effective July 26, 2021, ninety days after its approval by the Governor; and

WHEREAS, the amended Section 11-52-30(a)(1) provides that the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land lying within the police jurisdiction of the municipality on January 1, 2021; and

WHEREAS, the amended Section 11-52-30(a)(2) provides, *inter alia*, that beginning January 1, 2023, the planning jurisdiction of any municipal planning commission shall include all land located in the corporate limits of the municipality and all land not located in any other municipality within a mile and a half outside the corporate limits, unless extended by local law enacted after January 1, 2023, to include all land not located in any other municipality within three miles outside the corporate limits; and

WHEREAS, the amended Section 11-52-30(e)(1)(a) provides, that if a county commission has adopted subdivision regulations pursuant to Section 11-24-1, et seq., those subdivision regulations shall apply to the development of subdivisions within the planning jurisdiction of a municipal planning commission outside the corporate limits of a municipality and shall be regulated and enforced by the county commission in the same manner and to the same extent as other subdivision development governed by the county's subdivision regulations; and

WHEREAS, the amended Section 11-52-30(e)(1)(b) provides, that if a county commission and a municipal planning commission may enter into a written agreement providing that the municipal planning commission shall be responsible for the regulation and enforcement of the development of subdivisions within the planning jurisdiction of the municipal planning commission under the terms and conditions of the agreement as long as such agreement is approved by a resolution adopted by the county commission, an ordinance adopted by the municipal governing body, and a resolution adopted by the municipal planning commission of the municipality; and

WHEREAS, the Baldwin County Commission, the [MUNICIPALITY], and the Municipal Planning Commission of the [MUNICIPALITY], desire to enter into a written agreement, the terms and conditions of which shall govern the regulation of subdivisions

outside the [MUNICIPALITY]'s corporate limits but within the municipal planning commission's planning jurisdiction; and

WHEREAS, the Municipal Planning Commission of the [MUNICIPALITY] has the legal authority to carry out the intent of this resolution pursuant to Code of Alabama, Section 11-52-30 and other state laws and constitutional amendments.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Planning Commission of the [MUNICIPALITY], in regular session assembled, as follows:

Section 1. The Municipal Planning Commission of the [MUNICIPALITY] hereby agrees to and consents to entering an agreement wherein (check one):

- ☐ the Municipal Planning Commission of the [MUNICIPALITY] shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Section 11-52-1(6), Code of Alabama 1975, within the planning jurisdiction of the [MUNICIPALITY]'s Municipal Planning Commission.
- ☐ the Baldwin County Commission shall have exclusive responsibility for the regulation, review, approval, and enforcement of the development of subdivisions, as defined in Section 11-52-1(6), Code of Alabama 1975, outside the [MUNICIPALITY]'s corporate limits but within the planning jurisdiction of the [MUNICIPALITY]'s Municipal Planning Commission.

Section 2. That the Chairman of the Municipal Planning Commission of the [MUNICIPALITY] and other appropriate County officials are hereby authorized to execute and deliver such documents or agreements to the Baldwin County Commission as are necessary or requested to carry out the intent of this Resolution.

Section 3. If any part, section or subdivision of this Resolution shall be held to be illegal, invalid or unenforceable for any reason, such holding shall not be held or construed to invalidate or impair the remaining provisions of this Resolution which shall continue in full force and effect notwithstanding such holding.

Adopted and approved this _____ day of _____, 2021.

MUNICIPAL PLANNING COMMISSION:

PLANNING COMMISSION OF THE
[MUNICIPALITY]

By: _____
Its: Chairman