

STATE OF ALABAMA     )

COUNTY OF BALDWIN    )

***RESOLUTION #2022-016  
OF THE  
BALDWIN COUNTY COMMISSION***

**WHICH ESTABLISHES THE LAND DISTURBANCE ORDINANCE FOR  
FLOOD PRONE AREAS OR TERRITORIES WITH PROBABLE EXPOSURE TO  
FLOODING IN UNINCORPORATED BALDWIN COUNTY, ALABAMA.**

WHEREAS, the Legislature of the State of Alabama has in Section 11-19-1 et seq. authorized County Commissions to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry. Therefore, the County Commission, of Baldwin County, Alabama, does ordain as follows:

WHEREAS, it is the purpose of this ordinance to promote the public health, safety, and general welfare and to minimize public and private losses on land with probable exposure to flooding, pursuant to Alabama Code 11-19-4, by land use provisions designed to:

- (1) control filling, grading, dredging and similar land disturbance activities which may increase flood damage or erosion.
- (2) prevent or regulate the construction of flood barriers which will unnaturally divert flood waters, or which may increase flood hazards to other lands; and
- (3) control the alteration of natural floodplains, stream channels, and natural protective barriers which are involved in the accommodation of flood waters

WHEREAS the Baldwin County Commission held a public hearing at its November 16, 2021, regular meeting with the required public notice of said public hearing given in a newspaper of general circulation, a copy of said public notice attached as **Exhibit “A”** hereto; now therefore

BE IT RESOLVED BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, in order to provide for the public health, safety and general welfare, and consistent with section 11-19-4 of the Code of Alabama, we hereby establish the Land Disturbance Ordinance for Flood Prone Areas or Territories With Probable Exposure to Flooding in Unincorporated Baldwin County, Alabama, which is hereby established to read in its entirety as set forth in **Exhibit “B”** attached hereto.

FURTHER BE IT RESOLVED, that said Land Disturbance Ordinance for Flood Prone Areas or Territories with Probable Exposure to Flooding in Unincorporated Baldwin County, Alabama, shall become effective on December 1, 2021.

FURTHER BE IT RESOLVED that the Chairman of the Baldwin County Commission is hereby authorized to certify, on behalf of the Baldwin County Commission, to the Judge of Probate of Baldwin County, Alabama, said Land Disturbance Ordinance for Flood Prone Areas or Territories with Probable Exposure to Flooding in Unincorporated Baldwin County, Alabama.

DONE, under the Seal of Baldwin County, Alabama, as affixed on this the 16th day of November, 2021.

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Commissioner James E. Ball, Chairman  
Baldwin County Commission

*ATTEST:*

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Wayne Dyess, County Administrator