



# Baldwin County Commission

## Legislation Details (With Text)

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**File #:** 21-1355      **Version:** 1  
**Type:** Consent      **Status:** Passed  
**File created:** 9/15/2021      **In control:** Baldwin County Commission Regular  
**On agenda:** 9/21/2021      **Final action:** 9/21/2021  
**Title:** Planning Jurisdiction Agreement with the City of Bay Minette  
**Indexes:**  
**Attachments:** 1. Resolution #2021-135, 2. BMPC Resolution 9-14-21, 3. \*BR2-Resolution 2021-135-SIGNED.pdf

Date	Ver.	Action By	Action	Result
9/21/2021	1	Baldwin County Commission Regular	Approved	

**Meeting Type:** BCC Regular Meeting  
**Meeting Date:** 9/21/2021  
**Item Status:** New  
**From:** Matthew Brown, Planning Director  
**Submitted by:** Matthew Brown, Planning Director

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### ITEM TITLE

Planning Jurisdiction Agreement with the City of Bay Minette

### STAFF RECOMMENDATION

Adopt Resolution #2021-135 which approves the Planning Jurisdiction Agreement between the Baldwin County Commission, the City of Bay Minette, and the Planning Commission of the City of Bay Minette, governing the regulation of subdivisions outside the City's corporate limits but within the municipal planning jurisdiction.

### BACKGROUND INFORMATION

**Previous Commission action/date:** N/A

#### **Background:**

The Governor signed Act No. 2021-297 (SB107) into law on April 27, 2021. The Act became effective 90 days following the Governor's signature, on July 26, 2021. While Act No. 2021-297 amended several different sections of Alabama's Code, this item focuses on the amendments to §11-52-30 which authorize the County and the municipalities to enter into agreements that establish which entity is responsible for the review and approval of subdivisions within the municipal planning jurisdiction, outside the municipal corporate limits.

Legal Counsel for Baldwin County, Hope Hicks, has negotiated a Planning Jurisdiction Agreement with the City of Bay Minette. The Agreement grants the responsibility for the review and approval of

subdivisions within the boundaries of the municipal planning jurisdiction, but outside the corporate limits, exclusively to the Baldwin County Commission.

Upon approval, the Planning and Zoning staff will advertise and record the agreement in accordance with the requirements of the statute.

**FINANCIAL IMPACT**

**Total cost of recommendation:** N/A

**Budget line item(s) to be used:** N/A

**If this is not a budgeted expenditure, does the recommendation create a need for funding?**  
N/A

**LEGAL IMPACT**

**Is legal review necessary for this staff recommendation and related documents?**  
Yes.

**Reviewed/approved by:** Hope Hicks, County Legal Counsel

**Additional comments:** N/A

**ADVERTISING REQUIREMENTS**

**Is advertising required for this recommendation?** Yes

**If the proof of publication affidavit is not attached, list the reason:** Advertising will take place after Commission approval.

**FOLLOW UP IMPLEMENTATION**

**For time-sensitive follow up, select deadline date for follow up:** N/A

**Individual(s) responsible for follow up:** Administration Staff and Planning and Zoning Staff

**Action required (list contact persons/addresses if documents are to be mailed or emailed):**  
County Commission Office - Send a copy of the signed agreement to the following:

City of Bay Minette  
Planning & Development Services Department  
301 D'Olive Street  
Bay Minette, Alabama 36507

Commission Administration - Update the following BCAP Libraries:  
Resolution, Planning Jurisdiction and Contracts

Senior Planner - Update Planning Jurisdiction Layer in GIS and Associated Maps

**Additional instructions/notes:** N/A