



Baldwin County Commission

Legislation Details (With Text)

File #: 21-1356 **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 Town of Perdido Beach
Indexes:
Attachments: 1. Resolution #2021-134 and Agreement, 2. *BR3-Resolution 2021-134-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

ITEM TITLE

Planning Jurisdiction Agreement with the Town of Perdido Beach

STAFF RECOMMENDATION

Adopt Resolution #2021-134 which approves the Planning Jurisdiction Agreement between the Baldwin County Commission, the Town of Perdido Beach, and the Planning Commission of the Town of Perdido Beach, governing the regulation of subdivisions outside the Town'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 Town of Perdido Beach. 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:

Town of Perdido Beach
9212 County Road 97
Perdido Beach, Alabama 36530

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