Baldwin County Commission

Legislation Details (With Text)

File #:	21-0717 **Version:** 1		
Type:	Consent	**Status:**	Passed
File created:	3/24/2021	**In control:**	Baldwin County Commission Regular
On agenda:	4/6/2021	**Final action:**	4/6/2021
Title:	Baldwin County Planning and Zoning Commission - Board Appointment(s)		
Indexes:			
Attachments:	1. Email confirmation of resignation-Murphy, Kevin, 2. Baldwin County Planning and Zoning Commission - Active		

Date	Ver.	Action By	Action	Result
4/6/2021	1	Baldwin County Commission Regular	Approved	

Meeting Type: BCC Regular Meeting
Meeting Date: 4/6/2021
Item Status: New
From: Matthew Brown, Interim Planning and Zoning Director
Submitted by: DJ Hart, Planning Technician

ITEM TITLE
Baldwin County Planning and Zoning Commission - Board Appointment(s)

STAFF RECOMMENDATION
As relates to the Baldwin County Planning and Zoning Commission, take the following actions:

1) Accept the resignation of Mr. Kevin Murphy (BCC District 4 Nominee), effective February 2, 2021, and thank Mr. Murphy for his prior civic service as a member of the Board; and

2) Appoint Mr. David Gregory (Greg) Seibert as a regular member of the Board (BCC District 4 Nominee) for a four (4) year pro-rata reduced term, to fill the place seat and unexpired term formerly held by Mr. Kevin Murphy, said term to commence on April 6, 2021, and expire on December 2, 2021.

BACKGROUND INFORMATION

Previous Commission action/date: March 2, 2021 - Last BCC action related to this board

Background: Due to the recent resignation of Mr. Kevin Murphy, the Baldwin County Planning and Zoning Commission currently has one (1) vacancy. The Planning staff therefore respectfully requests the appointment of Mr. David Gregory Seibert as a regular member to fill the place-seat and unexpired term formerly held by Mr. Murphy, said term to commence on April 6, 2021, and expire on December 2, 2021.

Mr. Seibert is a BCC District 4 nominee and is a resident of unincorporated Baldwin County. He is a qualified elector of Baldwin County, is not a county employee or officer, and is not involved in real estate.

Planning staff has verified that this appointment meets the qualifications to be appointed to the Baldwin County Planning and Zoning Commission.

GENERAL INFORMATION:

The Baldwin County Planning and Zoning Commission was created by Baldwin County Local Legislative Act, specifically Act No. 91-719 (1991), as amended by Act. No 93-668 (1993), as amended by Act No. 98-665 (1998), as amended by Act No. 2006-609 (2006), as amended by Act No. 2010-719 (2010). The aforementioned Alabama laws are codified at Section 45- 2-261 through 45-2-261.18 of the Code of Alabama 1975.

Section 45-2-261.01 of the Code of Alabama 1975 provides that the Planning and Zoning Commission shall be composed as a board of nine (9) regular members and other temporary members appointed by the Baldwin County Commission. All regular members shall be qualified electors and actual residents of Baldwin County; one (1) and only one (1) regular member may be a qualified elector who resides in the corporate limits of a Baldwin County municipality. All regular members shall serve a term of four (4) years each except when filing a vacant place seat (which shall be for the balance of the unexpired term). All temporary members shall serve a one-time term of three (3) years each and represent, respectively and singularly, a new Planning (Zoning) district which elects to come within the planning and zoning authority of the Baldwin County Commission. A temporary member shall be a qualified elector from the new Planning (Zoning) District. In the event any vacancy, such vacancy shall be filled by appointment of the Baldwin County Commission.

All members of the Planning and Zoning Commission shall serve without compensation and no member shall be a county officer or employee.

Furthermore, Section 45-2-261.40 of the Code of Alabama 1975 authorizes the Baldwin County Commission to appoint real estate agents or other persons in the field of real estate to the Planning and Zoning Commission; however, such number shall not exceed three (3) members.

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?
N/A

Reviewed/approved by: N/A

Additional comments: N/A

ADVERTISING REQUIREMENTS

Is advertising required for this recommendation? N/A

If the proof of publication affidavit is not attached, list the reason: N/A

FOLLOW UP IMPLEMENTATION

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

Individual(s) responsible for follow up: Commission Administration Office

Action required (list contact persons/addresses if documents are to be mailed or emailed):
Send appointment letter to:

Mr. David Gregory Seibert
24147 Seibert Rd
Elberta, Alabama 36530

Send thank you letter to:

Mr. Kevin Murphy
16424 Co Rd 26
Foley, Alabama 36535

CC:
Matthew Brown
DJ Hart

Additional instructions/notes: N/A