



# Baldwin County Commission

## Legislation Details (With Text)

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**File #:** 22-0113      **Version:** 1

**Type:** Consent      **Status:** Passed

**File created:** 10/8/2021      **In control:** Baldwin County Commission Regular

**On agenda:** 10/19/2021      **Final action:** 10/19/2021

**Title:** Baldwin County Planning and Zoning Commission - Board Appointment(s)

**Indexes:**

**Attachments:** 1. Baldwin County Planning and Zoning Commission - Active

| Date       | Ver. | Action By                         | Action   | Result |
|------------|------|-----------------------------------|----------|--------|
| 10/19/2021 | 1    | Baldwin County Commission Regular | Approved |        |

**Meeting Type:** BCC Regular Meeting  
**Meeting Date:** 10/19/2021  
**Item Status:** New  
**From:** Matthew Brown, Planning Director  
**Submitted by:** DJ Hart, Planning Technician

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### 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) Reappoint Mr. Plumer Tonsmeire as a regular member of the Board (BCC District 2 nominee) for a four (4) year term, said term to commence on October 21, 2021, and expire on October 21, 2025.
- 2) Reappoint Mr. Brandon Bias as a regular member of the Board (BCC District 2 nominee) for a four (4) year term, said term to commence on November 1, 2021, and expire on November 1, 2025.

### BACKGROUND INFORMATION

**Previous Commission action/date:** 9/7/2021

**Background:** 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 filling 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.

The Planning Staff respectfully requests the reappointment of Mr. Tonsmeire and Mr. Bias to their respective 4-year terms.

### **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:** County Commission Office

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

Send Reappointment Letters to:

Mr. Plumer Tonsmeire  
17200-C Scenic Highway 98  
Fairhope, Alabama 36532

Mr. Brandon Bias  
9102 Parliament Circle  
Daphne, Alabama 36526

CC:  
Matthew Brown, Planning Director  
DJ Hart, Planning Technician

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