



# Baldwin County Commission

## Legislation Details (With Text)

**File #:** 23-1103 **Version:** 1  
**Type:** Consent **Status:** Agenda Ready  
**File created:** 5/1/2023 **In control:** Baldwin County Commission Regular  
**On agenda:** 5/16/2023 **Final action:**  
**Title:** Baldwin County Flood Damage Prevention Ordinance Board of Adjustment - Board Appointment(s)  
**Indexes:**  
**Attachments:** 1. Confirmation of Board Members, 2. BC Flood Damage Prevention Ordinance - Amended 04.16.2019, 3. Baldwin County Flood Damage Prevention Ordinance Board of Adjustment - Active

Date	Ver.	Action By	Action	Result
5/16/2023	1	Baldwin County Commission Regular		

**Meeting Type:** BCC Regular Meeting

**Meeting Date:** 5/16/2023

**Item Status:** New

**From:** Eddie Harper, Building Official, Building Inspection Department

**Submitted by:** Mindy Smith, Permit Administrator, Building Inspection Department

### ITEM TITLE

Baldwin County Flood Damage Prevention Ordinance Board of Adjustment - Board Appointment(s)

### STAFF RECOMMENDATION

To accomplish the provisions set forth at Article 5 of the Baldwin County Flood Damage Prevention Ordinance, and in conformity to Section 11-19-19 of the Code of Alabama 1975, take the following actions related to the Baldwin County Flood Damage Prevention Ordinance Board of Adjustments:

- 1) Re-appoint Mr. Mark Acreman as a regular member for a three (3) year term, said term commencing June 1, 2023, and expiring June 1, 2026; and
- 2) Re-appoint Mr. Cliff Pitman as a regular member for a three (3) year term, said term commencing June 1, 2023, and expiring June 1, 2026; and
- 3) Re-appoint Mr. Richard Peterson as a regular member for a three (3) year term, said term commencing June 1, 2023, and expiring June 1, 2026; and
- 4) Re-appoint Mr. Timothy Barnhill as a regular member for a three (3) year term, said term commencing August 1, 2023, and expiring August 1, 2026; and
- 5) Re-appoint Mr. Martin Pitts as a regular member for a three (3) year term, said term commencing August 1, 2023, and expiring August 1, 2026.

### BACKGROUND INFORMATION

**Background:** The Baldwin County Building Official nominates for re-appointment the respective

persons listed in the staff recommendation and respectfully requests the Baldwin County Commission provide the required authorization for appointment. Further, the Baldwin County Building Official's office has confirmed that the persons referenced in the staff recommendation are residents of Baldwin County; therefore, staff confirms the foregoing persons are qualified to be appointed. Section 11-19-3, et seq., Code of Alabama 1975, authorizes County Commissions of the State of Alabama to adopt zoning ordinances and building codes for flood-prone areas which lie outside the corporate limits of any municipality in the county.

Pursuant to the aforementioned statutory authority, the Baldwin County Commission adopted what is known as the Baldwin County Flood Damage Prevention Ordinance, which was last amended by the Baldwin County Commission during the April 16, 2019 regular meeting.

Since the Baldwin County Commission adopted the Baldwin County Flood Damage Prevention Ordinance pursuant to Section 11-19-3, et seq., Code of Alabama 1975, among other statutory authorities, Section 11-19-19, Code of Alabama 1975, requires County Commissions to provide for a "Board of Adjustment" to, in brief, in appropriate cases and subject to appropriate conditions and safeguards, make special exceptions to the terms of the zoning ordinance or regulations in harmony with its general purposes and interests and in accordance with general or specific rules adopted pursuant to Section 11-19-19, et seq., Code of Alabama 1975, (which in this case are the terms of the Baldwin County Flood Damage Prevention Ordinance which is authorized in part by Section 11-19-3, et seq., Code of Alabama 1975).

The Board consists of five (5) members who are residents of Baldwin County, Alabama, which are respectively appointed by the Baldwin County Commission for three (3) year terms.

**Previous Commission action/date:** July 7, 2020 - Last board appointment

### **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**

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**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 staff to prepare letters for Chairman's signature, mail or email signed letters to respective appointees at the below addresses and update the board list.

**Action required (list contact persons/addresses if documents are to be mailed or emailed):**  
Send correspondence via mail or email to:

Mr. Mark Acreman  
1508 North Cedar Street  
Foley, Alabama 36535  
markha7495@gmail.com

Mr. Cliff Pitman  
9320 Gayfer Avenue  
Fairhope, Alabama 36532  
cliffpitman@bellsouth.net

Mr. Richard Peterson  
178 Hawthorne Circle  
Fairhope, Alabama 36532  
paddlealabama@gmail.com

Mr. Timothy Barnhill  
3200 North Holley Street  
Loxley, Alabama 36551  
timlb7@gmail.com

Mr. Martin Pitts  
Post Office Box 456  
7225 Ecor DeChene Court  
Montrose, Alabama 36559  
martin@martinpitts.net

CC: copy of letters to Mindy Smith, Permit Administrator, Building Inspection Department,  
mindy.smith@baldwincountyal.gov

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