



# Baldwin County Commission

## Legislation Text

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**File #:** 20-1219, **Version:** 1

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**Meeting Type:** BCC Regular Meeting

**Meeting Date:** 7/7/2020

**Item Status:** New

**From:** Eddie Harper, Coastal Director, Building Official, CFM

**Submitted by:** Kim Nelson, Coastal Coordinator

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### **ITEM TITLE**

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

### **STAFF RECOMMENDATION**

To accomplish the provisions set forth in the Alabama Department of Environmental Management Coastal Area Program, Division 335-8 regulations, and Resolution #2015-011 of the Baldwin County Commission, take the following actions related to the Baldwin County Flood Damage Prevention Ordinance Board of Adjustments:

- 1) Reappoint Mr. Cliff Pitman as a regular member for a three (3) year term, said term continuing from June 1, 2020, and expiring on June 1, 2023; and
- 2) Reappoint Mr. Mark Acremen, PE, as a regular member for a three (3) year term, said term continuing from June 1, 2020, and expiring on June 1, 2023; and
- 3) Reappoint Mr. Richard Peterson, PE, as a regular member for a three (3) year term, said term continuing from June 1, 2020, and expiring on June 1, 2023; and
- 4) Reappoint Mr. Timothy Barnhill as a regular member for a three (3) year term, said term commencing on August 1, 2020, and expiring on August 1, 2023; and
- 5) Reappoint Mr. J. Martin Pitts, PE, as a regular member for a three (3) year term, said term commencing on August 1, 2020, and expiring on August 1, 2023.

### **BACKGROUND INFORMATION**

**Previous Commission action/date:** June 6, 2017 - Last BCC action.

**Background:** Section 11-19-1, et seq., Code of Alabama 1975, authorizes County commissioners of the State of Alabama to adopt zoning ordinances and building codes for flood prone areas which lie outside the corporate limits of a 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 June 6, 2017, Regular Meeting.

Since the Baldwin County Commission adopted the Baldwin County Flood Damage Prevention Ordinance pursuant to Section 11-19-1, et seq., Code of Alabama 1975, among other statutory authorities, Section 11-19-19, Code of Alabama 1975, requires county commissioners 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 and regulations in harmony with its general purposes and interests and in accordance with the general or specific rules adopted pursuant to Section 11-19-1, 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 11-19-1, 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.

The Baldwin County Building Official nominates for re-appointment the respective persons listed at 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 to staff that the persons referenced in the staff recommendation are residents of Baldwin County; therefore, staff confirms the foregoing persons are qualified to be appointed.

## **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?**  
No

**Reviewed/approved by:** N/A

**Additional comments:** N/A

## **ADVERTISING REQUIREMENTS**

**Is advertising required for this recommendation?** No

**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:** Administration staff to prepare letters for Chairman signature, mail letters to respective appointees at the below addresses, update Board list.

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

Mr. Cliff Pitman  
9320 Gafyer Avenue  
Fairhope, Alabama 36532

Mr. Mark Acreman  
1508 North Cedar Street  
Foley, Alabama 36535

Mr. Richard Peterson  
178 Hawthorne Circle  
Fairhope, Alabama 36532

Mr. Timothy Barnhill  
3200 Holley Street  
Loxley, Alabama 36551

Mr. Martin Pitts  
P. O. Box 456  
Montrose, Alabama 36559

CC: Letters to Mindy Smith, Permit Administrator, Building Inspection Department

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