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**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2017-65**

**AN ORDINANCE TO ZONE PROPERTY ANNEXED BY LEGISLATIVE ACT
Parcel 3 – Chevron Gas Station on Highway 181**

WHEREAS, on August 15, 2016, the City Council adopted Resolution 2016-59 consenting to the annexation of certain parcels of real property into the corporate limits of the City of Daphne; and

WHEREAS, on April 20, 2017, the Governor of the State of Alabama signed into law Act 2017-163, as passed by the Alabama Legislature, which altered the corporate limits of the City of Daphne to include the following territory referred to therein as “Parcel 3”:

COMMENCE AT THE NORTHEAST CORNER OF SECTION 34, TOWNSHIP 4 SOUTH, RANGE 2 EAST, AND RUN THENCE SOUTH 00 DEGREES 12 MINUTES 36 SECONDS WEST 865.3 FEET, MORE OR LESS; THENCE RUN NORTH 89 DEGREES 47 MINUTES 14 SECONDS WEST 98.85 FEET, MORE OR LESS, TO A CONCRETE RIGHT OF WAY MONUMENT AT RIGHT OF WAY STATION 17 + 52.78 AS SHOWN BY ALABAMA STATE HIGHWAY DEPARTMENT RIGHT OF WAY MAP PROJECT NUMBER I-IG-10-1 (17) FOR A POINT OF BEGINNING OF THE PROPERTY HEREIN DESCRIBED; THENCE RUN SOUTH 00 DEGREES 12 MINUTES 36 SECONDS WEST 125.8 FEET TO AN IRON PIN MARKER; THENCE RUN NORTH 89 DEGREES 47 MINUTES 24 SECONDS WEST 211.19 FEET TO AN IRON PIN MARKER; THENCE RUN NORTH 00 DEGREES 07 MINUTES 30 SECONDS EAST 218.0 FEET TO AN IRON PIN MARKER; THENCE RUN SOUTH 89 DEGREES 47 MINUTES 24 SECONDS EAST 158.19 FEET TO AN IRON PIN MARKER; THENCE RUN SOUTH 29 DEGREES 47 MINUTES 24 SECONDS EAST 106.64 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 1 ACRE, MORE OR LESS, AND LIES IN THE NORTHEAST QUARTER OF SECTION 34, TOWNSHIP 4 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.

and

WHEREAS, said legislative annexation has been presented to the Planning Commission of the City of Daphne at a regular scheduled meeting on June 22, 2017, and the Commission set forth a unanimous favorable recommendation for the City Council of the City of Daphne to zone the subject parcel B-2, General Business; and

WHEREAS, after proper publication, a public hearing was held by the City Council on August 7, 2017, concerning the zoning of the subject parcel; and

WHEREAS, the City Council of the City of Daphne, after due consideration and upon consideration of the notes of the Planning Commission, deemed that said zoning designation is proper and in the best interest of the health, safety, and welfare of the citizens of the City of Daphne, Alabama.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, AS FOLLOWS:

SECTION ONE: ZONING

Upon the effective date of annexation, the above described real property is hereby zoned B-2, General Business.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA ON THIS THE 21ST DAY OF AUGUST, 2017.

CITY OF DAPHNE

A handwritten signature in black ink, appearing to read 'D.H.', written over a horizontal line.

DANE HAYGOOD, MAYOR

ATTEST:

A handwritten signature in black ink, appearing to read 'Candace G. Antinarella', written over a horizontal line.

CANDACE G. ANTINARELLA, CITY CLERK