

1690734

**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2017-66**

**AN ORDINANCE TO ZONE PROPERTY ANNEXED BY LEGISLATIVE ACT
Parcel 4 – JMO Subdivision on County Road 13 and Champions Way**

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 4”:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 03, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA; THENCE RUN NORTH 00 DEGREES 18 MINUTES 45 SECONDS EAST A DISTANCE OF 2,641.69 FEET TO A POINT; THENCE RUN SOUTH 89 DEGREES 52 MINUTES 55 SECONDS EAST A DISTANCE OF 661.43 FEET TO A POINT; THENCE RUN NORTH 00 DEGREES 44 MINUTES 09 SECONDS EAST A DISTANCE OF 55.00 FEET TO A POINT; THENCE RUN NORTH 89 DEGREES 52 MINUTES 55 SECONDS WEST (ALONG THE NORTH RIGHT OF WAY LINE OF LAWSON ROAD) A DISTANCE OF 119.76 FEET TO THE POINT OF BEGINNING (A REBAR CAP. SET); THENCE RUN NORTH 60 DEGREES 28 MINUTES 37 SECONDS WEST A DISTANCE OF 63.19 FEET TO A POINT (A REBAR CAP. SET); THENCE RUN NORTH 05 DEGREES 55 MINUTES 03 SECONDS WEST A DISTANCE OF 85.94 FEET TO A POINT (A REBAR CAP. SET); THENCE RUN NORTH 03 DEGREES 27 MINUTES 28 SECONDS EAST A DISTANCE OF 222.87 FEET TO A POINT (A REBAR CAP. SET); THENCE RUN NORTH 03 DEGREES 27 MINUTES 28 SECONDS EAST A DISTANCE OF 7.06 FEET TO A POINT (A REBAR CAP. SET); THENCE RUN 123.60 FEET ALONG A CURVE TO THE RIGHT WITH A CHARD OF NORTH 05 DEGREES 47 MINUTES 51 SECONDS EAST A DISTANCE OF 123.56 FEET TO A POINT (A REBAR CAP. SET); THENCE RUN SOUTH 89 DEGREES 52 MINUTES 56 SECONDS EAST A DISTANCE OF 14.14 FEET TO A POINT (A REBAR CAP. SET); THENCE RUN SOUTH 89 DEGREES 52 MINUTES 56 SECONDS EAST A DISTANCE OF 408.62 FEET TO A POINT (A REBAR CAP. FOUND); THENCE RUN SOUTH 00 DEGREES 44 MINUTES 09 SECONDS WEST A DISTANCE OF 469.00 FEET TO A POINT (A REBAR CAP. FOUND); THENCE RUN NORTH 89 DEGREES 52 MINUTES 55 SECONDS WEST (ALONG THE NORTH RIGHT OF WAY LINE OF LAWSON ROAD) A DISTANCE OF 379.24 FEET TO THE POINT OF BEGINNING. SAID DESCRIPTION ENCLOSED 4.67 ACRES, MORE OR LESS.

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(a), General Business Alternate; 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(a), General Business Alternate.

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

CITY OF DAPHNE



DANE HAYGOOD, MAYOR

ATTEST:



CANDACE G. ANTINARELLA, CITY CLERK