

**CITY OF DAPHNE, ALABAMA
ORDINANCE NO. 2017-64**

**AN ORDINANCE TO ZONE PROPERTY ANNEXED BY LEGISLATIVE ACT
Parcel 2 – Palladian at Daphne Apartments 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 2”:

COMMENCE AT THE NORTHEAST CORNER OF SECTION 10, TOWNSHIP 5 SOUTH, RANGE 2 EAST AND RUN THENCE SOUTH 00 DEGREES 03 MINUTES EAST, ALONG THE EAST MARGIN OF SAID SECTION, 825.2 FEET; THENCE RUN NORTH 89 DEGREES 58 MINUTES WEST 89.7 FEET TO A CAPPED IRON REBAR FOUND AND THE POINT OF BEGINNING OF THE PARCEL DESCRIBED HEREIN; THENCE RUN SOUTH 00 DEGREES 14 MINUTES 36 SECONDS EAST FOR A DISTANCE OF 80.12 FEET TO A CAPPED REBAR FOUND ON THE WEST MARGIN OF STATE HIGHWAY 181; THENCE RUN NORTH 89 DEGREES 54 MINUTES 13 SECONDS WEST FOR A DISTANCE OF 225.19 FEET TO A REBAR FOUND; THENCE RUN SOUTH 00 DEGREES 00 MINUTES 08 SECONDS WEST FOR A DISTANCE OF 419.72 FEET TO A CAPPED REBAR FOUND; THENCE RUN NORTH 89 DEGREES 56 MINUTES 00 SECONDS WEST FOR A DISTANCE OF 1009.75 FEET TO A CAPPED REBAR FOUND; THENCE RUN NORTH 00 DEGREES 02 MINUTES WEST FOR A DISTANCE OF 1081.8 FEET TO A POINT IN THE CENTERLINE OF A DRY GULLY; THENCE RUN SOUTH 82 DEGREES 34 MINUTES 44 SECONDS EAST FOR A DISTANCE OF 650.88 FEET TO A CAPPED REBAR FOUND; THENCE RUN SOUTH 00 DEGREES 02 MINUTES 05 SECONDS EAST FOR A DISTANCE OF 498.27 FEET TO A CAPPED REBAR FOUND; THENCE RUN SOUTH 89 DEGREES 52 MINUTES 01 SECONDS EAST FOR A DISTANCE OF 364.73 FEET TO A CAPPED REBAR FOUND; THENCE RUN SOUTH 89 DEGREES 55 MINUTES 03 SECONDS EAST FOR A DISTANCE OF 224.79 FEET TO THE POINT OF BEGINNING OF THE PARCEL DESCRIBED HEREIN, SITUATED IN BALDWIN COUNTY, ALABAMA, AND CONTAINING 20.0 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 R-7(A), Apartment District; 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 R-7(A), Apartment District.

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