



CITY OF SPANISH FORT

7361 Spanish Fort Blvd.
Spanish Fort, Alabama 36527
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Michael M. McMillan
Mayor
Rebecca A. Gaines
City Clerk/Treasurer

City Council

Carl L. Gustafson, Jr.
Robert Curtis Smith
Shane M. Perry
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Mary W. Brabner

PUBLIC NOTICE

The Spanish Fort City Council will hold a public hearing on Wednesday, July 5, beginning at 6:00 p.m. at the Spanish Fort Community Center, 7361 Spanish Fort Boulevard, Spanish Fort, Alabama. The purpose of this hearing is to receive public comments on the following:

Ordinance No. 638-2038-----An Ordinance Amending Ordinance No. 51-96 of the City of Spanish Fort Establishing the Zoning Classification of Certain Property as B-3, General Business District

The public is invited to attend this hearing, and at such time, all persons who desire shall have an opportunity to be heard in opposition to or in favor of the proposed Resolution. Persons who require assistance due to disability may contact the City Clerk at (251)626-4884. Copies of the proposed Ordinance are available for review at the Spanish Fort Community Center, 7361 Spanish Fort Blvd, Spanish Fort, Alabama 36527 or at www.cityofspanishfort.com.

The terms and conditions of the proposed Ordinance are subject to change prior to approval by the City Council. Interested persons should attend all meetings and review applicable notices.

ORDINANCE NO. 638-2023

AN ORDINANCE AMENDING ORDINANCE NO. 51-96 OF THE CITY OF SPANISH FORT ESTABLISHING THE ZONING CLASSIFICATION OF CERTAIN PROPERTY AS B-3, GENERAL BUSINESS DISTRICT

WHEREAS, the owner of the property, Anthem Development LLC, has requested that property described below be pre-zoned in accordance with Ala. Code § 11-52-85 (1975); and

WHEREAS, the owner has submitted a request in writing that the subject property be zoned B-3, General Business District, upon its annexation into the corporate limits of the City of Spanish Fort; and

WHEREAS, the Planning Commission of the City of Spanish Fort, Alabama, held a meeting on June 12, 2023, and the City Council of the City of Spanish Fort held a meeting on July 5, 2023, for the purpose of receiving public comments on the proposed zoning classification.

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

SECTION 1. Establishment of Zoning Classification.

In accordance with Ala. Code § 11-52-85 (1975), upon annexation of that certain property bearing Baldwin County Tax Parcel No. 05-33-04-18-0-000-002.003 into the corporate limits of the City of Spanish Fort, said property being more particularly described as set forth in the legal description in Exhibit “1” which is attached hereto and made a part of this Ordinance as though set forth fully herein, the said property shall be zoned B-3, General Business District.

SECTION 2. Change in Zoning Map.

The official zoning map for the City of Spanish Fort is hereby amended, changed or altered to reflect the establishment of the zoning classification of B-3, General Business District, on the above-referenced property.

SECTION 3. Repealer Clause.

Any ordinance heretofore adopted by the City Council of the City of Spanish Fort, Alabama, which is in conflict with this Ordinance is hereby repealed to the extent of such conflict. Except as expressly amended herein, all terms and provisions contained in Ordinance No. 51-96, as amended, shall remain in full force and effect.

SECTION 4. Severability Clause.

If any part, section or subdivision of this Ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this Ordinance, which shall continue in full force and effect notwithstanding such holding.

SECTION 5. Effective Date.

This Ordinance shall become effective upon its adoption or as otherwise required by state law.

ADOPTED and APPROVED this _____ day of _____, 2023.

Michael M. McMillan
Mayor

ATTEST:

Rebecca A. Gaines

City Clerk

EXHIBIT "1" TO ORDINANCE NO. 638-2023

LEGAL DESCRIPTION:

From the Northeast corner of Section 18, run thence West 1625 feet to the West Right of Way of Hwy 31, thence Southwest along said right of way 3375 feet, for the Point of Beginning, thence continue Southwest 567.3 feet, thence West 470 feet, thence North 564 feet, thence East 533 feet to the Point of Beginning, containing 6.4 acres more or less. Known as Parcel #33-04-18-0-000-002.003