

ORDINANCE NO. 2013-12-16-01

ORDINANCE AMENDING ZONING TO CERTAIN PROPERTY IN THE CITY LIMITS OF ASHLAND, ALABAMA

Whereas, on the 25th day of October 2013, John Rochester, acting as President of the Martha Christine White Foundation and being the property owner of all of the following described real property located adjacent to 40346 Highway 77 South, Ashland, Alabama, to-wit:

Being a division of property located in the City of Ashland, Clay County, Alabama as described on Tax Map. 17-11-04-20-3-000-008.001:

240 X 420 IRR LOT; COM @ INT OF CL OF 3RD AVE S & E ROW OF S 2ND ST NE. TH S LY 417 ALONG SAID E ROW OF S 2ND ST NE. TO P.O.B. TH S4.00 E 200 ALONG SAID E ROW TH S12.31 E 127 ALONG SAID E ROW TH N71.30 E 406.0 TO A FENCE LINE & BOUNDARY LINE W/RILEY PROPERTY TH NO.30 W 240.5 ALONG SAID PROPERTY LINE TH S83.00 W 460.0 TO P.O.B. IN NE1/4 – SW1/4 R141/477, R159/90

did submit an application for rezoning with the Industrial Development Authority of the City of Ashland. This application contained a reason for request, site plan, tax map of property, filing fee and addresses for each property owner adjacent to the property under discussion.

Whereas, the Industrial Development Authority of the City of Ashland did meet with said Petitioner on November 5, 2013 during a called meeting. After discussion, the Authority deemed it feasible to hold a Public Hearing Meeting on said request.

Whereas, the Industrial Development Authority of the City of Ashland held a Public Hearing on said rezoning on November 21, 2013 at 3:00 P.M. in the Ashland City Hall auditorium and upon unanimous vote submitted a recommendation to the Ashland City Council that the above-mentioned property be rezoned from R-1, Residential to Industrial.

Whereas, whenever the public necessity, convenience, general welfare or good zoning practices warrants such action, the City Council, by favorable of a majority of the members, may amend the regulation or zoning district boundaries.

Whereas, at a regular meeting held on December 4, 2013, the Ashland City Council being the governing body of the City did approve to accept the recommendation of the Industrial Development Authority of the City of Ashland to rezoned said property to Industrial.

Whereas, at a regular council meeting held on December 16, 2013, Ordinance No. 2013-12-16-01 was introduced for a first reading. Council Member _____ moved to suspend the rules to immediately consider the ordinance. Council Member _____ seconded the motion and approved by the following vote:

Ayes:
Nays:

Whereas, having received unanimous consent to immediately consider the ordinance, Council Member _____ moved to approve the Ordinance, which motion was seconded by Council Member _____ and unanimously approved.

Now, Therefore Be It Ordained that Ordinance No. 2013-12-16-01 shall be published by posting copies thereof in three (3) places within the municipality, one of which shall be at the Mayor's Office. Said Ordinance shall take effect five days after said posting.

ADOPTED AND APPROVED this the _____ day of _____, 2013.

ATTEST:

CITY OF ASHLAND, ALABAMA

CHARLES E. FOSTER
Its Clerk

by: _____
LARRY J. FETNER
Its Mayor

STATE OF ALABAMA

CLAY COUNTY

CERTIFICATE OF CLERK

As the duly appointed, qualified and acting Clerk of the City of Ashland, Alabama, I certify that the foregoing constitutes a complete, verbatim copy of Ordinance No. 2013-12-16-01, AN ORDINANCE AMENDING ZONING TO CERTAIN PROPERTY IN THE CITY LIMITS OF ASHLAND, ALABAMA, the original of which is on file and of record in the minute book of the City Council in my custody. This Ordinance was approved at a regular meeting held on _____, 2013 and published by posting a copy thereof in three (3) public places within the City of Ashland, Alabama on _____, 2013, one of such places being the Mayor's Office.

IN WITNESS WHEREOF, I have hereunto set my hand as Clerk of the City of Ashland and have affixed the official seal of the City of Ashland, this _____ day of _____, 2013.

SEAL

Charles E. Foster, Clerk