

Having previously been introduced at the September 9, 2024, council meeting, Council Member \_\_\_\_\_ moved the adoption of the following Ordinance, which was seconded by Council Member \_\_\_\_\_:



**ORDINANCE 24-207**

**AN ORDINANCE TO PRE-ZONE PROPERTY OWNED BY ARNOLD J & SUE ELLIOT LOCATED AT 1805 SMOKEY ROAD TO E (SINGLE FAMILY ESTATE RESIDENTIAL DISTRICT)**

**THE PUBLIC GOOD REQUIRING IT, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALABASTER, ALABAMA AS FOLLOWS:**

**WHEREAS** on July 10, 2024, **Sue Elliot** on behalf of property owners **Arnold J & Sue Elliot**, did file with the City Planner a petition asking that should said tract or parcel of land be annexed to and become a part of the City of Alabaster, Alabama; then such property be pre-zoned to E (Single-Family Estate Residential District) pursuant to Ala. Code § 11-52-85.

**WHEREAS** the Planning and Zoning Commission held a public hearing on this matter on August 27, 2024, and did recommend to the Council that said property located at 1805 Smokey Road (PID 23 6 24 0 000 004.000) be zoned to E (Single- Family Estate Residential District) without condition should same be annexed.

**WHEREAS**, said property is identified as:

A Parcel of land to being more particularly described as follows:

1805 Smokey Road  
PIN: 23 6 24 0 000 004.000

Situated in the West ½ of the Southeast ¼ of Section 24, Township 21 South, Range 3 West, being more particularly described as follows:

Begin at the Southeast corner of the Section 24, Township 21 South, Range 3 West and run Westerly along the South of the said Section for 2408.51 feet to the centerline of Shelby County Road No. 12; then turn an angle of 93 degrees 38 minutes 30 second to the right and run North along the centerline of the said road 1328.92 feet, then turn and angle of 86 degrees 21 minutes 30 seconds to the right and run Easterly for 40.09 feet to a point on the East right-of-way of Shelby County Road No 12 said point also being the point of beginning. Then turn an angle of 86 degrees 14 minutes 42 seconds to the left and run Northerly along the East right-of-way of said road #12 for 520.00 feet, then turn an angle of 86 degrees 14 minutes 42 seconds to the right and tun Easterly for 379.91 feet, then turn an angle of 95 degrees 45 minutes 18 seconds to the right and run Southerly for 520.00 feet, then turn an angle of 86 degrees 14 minutes 42 seconds to the right and run Easterly for 379.91 feet back to the point of beginning.

**LESS AND EXCEPT:**

Commence at the Southeast corner of said Section 24; thence run West along the South line of said Section 24 for a distance of 2408.51 feet to a point on the center line of Shelby County Highway No. 12, also known as Smokey Road; thence turn an angle to the right of 93 degrees 38 minutes 30 seconds and run in a Northerly direction along the center line of said road for a distance of 1329.34 feet to a point; thence turn an angle to the right of 86 degrees 21 minutes 30 seconds and run in an Easterly direction for a distance of 40.48 feet to an iron pin found at the point of beginning; thence continue along last stated course for a distance of 380.50 feet to an iron pin found; thence turn an angle to the left of 86 degrees 14 minutes 17 seconds and run in a Northerly direction for a distance of 274.03 feet to an iron pin set; thence turn an angle to the left of 93 degrees 45 minutes 35 seconds and run in a Westerly direction for a distance 379.82 feet to an iron pin set; thence turn an angle to the left of 86 degrees 05 minutes 56 seconds and run in a Southerly direction for a distance of 274.09 feet to the point of beginning.

to E (Single-Family Estate Residential District).

That this proposed Ordinance was advertised for two (2) weeks in the Shelby County Reporter, a newspaper of general circulation within the City Limits of the City of Alabaster as required by law, and that the City Council of the City of Alabaster, at its Public Hearing on October 14 , 2024 at 6:30 PM, considered said proposed Ordinance

and that at such time and place all persons who desired had an opportunity to be heard in favor of or in opposition to such Ordinance.

**THEREFOR, Be it Ordained** that the Zoning Ordinance of the City of Alabaster, Alabama and the zoning map adopted therewith, is hereby amended to pre-zone the parcels of property recited herein to show that immediately upon annexation into the City of Alabaster said property shall be zoned to E (Single-Family Estate Residential District).

All other items and provisions of the Zoning Ordinance of the City of Alabaster not herein specifically amended shall remain in full force and effect.

This Ordinance shall become effective upon its passage and execution as provided by law.

**ADOPTED AND APPROVED THIS 14<sup>th</sup> DAY OF OCTOBER 2024.**

ATTEST:

CITY OF ALABASTER

\_\_\_\_\_  
J. Mark Frey, City Clerk

\_\_\_\_\_  
Sophie Martin, Council President

APPROVED:

\_\_\_\_\_  
Scott Brakefield, Mayor