

ORDINANCE NO.

**AMENDING ORDINANCE NO. 387-87 FOR INITIAL ZONING
OF CERTAIN PROPERTY WITHIN THE CITY OF FOLEY**

WHEREAS, the City of Foley, Alabama, adopted Ordinance No. 387-87 on June 15, 1987, ordaining a Zoning Ordinance and Zoning Map for the City of Foley which has subsequently been amended, and

WHEREAS, the City of Foley's Comprehensive Land Use Plan establishes that all property within the City be zoned, has received a request that specific property within the City be zoned, and the City Council of the City of Foley deems it necessary, for the purpose of promoting the health, safety, morals and general welfare of the City to amend said Ordinance, and

WHEREAS, all requirements to the laws of the State of Alabama, with regard to the preparation of the report of the Foley Planning Commission and subsequent action of the City Council have been met.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FOLEY, ALABAMA, while in regular session, as follows:

Section 1. That the official Zoning Map of the City of Foley, Alabama be amended to reflect the initial zoning of R-1A (Residential Single Family); said property description as follows:

ELIZABETH BATTAGLIA AND JOHN FINCH:

Commencing at a $\frac{3}{4}$ inch crimp top iron pipe marker found at the purported Northwest Corner of Section 30, Township 7 South, Range 4 East, St. Stephens Meridian, and run thence North 89 degrees 47 minutes 24 seconds East, for a distance of 2679.92 feet; thence run South 00 degrees 19 minutes 15 seconds West, for a distance of 1341.58 feet to a $\frac{1}{2}$ inch capped rebar found (ID not legible) at the purported Southeast corner of the Northeast Quarter of the Northwest Quarter of said Section 30, Township 7 South, Range 4 East, and run thence North 89 degrees 45 minutes 18 seconds West, along the South line of said Northeast Quarter of the Northwest Quarter for a distance of 15.00 feet to a $\frac{5}{8}$ -inch capped rebar set (CA 934 LS) at the West right of way of Ralph Schumacher Lane and the Point of Beginning; From said Point of Beginning, run thence South 00 degrees 19 minutes 13 seconds West, along said West right of way for a distance of 668.06 feet to a $\frac{1}{2}$ inch capped rebar found (Seth W. Moore, PLS 16671) and being the Northeast Corner of a 4.0 acre, more or less, parcel of land described in Instrument No. 1190621, recorded in the Office of the Judge of Probate, Baldwin County, Alabama; thence run North 89 degrees 44 minutes 43 seconds West, along the North line of said parcel described in Instrument 1190621 for a distance of 317.44 feet to a $\frac{1}{2}$ inch capped rebar found (Seth W. Moore PLS 16671) being the Northwest Corner of said parcel described in Instrument 1190621; thence run North 00 degrees 19 minute 13 seconds East, for a distance of 668.01 feet to a $\frac{5}{8}$ inch capped rebar set (CA 934 LS) at the South line of the Northeast Quarter of the Northwest Quarter of Section 30, Township 7 South, Range 4 East, run thence South 89 degrees 45 minutes 18 seconds East, along said South line of the Northeast Quarter of the Northwest Quarter of Section 30, Township 7 South, Range 4 East, for a distance of 317.44 feet to the Point of Beginning. This parcel of land contains 4.86 acres, more or less, and lies in the Southeast Quarter of the Northwest Quarter of Section 30, Township 7 South, Range 4 East, Baldwin County, Alabama.

Section 2. That the official Zoning Map of the City of Foley be revised to indicate this amendment and duly certified by the appropriate municipal officials.

PASSED, ADOPTED AND APPROVED this ____ day of _____, 2013.

John E. Koniar, Mayor

ATTEST:

Victoria Southern, CMC
City Clerk

The instrument prepared by the office of the Foley City Clerk, 407 East Laurel Ave., Foley, AL 36535.

“I certify that the foregoing Ordinance was published in the Foley Onlooker, a newspaper of general circulation in the City of Foley, in its issue of _____.”

Victoria Southern, CMC
City Clerk