



COMMUNITY DEVELOPMENT DEPARTMENT

200 NORTH ALSTON STREET

Foley, Alabama 36535

www.cityoffoley.org

(251) 952-4011

FAX (251) 971 -3442

August 23, 2013

Mayor and City Council
City of Foley
407 East Laurel Avenue
Foley, Alabama 36535

RE: Initial Zoning Recommendation

Dear Mayor Koniar and City Council Members:

The City of Foley Planning Commission held a regular meeting on August 21, 2013 and the following action was taken:

Agenda Item # 1. Morris, Alvia & Patricia – Request for Initial Zoning

The City of Foley Planning Commission has received a request to recommend to Mayor and Council the initial zoning of .92 +/- acres being annexed into the corporate limits. Requested zoning is R-1A (Residential Single Family). Property is located at 23080 Miflin Rd. Applicant is Alvia and Patricia Morris.

Commissioner Hinesley made a motion to recommend to Mayor and Council the initial zoning of R-1A as requested. Commissioner Hellmich seconded the motion. All other Commissioners voted aye.

Motion to recommend to Mayor and Council the initial zoning of R-1A as requested carries.

Please let me know if you have any questions or concerns.

Respectfully,

Melissa Ringler
Planning & Zoning Coordinator
mringle@cityoffoley.org

MAYOR: John E. Koniar

CITY ADMINISTRATOR: Michael L. Thompson

CITY CLERK: Vickey Southern

COUNCIL MEMBERS: J. Wayne Trawick; Vera Quaites; Ralph G. Hellmich; Cecil R. Blackwell; Charles Ebert III

6-21-13

We, the landowners of the property located at 23080 Miflin Rd, Foley, AL, request that our property be annexed to the city of Foley. The desired zoning is R-1A, residential, single family dwelling.

23080 Miflin Rd, Foley, AL 36535

251-943-1360

Alvira E. Morris
Patricia G. Morris



PETITION FOR ANNEXATION

We, the undersigned PETITIONERS, owners of the property described in the attached Exhibit A and as delineated on the map attached as Exhibit B, such property being outside the corporate limits of the City of Foley, Alabama, but which is now, or at the time this petition is acted upon will be, contiguous to the said corporate limits, and such property not lying within the corporate limits of any other municipality, do by these presents hereby petition the City of Foley, a municipal corporation, that said property be annexed into the City of Foley, Alabama pursuant to the authority of Section 11-42-21 of the Code of Alabama (1975).

We, the undersigned PETITIONERS further petition that the Honorable Mayor and City Council of the City of Foley, Alabama, set a date for the hearing of this petition and adopt an ordinance annexing such property.

We, the undersigned PETITIONERS also ask that the Honorable Mayor and City Council of the City of Foley, Alabama, do all things necessary and requisite to comply with the terms of Section 11-42-21 of the Code of Alabama (1975).

We, the undersigned PETITIONERS understand that we will have no right to vote in any elections which we would be entitled to vote in as a result of this proposed annexation until the annexation is pre-cleared by the United States Department of Justice pursuant to section 5 of the Voting Rights Act of 1965, as amended.

Dated this 21st day of June, 2013.

Alvia E. Morris
Petitioner's Signature

Patricia G. Morris
Petitioner's Signature

STATE OF ALABAMA
BALDWIN COUNTY

On this 21st day of June, 2013, before me personally appeared Alvia E. Morris, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

Kelley K. Wansley
NOTARY PUBLIC
My Commission Expires: June 13, 2015

STATE OF ALABAMA
BALDWIN COUNTY

On this 21st day of June, 2013, before me personally appeared Patricia K. Morris, to me known and known to me to be the person who executed the foregoing instrument, and who, sworn and under oath, acknowledged that he/she executed the same as his/her own free act and deed, with full knowledge of the contents thereof.

Kelley K. Wansley
NOTARY PUBLIC
My Commission Expires: June 13, 2015

KELLEY K. WANSLEY
Notary Public, State of Alabama
County of Baldwin
My Commission Expires
June 13, 2015

ATTACHMENT TO PETITION

PETITIONER(S) REQUEST PROPERTY BE INITIALLY ZONED AS FOLLOWS:

- | | | |
|-------------------------------------|-------|---|
| ☒ | R-1A | Residential Single Family |
| ☐ | R-1B | Residential Single Family |
| ☐ | R-1C | Residential Single Family |
| ☐ | R-1D | Residential Single Family |
| ☐ | R-1R | Restricted Residential Single Family |
| ☐ | R-2 | Residential Single Family & Duplex |
| ☐ | R-3 | Residential Multi Family |
| ☐ | R-3P | Residential Multi Family Planned |
| ☐ | R-4 | Residential Single Family & Duplex |
| ☐ | GPH-1 | Residential Garden-Patio Homes |
| ☐ | TH-1 | Residential Townhouses |
| ☐ | MH-1 | Residential Mobile Home Park/Subdivision |
| ☐ | PDD | Planned Development District |
| ☐ | PUD | Planned Unit Development |
| ☐ | PID | Planned Industrial District |
| ☐ | B-1 | Central Business District |
| ☐ | B-1A | Commercial Extended Business District |
| ☐ | B-2 | Commercial Neighborhood Business District |
| ☐ | B-3 | Commercial Local Business District |
| ☐ | PO | Preferred Office District |
| ☐ | M-1 | Light Industry |
| ☐ | A-O | Agriculture Open Space |
| ☐ | FH | Flood Hazard Zone/Flood Prone Area |
| ☐ | H | Overlying area of Historic District |

PLEASE SELECT ONE OF THE ABOVE. IF YOU HAVE ANY QUESTIONS REGARDING THE REQUESTED ZONING, PLEASE CALL THE ZONING OFFICE AT 251-952-4011.

Initial Zoning Fee \$250.00 - check payable to the City of Foley due at time of submission.

Number of homes currently located on the property being annexed 1
 Total number of occupants: Under 18 _____ Adults 2 Race White
 Number of businesses currently located on the property being annexed 0

(If more than one business on property, print information on back.)

Name of business _____
 Owner's Name _____
 Mailing Address _____

If property is undeveloped, have plans been submitted to Planning Commission?

☐ Yes

If yes, state estimated date the development or subdivision will be completed _____

☒ No

Alvin E. Morris 6-21-13
 Petitioner's Signature Date

Patricia L. Morris 6-21-13
 Petitioner's Signature Date

STATE OF ALABAMA)

COUNTY OF BALDWIN)

KNOW ALL MEN BY THESE PRESENTS, that E. LLOYD SMITH BUILDER, a corporation, the grantor, for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable considerations hereby acknowledged to have been paid to it by ALVIA EUGENE MORRIS AND PATRICIA A. MORRIS, the grantees, does hereby GRANT, BARGAIN, SELL AND CONVEY unto the said grantees, and the survivor of them, subject to the provisions hereinafter contained, all that real property in the County of Baldwin, State of Alabama, described as follows, to-wit:

Lots 5 and 6, Unit Two, WOLF BAY ESTATES, according to plat thereof recorded in Map Book 6, Page 82, of the records in the Office of the Judge of the Probate Court of Baldwin County, Alabama.

THIS CONVEYANCE IS MADE SUBJECT TO:

1. Title to minerals within and underlying the premises, together with mining rights and other rights, privileges and immunities relating thereto as recorded in Deed Book 388, Page 211.
2. Restrictions appearing of record in Miscellaneous Book 20, Page 731.
3. 35 foot building setback line and 7.5 foot drainage and utility easement, as shown on survey by Aust-Ponder Engineering & Survey, dated November 18, 1975.

together with all and singular the rights, privileges, tenements, hereditaments and appurtenances thereunto belonging, or in anywise appertaining; TO HAVE AND TO HOLD the same unto the said grantees, during their joint lives, and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor, forever.

This conveyance is made subject to reservations, rights of way, restrictive covenants and easements, if any, applicable to said property of record in the said Probate Court Records.

And, except as to the above and the taxes hereafter falling due, the said grantor, for itself, its successors and assigns, hereby covenants with the said grantees, their heirs and assigns, that

JAN 21 1975 SALM

Min. of Sec. 8
De. 3/11/75
Re. 1/21/75
By 487
Judge of Probate

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and that it does hereby WARRANT AND WILL FOREVER DEFEND the title to said property and the possession thereof, unto the said grantees and the survivor of them, and the heirs and assigns of such survivor, against the lawful claims of all persons, whomsoever.

IN WITNESS WHEREOF, E. Lloyd Smith, Builder, has caused this instrument to be executed by E. Lloyd Smith, its President, on this the 16th day of January, 1976.

E. LLOYD SMITH, BUILDER

By: E. Lloyd Smith (SEAL)
President

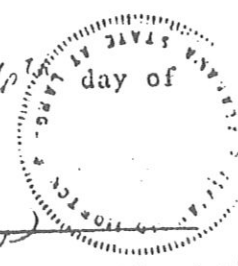
STATE OF ALABAMA)

COUNTY OF MOBILE)

I, the undersigned, a Notary Public in and for said state and county, hereby certify that E. Lloyd Smith, whose name as President of E. Lloyd Smith, Builder, a corporation, is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of the conveyance, he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation, on the day the same bears date.

Given under my hand and notarial seal on this the 16th day of January, 1976.

W. J. Smith
Notary Public





Baldwin County Revenue Commissioner

Copyright 2012

Property Appraisal Link BALDWIN COUNTY, AL

Current Date 6/10/2013

Tax Year 2013

Valuation Date October 1, 2012

OWNER INFORMATION

PARCEL 61-01-12-0-000-046.000 **PPIN** 030475 **TAX DIST** 02
NAME MORRIS, ALVIA EUGENE ETAL MORRIS, PATRIC
ADDRESS P O BOX 23
 ELBERTA, AL 36530
DEED TYPE DB **BOOK** 0487 **PAGE** 0000880
PREVIOUS OWNER MORRIS, ALVERA E & PATRICIA
LAST DEED DATE 1/16/1976

DESCRIPTION

200'X200' WOLF BAY ESTATES UNIT 2 LOT 5-6 SEC 12-8-4

PROPERTY INFORMATION

PROPERTY ADDRESS 23080 MIFLIN RD
NEIGHBORHOOD FOLEY **FOLEY AREA**
PROPERTY CLASS **SUB CLASS**
SUBDIVISION 01WB **SUB DESC** WOLF BAY ESTATES
LOT 5,6 BLOCK U-2
SECTION/TOWNSHIP/RANGE 00-00 -00
LOT DIMENSION **ZONING**

PROPERTY VALUES

LAND:	22500	CLASS 1:	TOTAL ACRES:
BUILDING:	78300	CLASS 2:	TIMBER ACRES:
		CLASS 3:	100800
TOTAL PARCEL VALUE:	100800		
ESTIMATED TAX:	\$0.00		

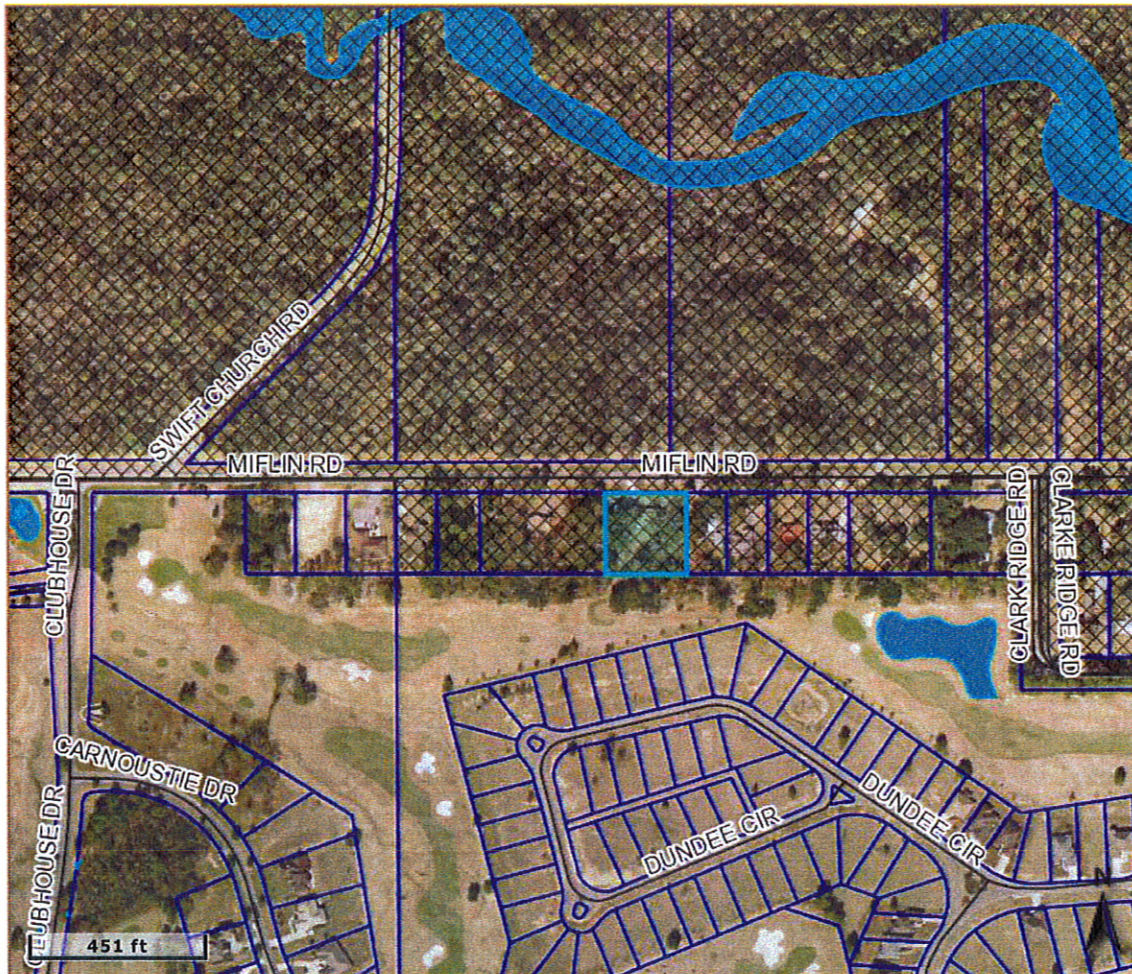
DETAIL INFORMATION

<u>CODE</u>	<u>TYPE</u>	<u>REF</u>	<u>METHOD</u>	<u>DESCRIPTION</u>	<u>LAND USE</u>	<u>TC</u>	<u>Hs</u>	<u>Pn</u>	<u>MARKET USE</u>
									<u>VALUE</u> <u>VALUE</u>
M	<u>LAND</u>	1	BV BS-15000	X	1110-RESIDENTIAL	3	Y	N	22500
	<u>BLDG</u>	1	R 111	SINGLE FAMILY RESIDENCE	-	3	Y	N	77000
	<u>BLDG</u>	2	O 26 WDHOM	UTILITY, WOOD, HOMEMADE	-	3	Y	N	1300

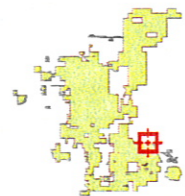
Proposed Annexation

Gene Morris PPIN 30475

Created By: VSouthern
Date Created: 6/10/2013



Overview



Legend

- Main Highways
- County Roads
- Centerlines
- Foley City Limits
- County Mask
- Foley City Limit Background
- Parcels
- Downtown Historic District
- Streams and Creeks
- Lakes and Bays

PIN - 30475
Par Num - 046.000
Acreage - 0.918
Subdivision - 01WB
Lot -
Street Name - MIFLIN RD
Street Number - 23080
Improvement - RES,UTIL

Name - MORRIS, ALVIA EUGENE ETAL MORRIS, PATRIC
Address1 - P O BOX 23
Address2 -
Address3 -
City - ELBERTA
State - AL
Zip - 36530

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