

STATE OF ALABAMA

COUNTY OF BALDWIN

RESOLUTION # 2016-038

DETERMINATION OF THE BALDWIN COUNTY COMMISSION, REGARDING **Case No. Z-15029, Malbis Plantation, Inc., Property**, SUCH DETERMINATION AS AUTHORIZED PURSUANT TO SECTION 45-2-261 THROUGH SECTION 45-2-261.18, CODE OF ALABAMA (1975).

WHEREAS, Malbis Plantation, Incorporated has petitioned the Baldwin County Commission to rezone certain property, in Planning (Zoning) District No. 15, for property identified herein and described as follows:

LEGAL DESCRIPTION OF 3.78 ACRES

COMMENCE AT A 5/8 INCH CAPPED REBAR (CA-007LS) AT AT THE SOUTHWEST CORNER OF LOT 12 OF EASTERN SHORE PARK SUBDIVISION, AS SHOWN BY MAP OR PLAT THEREOF, RECORDED AT SLIDE 2244-A AND SLIDE 2244-B, PROBATE RECORDS, BALDWIN COUNTY, ALABAMA, AND RUN THENCE SOUTH 05 DEGREES 24 MINUTES 34 SECONDS EAST, A DISTANCE OF 80.87 FEET TO A 1/2 INCH REBAR ON THE SOUTH MARGIN OF U.S. HIGHWAY 90; THENCE RUN NORTH 88 DEGREES 57 MINUTES 53 SECONDS EAST, ALONG SAID SOUTH MARGIN, A DISTANCE OF 223.85 FEET TO A 1/2 INCH CAPPED REBAR (CA-0604LS); THENCE CONTINUING ALONG SAID SOUTH MARGIN, RUN NORTH 89 DEGREES 05 MINUTES 42 SECONDS EAST, A DISTANCE OF 766.79 FEET TO A 5/8 INCH CAPPED REBAR (CA-007LS); THENCE DEPARTING SAID SOUTH MARGIN, RUN SOUTH 00 DEGREES 14 MINUTES 00 SECONDS WEST, A DISTANCE OF 310.06 FEET TO A 5/8 INCH CAPPED REBAR (CA-007LS); THENCE RUN SOUTH 89 DEGREES 06 MINUTES 40 SECONDS WEST, A DISTANCE OF 15.47 FEET TO THE POINT OF BEGINNING; THENCE CONTINUE SOUTH 89 DEGREES 06 MINUTES 40 SECONDS WEST, A DISTANCE OF 587 FEET, MORE OR LESS, TO A POINT ON THE EAST MARGIN OF A LAKE; THENCE RUN SOUTHEASTWARDLY, ALONG THE EAST AND NORTH MARGINS OF SAID LAKE, A DISTANCE OF 770 FEET, MORE OR LESS, TO A POINT WHICH IS SITUATED SOUTH 00 DEGREES 00 MINUTES 00 SECONDS EAST, A DISTANCE OF 386 FEET, MORE OR LESS FROM THE POINT OF BEGINNING; THENCE RUN NORTH 00 DEGREES 00 MINUTES 00 SECONDS WEST, A DISTANCE OF 386 FEET, MORE OR LESS, TO THE POINT OF BEGINNING. TRACT CONTAINS 3.78 ACRES, MORE OR LESS, AND LIES IN THE SOUTHEAST QUARTER OF SECTION 34, TOWNSHIP 4 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA.

Said property consisting of 3.78 acres, more or less

Otherwise known as tax parcel number, **05-32-08-34-0-000-002.030**, as found in the office of the Revenue Commissioner of Baldwin County, Alabama; and

WHEREAS, the petitioner has requested that the properties herein identified be rezoned from RSF-1, Single Family District, to B-2, Neighborhood Business District; and

WHEREAS, the Baldwin County Planning and Zoning Commission held a public hearing on December 3, 2015, and voted to recommend APPROVAL of the rezoning request; and

WHEREAS, the Baldwin County Commission held a public hearing on January 19, 2016; and

WHEREAS, the requirements of Section 45-2-261 through Section 45-2-261.18, Code of Alabama (1975), regarding procedures to consider this rezoning request, which would affect the Planning (Zoning) District Boundary designations of the Planning (Zoning) District No. 15 Official Map, have been met; now therefore

BE IT RESOLVED, BY THE BALDWIN COUNTY COMMISSION, IN REGULAR SESSION ASSEMBLED, That the petitioner's request to rezone the property (Case No. Z-15029, Malbis Plantation, Incorporated Property) as herein identified and described and as found within the confines of Planning (Zoning) District No. 15 from RSF-1, Single Family District, to B-2, Neighborhood Business District, which amends the Planning (Zoning) District Boundary designations of the Planning (Zoning) District No. 15 Official Map, is hereby **APPROVED**.

DONE, Under the Seal of the County Commission of Baldwin County, Alabama, on this the 19th day of January, 2016.



Honorable J. Tucker Dorsey, Chairman

ATTEST:



Ronald Cink, County Administrator/Budget Director

