

**Vestavia Hills**  
**City Council Agenda**  
**May 23, 2016**  
**5:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Brian Davis, Vestavia Hills Public Services Director
4. Pledge Of Allegiance
5. Announcements and Guest Recognition
6. City Manager’s Report
7. Councilors’ Reports
8. Financial Reports – Melvin Turner, III, Finance Director
9. Approval of Minutes – May 9, 2016 (Regular Meeting)

**Old Business**

10. Ordinance Number 2655 – Annexation – 90-Day Final – 2425 Kenvil Circle; Lot 37, Resurvey of Lots 18-20, 33-37 & 46-48, Buckhead, 2<sup>nd</sup> Sector; Anna and Brandon Rooks (*public hearing*)
11. Ordinance Number 2656 – Rezoning – 2425 Kenvil Circle; Lot 37, Resurvey of Lots 18-20, 33-37 & 46-48, Buckhead, 2<sup>nd</sup> Sector; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Anna and Brandon Rooks (*public hearing*)
12. Ordinance Number 2657 – Annexation – 90-Day Final – 3425 Jones Drive, Ralph and Alison McCall (*public hearing*)
13. Ordinance Number 2658 – Rezoning – 3425 Jones Drive; Rezone from JC E-2 to VH R-1; Ralph and Alison McCall (*public hearing*)
14. Ordinance Number 2659 – Annexation – 90-Day Final – 2510 & 2512 Dolly Ridge Road; Lots 21 & 22, Dolly Ridge Estates; Don and Kristie Garrett and Todd and Leeba Strong (*public hearing*)
15. Ordinance Number 2660 – Rezoning - 2510 & 2512 Dolly Ridge Road; Lots 21 & 22, Dolly Ridge Estates; Rezone from JC E-2 to VH R-1; Don and Kristie Garrett and Todd and Leeba Strong (*public hearing*)
16. Ordinance Number 2661 – Annexation – 90-Day Final – 2611 Alta Vista Circle; Lot 7, Altadena Valley Country Club Sector, Chad Speegle (*public hearing*)
17. Ordinance Number 2662 – Rezoning – 2611 Alta Vista Circle; Lot 7, Altadena Valley Country Club Sector; Rezoning from SC E-1 to VH E-2; Chad Speegle (*public hearing*)

18. Ordinance Number 2663 – Annexation – 90-Day Final – 4705 Caldwell Mill Road; David Acton Building Corporation (*public hearing*)
19. Ordinance Number 2664 – Rezoning – 4705 Caldwell Mill Road; Rezone from JC E-2 To VH R-1; David Acton Building Corp (*public hearing*)

#### **New Business**

20. Resolution Number 4836 - A Resolution Declaring A Weed And Other Vegetation Nuisance Pursuant To Ordinance Number 2567 And Directing The City Manager To Abate Said Nuisance (*public hearing*)
21. Resolution Number 4837 - A Resolution Declaring A Weed And Other Vegetation Nuisance Pursuant To Ordinance Number 2567 And Directing The City Manager To Abate Said Nuisance (*public hearing*)
22. Resolution Number 4838 – A Resolution Determining That Certain Personal Property Is Not Needed For Public Or Municipal Purposes And Directing The Sale/Disposal Of Said Surplus Property
23. Resolution Number 4839 – Approving An Alcohol License For Jacquelines, Inc. (2<sup>nd</sup> Annual Crawfish Boil Event), At The Parking Lot Of 2531 Rocky Ridge Road For The On-Premise Sale Of 140 – Special Event Retail; Maria Adan, Executive (*public hearing*)

#### **New Business (Requesting Unanimous Consent)**

#### **First Reading (No Action Taken At This Meeting)**

24. Resolution Number 4840 - Authorizing The City Manager To Execute And Deliver Agreements With Various Entities For Design Services And Construction Specifications For The Western Entrance To The Proposed Recreational Fields Located On The Former Altadena Valley Country Club (*public hearing*)
25. Citizens Comments
26. Motion For Adjournment

## **CITY OF VESTAVIA HILLS**

### **CITY COUNCIL**

### **MINUTES**

**MAY 9, 2016**

The City Council of Vestavia Hills met in regular session on this date at 5:00 PM. The Mayor called the meeting to order and the City Clerk called the roll with the following:

**MEMBERS PRESENT:**

Mayor Alberto C. Zaragoza, Jr.  
George Pierce  
John Henley  
Jim Sharp

**MEMBERS ABSENT:**

Steve Ammons, Mayor Pro-Tem

**OTHER OFFICIALS PRESENT:**

Jeff Downes, City Manager  
Patrick H. Boone, City Attorney  
Rebecca Leavings, City Clerk  
Dan Rary, Police Chief  
Police Capt. Kevin York  
Police Capt. Jason Hardin  
Jim St. John, Fire Chief  
Brian Davis, Public Services Director  
Melvin Turner, Finance Director  
George Sawaya, Asst. City Treasurer  
Bo Seagrist, Business License Administrator  
Taneisha Tucker, Library Director  
Brian Davis, Public Services Director

Invocation was given by Coach Steve Gaydosh, Vestavia Hills High School, followed by the Pledge of Allegiance.

### **ANNOUNCEMENTS, GUEST RECOGNITION, CANDIDATES**

- The Mayor indicated that there was a problem with the video equipment from some power surges last week, so no video of tonight's meeting would be taken.
- Mr. Pierce recognized Ben Chambliss and Mark Macoy attending the meeting representing the Vestavia Hills Chamber of Commerce.

## **PROCLAMATION**

The Mayor presented proclamations designating the week of May 15-21, 2016, as National Police Week and May 15, 2016 as Police Officers Memorial Day. Mr. Downes read the proclamation and the Mayor presented them to Spencer McLaughlin and William Dellinger.

## **CITY MANAGER'S REPORT**

- Mr. Downes stated that Chief St. John has a presentation.
  - Chief St. John stated that the members of Fire Station Number 2 have renovated the 50-plus-year-old building and the actions of these individuals have changed the entire building. Susan McGee from Counter Dimensions in Pelham presented members of Station 2 with an “Award of Remodeling Excellence” for the design of the Fire Station. Scott Whitworth was present to accept the award. A short video was shown detailing the transformation.
- Mr. Downes stated that Charter Cable is beginning to splice the wires that need to be relocated in order to begin.
- Mr. Downes stated that approximately 67 cats have been captured. three were euthanized because two had advanced feline leukemia and one with cancer; three have been determined to be adoptable and the remaining cats will follow-up with TNR and released to non-residential locations.
- Previously, the Council approved median improvements along Montgomery Highway and beginning the week of May 23, a contract was executed whereby landscaping will be installed on the endcaps along the designated areas. The contractor will be responsible for maintenance for the first couple of months. The City will take over maintenance after that.
- Mr. Downes stated that the City has been awarded a potential grant for work on the new nature park improvements and there might be some hurdles in utilizing the grant.

## **COUNCILORS' REPORTS**

- None.

## **APPROVAL OF MINUTES**

The minutes of April 25, 2016 (Regular Meeting) were presented for approval.

**MOTION** Motion to dispense with the reading of the minutes of April 25, 2016 (Regular Meeting) and approve them as presented was by Mr. Pierce and second by Mr. Henley. Roll call vote as follows:

Mr. Pierce – yes                      Mr. Henley – yes  
Mr. Sharp – yes                      Mayor Zaragoza – yes  
Motion carried.

**OLD BUSINESS**

**RESOLUTION NUMBER 4830**

**Resolution Number 4830 – A Resolution Authorizing The City Manager To Accept A Proposal To Design A Motor Scout Building For The City Of Vestavia Hills Police Department (*public hearing*)**

**MOTION** Motion to approve Resolution Number 4830 was by Mr. Sharp and second was by Mr. Henley.

Mr. Downes explained that this Resolution is to design a motor scout building for the City Hall which is part of an effort to relocate the City's public works facilities. This will allow Williams Blackstock to design and compile bid specifications for this motor scout building.

The Mayor opened the floor for a public hearing. There being no one to address the Council regarding the request, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

Mr. Pierce – yes                      Mr. Henley – yes  
Mr. Sharp – yes                      Mayor Zaragoza – yes  
Motion carried.

**RESOLUTION NUMBER 4831**

**Resolution Number 4831 – A Resolution Authorizing The City Manager To Accept A Proposal To Design A Municipal Fleet Operations Facility At Lot 1, Vestavia Sports Park And Renovation Of Current Park Maintenance Facility At Wald Park (*public hearing*)**

**MOTION** Motion to approve Resolution Number 4831 was by Mr. Henley and second was by Mr. Pierce.

Mr. Downes explained that this Resolution is for the location of the fleet operations center at the current park facility at Liberty Park and also to build a park office building and renovate the current maintenance facility at Wald Park. This will retain Volkert to design the buildings and compile bid specifications.

Discussion ensued as to the timeline and cost of relocating all the services.

Mr. Downes explained.

Mr. Boone stated that he has reviewed the agreement and that it meets Alabama law.

The Mayor opened the floor for a public hearing. There being no one to address the Council regarding the request, the Mayor closed the public hearing and called for the question. Roll call vote as follows:

Mr. Pierce – yes

Mr. Henley – yes

Mr. Sharp – yes

Mayor Zaragoza – yes

Motion carried.

## **NEW BUSINESS**

### **RESOLUTION NUMBER 4832**

#### **Resolution Number 4832 – A Resolution Determining That Certain Personal Property Is Not Needed For Public Or Municipal Purposes And Directing The Sale/Disposal Of Said Surplus Property**

**MOTION** Motion to approve Resolution Number 4832 was by Mr. Pierce and second was by Mr. Sharp.

Mr. Downes explained that this Resolution declares some obsolete Library computer equipment as surplus so it can be sold.

Mr. Pierce asked if it could be used by others from a donation. Mr. Downes stated that IT said they tried to sell it in the past with little results.

Mrs. Tucker stated that the computer equipment is not worth much, but the phone systems might bring some return if the right owners are found.

Discussion ensued and the Council conferred it would be better listed on GovDeals.

The Mayor called for the question.

Mr. Pierce – yes

Mr. Henley – yes

Mr. Sharp – yes

Mayor Zaragoza – yes

Motion carried.

**RESOLUTION NUMBER 4833**

**Resolution Number 4833 – A Resolution Granting A Power Easement For Alabama Power On The Property Located At 501 Montgomery Highway (Monopole site)**

**MOTION** Motion to approve Resolution Number 4833 was by Mr. Henley and second was by Mr. Pierce.

Mr. Downes explained that this Resolution allows Alabama Power a power easement for the monopole located in the back of the Fire Station.

The Mayor called for the question.

Mr. Pierce – yes

Mr. Henley – yes

Mr. Sharp – yes

Mayor Zaragoza – yes

Motion carried.

**RESOLUTION NUMBER 4834**

**Resolution Number 4834 – A Resolution Granting A Power Easement For Alabama Power On The Property Located At 501 Montgomery Highway (Vestavia Hills Bill F. Towers Fire Station Number 1)**

**MOTION** Motion to approve Resolution Number 4834 was by Mr. Henley and second was by Mr. Sharp.

Mr. Downes explained that this Resolution allows a power easement to supply electrical power to the Fire Station following the construction of the new restaurant next door.

The Mayor called for the question.

Mr. Pierce – yes

Mr. Henley – yes

Mr. Sharp – yes

Mayor Zaragoza – yes

Motion carried.

**RESOLUTION NUMBER 4835**

**Resolution Number 4835 – A Resolution Authorizing The City Manager To Accept A Settlement Payment From Bariatrics Of Alabama, A Former Business Of The City Of Vestavia Hills**

**MOTION** Motion to approve Resolution Number 4835 was by Mr. Sharp and second was by Mr. Pierce.

Mr. Downes explained that this Resolution authorizes the City Manager to accept a settlement for some unpaid sales taxes due from a business no longer in operation in the City. He explained the business, the closing and the audit of the closed business along with the offer of unpaid sales taxes of food sales that the business had thought was non-taxable merchandise. When audited, it was determined to be taxable sales.

Melvin Turner, Finance Director, explained the circumstances. Discussion ensued and it was determined it would be extremely difficult to see any collections if this goes to court because of attorney fees, etc.

Mr. Boone stated that there is no issue for settling for less than is owed, but he recommended that the attorney representing RDS ensures the bankruptcy judge is aware of this settlement and approves this payment.

**MOTION** Motion to amend Resolution Number 4835 to allow approval for the settlement through bankruptcy court was by Mr. Pierce and second was by Mr. Henley. Roll call vote:

Mr. Pierce – yes	Mr. Henley – yes
Mr. Sharp – yes	Mayor Zaragoza – yes
	Motion carried.

The Mayor called for the question.

Mr. Pierce – yes	Mr. Henley – yes
Mr. Sharp – yes	Mayor Zaragoza – yes
	Motion carried.

### **ORDINANCE NUMBER 2538-A**

**Ordinance Number 2538-A – An Ordinance Amending Ordinance Numbers 2538 And 2530 - Authorizing And Directing The Mayor And City Manager To Execute And Deliver The Second Amendment To Purchase Sale Agreement, By And Between The City Of Vestavia Hills, Alabama, As “Seller” And Daniel Realty Company, LLC, An Alabama Limited Liability Company As “Purchaser”, For The Property Located In The Patchwork Farms PUD, Vestavia Hills, Alabama**

**MOTION** Motion to approve Ordinance Number 2538-A was by Mr. Pierce and second was by Mr. Henley.

Mr. Downes explained that this allows the revisions of the original agreement in order to allow infrastructure improvements within the nature park by the developer pursuant to the PUD plans and the nature park plan. Once the improvements are made to the park, the park maintenance is then turned over to the Patchwork Commercial Association with the City retaining ownership to the nature park.



Discussion ensued about a contingency and a payment to Daniel. Mr. Downes stated that that was because Daniel managed the entire project which normally requires payment and the contingency helps to cover these extended costs for the park.

The Mayor called for the question.

Mr. Pierce – yes

Mr. Henley – yes

Mr. Sharp – yes

Mayor Zaragoza – yes

Motion carried.

### **FIRST READING (NO ACTION TO BE TAKEN AT THIS MEETING)**

The Mayor stated that the following Resolutions and/or Ordinances will be presented at a public hearing at the Council's next regularly scheduled meeting on May 23, 2016 at 5 PM.

- Ordinance Number 2655 – Annexation – 90-Day Final – 2425 Kenvil Circle; Lot 37, Resurvey of Lots 18-20, 33-37 & 46-48, Buckhead, 2<sup>nd</sup> Sector; Anna and Brandon Rooks (*public hearing*)
- Ordinance Number 2656 – Rezoning – 2425 Kenvil Circle; Lot 37, Resurvey of Lots 18-20, 33-37 & 46-48, Buckhead, 2<sup>nd</sup> Sector; Rezone from Jefferson County E-2 to Vestavia Hills R-1; Anna and Brandon Rooks (*public hearing*)
- Ordinance Number 2657 – Annexation – 90-Day Final – 3425 Jones Drive, Ralph and Alison McCall (*public hearing*)
- Ordinance Number 2658 – Rezoning – 3425 Jones Drive; Rezone from JC E-2 to VH R-1; Ralph and Alison McCall (*public hearing*)
- Ordinance Number 2659 – Annexation – 90-Day Final – 2510 & 2512 Dolly Ridge Road; Lots 21 & 22, Dolly Ridge Estates; Don and Kristie Garrett and Todd and Leeba Strong (*public hearing*)
- Ordinance Number 2660 – Rezoning - 2510 & 2512 Dolly Ridge Road; Lots 21 & 22, Dolly Ridge Estates; Rezone from JC E-2 to VH R-1; Don and Kristie Garrett and Todd and Leeba Strong (*public hearing*)
- Ordinance Number 2661 – Annexation – 90-Day Final – 2611 Alta Vista Circle; Lot 7, Altadena Valley Country Club Sector, Chad Speegle (*public hearing*)
- Ordinance Number 2662 – Rezoning – 2611 Alta Vista Circle; Lot 7, Altadena Valley Country Club Sector; Rezoning from SC E-1 to VH E-2; Chad Speegle (*public hearing*)
- Ordinance Number 2663 – Annexation – 90-Day Final – 4705 Caldwell Mill Road; David Acton Building Corporation (*public hearing*)
- Ordinance Number 2664 – Rezoning – 4705 Caldwell Mill Road; Rezone from JC E-2 To VH R-1; David Acton Building Corp (*public hearing*)

### **CITIZEN COMMENTS**

None.

At 6:02 PM, Mr. Pierce made a motion to adjourn; seconded by Mr. Henley  
Meeting adjourned at 6:03 PM.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk

**ORDINANCE NUMBER 2655**

**ANNEXING CERTAIN TERRITORY TO THE  
CORPORATE LIMITS OF THE CITY OF  
VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, on the 22nd day of February, 2016, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

**WHEREAS**, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

2425 Kenvil Circle  
Lot 37, Resurvey of Lots 18-20, 33-37, and 46-48, Buckhead, 2nd Sector  
Anna and Brandon Rooks, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and record a copy with the Probate Judge of Jefferson County, Alabama.

**ADOPTING and APPROVED** this the 23rd day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

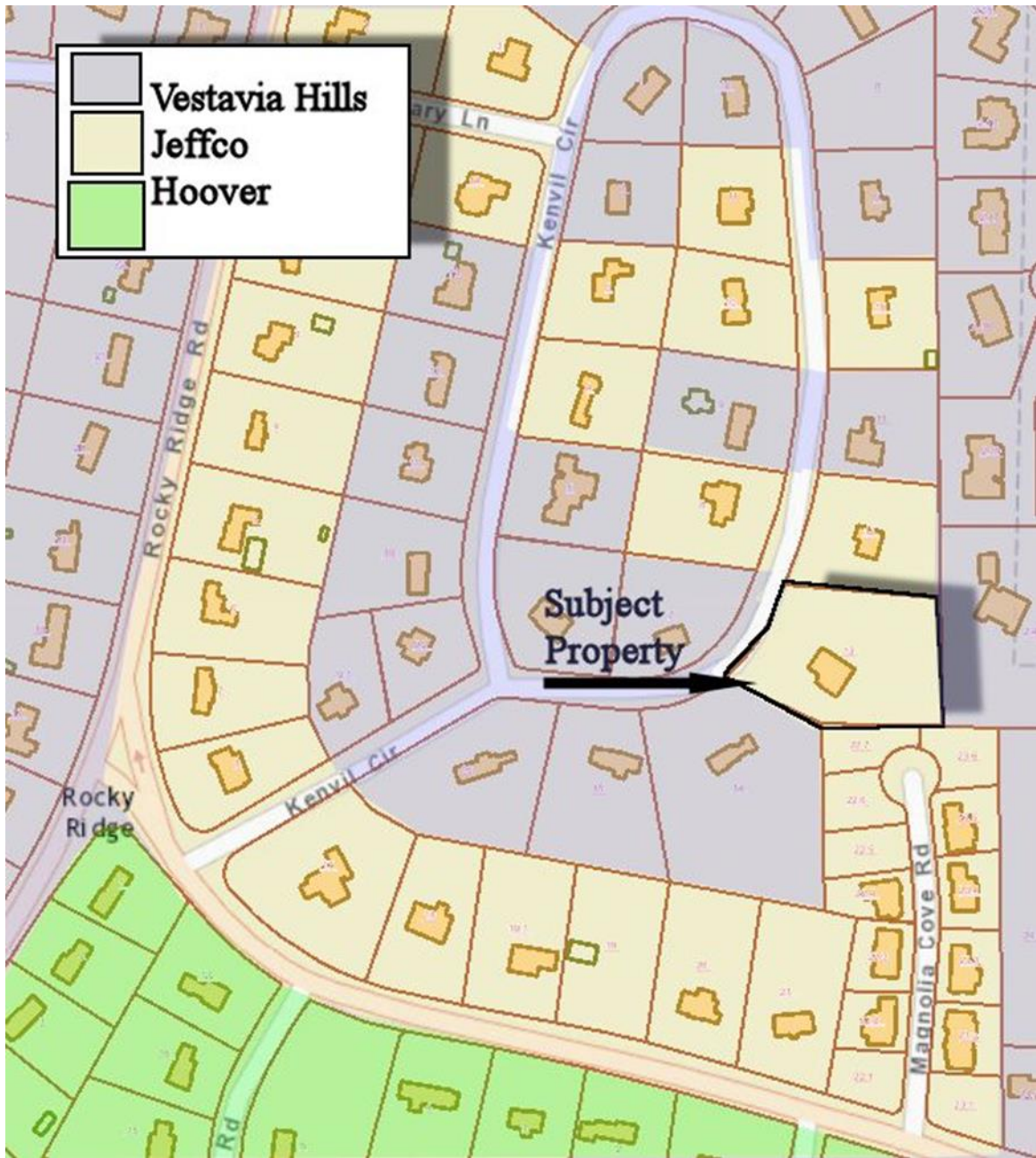
Wendy Dickerson  
Deputy City Clerk

**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2655 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of May, 2016, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk



**Annexation Committee Petition Review**

Property: 2425 Kenvil Circle

Owners: Anna and Brandon Rooks

Date: 1/19/2016

1. The property in question is contiguous to the city limits.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
 Yes  No  Comments: \_\_\_\_\_  
 \_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
 Yes  No  Comments \_\_\_\_\_  
 \_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
 Yes  No  Comments Not significant drainage infrastructure  
 \_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of 309,400. Meets city criteria: Yes  No   
 Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
 Yes  No   
 Number of total homes 30 Number in city 20
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
 Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
 \_\_\_\_\_

Property: 2425 Kenvil Circle

8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ \_\_\_\_\_ will be paid to offset costs associated with the annexation. Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials. Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments? Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_

11. Information on children: Number in family 3; Plan to enroll in VH schools Yes  No \_\_\_\_\_ Comments: \_\_\_\_\_

Other Comments: \_\_\_\_\_

~~George Pierce~~  
Chairman  
*Jchn Henry*  
Council rep

**PARCEL #:** 40 00 05 2 001 013.000  
**OWNER:** RICH ELIZABETH  
**ADDRESS:** 3344 CASTLE CREST DR VESTAVIA HILLS AL 35216  
**LOCATION:** 2425 KENVIL CIR BHAM AL 35243

[ 111-C- ] Baths: **3.0** H/C Sqft: **3,506**  
**18-015.0** Bed Rooms: **4** Land Sch: **L1**  
 Land: **134,600** Imp: **174,800** Total: **309,400**  
 Acres: **0.000** Sales Info: **10/29/2014**  
**\$175,000**

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2015

[SUMMARY](#) [LAND](#) [BUILDINGS](#) [SALES](#) [PHOTOGRAPHS](#) [MAPS](#)

**SUMMARY**

ASSESSMENT		VALUE	
PROPERTY CLASS:	3 OVER 65 CODE:	LAND VALUE 10%	\$134,580
EXEMPT CODE:	2-2 DISABILITY CODE:	LAND VALUE 20%	\$0
MUN CODE:	02 COUNTY HS YEAR: 0	CURRENT USE VALUE [DEACTIVATED]	\$0
SCHOOL DIST:	EXM OVERRIDE AMT: \$0.00	<u>CLASS 2</u>	
OVR ASD VALUE:	\$0.00 TOTAL MILLAGE: 50.1	<u>CLASS 3</u>	
CLASS USE:		POOL VINYL 500 29VP500	\$10,000
FOREST ACRES:	0 TAX SALE:	BLDG 001 111	\$164,800
PREV YEAR VALUE:	\$322,300.00 BOE VALUE: 0	TOTAL MARKET VALUE [APPR. VALUE: \$309,400]:	\$309,380
		Assesment Override:	
		MARKET VALUE:	
		CU VALUE:	
		PENALTY:	
		ASSESSED VALUE:	

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$30,940	\$201.11	\$4,000	\$26.00	\$175.11
COUNTY	3	2	\$30,940	\$417.69	\$2,000	\$27.00	\$390.69
SCHOOL	3	2	\$30,940	\$253.71	\$0	\$0.00	\$253.71
DIST SCHOOL	3	2	\$30,940	\$0.00	\$0	\$0.00	\$0.00
CITY	3	2	\$30,940	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$30,940	\$157.79	\$0	\$0.00	\$157.79
SPC SCHOOL2	3	2	\$30,940	\$519.79	\$0	\$0.00	\$519.79

TOTAL FEE & INTEREST: (Detail) \$5.00

**ASSD. VALUE: \$30,940.00** **\$1,550.09** **GRAND TOTAL: \$1,502.09**

Payoff Quote

**DEEDS**

INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
<a href="#">201510-19841</a>	10/29/2014		2015		\$0.00
<a href="#">3586-773</a>	12/14/1988	12/2/2014	2014	CORELOGIC INC	\$1,567.22
		11/19/2013	2013	CORELOGIC INC	\$1,486.06
		11/21/2012	2012	CORELOGIC INC	\$1,486.06
		20111216	2011	***	\$1,502.09
		20101201	2010	***	\$1,502.09



**EXHIBIT "C"**

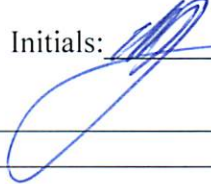
**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To Be completed by City Staff)*

The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2425 Kenvil Circle

**Engineering:** \_\_\_\_\_ **Date:** \_\_\_\_\_ **Initials:** \_\_\_\_\_  
**Comments:** \_\_\_\_\_  
\_\_\_\_\_

**Public Services** \_\_\_\_\_ **Initials:** \_\_\_\_\_  
*3425 Kenvil Circle – no major concerns noted; Kenvil Circle is a narrow 20-foot wide roadway without significant drainage infrastructure.*

**Police Department:** \_\_\_\_\_ **Date:** 1-6-16 **Initials:**   
**Comments:** No problems

**Fire Department:** \_\_\_\_\_ **Date:** 12/29/2015 **Initials:** SL  
**Comments:** No problems

December 7, 2015  
Anna and Brandon Rooks  
P.O. Box 660451  
Birmingham, AL 35266

To whom it may concern,

We are submitting a petition for annexation of the property at 2425 Kenvil Circle by the city of Vestavia Hills. Our family has resided in Vestavia for the past ten years and we love living in this city. We enjoy all of the benefits of living here, not the least of which are our church, Shades Mountain Baptist, and our city's top-notch school system. Our two older children, Madeline and Eli, are currently third graders at VHEW. Before starting kindergarten there, they attended St. Mark for preschool. Our youngest child, Ward, is currently at St. Mark and will start kindergarten next year. We have every desire to keep our children in Vestavia schools.

We sold our previous home in Vestavia in June of this year. After ten years and bringing home three children there, we had simply outgrown it and have been renting in Vestavia and searching for our forever home since then. We believe we have found that home in 2425 Kenvil Circle. We have some dear friends who live just a few doors down from this house on Kenvil Circle. They have children who attend Vestavia schools. There are also several other homes with families with children on the street who are zoned Vestavia, including the home next door to 2425 and the one across the street from it. We do not plan to flip this property. We plan to invest in it to make it a beautiful home for our family, and we want our home to always be in Vestavia Hills. We are excited about the prospect of living in a nice Vestavia neighborhood filled with friends and so conveniently located to schools and shopping.

We thank you in advance for your consideration of our petition and we hopefully look forward to many more years in Vestavia.

Sincerely,

Handwritten signatures of Anna and Brandon Rooks in blue ink. The signature for Anna is on the left and for Brandon is on the right.

Anna and Brandon Rooks

STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 12/07/2015

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

EXHIBIT "A"

LOT: 37

BLOCK: Buckhead, 2nd Sector

SURVEY: Resurvey of Lots 18, 19, 20, 33, 34, 35, 36, 37, 46, 47, and 48

RECORDED IN MAP BOOK 33, PAGE 22 IN THE  
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: Jefferson

COMPATIBLE CITY ZONING: Unincorporated

LEGAL DESCRIPTION (METES AND BOUNDS):

Lot 37, according to the Resurvey of Lots 18, 19, 20, 33, 34, 35, 36, 37, 46, 47, and 48 of Buckhead, 2nd Sector, as recorded in Map Book 33, Page 22, in the Probate Office of Jefferson County, Alabama.

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

SIGNATURE(S)

DESCRIPTION OF PROPERTY

<u>Anniforhs</u> <u>Bla</u>	Lot <u>37</u> Block <u>Buckhead, 2nd sector</u> Survey <u>Resurvey of lots 18, 19, 20, 33, 34, 35, 36, 37, 46, 47, and 48</u>
	Lot <u>37</u> Block <u>Buckhead, 2nd sector</u> Survey <u>Resurvey of lots 18, 19, 20, 33, 34, 35, 36, 37, 46, 47, and 48</u>
	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

Anna Rooks being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Anna Rooks  
Signature of Certifier

Subscribed and sworn before me this the 7<sup>th</sup> day of December, 2015.

Keegan Powell  
Notary Public

My commission expires: May 4, 2019



EXHIBIT "B"

**VESTAVIA HILLS BOARD OF EDUCATION**

1204 Montgomery Highway  
Vestavia Hills AL 35216

*(To be completed by the City)*

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
Deny \_\_\_\_\_  
Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): Brandon and Anna Rooks

Address: P.O. Box 660451

City: Birmingham State: AL Zip: 35266

**Information on Children:**

**Plan to Enroll In  
Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	Madeline Rooks	8	3	X	
2.	Eli Rooks	8	3	X	
3.	Ward Rooks	4	Pre-K	X	
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": 01/01/16

**ORDINANCE NUMBER 2656**

**AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1**

**BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 (low density residential district) to Vestavia Hills R-1 (low density residential district):

2425 Kenvil Circle  
Lot 37, Resurvey of Lots 18-20, 33-37 & 46-48, Buckhead, 2<sup>nd</sup> Sector  
Brandon and Anna Rooks, Owner(s)

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Wendy Dickerson  
Deputy City Clerk

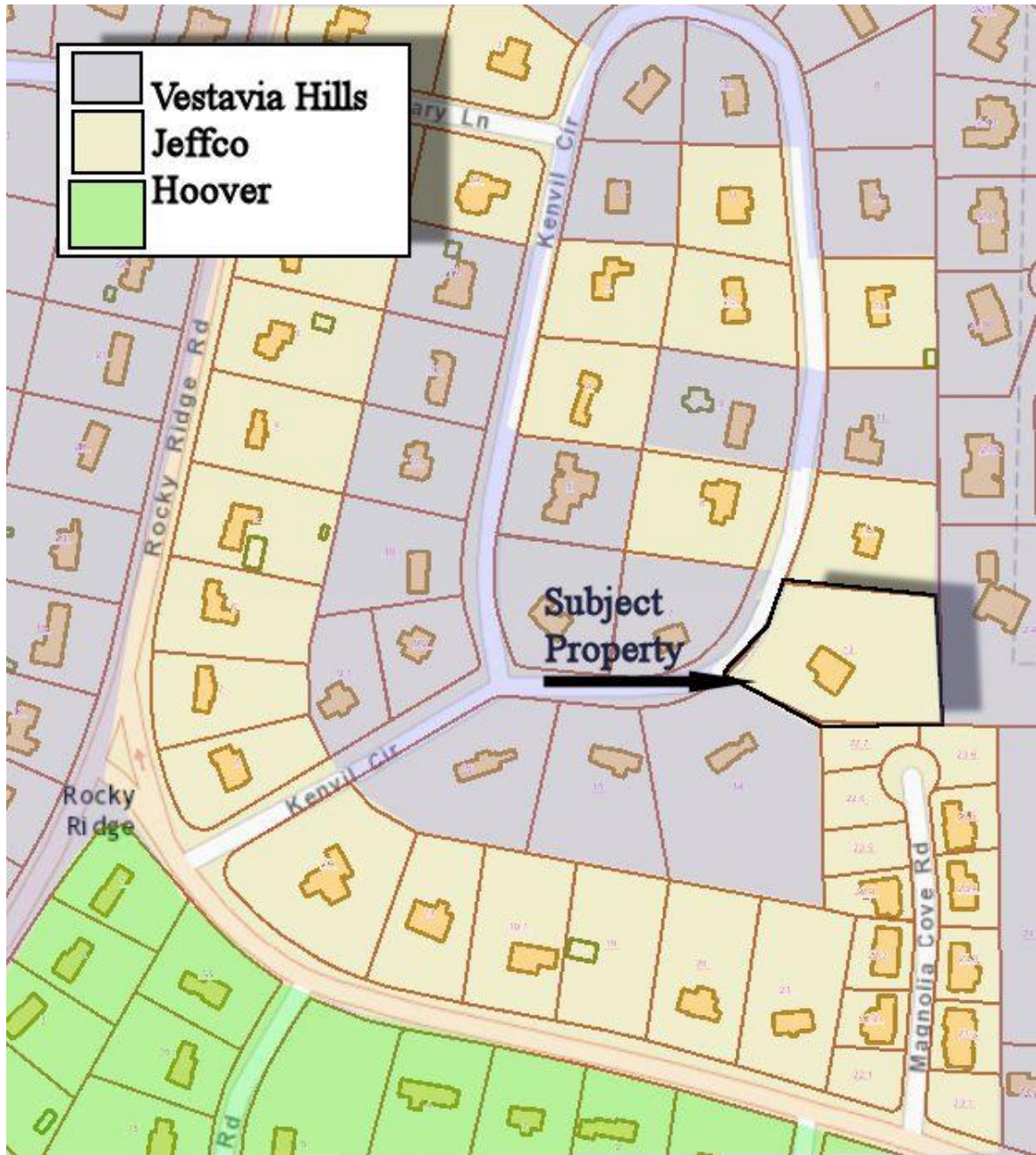
**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2656 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23<sup>rd</sup> day of May, 2016 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk





**CITY OF VESTAVIA HILLS**  
**SYNOPSIS AND STAFF RECOMMENDATION CONCERNING**  
**APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION**

Date: APRIL 14, 2016

- **CASE: P-0416-16**
- **REQUESTED ACTION:** Jefferson County E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 2425 Kenvil Cir.
- **APPLICANT/OWNER:** Brandon & Anna Rooks
- **REPRESNTING AGENT:**
- **GENERAL DISCUSSION:** Property is on Kenvil Cir, adjacent to Rocky Ridge Rd. Property began the annexation process by City Council with their approval of the overnight annexation (Ord. 26454) on 2/22/16. This is a compatible rezoning.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the Comprehensive Plan for medium density residential.
- **STAFF REVIEW AND RECOMMENDATION:**
  1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.  

**City Planner Recommendation:** No recommendation
  2. **City Engineer Review:** I have reviewed the application and have no issues with this request.
  3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.
  4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

**MOTION** Mr. Burrell made a motion to recommend approval of Rezoning for 2425 Kenvil Cir. from Jefferson County E-2 to Vestavia Hills R-1 For The Purposes Of Annexation. Second was by Mr. Gilchrist. Motion was carried on a roll call; vote as follows:

Mr. Goodwin – yes  
Mr. Sharp – yes  
Mr. Visintainer – yes  
Mr. House – yes  
Motion carried.

Mr. Burrell – yes  
Mr. Wolfe – yes  
Mr. Gilchrist – yes  
Mr. Larson – yes

**ORDINANCE NUMBER 2657**

**ANNEXING CERTAIN TERRITORY TO THE  
CORPORATE LIMITS OF THE CITY OF  
VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, on the 22nd day of February, 2016, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

**WHEREAS**, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

3425 Jones Drive  
Ralph and Alison McCall, Owners

More particularly described as follows:

Part of the Northeast quarter of the Southwest quarter of Section 32, Township 18 South, Range 2 West, situated in Jefferson County, Alabama, more particularly described as follows:

Begin at the Southeast corner of said Northeast quarter of Southwest quarter, run thence Northwardly along the East line of said quarter-quarter section for a distance of 210 feet; run thence Westwardly for a distance of 105 feet; run thence Southwardly for a distance of 105 feet; run thence Southwardly for a distance of 210 feet; run thence Eastwardly for a distance of 105 feet to the point of beginning.

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof with the Probate Judge of Jefferson County, Alabama.

**ADOPTING and APPROVED** this the 23rd day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

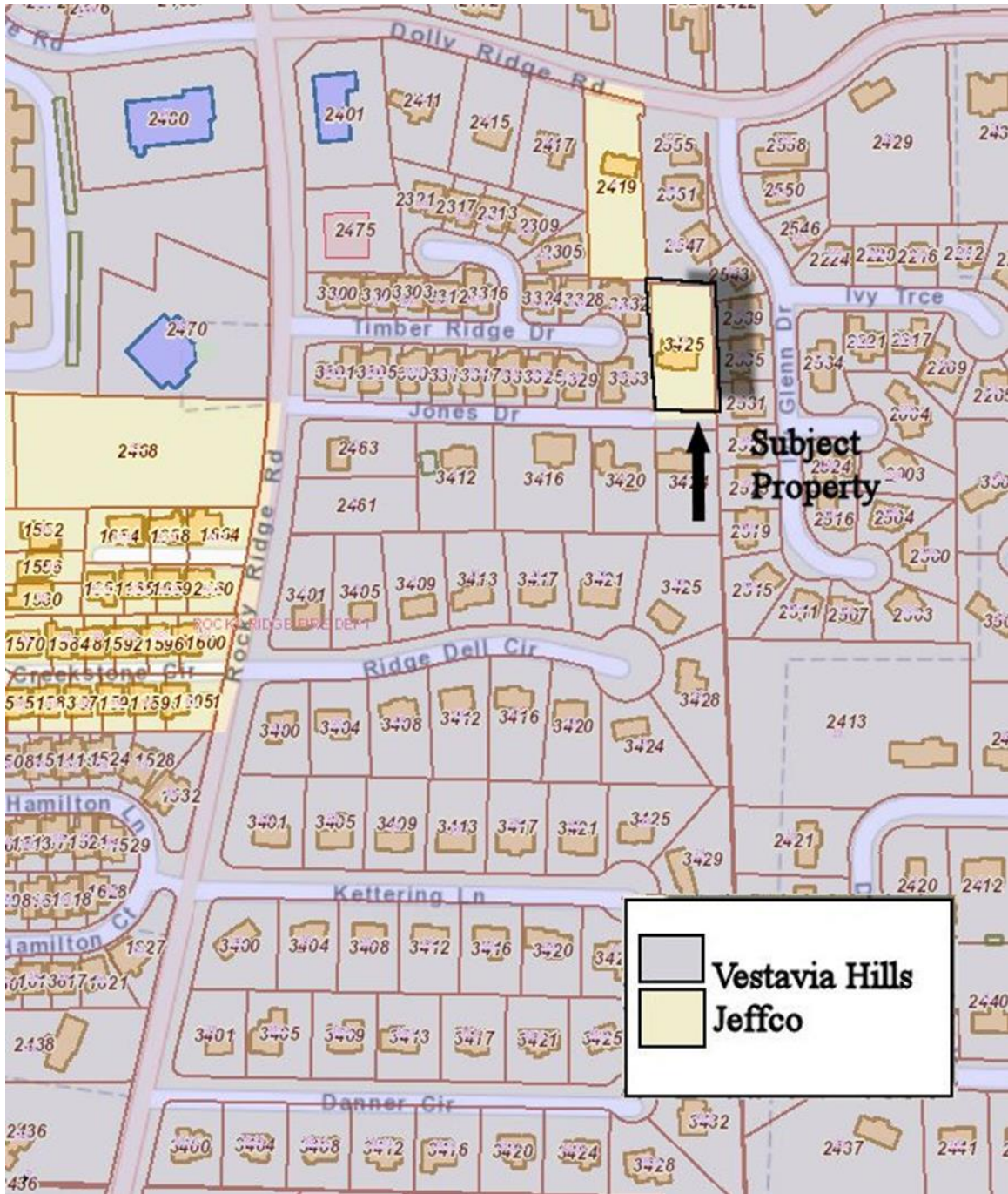
Wendy Dickerson  
Deputy City Clerk

**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2657 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of May, 2016, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk



**CITY OF VESTAVIA HILLS**  
**SYNOPSIS AND STAFF RECOMMENDATION CONCERNING**  
**APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION**

Date: APRIL 14, 2016

- **CASE: P-0416-17**
- **REQUESTED ACTION:** Jefferson County E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 3425 Jones Dr.
- **APPLICANT/OWNER:** Ralph & Alison McCall
- **REPRESENTING AGENT:**
- **GENERAL DISCUSSION:** Property is on Jones Dr., adjacent to Rocky Ridge Rd. Property began the annexation process by City Council with their approval of the overnight annexation (Ord. 2642) on 2/22/16. This is a compatible rezoning.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the Comprehensive Plan for medium density residential.
- **STAFF REVIEW AND RECOMMENDATION:**
  1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.  

**City Planner Recommendation:** No recommendation
  2. **City Engineer Review:** I have reviewed the application and have no issues with this request.
  3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.
  4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

**MOTION** Mr. Gilchrist made a motion to recommend approval of Rezoning for 3425 Jones Dr. from Jefferson County E-2 to Vestavia Hills R-1 For The Purpose Of Annexation. Second was by Mr. Burrell. Motion was carried on a roll call; vote as follows:

Mr. Goodwin – yes  
Mr. Sharp – yes  
Mr. Visintainer – yes  
Mr. House – yes  
Motion carried.

Mr. Burrell – yes  
Mr. Wolfe – yes  
Mr. Gilchrist – yes  
Mr. Larson – yes



**ORDINANCE NUMBER 2658**

**AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1**

**BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 (low density residential district) to Vestavia Hills R-1 (low density residential district):

3425 Jones Drive  
Ralph and Alison McCall, Owners

More particularly described as follows:

Part of the Northeast quarter of the Southwest quarter of Section 32, Township 18 South, Range 2 West, situated in Jefferson County, Alabama, more particularly described as follows:

Begin at the Southeast corner of said Northeast quarter of Southwest quarter, run thence Northwardly along the East line of said quarter-quarter section for a distance of 210 feet; run thence Westwardly for a distance of 105 feet; run thence Southwardly for a distance of 105 feet; run thence Southwardly for a distance of 210 feet; run thence Eastwardly for a distance of 105 feet to the point of beginning.

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

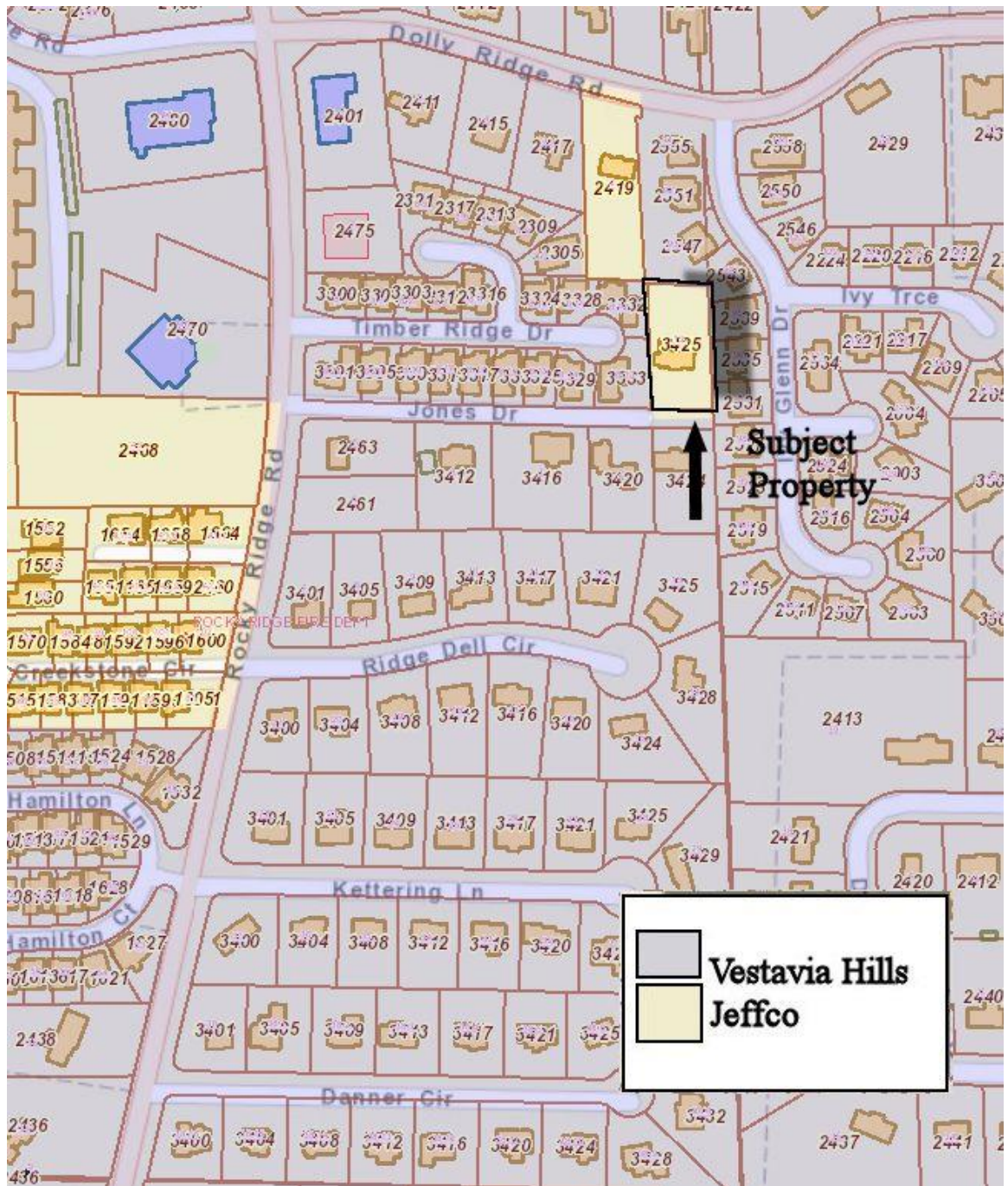
Wendy Dickerson  
Deputy City Clerk

**CERTIFICATION:**

I, Wendy Dickerson, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2658 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23<sup>rd</sup> day of May, 2016 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk



**ORDINANCE NUMBER 2659**

**ANNEXING CERTAIN TERRITORY TO THE  
CORPORATE LIMITS OF THE CITY OF  
VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, on the 22nd day of February, 2016, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

**WHEREAS**, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

2510 & 2512 Dolly Ridge Road  
Lots 21 & 22, Dolly Ridge Estates  
Don and Kristie Garrett & Todd and Leeba Strong, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof with the Probate Judge of Jefferson County, Alabama.

**ADOPTING and APPROVED** this the 23rd day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

**ATTESTED BY:**

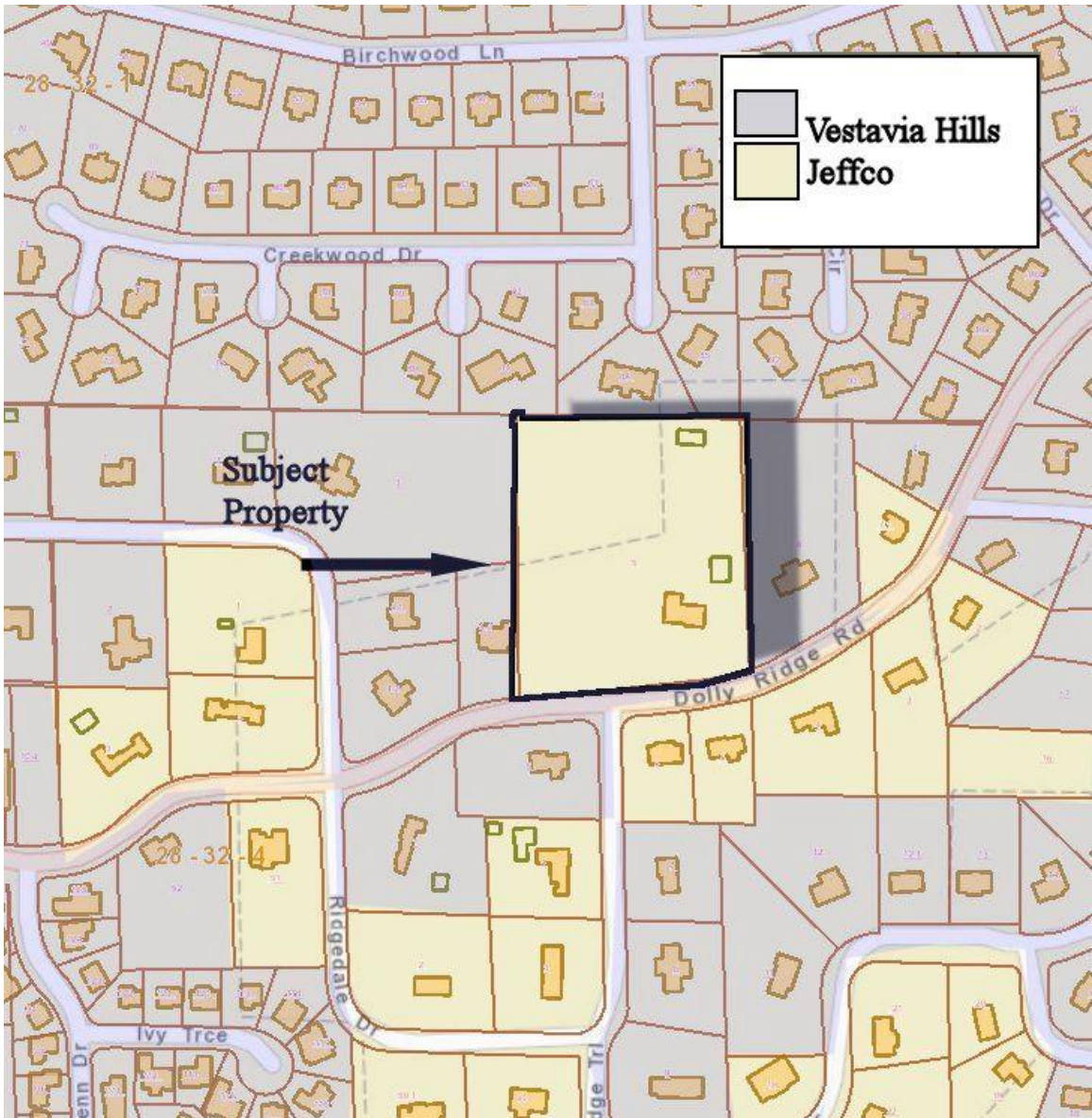
Wendy Dickerson  
City Clerk

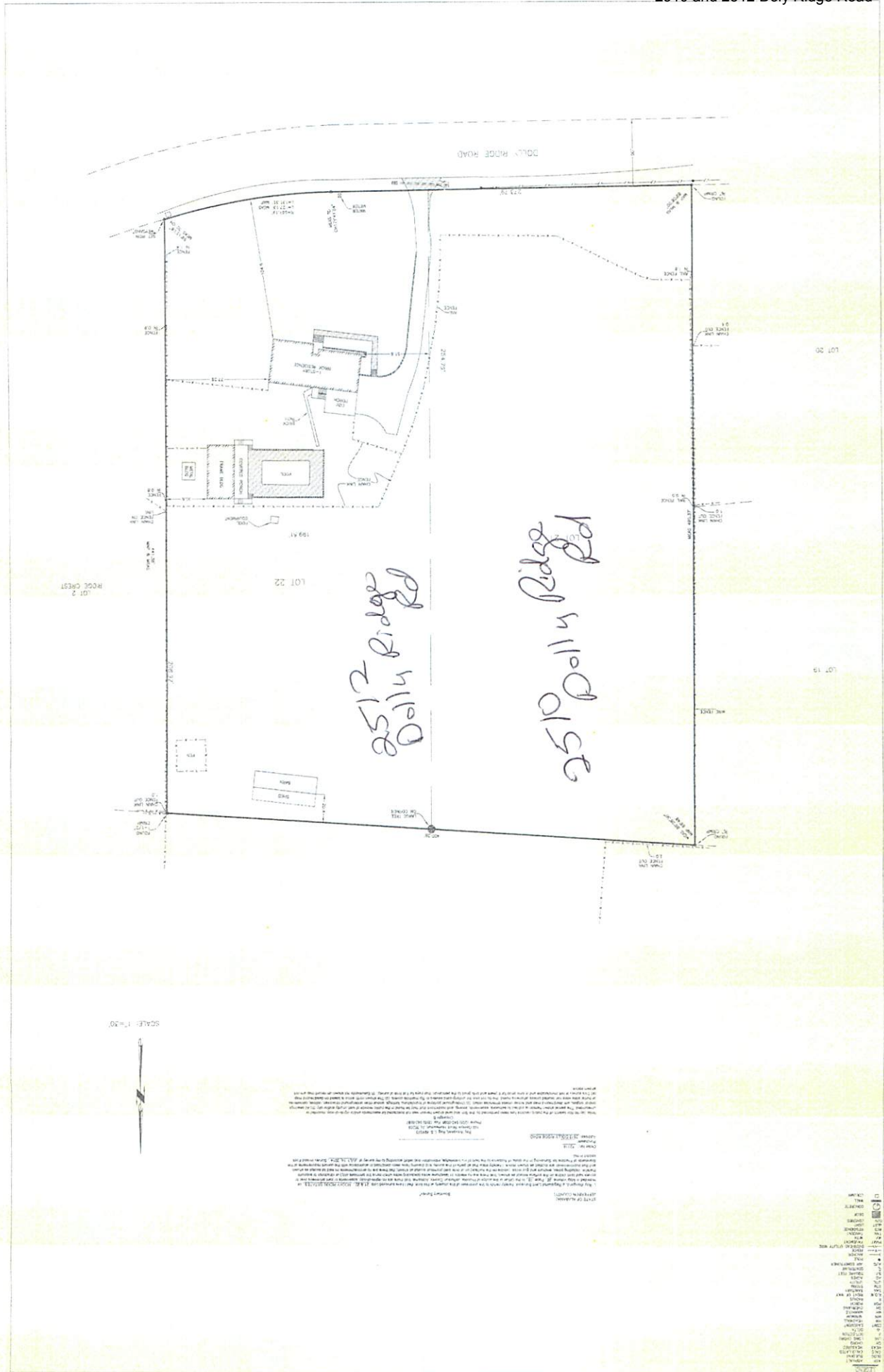
**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2659 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of May, 2016, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk





SCALE: 1"=20'



**NOTICE**  
 This plan was prepared by the undersigned professional engineer and architect, and it is submitted to you as such. It is your responsibility to see that the plan is correct and that it conforms to all applicable laws, ordinances, regulations and codes. The undersigned is not responsible for any errors or omissions in this plan, or for any consequences resulting therefrom. The undersigned is not responsible for any damages, including reasonable attorneys' fees, which may be incurred by you or any third party as a result of reliance on this plan. The undersigned is not responsible for any damages, including reasonable attorneys' fees, which may be incurred by you or any third party as a result of reliance on this plan. The undersigned is not responsible for any damages, including reasonable attorneys' fees, which may be incurred by you or any third party as a result of reliance on this plan.

SYMBOL	DESCRIPTION
[Symbol]	Lot Boundary
[Symbol]	Proposed Building Footprint
[Symbol]	Proposed Parking Area
[Symbol]	Proposed Driveway
[Symbol]	Proposed Accessory Building
[Symbol]	Proposed Fencing
[Symbol]	Proposed Retention Wall
[Symbol]	Proposed Utility Lines
[Symbol]	Proposed Easements
[Symbol]	Proposed Right-of-Way
[Symbol]	Proposed Survey Lines

**Annexation Committee Petition Review**

Property: 2510 & 2512 Dolly Ridge Road

Owners: Don and Kristie Garrett & Todd and Leeba Strong

Date: \_\_\_\_\_

1. The property in question is contiguous to the city limits.  
Yes  No \_\_\_\_\_ Comments: \_\_\_\_\_  
\_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
Yes  No \_\_\_\_\_ Comments: \_\_\_\_\_  
\_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
Yes  No \_\_\_\_\_ Comments \_\_\_\_\_  
\_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
Yes  No \_\_\_\_\_ Comments \_\_\_\_\_  
\_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \_\_\_\_\_. Meets city criteria: Yes  No \_\_\_\_\_  
Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
Yes  No \_\_\_\_\_ *N/A*  
Number of total homes \_\_\_\_\_ Number in city \_\_\_\_\_
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
Agreed to by petitioner: Yes  No \_\_\_\_\_ Comment \_\_\_\_\_  
\_\_\_\_\_



Property: 2510 & 2512 Dolly Ridge Road


8. A non-refundable administrative fee of \$100 has been paid to the city. Furthermore, voluntary contributions, including an application fee, of \$ \_\_\_\_\_ will be paid to offset costs associated with the annexation.  
Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials.  
Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments?  
Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. Information on children: Number in family 5; Plan to enroll in VH schools Yes  No \_\_\_\_\_ Comments: in VH school Already enrolled

Other Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
~~George Pierce~~ John Henley  
~~Chairman~~ Council Rep

PARCEL #: 28 00 32 4 002 005.000
OWNER: MITCHELL JANE
ADDRESS: 2512 DOLLY RIDGE RD VESTAVIA AL 35243-4610
LOCATION: 2512 DOLLY RIDGE RD BHAM AL 35243

[ 111-D- ] Baths: 2.0 H/C Sqft: 2,037
18-034.0 Bed Rooms: 2 Land Sch: L1
Land: 164,600 Imp: 179,400 Total: 344,000
Acres: 0.000 Sales Info: \$0

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2015

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT

PROPERTY CLASS: 3 OVER 65 CODE: X
EXEMPT CODE: 3-2 DISABILITY CODE:
MUN CODE: 02 COUNTY HS YEAR: 0
SCHOOL DIST: EXM OVERRIDE AMT: \$0.00
OVR ASD VALUE: \$0.00 TOTAL MILLAGE: 50.1
CLASS USE:
FOREST ACRES: 0 TAX SALE:
PREV YEAR VALUE: \$340,600.00 BOE VALUE: 0

VALUE

LAND VALUE 10% \$164,610
LAND VALUE 20% \$0
CURRENT USE VALUE [DEACTIVATED] \$0
CLASS 2
CLASS 3
BLDG 002 111 \$29,000
POOL VINYL 60 29VP600 \$8,600
BLDG 001 111 \$141,800
TOTAL MARKET VALUE [APPR. VALUE: \$344,000]: \$344,010
Assesment Override:
MARKET VALUE:
CU VALUE:
PENALTY:
ASSESSED VALUE:

TAX INFO

Table with columns: CLASS, MUNCODE, ASSD. VALUE, TAX, EXEMPTION, TAX EXEMPTION, TOTAL TAX. Rows include STATE, COUNTY, SCHOOL, DIST SCHOOL, CITY, FOREST, SPC SCHOOL1, SPC SCHOOL2.

ASSD. VALUE: \$34,400.00

\$1,723.44

GRAND TOTAL: \$1,472.84

FULLY PAID

DEEDS

INSTRUMENT NUMBER

5862-516

PAYMENT INFO

Table with columns: DATE, PAY DATE, TAX YEAR, PAID BY, AMOUNT. Rows show payment history from 2010 to 2015.

EXHIBIT "C"

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To Be completed by City Staff)*

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The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2510 & 2512 Dolly Ridge Road

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**Engineering:** Date: \_\_\_\_\_ Initials: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*2510/2512 Dolly Ridge Road -- no concerns noted*

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**Public Services:** Date: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Police Department:** Date: 1-6-16 Initials: *[Signature]*

Comments: *No problems* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Fire Department:** Date: 12/29/2015 Initials: *(SU)*

Comments: *No problems* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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STATE OF ALABAMA

JEFFERSON

COUNTY

PETITION FOR ANNEXATION TO THE

CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 11/23/2015

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in JEFFERSON County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

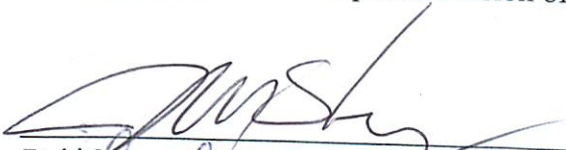
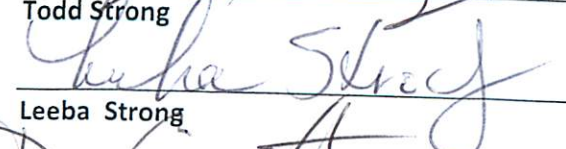

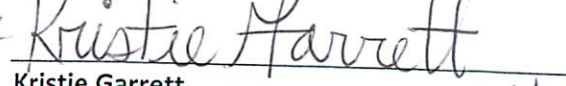
	<u>(205) 915-6346</u>
Todd Strong	CONTACT NUMBER
	<u>(205) 616-8546</u>
Leeba Strong	CONTACT NUMBER
	<u>(205) 410-2407</u>
Don Garrett	CONTACT NUMBER
* 	<u>(205) 533-1959</u>
Kristie Garrett	CONTACT NUMBER
<u>kagarrett@bellsouth.net</u>	

EXHIBIT "A"

LOT: 21 and 22

BLOCK: \_\_\_\_\_

SURVEY: Rocky Ridge Estates

RECORDED IN MAP BOOK 28, PAGE 78 IN THE  
PROBATE OFFICE OF Jefferson COUNTY, ALABAMA.

COUNTY ZONING: \_\_\_\_\_

COMPATIBLE CITY ZONING: \_\_\_\_\_

LEGAL DESCRIPTION (METES AND BOUNDS):

Parcel # 28 00 32 4 002 005.000  
2512 Dolly Ridge Road, Vestavia 35243

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Jane N. Mitchell</u>	Lot <u>21<sup>1/2</sup> 22</u> Block _____ Survey <u>ROCKY RIDGE ESTATES</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

JANE N MITCHELL being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.


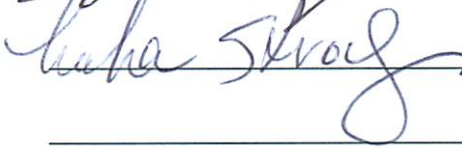
Jane N. Mitchell  
Signature of Certifier

Subscribed and sworn before me this the 17 day of November, 2015.

Mildred H. Osborn  
Notary Public

My commission expires: Aug 21, 2019

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.



<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
	Lot <u>22</u> Block _____ Survey <u>Rocky Ridge Estates</u>
	Lot <u>22</u> Block _____ Survey <u>Rocky Ridge Estates</u>
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

J Todd Strong; Lee Ba Strong being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

  
 \_\_\_\_\_  
 Signature of Certifier  
  
 \_\_\_\_\_

Subscribed and sworn before me this the 17<sup>th</sup> day of November, 2015.

  
 \_\_\_\_\_  
 Notary Public

My commission expires: Aug 21, 2019

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Don Garrett</u>	Lot <u>21</u> Block _____ Survey <u>Rocky Ridge Estates</u>
<u>Kristie Garrett</u>	Lot <u>21</u> Block _____ Survey <u>Rocky Ridge Estates</u>
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

Don Garrett & Kristie Garrett being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Kristie Garrett  
 \_\_\_\_\_  
*Signature of Certifier*  
Don Garrett

Subscribed and sworn before me this the 17<sup>th</sup> day of November, 2015.

Mildred H. Ashorn  
 \_\_\_\_\_  
 Notary Public

My commission expires: Aug 21, 2019



EXHIBIT "B"

**VESTAVIA HILLS BOARD OF EDUCATION**  
1204 Montgomery Highway  
Vestavia Hills AL 35216

(To be completed by the City)

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
Deny \_\_\_\_\_  
Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

(To be completed by Homeowner)

Name(s) of Homeowner(s): Don & Kristie Garrett  
Todd & Leeba Strong

Address: 2512 Dolly Ridge Road

City: Vestavia State: AL Zip: 35243

Information on Children:

*Already enrolled*  
~~Plan to Enroll In~~  
Vestavia Hills School?

	Name(s)	Age	School Grade	Yes	No
1.	Daniel Strong	17	11	VHHS	
2.	Matthew Strong	12	6	Pizitz	
3.	Haley Garrett	14	8	Pizitz	
4.	Sam Garrett	12	6	Pizitz	
5.	Ben Garrett	10	4	Central	
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": \* see attached

**ORDINANCE NUMBER 2660**

**AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1**

**BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 (low density residential district) to Vestavia Hills R-1 (low density residential district):

2510 and 2512 Dolly Ridge Road  
Don Garrett, Kristie Garrett, Todd Strong and Leba Strong, Owners

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

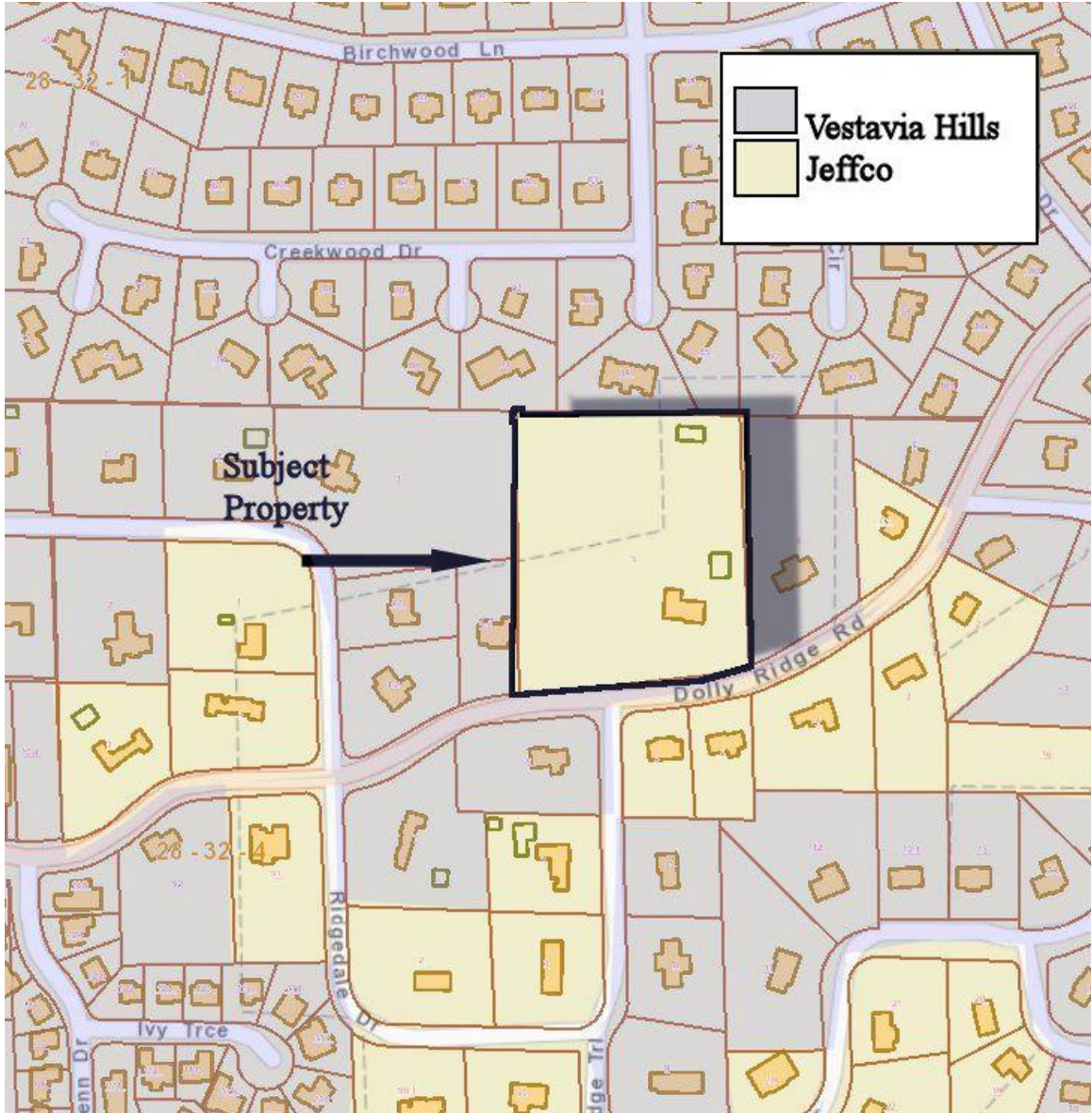
Wendy Dickerson  
Deputy City Clerk

**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2660 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23<sup>rd</sup> day of May, 2016 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk



**CITY OF VESTAVIA HILLS**  
**SYNOPSIS AND STAFF RECOMMENDATION CONCERNING**  
**APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION**

Date: APRIL 14, 2016

- **CASE: P-0416-18**
- **REQUESTED ACTION:** Jefferson County E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 2510 & 2512 Dolly Ridge Rd.
- **APPLICANT/OWNER:** Todd & Leeba Strong & Don & Kristie Garrett
- **REPRESENTING AGENT:**
- **GENERAL DISCUSSION:** Property is on Dolly Ridge Rd., close to Rocky Ridge Rd. Property began the annexation process by City Council with their approval of the overnight annexation (Ord. 2643) on 2/22/16. This is a compatible rezoning.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the Comprehensive Plan for medium density residential.
- **STAFF REVIEW AND RECOMMENDATION:**
  1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.  

**City Planner Recommendation:** No recommendation
  2. **City Engineer Review:** I have reviewed the application and have no issues with this request.
  3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.
  4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

**MOTION** Mr. Gilchrist made a motion to recommend approval of Rezoning for 2510 & 2512 Dolly Ridge Rd. from Jefferson County E-2 to Vestavia Hills R-1 For The Purposes Of Annexation. Second was by Mr. House. Motion was carried on a roll call; vote as follows:

Mr. Goodwin – yes  
Mr. Sharp – yes  
Mr. Visintainer – yes  
Mr. House – yes  
Motion carried.

Mr. Burrell – yes  
Mr. Wolfe – yes  
Mr. Gilchrist – yes  
Mr. Larson – yes

**ORDINANCE NUMBER 2661**

**ANNEXING CERTAIN TERRITORY TO THE  
CORPORATE LIMITS OF THE CITY OF  
VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, on the 22nd day of February, 2016, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

**WHEREAS**, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

2611 Alta Vista Circle  
Lot 7, Altadena Valley Country Club Sector  
Chad Speegle, Owner(s)

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof with the Probate Judge of Jefferson County, Alabama.

**ADOPTING and APPROVED** this the 23rd day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Wendy Dickerson  
Deputy City Clerk

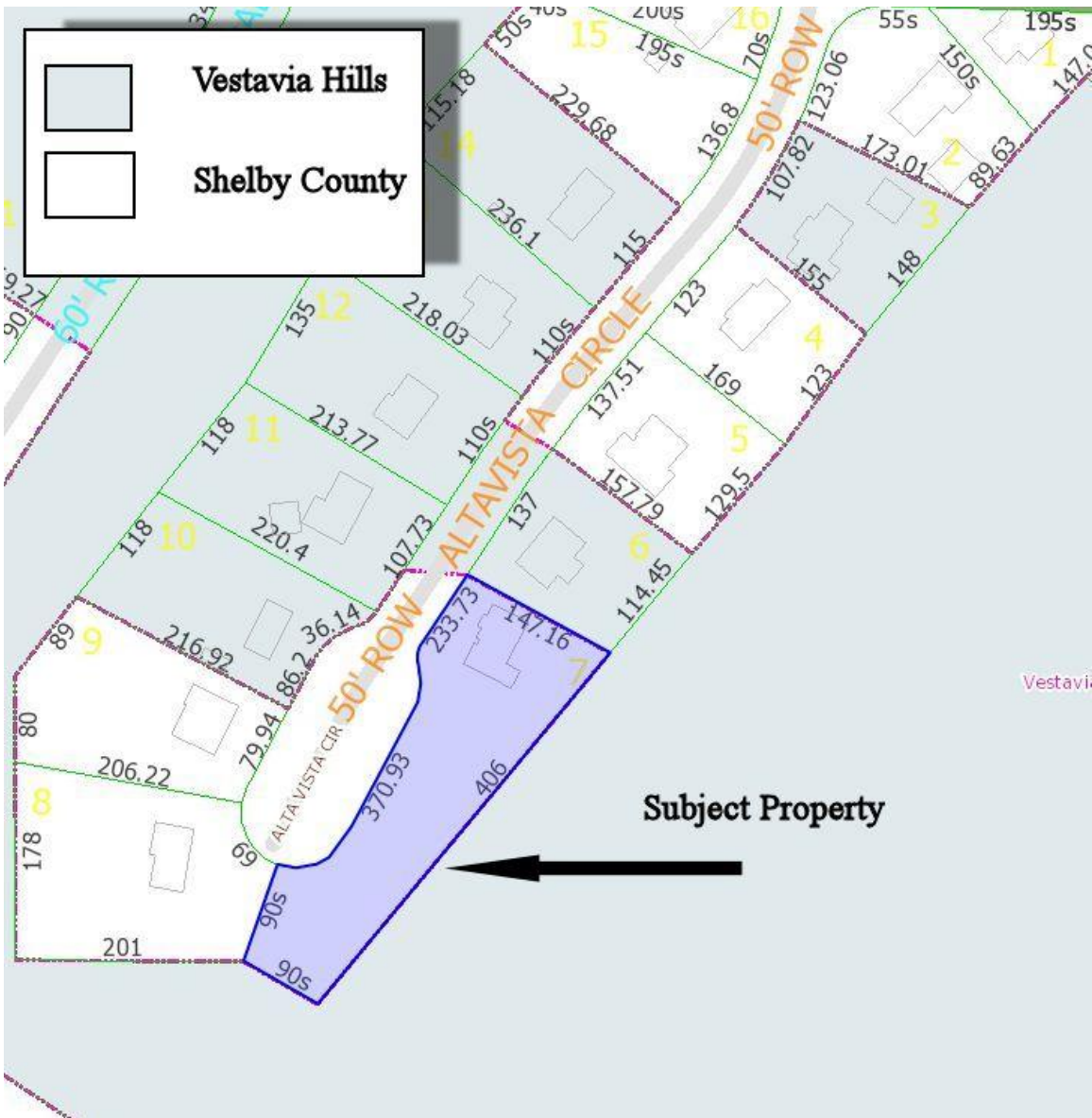
**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2661 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of May, 2016, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk





**Annexation Committee Petition Review**

Property: 2611 Alta Vista Circle

Owners: Chad Speegle

Date: 1-19-16

1. The property in question is contiguous to the city limits.  
Yes  No  Comments: \_\_\_\_\_  
\_\_\_\_\_
2. The land use of the petitioned property is compatible with land use in the area.  
Yes  No  Comments: \_\_\_\_\_  
\_\_\_\_\_
3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.  
Yes  No  Comments \_\_\_\_\_  
\_\_\_\_\_
4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.  
Yes  No  Comments Eng & aware & on watch list  
\_\_\_\_\_
5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$331,600. Meets city criteria: Yes  No   
Comment: \_\_\_\_\_
6. This street has fewer than 100% of the individual properties within the limits of the city  
Yes  No   
Number of total homes 15 Number in city 7
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.  
Agreed to by petitioner: Yes  No  Comment \_\_\_\_\_  
\_\_\_\_\_

Property: 2611 Alta Vista Circle

8. A non-refundable administrative fee of \$100 has been paid to the city.  
Furthermore, voluntary contributions, including an application fee, of  
\$ \_\_\_\_\_ will be paid to offset costs associated with the annexation.  
Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

9. Property is free and clear of hazardous waste, debris and materials.  
Yes  No \_\_\_\_\_ Comment \_\_\_\_\_

10. Are there any concerns from city departments?  
Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

11. Information on children: Number in family 1; Plan to enroll in VH  
schools Yes \_\_\_\_\_ No  Comments: \_\_\_\_\_  
\_\_\_\_\_

Other Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
\_\_\_\_\_  
George Pierce  
Chairman  
*John Henley  
Council rep*



SHELBY COUNTY, ALABAMA. CITIZEN ACCESS PORTAL

WELCOME PROPERTY TAX BOE PERSONAL PROPERTY REDEMPTION

- Search
- Pay Tax
- Assessment
- Forms

**PARCEL #:** 10 2 04 0 001 007.000  
**OWNER:** SPEEGLE CHAD ERIC  
**ADDRESS:** 2611 ALTAVISTA CIRCLE BHAM AL 35243

**Baths:** 3.5 **H/C Sqt:** 2,853  
**Land:** 80,000 **Imp:** 251,600 **Total:** 331,600  
**Acres:** 0.950 **Sales Info:** \$0

Prev Next >> [ 1 / 9 Records ]

Tax Year : 2015

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**SUMMARY**

<b>ASSESSMENT</b>		<b>VALUE</b>	
PROPERTY CLASS:	2	LAND VALUE 10%	\$0
EXEMPT CODE:		LAND VALUE 20%	\$80,000
MUN CODE:	01 COUNTY	CURRENT USE VALUE	\$0
SCHOOL DIST:	2		
OVR ASD VALUE:	\$0.00	<u>CLASS 2</u>	
		BLDG 01	111 \$251,600
CLASS USE:		<u>CLASS 3</u>	
FOREST ACRES:	0		
PREV YEAR VALUE:	\$334,300.00	TOTAL MARKET VALUE:	\$331,600

- QUICK LINKS
- PTC Info
  - Assessment
  - Collection
  - Property Deeds
  - Millage Rate
  - Contact Us
  - County Site
  - Get Adobe Reader
  - \*\* News \*\*

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	2	1	\$66,320	\$431.08	\$0	\$0.00	\$431.08
COUNTY	2	1	\$66,320	\$497.40	\$0	\$0.00	\$497.40
SCHOOL	2	1	\$66,320	\$1,061.12	\$0	\$0.00	\$1,061.12
DIST SCHOOL	2	1	\$66,320	\$928.48	\$0	\$0.00	\$928.48
CITY	2	1	\$66,320	\$0.00	\$0	\$0.00	\$0.00
FOREST	2	1	\$0	\$0.00	\$0	\$0.00	\$0.00

ASSD. VALUE: \$66,320.00      \$2,918.08      GRAND TOTAL: \$2,918.08

**DEEDS**

- INSTRUMENT NUMBER**
- [20051123000610570](#)
  - [20050106000008520](#)
  - [20041014000567580](#)
  - [20000001508600000](#)

DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
11/23/2005	11/18/2015	2015	CORELOGIC REAL ESTATE TAX SERVICE	\$2,918.08
1/5/2005	11/20/2014	2014	CORELOGIC	\$2,941.84
1/7/2004	11/15/2013	2013	RESURGENT CAPITAL SERVICES LP	\$1,430.36
5/2/2000	11/8/2012	2012	GREEN TREE SERVICING	\$1,430.36
	11/17/2011	2011	FIRST FEDERAL OF ALABAMA	\$1,441.80
	11/23/2010	2010	FIRST FEDERAL OF ALABAMA	\$1,464.68
	11/16/2009	2009	FIRST FEDERAL OF ALABAMA	\$1,322.12
	11/19/2008	2008	FIRST FEDERAL OF ALABAMA	\$1,322.12
	11/19/2007	2007	FIRST FEDERAL OF ALABAMA	\$1,316.84
	11/20/2006	2006	FIRST FEDERAL OF ALABAMA	\$1,223.56
	11/18/2005	2005	FIRST FEDERAL BANK	\$2,471.92
	11/8/2004	2004	FIRST FEDERAL BANK	\$396.00

DON ARMSTRONG  
Property Tax Commissioner

SHELBY COUNTY  
102 Depot Street  
Columbiana, AL 35051  
(205) 670-6900



Powered By: E-Ring, Inc.

Website Disclaimer

EXHIBIT "C"

**CITY OF VESTAVIA HILLS**

*Department Review of Proposed Annexation  
(To Be completed by City Staff)*

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The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 2611 Alta Vista Circle

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**Engineering:** \_\_\_\_\_ Date: \_\_\_\_\_ Initials: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**Public Serv.:**

*2611 Alta Vista Circle -- within Shelby County; pavement is in poor condition and needs resurfacing in near future; this lot sits below street level and has existing drainage concerns with water from street; home has existing landscape blocks used to act as a curbing -- this "make shift" curbing will not be maintained by the City.*

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**Police Department:** \_\_\_\_\_ Date: 1-6-16 Initials: \_\_\_\_\_

Comments: No problems \_\_\_\_\_  
\_\_\_\_\_

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**Fire Department:** \_\_\_\_\_ Date: 12/29/2015 Initials: SK

Comments: No problems \_\_\_\_\_  
\_\_\_\_\_

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STATE OF ALABAMA

SHELBY COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 12-17-15

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in SHELBY County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

CESPEEGLE@hotmail.com

205-243-6604

**EXHIBIT "A"**

LOT: 7

BLOCK: \_\_\_\_\_

SURVEY: ALTADENA VALLEY COUNTRY CLUB

RECORDED IN MAP BOOK \_\_\_\_\_, PAGE \_\_\_\_\_ IN THE  
PROBATE OFFICE OF \_\_\_\_\_ COUNTY, ALABAMA.

COUNTY ZONING: SHELBY COUNTY E2

COMPATIBLE CITY ZONING: VESTAVIA

LEGAL DESCRIPTION (METES AND BOUNDS):

IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Chad Speegle</u>	Lot <u>7</u> Block _____ Survey <u>ALTADENA VALLEY COUNTRY CLUB</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

SHELBY COUNTY

CHAD SPEEGLE being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

Chad Speegle  
Signature of Certifier

Subscribed and sworn before me this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My commission expires: \_\_\_\_\_



**EXHIBIT "B"**

**VESTAVIA HILLS BOARD OF EDUCATION**

1204 Montgomery Highway  
 Vestavia Hills AL 35216

*(To be completed by the City)*

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
 Deny \_\_\_\_\_  
 Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): CHAD SPEEGLE  
 Address: 2611 ALTA VISTA CIRCLE  
 City: BIRMINGHAM State: AL Zip: 35243

**Information on Children:**

**Plan to Enroll In  
 Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.					
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes". \_\_\_\_\_

**ORDINANCE NUMBER 2662**

**AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM SHELBY COUNTY E-1 TO VESTAVIA HILLS E-2**

**BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Shelby County E-1 (low density residential district) to Vestavia Hills E-2 (low density residential district):

2611 Alta Vista Circle  
Lot 7, Altadena Valley Country Club Sector  
Chad Speegle, Owners

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

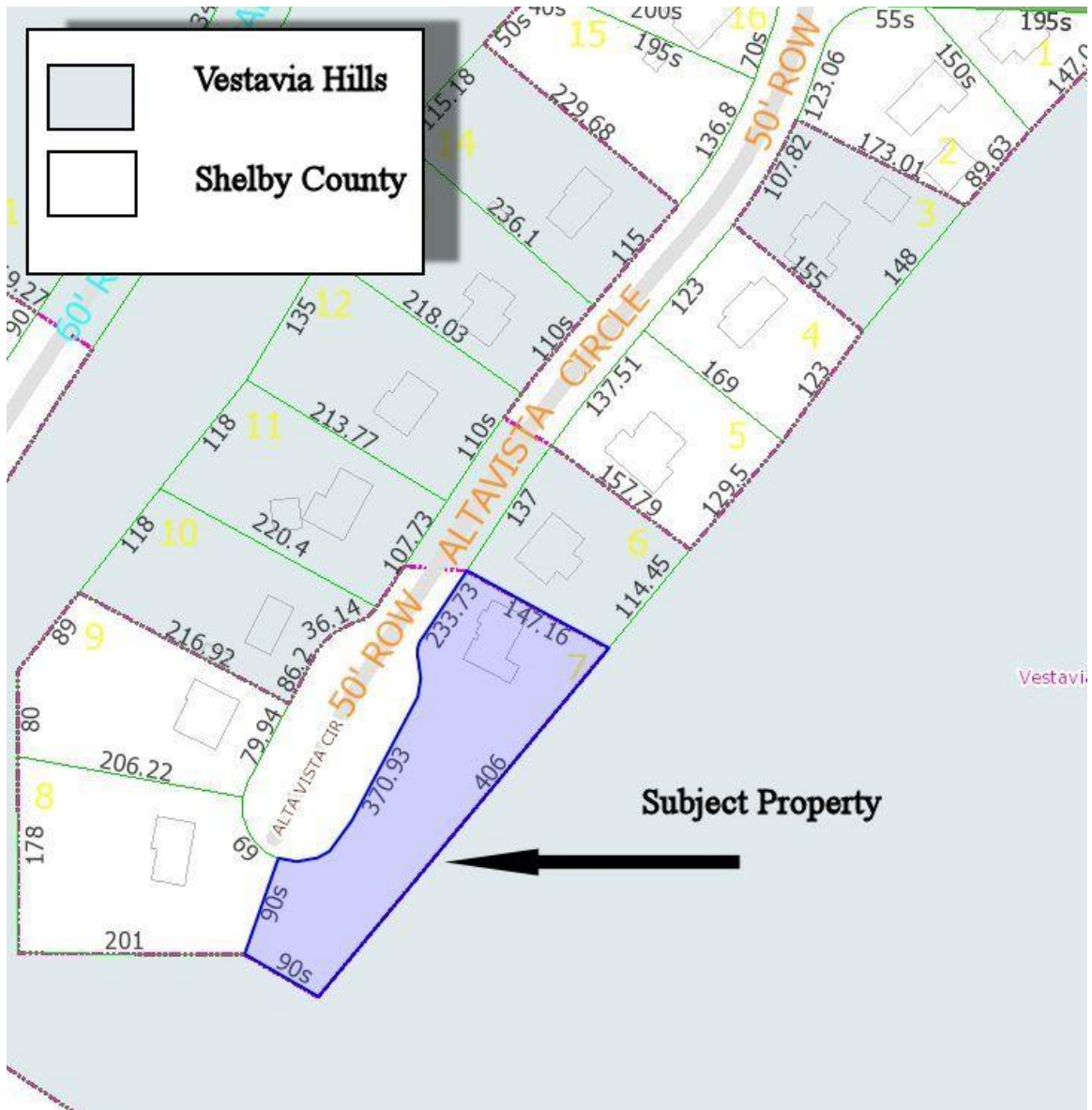
Wendy Dickerson  
Deputy City Clerk

**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2662 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23<sup>rd</sup> day of May, 2016 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk



**CITY OF VESTAVIA HILLS**  
**SYNOPSIS AND STAFF RECOMMENDATION CONCERNING**  
**APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION**

Date: APRIL 14, 2016

- **CASE: P-0416-20**
- **REQUESTED ACTION:** Jefferson County E-1 to Vestavia Hills E-2
- **ADDRESS/LOCATION:** 2611 Alta Vista Cir.
- **APPLICANT/OWNER:** Chad Speegle
- **REPRESNTING AGENT:**
- **GENERAL DISCUSSION:** Property is on Alta Vista Cir., adjacent to defunct AVCC. Property began the annexation process by City Council with their approval of the overnight annexation (Ord. 2644) on 2/22/16. This is a compatible rezoning.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the Comprehensive Plan for medium density residential.
- **STAFF REVIEW AND RECOMMENDATION:**
  1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.  

**City Planner Recommendation:** No recommendation
  2. **City Engineer Review:** I have reviewed the application and have no issues with this request.
  3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.
  4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

**MOTION** Mr. Wolfe made a motion to recommend approval of Rezoning for 2611 Alta Vista Cir. from Jefferson County E-1 to Vestavia Hills E-2 For The Purpose Of Annexation. Second was by Mr. Gilchrist. Motion was carried on a roll call; vote as follows:

Mr. Goodwin – yes  
Mr. Sharp – yes  
Mr. Visintainer – yes  
Mr. House – yes  
Motion carried.

Mr. Burrell – yes  
Mr. Wolfe – yes  
Mr. Gilchrist – yes  
Mr. Larson – yes

**ORDINANCE NUMBER 2663**

**ANNEXING CERTAIN TERRITORY TO THE  
CORPORATE LIMITS OF THE CITY OF  
VESTAVIA HILLS, ALABAMA.**

**WHEREAS**, on the 22nd day of February, 2016, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

**WHEREAS**, the City Council of the City of Vestavia Hills, at the time and place of its regular meeting on said date, made a determination that the matters contained in the Petition were true and that it was in the public interest that said property be annexed to the City of Vestavia Hills, Alabama.

**NOW, THEREFORE, BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. That the following property which was described in said petition be annexed to the City of Vestavia Hills, Alabama:

4705 Caldwell Mill Road  
David Acton Building Corporation, Owner(s)

More particularly described as follows:

Part of the Northeast 1/4 of Southwest 1/4 of Section 34. Township 18. Range 2 West described as follows: Begin at the Southeast corner of the Northeast 1/4 of Southwest 1/4 of Section 34, Township 18. Range 2 West and run North along the Easterly boundary of said.1/4 1/4 for 233 feet to the point of beginning; thence tum an angle to the left of 90 degrees and run In a westerly direction for 224 feet to a point; thence tum an angle to the right of 90 degrees and run in a northerly direction for 83.3 feet to a point; thence tum an angle to the left of 77 degrees 50' and run in a Northeasterly direction for 169.8 feet to a point; thence tum an angle to the right of 121 degrees 30' and run in a Northeasterly direction 210 feet to a point; then tum an angle to the right of 61degrees 18' and run in a Southeasterly direction for 250.2 feet to a point on the easterly boundary line of said 1/4 1/4 thence tum an angle to right of 72 degrees 33' and run in a southerly direction 199 feet to the point of beginning. Excepting any part of subject property which lies north of that certain hollow set out in instrument recorded in Volume 3779, Page 203. in the Office of the Judge of Probate of Jefferson County, Alabama.

AND ALSO, begin at the Southwest corner of the Northeast 1/4 of Southwest 1/4 of Section 34, Township 18, Range 2 West and run North along the easterly boundary of said 1/4 for 233 feet to a point; thence tum an angle to the left of 90 degrees and run In a westerly direction 224 feet to a point; thence tum an angle to the right of 90 degrees and run in a northerly direction 83.3 feet to a point; thence tum an angle to the left of 77 degrees 50' and run in a Northwesterly direction for 169.8 to the point of beginning; thence continue in a Northwesterly direction along the last described course for a distance of 210 feet; thence tum an angle to the right of 107 degrees 46' and run in a Northeasterly direction for a distance of 53.3 feet to a point; thence tum an angle to the right of 38 degrees 42' and run in a Northeasterly direction for 156.7 feet to a point; thence tum an angle to the right of 20 degrees 54' and run in a Northeasterly direction for 179 feet to a point; thence tum an angle to the right of 315 degrees 08' and run in a Southwesterly direction for 8 distance of 210 feet to the point of beginning.

Excepting any part of Subject property which lies north of that certain hollow set out in Instrument recorded in Volume 3779, Page 204. in the Office of the Judge of Probate of Jefferson County, Alabama.

2. That this Annexation shall become effective upon the adoption and approval of this Ordinance in accordance with the provisions of law, after which the heretofore described property shall become a part of the City of Vestavia Hills, Alabama.

3. That the City Clerk be and is hereby directed to publish this Ordinance in accordance with the requirements of the law and to file a copy hereof, together with a duly certified copy of the petition, with the Probate Judge of Jefferson County, Alabama.

**ADOPTING and APPROVED** this the 23rd day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Wendy Dickerson  
Deputy City Clerk

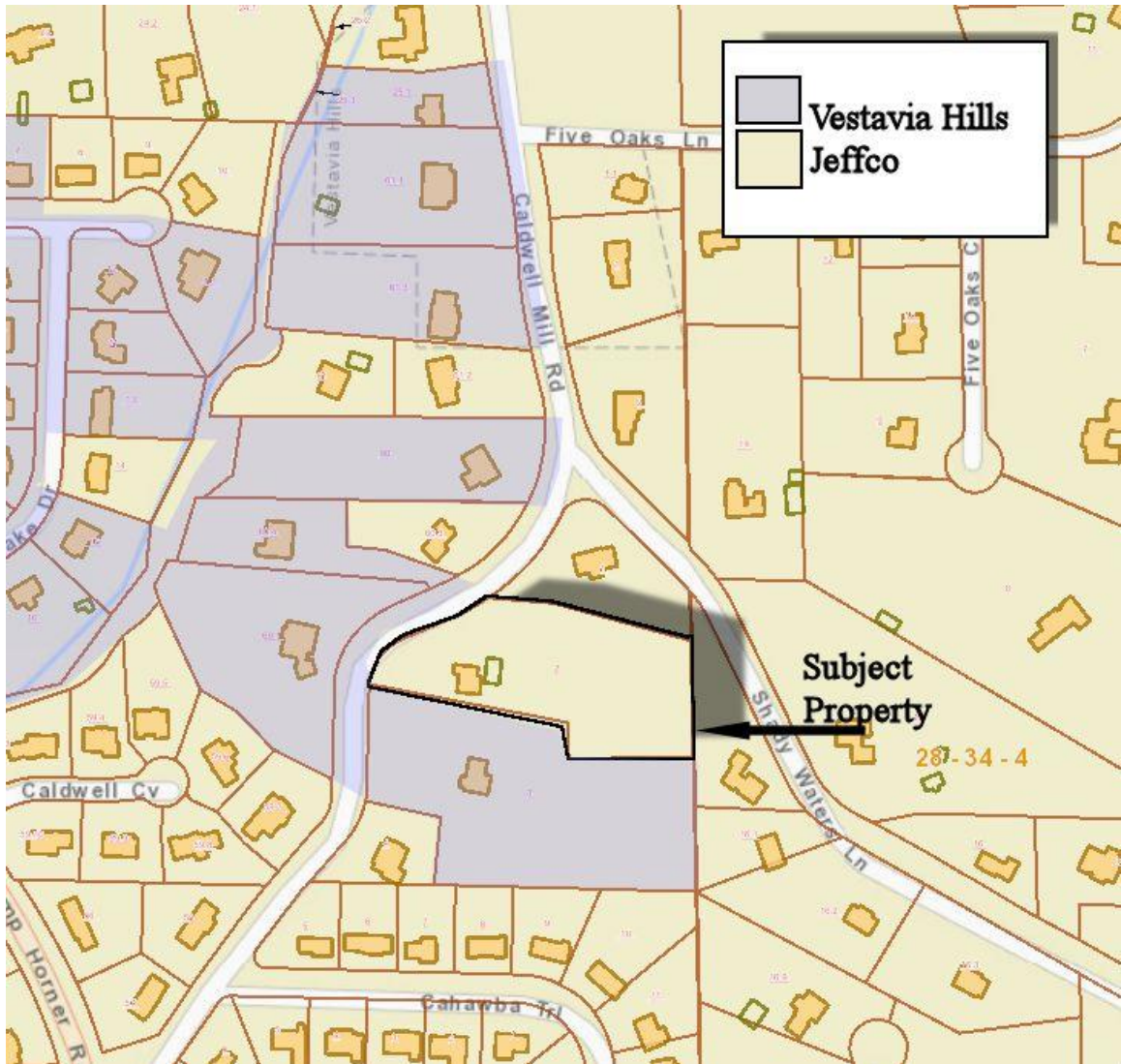


**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2663 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23rd day of May, 2016, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk



**PARCEL #:** 28 00 34 3 008 002.000  
**OWNER:** ALLEN JOYCE  
**ADDRESS:** 4705 CALDWELL MILL RD VESTAVIA AL 35243-3035  
**LOCATION:** 4705 CALDWELL MILL RD BHAM AL 35243

[ 111-C0 ] Baths: 1.0 H/C Sqft: 1,338  
 18-040.0 Bed Rooms: 2 Land Sch: A416  
 Land: 166,200 Imp: 66,100 Total: 232,300  
 Acres: 0.000 Sales Info: \$0

<< Prev Next >> [ 1 / 0 Records ] Processing...

Tax Year : 2015

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

**SUMMARY**

<b>ASSESSMENT</b>		<b>VALUE</b>	
PROPERTY CLASS: 3	OVER 65 CODE:	LAND VALUE 10%	\$166,200
EXEMPT CODE: 2-2	DISABILITY CODE:	LAND VALUE 20%	\$0
MUN CODE: 01 COUNTY	HS YEAR: 0	CURRENT USE VALUE [DEACTIVATED]	\$0
SCHOOL DIST:	EXM OVERRIDE AMT: \$0.00	<u>CLASS 2</u>	
OVR ASD VALUE: \$0.00	TOTAL MILLAGE: 50.1	<u>CLASS 3</u>	
CLASS USE:		GARAGE WOOD OR 24WCBNA	\$9,400
FOREST ACRES: 0	TAX SALE:	BLDG 001 111	\$56,700
PREV YEAR VALUE: \$232,300.00	BOE VALUE: 0	TOTAL MARKET VALUE [APPR. VALUE: \$232,300]:	\$232,300
		Assesment Override:	
		MARKET VALUE:	
		CU VALUE:	
		PENALTY:	
		ASSESSED VALUE:	

**TAX INFO**

	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	1	\$23,240	\$151.06	\$4,000	\$26.00	\$125.06
COUNTY	3	1	\$23,240	\$313.74	\$2,000	\$27.00	\$286.74
SCHOOL	3	1	\$23,240	\$190.57	\$0	\$0.00	\$190.57
DIST SCHOOL	3	1	\$23,240	\$0.00	\$0	\$0.00	\$0.00
CITY	3	1	\$23,240	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	1	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	1	\$23,240	\$118.52	\$0	\$0.00	\$118.52
SPC SCHOOL2	3	1	\$23,240	\$390.43	\$0	\$0.00	\$390.43

TOTAL FEE & INTEREST: (Detail) \$5.00

ASSD. VALUE: \$23,240.00

\$1,164.32

GRAND TOTAL: \$1,116.32

**DEEDS**

**PAYMENT INFO**

INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
		12/7/2015	2015	THE LAW OFFICES OF CHARLES D STEWART JR	\$1,122.34
		12/9/2014	2014	JOYCEALLENLOGAN	\$1,116.32
		10/25/2013	2013	-	\$1,116.32
		11/6/2012	2012	ALLEN JOYCE	\$1,115.83
		20111025	2011	***	\$1,121.85
		20101101	2010	***	\$1,049.70
		20091118	2009	***	\$1,049.70



EXHIBIT "C"

**CITY OF VESTAVIA HILLS**  
*Department Review of Proposed Annexation*  
*(To Be completed by City Staff)*

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The following properties have requested to be annexed into the City. Please review this request and then forward your comments to the City Clerk as soon as is reasonably possible.

Location: 4705 Caldwell Mill Road

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**Engineering:** Date: \_\_\_\_\_ Initials: \_\_\_\_\_

Comments: \_\_\_\_\_  
\_\_\_\_\_

**Public Services:**

*4705 Caldwell Mill Road -- no concerns noted; existing pavement is in good condition; future development will need to consider potential driveway location to avoid poor sight distance concerns.*

**Police Department:**

Date: 1-6-16 Initials: \_\_\_\_\_

Comments: No problems \_\_\_\_\_  
\_\_\_\_\_

**Fire Department:**

Date: 12/29/2015 Initials: (SK)

Comments: No problems \_\_\_\_\_  
\_\_\_\_\_

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STATE OF ALABAMA

Jefferson COUNTY

PETITION FOR ANNEXATION TO THE  
CITY OF VESTAVIA HILLS, ALABAMA

Date of Petition: 11/30/2015

To the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama:

We, the undersigned owners of the properties set out in red outline in Exhibit "A" attached hereto, which properties are contiguous to the City limits of the City of Vestavia Hills, Alabama, under the authority of Act No. 32 of the Special Session of the Alabama Legislature of 1964, do hereby petition the City of Vestavia Hills, Alabama, that the properties set out in red outline in Exhibit "A" attached, situated in Jefferson County, Alabama, be annexed to the City of Vestavia Hills, Alabama. The metes and bounds description of the boundary of the property of the undersigned proposed to be annexed is also set out on said Exhibit "A" and a map showing in red the property proposed for annexation by this petition is also attached and made a part hereof.

The undersigned petitioners do further petition that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, set a date for the hearing of this petition and any objections in writing to the petition or protest, on a date certain and that no less than ninety (90) days before said date certain for said hearing on this petition, that a notice of said hearing along with this petition be published in a newspaper of general circulation in Jefferson County, Alabama.

We, the undersigned petitioners do also ask that the Honorable Mayor and City Council of the City of Vestavia Hills, Alabama, do all things necessary and requisite to comply with the terms of Act No. 32 of the Special Session of the Alabama Legislature of 1964.

*Jordan* (205) 281-1226

**EXHIBIT "A"**

LOT: 002.000

BLOCK: 008

SURVEY: 28-00-34-3-008

RECORDED IN MAP BOOK \_\_\_\_\_, PAGE \_\_\_\_\_ IN THE  
PROBATE OFFICE OF \_\_\_\_\_ COUNTY, ALABAMA.

COUNTY ZONING: E2

COMPATIBLE CITY ZONING: R1

LEGAL DESCRIPTION (METES AND BOUNDS): **See Next Page**

**LEGAL DESCRIPTION**

Part of the Northeast  $\frac{1}{4}$  of Southwest  $\frac{1}{4}$  of Section 34, Township 18, Range 2 West described as follows: Begin at the Southeast corner of the Northeast  $\frac{1}{4}$  of Southwest  $\frac{1}{4}$  of Section 34, Township 18, Range 2 West and run North along the Easterly boundary of said  $\frac{1}{4}$   $\frac{1}{4}$  for 233 feet to the point of beginning; thence turn an angle to the left of  $90^\circ$  and run in a westerly direction for 224 feet to a point; thence turn an angle to the right of  $90^\circ$  and run in a northerly direction for 83.3 feet to a point; thence turn an angle to the left of  $77^\circ 50'$  and run in a Northeasterly direction for 169.8 feet to a point; thence turn an angle to the right of  $121^\circ 30'$  and run in a Northeasterly direction 210 feet to a point; then turn an angle to the right of  $61^\circ 18'$  and run in a Southeasterly direction for 250.2 feet to a point on the easterly boundary line of said  $\frac{1}{4}$   $\frac{1}{4}$ ; thence turn an angle to right of  $72^\circ 33'$  and run in a southerly direction 199 feet to the point of beginning. Excepting any part of subject property which lies north of that certain hollow set out in instrument recorded in Volume 3779, Page 203, in the Office of the Judge of Probate of Jefferson County, Alabama.

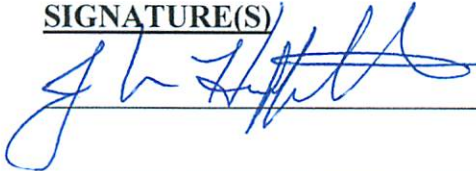
**AND ALSO**

Begin at the Southwest corner of the Northeast  $\frac{1}{4}$  of Southwest  $\frac{1}{4}$  of Section 34, Township 18, Range 2 West and run North along the easterly boundary of said  $\frac{1}{4}$   $\frac{1}{4}$  for 233 feet to a point; thence turn an angle to the left of  $90^\circ$  and run in a westerly direction 224 feet to a point; thence turn an angle to the right of  $90^\circ$  and run in a northerly direction 83.3 feet to a point; thence turn an angle to the left of  $77^\circ 50'$  and run in a Northwesterly direction for 169.8 to the point of beginning; thence continue in a Northwesterly direction along the last described course for a distance of 210 feet; thence turn an angle to the right of  $107^\circ 46'$  and run in a Northeasterly direction for a distance of 53.3 feet to a point; thence turn an angle to the right of  $38^\circ 42'$  and run in a Northeasterly direction for 156.7 feet to a point; thence turn an angle to the right of  $20^\circ 54'$  and run in a Northeasterly direction for 179 feet to a point; thence turn an angle to the right of  $315^\circ 08'$  and run in a Southwesterly direction for a distance of 210 feet to the point of beginning. Excepting any part of subject property which lies north of that certain hollow set out in instrument recorded in Volume 3779, Page 204, in the Office of the Judge of Probate of Jefferson County, Alabama.





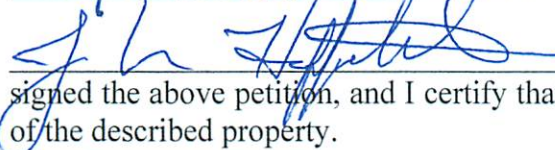
IN WITNESS WHEREOF, the undersigned have hereunto set their hands and seals, or caused these presents to be executed by their duly authorized representatives, with full authority.

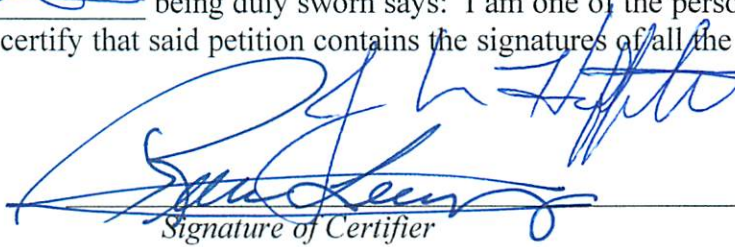
<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
	Lot <u>002.000</u> Block <u>008</u> Survey <u>MAP # 28-00-34-3-008</u>
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

(Use reverse side hereof for additional signatures and property descriptions, if needed).

STATE OF ALABAMA

Jefferson COUNTY

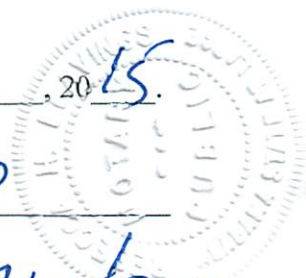
 being duly sworn says: I am one of the persons who signed the above petition, and I certify that said petition contains the signatures of all the owners of the described property.

  
Signature of Certifier

Subscribed and sworn before me this the 30th day of Nov., 2015.

  
Notary Public

My commission expires: 7/15/2019



**EXHIBIT "B"**

**VESTAVIA HILLS BOARD OF EDUCATION**

**1204 Montgomery Highway  
 Vestavia Hills AL 35216**

*(To be completed by the City)*

Date of Annexation Petition \_\_\_\_\_ Action Taken: Grant \_\_\_\_\_  
 Deny \_\_\_\_\_  
 Resolution: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 Overnight Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_  
 90 Day Final Ordinance: Date: \_\_\_\_\_ Number: \_\_\_\_\_

*(To be completed by Homeowner)*

Name(s) of Homeowner(s): DAVID ACTON BUILDING CORP.  
 Address: 4705 CALDWELL MILL RD.  
 City: BIRMINGHAM State: AL Zip: 35243

**Information on Children:**

**Plan to Enroll In  
 Vestavia Hills School?**

	Name(s)	Age	School Grade	Yes	No
1.	N/A				
2.					
3.					
4.					
5.					
6.					

Approximate date for enrolling students in Vestavia Hills City Schools if above response is "yes": \_\_\_\_\_

david acton  
building corporation

4705 Caldwell Mill Road

4898 Valleydale Rd. Suite A4  
Birmingham, AL 35242

T 205.980.9567  
F 866.322.2120  
dabc.jordan@gmail.com

[www.davidactonbuilding.com](http://www.davidactonbuilding.com)

# Proposed Annexation, Subdivision, and Re-Zoning

For the Property Located at:  
4705 Caldwell Mill Rd.  
Birmingham, AL 35243

4705 Caldwell Mill Road

4898 Valleydale Rd. Suite A4  
Birmingham, AL 35242

T 205.980.9567  
F 866.322.2120  
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**d a v i d a c t o n**  
**b u i l d i n g c o r p o r a t i o n**

## Table of Contents

- Request Introduction
- Vicinity Map
- Existing Survey
- Area Analysis
- Annexation Merits

david acton  
building corporation

4705 Caldwell Mill Road

4898 Valleydale Rd. Suite A4  
Birmingham, AL 35242

T 205.980.9567  
F 866.322.2120  
dabc.jordan@gmail.com

[www.davidactonbuilding.com](http://www.davidactonbuilding.com)

## Request Introduction

- Subject Property: The property is located at 4705 Caldwell Mill Rd., approximately 1/3 mile South of Patchwork Farms.
- Property Owner: David Acton Building Corp.
- Proposal Introduction: We propose to Annex the subject 2.29 Acre parcel into the City of Vestavia Hills, Re-Zone the Property to Vestavia Hills R-1 Zoning, Subdivide the Property into (2) lots in compliance with R-1 Zoning, and construct (2) Single Family Residences in compliance with R-1 Zoning.
- Proposed Homes: Our plans are to construct (2) homes with 3000-3500 SF each and to market the homes in the \$700,000 price range. Both homes will be built to a high quality standard and offer many upgraded amenities.

# Vicinity Map

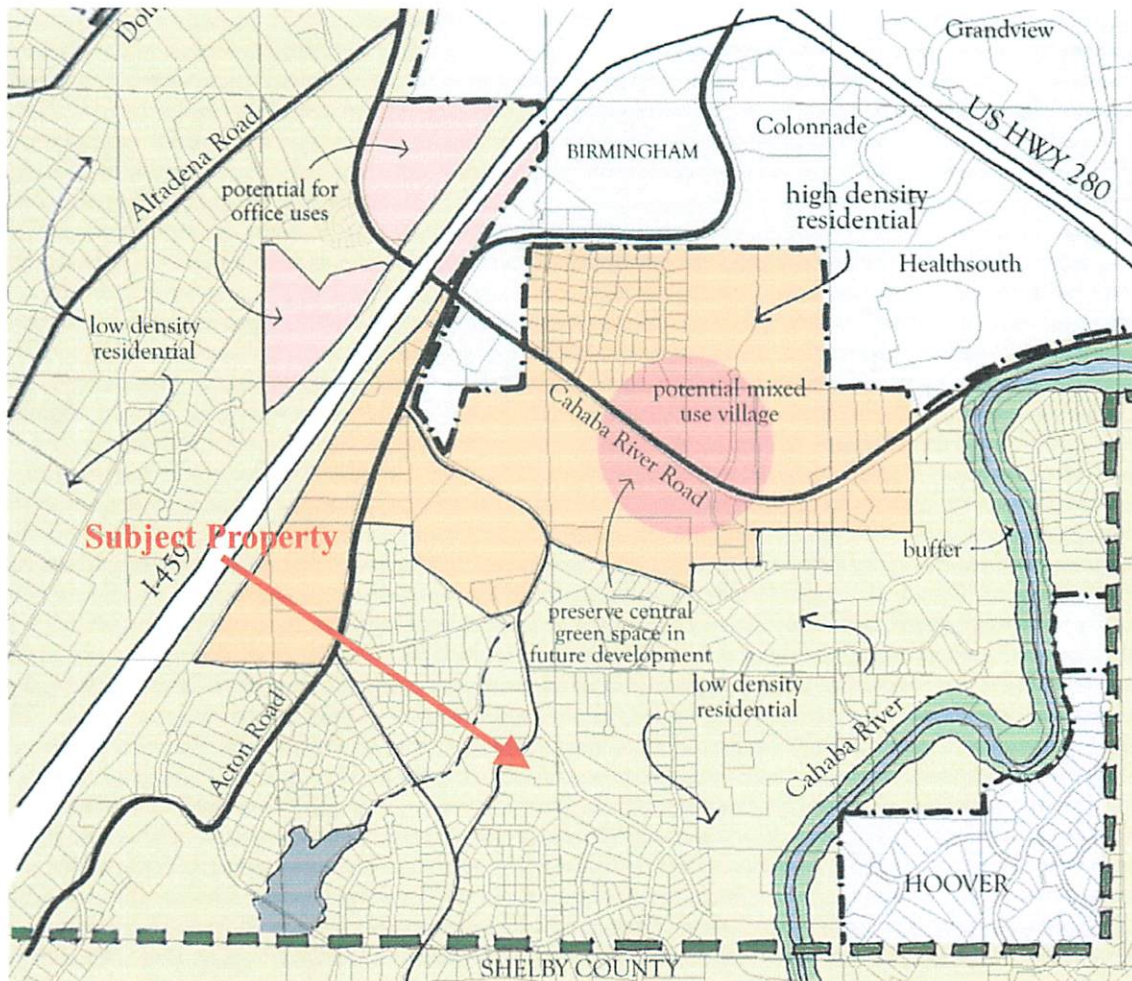
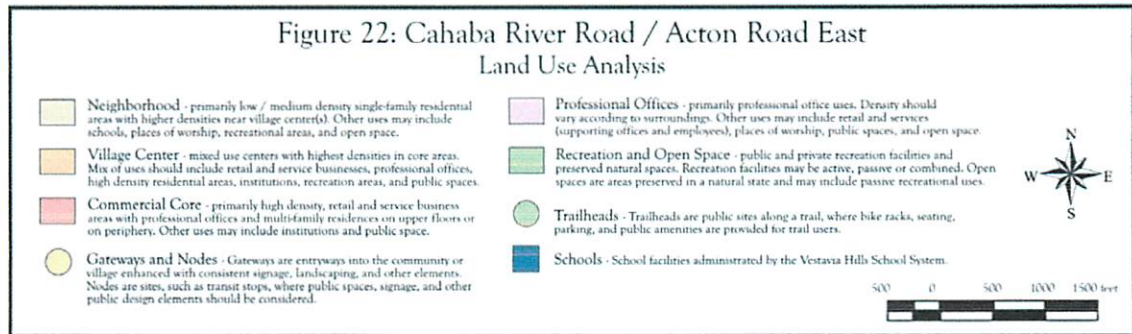


Figure 22: Cahaba River Road / Acton Road East  
Land Use Analysis



# david acton building corporation

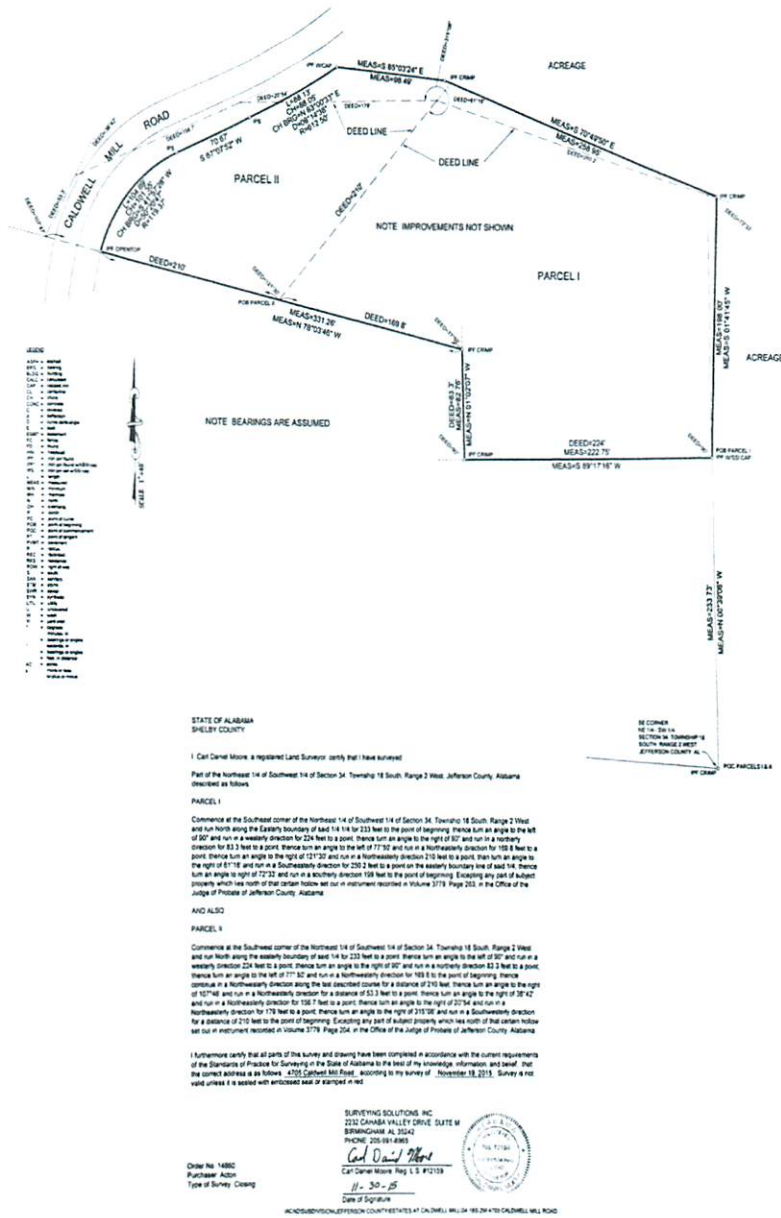
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T 205.980.9567  
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dabc.jordan@gmail.com

[www.davidactonbuilding.com](http://www.davidactonbuilding.com)

## Existing Survey





## Annexation Merits

- Property is Contiguous to Vestavia city limits.
- Proposed Subdivision is compatible with land use in the area.
- Annexation of the Subject Property will fill in gaps in the City Limit's created by previous Annexation approvals - Of the approximately 19 Residences located on Caldwell Mill Rd. between the Camp Horner and Acton Place, 11 are currently located within the limits of Vestavia. 4 of the 11 properties within the city limits are located on the same side of Caldwell Mill Rd. as the Subject Property. As there are already numerous properties on the street that are served by the City, annexation of the Subject Property will bring the total number of homes on the street that are within the City Limit's closer to 100%.
- While property is not specifically identified in September 2006 Annexation Policy Task Force Report, Property is located within same Tax Tile Number (28-34-3) as other properties that have successfully petitioned Vestavia for Annexation.
- Any concerns City Departments have with the physical condition of the property can be addressed in the construction process.
- Property Values and Market Demand:
  - Market Demand - Vestavia and Birmingham have invested heavily in Patchwork Farms, Grandview Medical, and other development along Acton Rd. and Cahaba River Rd. We believe that many of the professionals who support the operations of these developments will desire New Construction that is both within Vestavia city limits and located in close proximity to these developments.
  - Property Values - David Acton Building Corp. is not a volume leader amongst Birmingham homebuilders. We were ranked in the 2013 Birmingham Business Journal Top 25 Homebuilders List based off total new construction permits issued. Our average sales price per home was the highest of any homebuilder on the list. Our typical client chooses us based on our reputation for building quality homes, our finish material selections, and our attention to detail. Based on our history and where we operate within the industry, we are confident that the homes we build on the 2 Proposed Lots will enhance the property values and overall stature of the area.

**ORDINANCE NUMBER 2664**

**AN ORDINANCE TO FURTHER AMEND THE ZONING ORDINANCE AND THE ZONING MAP OF THE CITY OF VESTAVIA HILLS, ALABAMA, ADOPTED SEPTEMBER 16, 1985, AND AS LAST AMENDED SO AS TO CHANGE THE CLASS OF DISTRICT ZONING OF PROPERTY FROM JEFFERSON COUNTY E-2 TO VESTAVIA HILLS R-1**

**BE IT ORDAINED** by the City Council of the City of Vestavia Hills, Alabama, as follows: That the Zoning Ordinance and Zoning Map of the City of Vestavia Hills, Alabama, adopted September 16, 1985, and as last amended so as to change the class of district zoning of the following described property from Jefferson County E-2 (low density residential district) to Vestavia Hills R-1 (low density residential district):

4705 Caldwell Mill Road  
David Acton Building Corporation, Owner(s)

More particularly described as follows:

Part of the Northeast 1/4 of Southwest 1/4 of Section 34. Township 18. Range 2 West described as follows: Begin at the Southeast corner of the Northeast 1/4 of Southwest 1/4 of Section 34, Township 18. Range 2 West and run North along the Easterly boundary of said 1/4 1/4 for 233 feet to the point of beginning; thence tum an angle to the left of 90 degrees and run In a westerly direction for 224 feet to a point; thence tum an angle to the right of 90 degrees and run in a northerly direction for 83.3 feet to a point; thence tum an angle to the left of 77 degrees 50' and run in a Northeasterly direction for 169.8 feet to a point; thence tum an angle to the right of 121 degrees 30' and run in a Northeasterly direction 210 feet to a point; then tum an angle to the right of 61degrees 18' and run in a Southeasterly direction for 250.2 feet to a point on the easterly boundary line of said 1/4 1/4 thence tum an angle to right of 72 degrees 33' and run in a southerly direction 199 feet to the point of beginning. Excepting any part of subject property which lies north of that certain hollow set out in instrument recorded in Volume 3779, Page 203. in the Office of the Judge of Probate of Jefferson County, Alabama.

AND ALSO, begin at the Southwest corner of the Northeast 1/4 of Southwest 1/4 of Section 34, Township 18, Range 2 West and run North along the easterly boundary of said 1/4 for 233 feet to a point; thence tum an angle to the left of 90 degrees and run In a westerly direction 224 feet to a point; thence tum an angle to the right of 90 degrees and run in a northerly direction 83.3 feet to a point; thence tum an angle to the left of 77 degrees 501 and run in a Northwesterly direction for 169.8 to the point

of beginning; thence continue in a Northwesterly direction along the last described course for a distance of 210 feet; thence tum an angle to the right of 107 degrees 46' and run in a Northeasterly direction for a distance of 53.3 feet to a point; thence tum an angle to the right of 38 degrees 42' and run in a Northeasterly direction for 156.7 feet to a point; thence tum an angle to the right of 20 degrees 54' and run in a Northeasterly direction for 179 feet to a point; thence tum an angle to the right of 315 degrees 08' and run in a Southwesterly direction for 8 distance of 210 feet to the point of beginning.

Excepting any part of Subject property which lies north of that certain hollow set out in Instrument recorded in Volume 3779, Page 204. in the Office of the Judge of Probate of Jefferson County, Alabama.

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

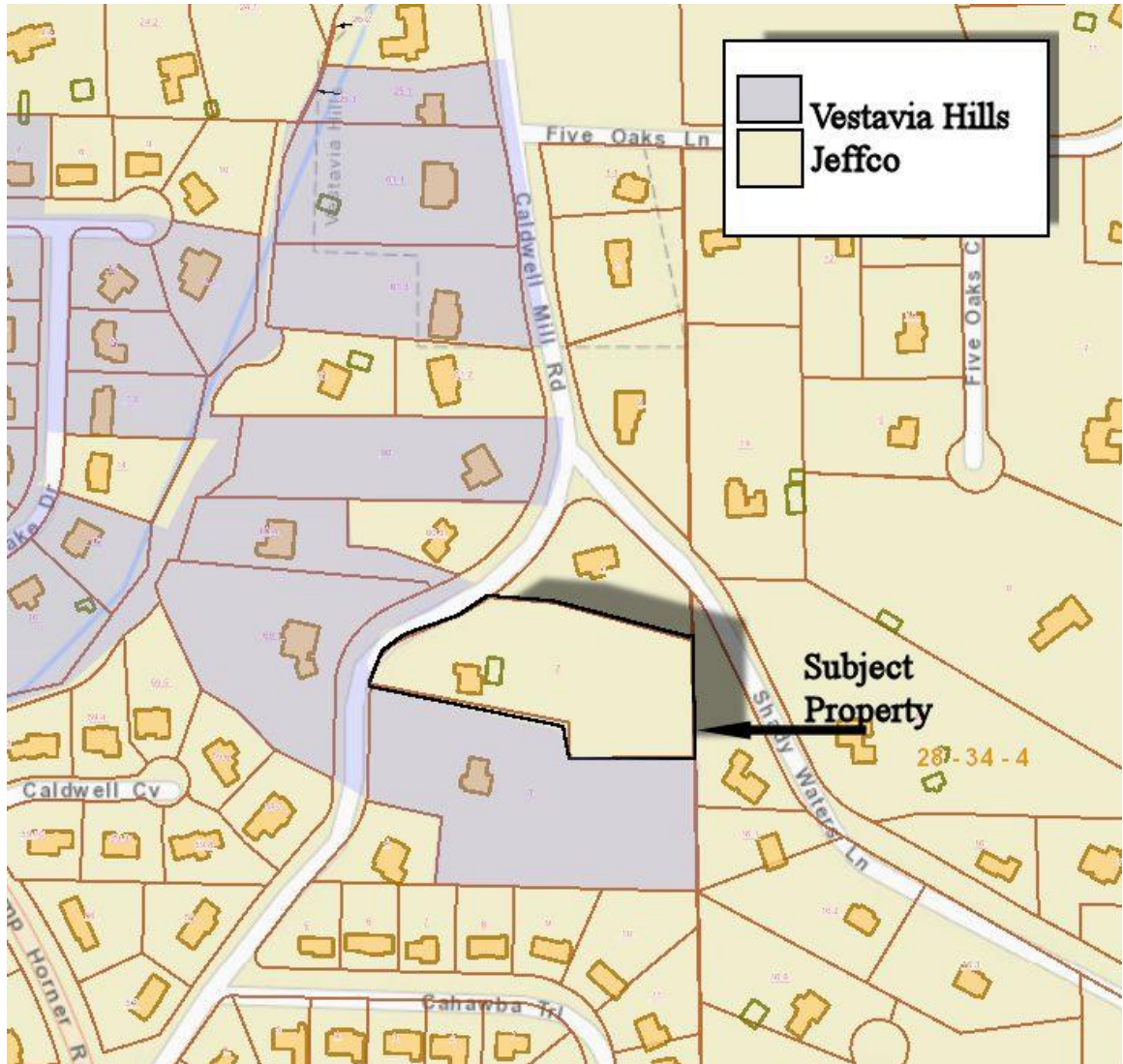
Wendy Dickerson  
Deputy City Clerk

**CERTIFICATION:**

I, Wendy Dickerson, as Deputy City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2664 is a true and correct copy of such Ordinance that was duly adopted by the City Council of the City of Vestavia Hills on the 23<sup>rd</sup> day of May, 2016 as same appears in the official records of said City.

Posted at Vestavia Hills City Hall, Vestavia Hills Library in the Forest, New Merkle House and Vestavia Hills Recreational Center this the \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Wendy Dickerson  
Deputy City Clerk



**CITY OF VESTAVIA HILLS**  
**SYNOPSIS AND STAFF RECOMMENDATION CONCERNING**  
**APPLICATION BEFORE THE PLANNING AND ZONING COMMISSION**

Date: APRIL 14, 2016

- **CASE: P-0416-23**
- **REQUESTED ACTION:** Jefferson County E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 2611 Alta Vista Cir.
- **APPLICANT/OWNER:** David Acton Building Corp.
- **REPRESNTING AGENT:**
- **GENERAL DISCUSSION:** Property is on Caldwell Mill Rd., adjacent to Shady Waters Ln. Property began the annexation process by City Council with their approval of Resolution 4798 on 2/22/16. This is a compatible rezoning.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** The request is consistent with the Comprehensive Plan for medium density residential.
- **STAFF REVIEW AND RECOMMENDATION:**
  1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.  
  
**City Planner Recommendation:** No recommendation
  2. **City Engineer Review:** I have reviewed the application and have no issues with this request.
  3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request.
  4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

**MOTION** Mr. Gilchrist made a motion to recommend approval of Rezoning for 4705 Caldwell Mill Rd. from Jefferson County E-2 to Vestavia Hills R-1 For The Purpose Of Annexation. Second was by Mr. Wolfe. Motion was carried on a roll call; vote as follows:

Mr. Goodwin – yes  
Mr. Sharp – yes  
Mr. Visintainer – yes  
Mr. House – yes  
Motion carried.

Mr. Burrell – yes  
Mr. Wolfe – yes  
Mr. Gilchrist – yes  
Mr. Larson – yes

**RESOLUTION NUMBER 4836**

**A RESOLUTION DECLARING A WEED AND  
OTHER VEGETATION NUISANCE PURSUANT TO  
ORDINANCE NUMBER 2567 AND DIRECTING THE  
CITY MANAGER TO ABATE SAID NUISANCE**

**WHEREAS**, on May 11, 2015, the City Council of the City of Vestavia Hills, Alabama, adopted and approved Ordinance Number 2567 to establish a procedure for the abatement of grass and weeds and for the prosecution and abatement of grass and weed violations; and

**WHEREAS**, the City's Compliance Officer has made a "First Demand" on the property located at 1524 Blind Brook Lane; a copy of which is marked as "Exhibit A," attached to and incorporated into this Resolution Number 4836 as if written fully therein; and

**WHEREAS**, a public hearing was conducted at the regularly scheduled City Council meeting of May 23, 2016 at 5:00 PM in which the facts of the matter were discussed; and

**WHEREAS**, the Mayor and City Council feel it is in the best public interest to declare the property a nuisance and direct the City Manager to abate said nuisance pursuant to the provisions set forth in Ordinance Number 2567; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. The property located at 1524 Blind Brook Lane is hereby declared a nuisance pursuant to the provisions of Ordinance Number 2567 and the City Manager is hereby authorized to abate said nuisance pursuant to the terms and provisions of said ordinance.
2. This Resolution shall become effective immediately upon its approval and adoption.

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Wendy Dickerson  
Deputy City Clerk



1 ORI # <b>A L 0 0 1 0 9 0 0</b>		2 Date of Report <b>05 16 16</b>		3 Time of Report <b>14:00</b>		4 Report Type <input type="checkbox"/> Incident <input checked="" type="checkbox"/> Offense <input type="checkbox"/> Supplement		5 Supplement Date		6 Agency Case Number <b>2 0 1 6 - 0 0 0 1 4 2 9 7</b>																					
8 Agency Name <b>Vestavia Hills Police Department</b>										9 Sector																					
10 Type of Incident or Offense <input type="checkbox"/> Felony <input checked="" type="checkbox"/> Misdemeanor <input type="checkbox"/> Attempted <input checked="" type="checkbox"/> Completed <b>Weeds</b>						11 Degree (Circle) <b>1 2 3</b>		12 UCR Code		13 State Code/Local Ordinance <b>VHC 302.4</b>																					
14 Type of Incident or Offense <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Attempted <input type="checkbox"/> Completed						15 Degree (Circle) <b>1 2 3</b>		16 UCR Code		17 State Code/Local Ordinance																					
18 Place of Occurrence <input type="checkbox"/> Check here if event occurred at victim's residence						Victim Demographics (Where victim is an individual)																									
If offense occurred at victim's residence, then only the approximate location should be listed in this section. (For example, a block number should be entered.) If the offense occurred elsewhere, then the specific address should be listed here.						19 Sex <input type="checkbox"/> M <input type="checkbox"/> F		20 Race <input type="checkbox"/> W <input type="checkbox"/> A <input type="checkbox"/> B <input type="checkbox"/> I		21 Ethnicity <input type="checkbox"/> Hispanic <input type="checkbox"/> Other																					
						22 Multiple Victims <input type="checkbox"/> Yes <input type="checkbox"/> No		23 Age		24 Offender Suspected of Using <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input checked="" type="checkbox"/> Computer Equipment <input type="checkbox"/> N/A		25 Gang <input type="checkbox"/> Juvenile Gang <input type="checkbox"/> Adult Gang <input type="checkbox"/> None/Unknown		26 Hate Bias <input type="checkbox"/> Yes <input type="checkbox"/> No		27 Bias Code															
29 Point of Entry <input type="checkbox"/> Door <input type="checkbox"/> Roof <input type="checkbox"/> Window <input type="checkbox"/> Other		30 Method of Entry <input type="checkbox"/> Forcible <input type="checkbox"/> Attempted Forcible <input type="checkbox"/> No Force		31 Local Use		32 Lighting <input checked="" type="radio"/> Natural <input type="radio"/> Moon <input type="radio"/> Artificial Exterior <input type="radio"/> Artificial Interior <input type="radio"/> Unknown		33 Weather <input type="radio"/> 1 Clear <input checked="" type="radio"/> 2 Cloudy <input type="radio"/> 3 Rain <input type="radio"/> 4 Fog <input type="radio"/> 5 Snow <input type="radio"/> 6 Hail <input type="radio"/> 7 Unknown		34 Location Type (Circle) <input type="radio"/> 01 Terminal <input type="radio"/> 09 Drug Store <input type="radio"/> 17 Liquor Store <input type="radio"/> 02 Bank <input type="radio"/> 10 Field/Woods <input type="radio"/> 18 Parking Lot/Garage <input type="radio"/> 03 Bar <input type="radio"/> 11 Govt/Public Building <input checked="" type="radio"/> 19 Storage Facility <input type="radio"/> 04 Church <input type="radio"/> 12 Supermarket <input type="radio"/> 20 Residence/Home <input type="radio"/> 05 Commercial <input type="radio"/> 13 Highway/Street <input type="radio"/> 21 Restaurant <input type="radio"/> 06 Construction <input type="radio"/> 14 Hotel/Motel <input type="radio"/> 22 School/College <input type="radio"/> 07 Conv Store <input type="radio"/> 15 Jail/Prison <input type="radio"/> 23 Service/Gas Station <input type="radio"/> 08 Dept Store <input type="radio"/> 16 Lake/Waterway <input type="radio"/> 24 Specialty Store <input type="radio"/> 25 Other/Unknown																					
35 Occurred from MM/DD/YY <b>01 01 16</b>		36 Time of Event <input type="checkbox"/> AM <input type="checkbox"/> PM <input checked="" type="checkbox"/> MIL <b>12:00</b>		37 Day of Week <b>Friday</b>		38 Occurred to MM/DD/YY <b>05 16 16</b>		39 Time of Event <input type="checkbox"/> AM <input type="checkbox"/> PM <input checked="" type="checkbox"/> MIL <b>12:00</b>		40 Day of Week <b>Monday</b>		41 # Premises Entered (Burglary)																			
42 Type Criminal Activity B Buying/Receiving D Distributing/Selling O Operating/Promoting T Transporting/Importing C Cultivating/Manu E Exploiting Children P Possessing/Concealing U Using/Consuming						43 Victim Type I Individual F Financial (Bank) R Religious Org B Business G Government S Society																									
44 Loss Code				45 Property Code				46 Qty				47 Property Description Include Make, Model, Size Type, Serial #, Color, Drug Type, Drug Qty, Etc.				48 Dollar Value Stolen Damaged		49 Recovered Date Value													
Loss Code (Enter letter in loss code column) S Stolen B Burned R Recovered F Forged/ D Damaged/ Counterfeited Destroyed N None C Confiscated/ Seized																Property Code (Enter # in property type column) 01 Aircraft 02 Alcohol 03 Autos 04 Bicycles 05 Buses 06 Clothes 07 Computer 08 Consumables 09 Credit Card 10 Drugs 11 Drug Equip 12 Farm Equip 13 Firearms 14 Gambling Equipment 15 Heavy Construction 16 Household Goods 17 Jewelry 18 Livestock 19 Merchandise 20 Money 21 Negotiable Instrument 22 Non-negotiable Instru 23 Office Equipment 24 Other Motor Vehicle 25 Purse/Wallet 26 Radios/TV/VCR 27 Recordings 28 RV's 29 Structure - Single Occupancy Dwelling 30 Structure - Other Dwelling 31 Structure - Other Commercial 32 Structure - Industrial/ Manufacturing 33 Structure - Public/Community 34 Structure - Storage 35 Structure - Other 36 Tools - Power/Hand 37 Trucks 38 Vehicle Parts/Accessories 39 Watercraft 77 Other															
50 Stolen Vehicle Only		Area Stolen <input type="checkbox"/> Business <input type="checkbox"/> Rural		Residence <input type="checkbox"/> Rural		51 Ownership verified by: <input type="checkbox"/> Tag Receipt <input type="checkbox"/> Title <input type="checkbox"/> Bill of Sale <input type="checkbox"/> Other		52 Veh. Categories <input type="checkbox"/> Recovered <input type="checkbox"/> Victim's Vehicle <input type="checkbox"/> Abandoned <input type="checkbox"/> Stolen <input type="checkbox"/> Suspect's Vehicle <input type="checkbox"/> Unauthorized Use <input type="checkbox"/> Other		53 Vehicle Year		54 Vehicle Make		55 Vehicle Model		56 Number Veh Stolen		57 Vehicle Description													
58 Vehicle Style		59 Vehicle Color Top Bottom		60 License		61 LST		62 LIY		63 Tag Color		64 Vehicle VIN Number		65 Warrant Signed <input type="checkbox"/> Yes <input type="checkbox"/> No		Warrant Number															
Motor Vehicle Recovery Only Required For 24XX UCR Code						66 Stolen in your jurisdiction? <input type="checkbox"/> Yes <input type="checkbox"/> No Where?						67 Recovered in your jurisdiction? <input type="checkbox"/> Yes <input type="checkbox"/> No Where?																			
68 Case #		69 SFX		70 Case #		71 SFX		72 Case #		73 SFX		74 Case Status <input checked="" type="radio"/> 1 Pending <input type="radio"/> 2 Inactive <input type="radio"/> 3 Closed		75 Multiple Cases Closed Listed Above <input type="checkbox"/> Multiple Cases Closed Listed On Supplement <input type="checkbox"/>																	
76 Entered NCIC/ACJIC <input type="checkbox"/> Yes <input type="checkbox"/> No		Date (MM/DD/YY)		NIC/AIN #:		77 Case Disposition 1 Cleared by Arrest (Juvenile) 2 Cleared by Arrest (Adult) 3 Unfounded 4 Exceptional Clearance 5 Administratively Cleared		78 Exceptional Clearance (Circle One) A Suspect/Offender Dead B Prosecution Declined/ Other Prosecution C Extradition Denied D Victim Refused to Cooperate E Juvenile (No Custody) F Death of Victim		79 Reporting Officer <b>Coleman, James</b> Officer ID Number				80 Assisting Officer Officer ID Number																	
81 Supervisor Approval		Officer ID Number		82 Watch Commander		Officer ID Number																									

Vestavia Hills Police Department

Incident/Offense Report - Continued	83 Date of Report (MM/DD/YY) 05   16   16	84 Time of Report 14:00	<input type="checkbox"/> AM <input type="checkbox"/> PM <input checked="" type="checkbox"/> MIL	85 Agency Case Number 2   0   1   6   -   0   0   0   1   4   2   9   7	87 <input type="checkbox"/> Offender <input checked="" type="checkbox"/> Suspect <input type="checkbox"/> Missing Person	<input type="checkbox"/> Check if Multiple
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86 Reported By (Last, First, Middle Name) Ofc. J. Coleman,	<input type="checkbox"/> Victim Or	89 Suffix	90 <input type="checkbox"/> Resident <input type="checkbox"/> Non-Resident	91 Home Phone	92 Work Phone (205)978-0113	93 Other Phone
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94 Victim #	95 Victim (Last, First, Middle Name) City of Vestavia	96 Suffix	97 Address (Street, City, State, Zip) 1032 Montgomery Highway Vestavia Hills, AL 35216	98 Home Phone	99 Work Phone (205)978-0140	100 Other Phone
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101 Employer/School	102 Occupation	103 Address (Street, City, State, Zip)	104 Work Phone	105 Other Phone
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106 Sex <input type="checkbox"/> M <input type="checkbox"/> F	107 Race <input type="checkbox"/> W <input type="checkbox"/> B	<input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other	108	109 HGT	110 WGT	111 Date of Birth	112 Age	113 Victim SSN --	114 Complainant SSN
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<input type="checkbox"/> Multiple Victims <input type="checkbox"/> LE Officer	115 Ethnicity <input type="checkbox"/> Hispanic <input type="checkbox"/> Other	116 Injured <input type="checkbox"/> Yes <input type="checkbox"/> No	117 Injury <input type="checkbox"/> Yes <input type="checkbox"/> No	118 Offender known to victim? <input type="checkbox"/> Yes <input type="checkbox"/> No	119 Victim was? (Explain Relationship.)	120 Relationship Code
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121 Weapons Used <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands, Fist, Feet, Voice, etc. <input type="checkbox"/> Other Dangerous	122 Description of Weapons/Firearms/Tools Used in Offense Describe:	<input type="checkbox"/> Handgun <input type="checkbox"/> Rifle <input type="checkbox"/> Shotgun <input type="checkbox"/> Unknown
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123 Place of Occurrence 1524 Blind Brook Lane Vestavia Hills, AL 35216	(Enter exact street address here)	124 Type N None I Internal Injury M Minor Injury T Loss of Teeth B Broken Bones L Severe Laceration O Other Major Injury U Unconscious	125 Sector
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126 Circumstances: Homicide & Assault	127 Location: Rape	128 Assault <input type="checkbox"/> Simple <input type="checkbox"/> Aggravated	129 Treatment for Assault? <input type="checkbox"/> Yes <input type="checkbox"/> No	130 Verify for Rape Exam? <input type="checkbox"/> Yes <input type="checkbox"/> No	131 Treatment for Rape? <input type="checkbox"/> Yes <input type="checkbox"/> No
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132 Off #	133 Name (Last, First, Middle) Pratt, Merrill	134 SFX	135 Alias	136 Social Security # --	137 Race <input checked="" type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	138 Sex <input checked="" type="checkbox"/> M <input type="checkbox"/> F	139 Date of Birth	140 Age
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141 Address (Street, City, State, Zip) 1524 Blind Brook Lane Vestavia Hills, AL 35216	142 HGT	143 WGT	144 Ethnicity <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Other	145 Language <input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other
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146 Probable Destination	147 Eye	148 Hair	149 Complexion	150 Armed <input type="checkbox"/> Yes <input type="checkbox"/> No	151 Clothing	152 <input type="checkbox"/> Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations	153 <input type="checkbox"/> Arrested <input type="checkbox"/> Dual Arrest (Domestic Violence) <input type="checkbox"/> Wanted
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154 Off #	155 Name (Last, First, Middle)	156 SFX	157 Alias	158 Social Security #	159 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	160 Sex <input type="checkbox"/> M <input type="checkbox"/> F	161 Date of Birth	162 Age
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163 Address (Street, City, State, Zip)	164 HGT	165 WGT	166 Ethnicity <input type="checkbox"/> Hispanic <input type="checkbox"/> Other	167 Language <input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other
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168 Probable Destination	169 Eye	170 Hair	171 Complexion	172 Armed <input type="checkbox"/> Yes <input type="checkbox"/> No	173 Clothing	174 <input type="checkbox"/> Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations	175 <input type="checkbox"/> Arrested <input type="checkbox"/> Dual Arrest (Domestic Violence) <input type="checkbox"/> Wanted
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Name (Last, First, Middle)	Sex	Race	Date of Birth	Address	Contact Telephone Numbers
176	177 <input type="checkbox"/> M <input type="checkbox"/> F	178 <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	179	180	181 Home 182 Work 183 Other
184	185 <input type="checkbox"/> M <input type="checkbox"/> F	186 <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	187	188	189 Home 190 Work 191 Other
192	183 <input type="checkbox"/> M <input type="checkbox"/> F	194 <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	195	196	197 Home 198 Work 199 Other
200 Witness # 1 SSN		201 Witness # 2 SSN		202 Witness # 3 SSN	

203 5-16-2016 521 Weed Ordinance
Officer has talked to the suspect numerous times about his yard. Officer has sent the suspect several letters requesting he clean up his yard. The suspect has made some progress but his property is still not in compliance with the City's weed ordinance.

204 Continued on Supplement <input type="checkbox"/> Yes <input type="checkbox"/> No	205 Assisting Agency ORI	206 Assisting Agency Case Number	207 SFX	208 Warrant Signed <input type="checkbox"/> Yes <input type="checkbox"/> No	Warrant #	209 Add. Cases Closed Narrative <input type="checkbox"/> Y <input type="checkbox"/> N
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I hereby affirm that I have read this report and that all the information given by me is correct to the best of my knowledge. I will assume full responsibility for notifying the agency if any stolen property or missing person herein reported is returned.	210	Signature	211 Local Use	212 State Use
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## VESTAVIA HILLS

POLICE DEPARTMENT

ALBERTO C. ZARAGOZA, JR.  
*Mayor*

DANNY P. RARY  
*Chief of Police*

April 11, 2016

To: Owner of listed property

Property Location: 1524 Blind Brook Ln. Vestavia Hills, Al. 35216

A complaint has been received that the following Violation exists on the above referenced property.

City Ordinance Number 2567

All premises and exterior property shall be maintained free from weeds or plant growth in excess of (12) twelve inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation. The underbrush and bushes need to be trimmed as well.

Legal action could be taken against you if the yard is not taken care of within 48 Hrs.  
Please give me a call so we can resolve this matter at 205-978-0113

A handwritten signature in black ink, appearing to read "Jimmy Coleman".

Respectfully,

Officer Jimmy Coleman

Code Enforcement

Vestavia Hills Police Department

A LIFE ABOVE

VESTAVIA HILLS CITY HALL  
1032 MONTGOMERY HWY  
VESTAVIA HILLS, AL 35216

205 978 0140  
VESTAVIAHILLSPOLICE.COM

2016-14297

# NOTICE TO DESTROY WEEDS

Notice is hereby given that on the 23<sup>rd</sup> day of MAY, 2016, at 5:00 P.M. at the Vestavia Hills City Hall, located at 1032 Montgomery Highway Vestavia Hills, Al. The City of Vestavia Hills, Alabama, will hold a public hearing and will consider the weeds growing upon or in front of this property; and at that time and place will determine if the weeds constitute a public nuisance which shall be abated by removal of the noxious or dangerous weeds. If so, will order the abatement and removal of the nuisance. If abatement and removal are ordered, the cost of abatement and removal shall be assessed upon the lots and lands from which or in front of which the weeds are removed, and the cost shall be added to the next regular bills for taxes levied against the respective property for municipal purposes. **IF ABATEMENT IS PERFORMED, THE COSTS TAXED SHALL NOT EXCEED MORE THAN \$500.00.** The costs shall be collected at the same time and in the same manner as municipal taxes are collected. The costs shall be subject to the same commissions and fees as provided for foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

If no objections are filed with the City Clerk at least five days before the meeting of the City Council, the person appears before the City Council in person or through his or her representative to object to the removal of the weeds, why his or her objection should be sustained, it shall be presumed that the person accepts the removal of the weeds and waives any rights he or she may have to contest the removal of the weeds and the action of the City Council shall be final.

In the event that you cut the weeds prior to abatement by the City, return this sign to Vestavia Hills City Hall, and inform the City Building Inspector of the same. Otherwise, **IT IS A MISDEMEANOR TO REMOVE THIS SIGN, PUNISHABLE BY UP TO SIX MONTHS IMPRISONMENT AND A \$500.00 FINE.**

Posted this 17<sup>th</sup> day of MAY, 2016.



24

PROTECTED BY  
ADT

















**RESOLUTION NUMBER 4837**

**A RESOLUTION DECLARING A WEED AND  
OTHER VEGETATION NUISANCE PURSUANT TO  
ORDINANCE NUMBER 2567 AND DIRECTING THE  
CITY MANAGER TO ABATE SAID NUISANCE**

**WHEREAS**, on May 11, 2015, the City Council of the City of Vestavia Hills, Alabama, adopted and approved Ordinance Number 2567 to establish a procedure for the abatement of grass and weeds and for the prosecution and abatement of grass and weed violations; and

**WHEREAS**, the City's Compliance Officer has made a "First Demand" on the property located at 4421 Dolly Ridge Road; a copy of which is marked as "Exhibit A," attached to and incorporated into this Resolution Number 4837 as if written fully therein; and

**WHEREAS**, a public hearing was conducted at the regularly scheduled City Council meeting of May 23, 2016 at 5:00 PM in which the facts of the matter were discussed; and

**WHEREAS**, the Mayor and City Council feel it is in the best public interest to declare the property a nuisance and direct the City Manager to abate said nuisance pursuant to the provisions set forth in Ordinance Number 2567; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Vestavia Hills, Alabama, as follows:

1. The property located at 4421 Dolly Ridge Road is hereby declared a nuisance pursuant to the provisions of Ordinance Number 2567 and the City Manager is hereby authorized to abate said nuisance pursuant to the terms and provisions of said ordinance.
2. This Resolution shall become effective immediately upon its approval and adoption.

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Wendy Dickerson  
Deputy City Clerk

To: City Clerk

From: Kathy Ayres, 4421 Dolly Ridge Road

Date: May 18, 2016

RE: Objection to Notice 2016-14028

Notice 2016-14028 was delivered on May 17, 2016. This notice stated that any objection must be filed at least 5 days prior to the review on May 23, 2016. This submission is the objection to the above referenced notice.

The delivery on May 17, 2016 has not provided sufficient time to prepare details to be submitted in response, as this was only one day before the required filing period (5 days prior to review). A continuation is needed and requested in order to provide the information that is relevant to this issue.

1 ORI # AL0010900		2 Date of Report 05 13 16		3 Time of Report 14:00		4 Incident Type Report <input type="checkbox"/> AM <input type="checkbox"/> PM <input checked="" type="checkbox"/> MIL <input type="checkbox"/> Incident <input checked="" type="checkbox"/> Offense <input type="checkbox"/> Supplement		5 Supplement Date		6 Agency Case Number 2016-00014028													
8 Agency Name <b>Vestavia Hills Police Department</b>										9 Sector													
10 Type of Incident or Offense <input type="checkbox"/> Felony <input checked="" type="checkbox"/> Misdemeanor <input type="checkbox"/> Attempted <input checked="" type="checkbox"/> Completed <b>Weeds</b>						11 Degree (Circle) 1 2 3		12 UCR Code		13 State Code/Local Ordinance <b>VHC 302.4</b>													
14 Type of Incident or Offense <input type="checkbox"/> Felony <input type="checkbox"/> Misdemeanor <input type="checkbox"/> Attempted <input type="checkbox"/> Completed						15 Degree (Circle) 1 2 3		16 UCR Code		17 State Code/Local Ordinance													
18 Place of Occurrence <input type="checkbox"/> Check here if event occurred at victim's residence						Victim Demographics (Where victim is an individual)																	
If offense occurred at victim's residence, then only the approximate location should be listed in this section. (For example, a block number should be entered.) If the offense occurred elsewhere, then the specific address should be listed here.						19 Sex <input type="checkbox"/> M <input type="checkbox"/> F		20 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I		21 Ethnicity <input type="checkbox"/> Hispanic <input type="checkbox"/> Other													
						22 Multiple Victims <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		23 Age		24 Offender Suspected of Using <input type="checkbox"/> Alcohol <input type="checkbox"/> Drugs <input type="checkbox"/> Computer Equipment <input checked="" type="checkbox"/> N/A		25 Juvenile Gang <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		26 Hate Bias <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		27 Bias Code							
29 Point of Entry <input type="checkbox"/> Door <input type="checkbox"/> Window <input type="checkbox"/> Roof <input type="checkbox"/> Other		30 Method of Entry <input type="checkbox"/> Forcible <input type="checkbox"/> Attempted Forcible <input type="checkbox"/> No Force		31 Local Use		32 Lighting <input checked="" type="radio"/> Natural 2 Moon 3 Artificial Exterior 4 Artificial Interior 5 Unknown		33 Weather <input checked="" type="radio"/> Clear 2 Cloudy 3 Rain 4 Fog 5 Snow 6 Hail 7 Unknown		34 Location Type (Circle) 01 Terminal 09 Drug Store 17 Liquor Store 02 Bank 10 Field/Woods 18 Parking Lot/Garage 03 Bar 11 Govt/Public Building 19 Storage Facility 04 Church 12 Supermarket 20 Residence/Home 05 Commercial 13 Highway/Street 21 Restaurant 06 Construction 14 Hotel/Motel 22 School/College 07 Conv Store 15 Jail/Prison 23 Service/Gas Station 08 Dept Store 16 Lake/Waterway 24 Specialty Store 25 Other/Unknown													
35 Occurred from MM/DD/YY 01 01 16		36 Time of Event 12:00		37 Day of Week Friday		38 Occurred to MM/DD/YY 05 13 16		39 Time of Event 12:00		40 Day of Week Friday													
42 Type Criminal Activity B Buying/Receiving D Distributing/Selling O Operating/Promoting T Transporting/Importing C Cultivating/Manu E Exploiting Children P Possessing/Concealing U Using/Consuming						43 Victim Type I Individual F Financial (Bank) R Religious Org B Business G Government S Society																	
44 Loss Code				45 Property Code				46 Qty				47 Property Description Include Make, Model, Size Type, Serial#, Color, Drug Type, Drug Qty, Etc.				48 Dollar Value Stolen Damaged		49 Recovered Date Value					
Loss Code (Enter letter in loss code column) S Stolen B Burned R Recovered F Forged/ D Damaged/ Counterfeited Destroyed N None C Confiscated/ Seized				Property Code (Enter # in property type column) 01 Aircraft 02 Alcohol 03 Autos 04 Bicycles 05 Buses 06 Clothes				07 Computer 08 Consumables 09 Credit Card 10 Drugs 11 Drug Equip 12 Farm Equip 13 Firearms 14 Gambling Equipment 15 Heavy Construction				16 Household Goods 17 Jewelry 18 Livestock 19 Merchandise 20 Money 21 Negotiable Instrument 22 Non-negotiable Instru 23 Office Equipment 24 Other Motor Vehicle				25 Purse/Wallet 26 Radios/TV/VCR 27 Recordings 28 RV's 29 Structure - Single Occupancy Dwelling 30 Structure - Other Dwelling 31 Structure - Other Commercial 32 Structure - Industrial/ Manufacturing 33 Structure - Public/Community				34 Structure - Storage 35 Structure - Other 36 Tools - Power/Hand 37 Trucks 38 Vehicle Parts/Accessories 39 Watercraft 77 Other			
50 Stolen Vehicle Only		Area Stolen <input type="checkbox"/> Business <input type="checkbox"/> Rural		Residence <input type="checkbox"/> Residential <input type="checkbox"/> Rural		51 Ownership verified by: <input type="checkbox"/> Tag Receipt <input type="checkbox"/> Title <input type="checkbox"/> Bill of Sale <input type="checkbox"/> Other		52 Veh. Categories <input type="checkbox"/> Recovered <input type="checkbox"/> Victim's Vehicle <input type="checkbox"/> Abandoned <input type="checkbox"/> Stolen <input type="checkbox"/> Suspect's Vehicle <input type="checkbox"/> Unauthorized Use <input type="checkbox"/> Other															
53 Vehicle Year		54 Vehicle Make		55 Vehicle Model		56 Number Veh Stolen		57 Vehicle Description															
58 Vehicle Style		59 Vehicle Color Top Bottom				60 License		61 LST		62 LIY		63 Tag Color											
64 Vehicle VIN Number						65 Warrant Signed <input type="checkbox"/> Yes <input type="checkbox"/> No Warrant Number																	
Motor Vehicle Recovery Only Required For 24XX UCR Code						66 Stolen in your jurisdiction? <input type="checkbox"/> Yes <input type="checkbox"/> No Where?						67 Recovered in your jurisdiction? <input type="checkbox"/> Yes <input type="checkbox"/> No Where?											
68 Case #		69 SFX		70 Case #		71 SFX		72 Case #		73 SFX													
74 Case Status <input checked="" type="radio"/> Pending 2 Inactive 3 Closed		75 Multiple Cases Closed Listed Above <input type="checkbox"/> Multiple Cases Closed Listed On Supplement <input type="checkbox"/>				77 Case Disposition 1 Cleared by Arrest (Juvenile) 2 Cleared by Arrest (Adult) 3 Unfounded 4 Exceptional Clearance 5 Administratively Cleared				78 Exceptional Clearance (Circle One) A Suspect/Offender Dead B Prosecution Declined/ Other Prosecution C Extradition Denied D Victim Refused to Cooperate E Juvenile (No Custody) F Death of Victim				79 Reporting Officer <b>Coleman, James</b> Officer ID Number									
76 Entered NCIC/ACJIC <input type="checkbox"/> Yes <input type="checkbox"/> No		Date (MM/DD/YY)		NIC/AIN #:		80 Assisting Officer Officer ID Number				81 Supervisor Approval Officer ID Number													
						82 Watch Commander Officer ID Number																	

EVENT

PROPERTY

VEHICLES

ADMINISTRATION

28 Domestic Violence  
Yes  No



Incident/Offense Report - Continued	83 Date of Report (MM/DD/YY) 05   13   16	84 Time of Report 14:00	<input type="checkbox"/> AM <input checked="" type="checkbox"/> PM <input type="checkbox"/> MIL	85 Agency Case Number 2016-00014028	87 <input type="checkbox"/> Offender <input checked="" type="checkbox"/> Suspect <input type="checkbox"/> Missing Person	<input type="checkbox"/> Check if Multiple
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88 Reported By (Last, First, Middle Name) Ofc. J. Coleman,	<input type="checkbox"/> Victim Or	89 Suffix	90 <input type="checkbox"/> Resident <input type="checkbox"/> Non-Resident	91 Home Phone	92 Work Phone (205)978-0113	93 Other Phone
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94 Victim #	95 Victim (Last, First, Middle Name) City of Vestavia	96 Suffix	97 Address (Street, City, State, Zip) 1032 Montgomery Highway Vestavia Hills, AL 35216	98 Home Phone	99 Work Phone (205)978-0140	100 Other Phone
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101 Employer/School	102 Occupation	103 Address (Street, City, State, Zip)	104 Work Phone	105 Other Phone
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106 Sex <input type="checkbox"/> M <input type="checkbox"/> F	107 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	<input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other	108	109 HGT	110 WGT	111 Date of Birth	112 Age	113 Victim SSN	114 Complainant SSN
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<input type="checkbox"/> Multiple Victims <input type="checkbox"/> LE Officer	115	116 Ethnicity <input type="checkbox"/> Hispanic <input type="checkbox"/> Other	117 Injury <input type="checkbox"/> Yes <input type="checkbox"/> No	118 Offender known to victim? <input type="checkbox"/> Yes <input type="checkbox"/> No	119 Victim was? (Explain Relationship.)	120 Relationship Code
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121 Weapons Used <input type="checkbox"/> Firearm <input type="checkbox"/> Knife <input type="checkbox"/> Hands, Fist, Feet, Voice, etc. <input type="checkbox"/> Other Dangerous	122 Description of Weapons/Firearms/Tools Used in Offense Describe:	<input type="checkbox"/> Handgun <input type="checkbox"/> Rifle <input type="checkbox"/> Shotgun <input type="checkbox"/> Unknown
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123 Place of Occurrence 4421 Dolly Ridge Rd. Vestavia Hills, AL 35243	(Enter exact street address here.)	124 Type of Injury N None B Broken Bones I Internal Injury L Severe Laceration M Minor Injury O Other Major Injury T Loss of Teeth U Unconscious	125 Sector
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126 Circumstances: Homicide & Assault	127 Location: Rape	128 Assault <input type="checkbox"/> Simple <input type="checkbox"/> Aggravated	129 Treatment for Assault? <input type="checkbox"/> Yes <input type="checkbox"/> No	130 Verify for Rape Exam? <input type="checkbox"/> Yes <input type="checkbox"/> No	131 Treatment for Rape? <input type="checkbox"/> Yes <input type="checkbox"/> No
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132 Off #	133 Name (Last, First, Middle) Ayers, Kathy	134 SFX	135 Alias	136 Social Security # --	137 Race <input checked="" type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	138 Sex <input type="checkbox"/> M <input checked="" type="checkbox"/> F	139 Date of Birth	140 Age
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141 Address (Street, City, State, Zip) 4421 Dolly Ridge Rd. Vestavia Hills, AL 35243	142 HGT	143 WGT	144 Ethnicity <input type="checkbox"/> Hispanic <input checked="" type="checkbox"/> Other	145 Language <input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other
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146 Probable Destination	147 Eye	148 Hair	149 Complexion	150 Armed <input type="checkbox"/> Yes <input type="checkbox"/> No	Weapon
--------------------------	---------	----------	----------------	--	--------

151 Clothing	152 <input type="checkbox"/> Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations	153 <input type="checkbox"/> Arrested <input type="checkbox"/> Wanted	<input type="checkbox"/> Dual Arrest (Domestic Violence)
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154 Off #	155 Name (Last, First, Middle)	156 SFX	157 Alias	158 Social Security #	159 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	160 Sex <input type="checkbox"/> M <input type="checkbox"/> F	161 Date of Birth	162 Age
-----------	--------------------------------	---------	-----------	-----------------------	--	---	-------------------	---------

163 Address (Street, City, State, Zip)	164 HGT	165 WGT	166 Ethnicity <input type="checkbox"/> Hispanic <input type="checkbox"/> Other	167 Language <input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other
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168 Probable Destination	169 Eye	170 Hair	171 Complexion	172 Armed <input type="checkbox"/> Yes <input type="checkbox"/> No	Weapon
--------------------------	---------	----------	----------------	--	--------

173 Clothing	174 <input type="checkbox"/> Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations	175 <input type="checkbox"/> Arrested <input type="checkbox"/> Wanted	<input type="checkbox"/> Dual Arrest (Domestic Violence)
--------------	---	---	--

Name (Last, First, Middle)	Sex	Race	Date of Birth	Address	Contact Telephone Numbers				
176	<input type="checkbox"/> M <input type="checkbox"/> F	<input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	177	178	179	180	181 Home	182 Work	183 Other
184	<input type="checkbox"/> M <input type="checkbox"/> F	<input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	185	186	187	188	189 Home	190 Work	191 Other
192	<input type="checkbox"/> M <input type="checkbox"/> F	<input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I	193	194	195	196	197 Home	188 Work	199 Other

200 Witness # 1 SSN	201 Witness # 2 SSN	202 Witness # 3 SSN
---------------------	---------------------	---------------------

203 5-13-2016 521 Weed Ordinance

**Officer has sent the suspect several letters about her property. Officer has talked to the suspect about the property. The suspect has done nothing to resolve the problem. As illustrated in the listed photos, the property has not been kept up. The property is in violation of the weed ordinance. Officer has given the suspect more than several months to comply with the city's ordinance.**

204 Continued on Supplement <input type="checkbox"/> Yes <input type="checkbox"/> No	205 Assisting Agency ORI	206 Assisting Agency Case Number	207 SFX	208 Warrant Signed <input type="checkbox"/> Yes <input type="checkbox"/> No	Warrant #	209 Add. Cases Closed Narrative <input type="checkbox"/> Y <input type="checkbox"/> N
---	--------------------------	----------------------------------	---------	--	-----------	--

I hereby affirm that I have read this report and that all the information given by me is correct to the best of my knowledge. I will assume full responsibility for notifying the agency if any stolen property or missing person herein reported is returned.

210 \_\_\_\_\_  
Signature

211 Local Use

212 State Use



VESTAVIA HILLS  
POLICE DEPARTMENT

ALBERTO C. ZARAGOZA, JR.  
*Mayor*

DANNY P. RARY  
*Chief of Police*

April 11, 2016

To: Owner of listed property


Property Location: 4421 Dolly Ridge Rd. Vestavia Hills, Al. 35243

A complaint has been received that the following Violation exists on the above referenced property.

City Ordinance Number 2567

All premises and exterior property shall be maintained free from weeds or plant growth in excess of (12) twelve inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation. The underbrush and bushes need to be trimmed as well.

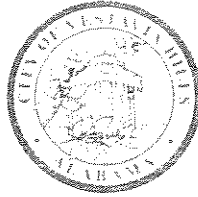
Legal action could be taken against you if the yard is not taken care of within 48 Hrs.  
Please give me a call so we can resolve this matter at 205-978-0113



Respectfully,

Officer Jimmy Coleman  
Code Enforcement

Vestavia Hills Police Department



# CITY OF VESTAVIA HILLS

## POLICE DEPARTMENT

ALBERTO "BUTCH" ZARAGOZA  
MAYOR

DANNY P. RAR  
CHIEF OF POLICE

October 31, 2014

Property Location: 4421 Dolly Ridge Road

Attention Property Owner:

A complaint has been received that the following Violation exists on the above referenced property.

City Ordinance 302.4 Weeds

All premises and exterior property shall be maintained free from weeds or other plant growth in excess of eight (8) inches.

I left a card on your front door several days ago. I haven't heard from you. Please give me a call at 205-978-0113 so we can resolve this matter. Failure to contact this office could result in legal action towards you.

Respectfully,

Officer Jimmy Coleman

Code Enforcement Officer

A handwritten signature in black ink, appearing to be "Jimmy Coleman", is written over the typed name and title.

11-24-2014

Kathy Ayres  
4421 Dolly Ridge Road  
Vestavia Hills, Al. 35243

Mrs. Ayres, You're in violation of the city's weed ordinance. Your grass needs to be cut, the weeds needs to be cut and your shrubs needs to cut. In the letter I sent you, the ordinance and code were included.

City Ordinance Number 2262 Section 302.4 Weeds

All premises and exterior property shall be maintained free from weeds or plant growth in the excess of eight (8) inches. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants and vegetation, other than trees or shrubs provided: however, this term shall not include cultivated flowers and gardens.

Failure to comply with this notice within ten (10) days could result in legal action taken towards you. The city could also cut the grass and then put a lien on your property if you are not willing to pay the bill. Please call me at 205-978-0113 so we can resolve this matter without any legal action taken toward you.

Officer Jimmy Coleman  
V.H.P.D.

UNITED STATES POSTAL SERVICE

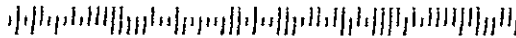
AL 350  
NOV '14



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Vestavia Hills Police Dept  
513 Montgomery Highway  
Vestavia Hills, AL 35216



**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

KATHRYN AYRES  
4421 DOLLY RIDGE RD.  
VESTAVIA HILLS, AL  
35243

2. Article Number  
(Transfer from service label)

7008 1140 0002 1774 1395

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

X *Kayes*

- Agent
- Addressee

B. Received by (Printed Name)

*Kayes 11/18/14*

C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type

- Certified Mail
- Registered
- Insured Mail
- Express Mail
- Return Receipt for Merchandise
- C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes



VESTAVIA HILLS  
POLICE DEPARTMENT

ALBERTO C. ZARAGOZA, JR.  
*Mayor*

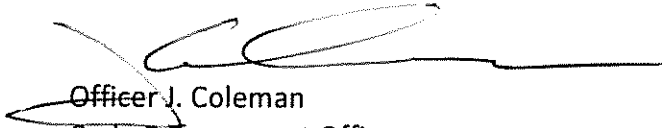
DANNY P. RARY  
*Chief of Police*

February 23, 2016

Kathy Ayres  
4421 Dolly Ridge Rd.  
Vestavia Hills, AL 35243

Mrs. Ayres, This is the third letter I have sent you about your property. I have received another complaint about the condition of your property. I need to cut your bushes, grass and the weeds. If this is not done within two weeks, you will be summoned before the city council of Vestavia Hills. You are in violation of City Ordinance Number 2567 Section 1

If you would like to contact me, you can call me at 205-978-0113 or e-mail me at [jcoleman@vhal.org](mailto:jcoleman@vhal.org) I would love to talk to you and be able to get this situation worked out. I am enclosing with this letter a copy of our city ordinance so you can read it and get a better understanding of the ordinance.



Officer J. Coleman  
Code Enforcement Officer  
Vestavia Hills Police Department

2016-14028

## NOTICE TO DESTROY WEEDS

Notice is hereby given that on the 23<sup>d</sup> day of MAY, 2016, at 5:00 P.M. in the council chamber of Vestavia Hills City Hall, located at 1032 Montgomery Highway Vestavia Hills, Al. 35216, the City Council of the City of Vestavia Hills, Alabama, will hold a public hearing and will consider a resolution regarding the weeds growing upon or in front of this property; and at that time and place will determine whether the weeds constitute a public nuisance which shall be abated by removal of the noxious or dangerous weeds; and, if so, will order the abatement and removal of the nuisance. If abatement and removal are ordered, the cost of abatement and removal shall be assessed upon the lots and lands from which or in front of which the weeds are removed, and the cost shall be added to the next regular bills for taxes levied against the respective lots and lands for municipal purposes. **IF ABATEMENT IS PERFORMED, THE COSTS TAXED SHALL BE NO LESS THAN \$500.00.** The costs shall be collected at the same time and in the same manner as ordinary municipal taxes are collected. The costs shall be subject to the same commissions and fees and the same procedure for foreclosure and sale in case of delinquency as provided for ordinary municipal taxes.

If no objections are filed with the City Clerk at least five days before the meeting of the City Council and unless the person appears before the City Council in person or through his or her representative to show cause, if any, why his or her objection should be sustained, it shall be presumed that the person accepts the notice as fact and waives any rights he or she may have to contest the removal of the weeds and the action of the City Council shall be final.

In the event that you cut the weeds prior to abatement by the City, return this sign to Vestavia Hills City Hall, and inform the City Building Inspector of the same. Otherwise, **IT IS A MISDEMEANOR TO REMOVE THIS SIGN, PUNISHABLE BY UP TO SIX MONTHS IMPRISONMENT AND/OR A \$500.00 FINE.**

Posted this 17<sup>h</sup> day of MAY, 2016.



























**RESOLUTION NUMBER 4838**

**A RESOLUTION DETERMINING THAT CERTAIN  
PERSONAL PROPERTY IS NOT NEEDED FOR  
PUBLIC OR MUNICIPAL PURPOSES AND  
DIRECTING THE SALE/DISPOSAL OF SAID  
SURPLUS PROPERTY**

**WITNESSETH THESE RECITALS**

**WHEREAS**, the City of Vestavia Hills, Alabama, is the owner of personal property detailed in the attached "Exhibit A"; and

**WHEREAS**, the City has determined that it would be in the best public interest to sell said property.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF  
THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The City Manager is hereby authorized to sell and/or dispose of the above-referenced surplus personal property; and
2. This Resolution Number 4838 shall become effective immediately upon adoption and approval.

**DONE, ORDERED, APPROVED and ADOPTED** on this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Wendy Dickerson  
Deputy City Clerk

**Exhibit A**

5/17/16

To: Rebecca Leavings

From: Sgt. Gaston, Officer Wilson

Re: Surplus City Property

Please request that the City Council deem the following property surplus at the next meeting:

- 1989 Chevy Caprice 4d VIN# 1G1BU51E7KA153808

Please contact me with any questions or concerns.

Thanks, Sgt. Gaston ext.#1137

Officer Wilson ext.#1110

**Exhibit A**



**VESTAVIA HILLS FIRE DEPARTMENT**

**MEMORANDUM**

TO: Jeff Downes, City Manager  
FROM: Jim St. John, Fire Chief *JS*  
DATE: May 13, 2016  
RE: Recommendation to declare surplus one stretcher

Attached is a memorandum from Assistant Fire Chief Ray in which he recommends that an ambulance stretcher be declared surplus. I concur with his recommendation, and recommend that the City Council authorize you to dispose of the asset.

**Exhibit A**



**VESTAVIA HILLS FIRE DEPARTMENT**

**MEMORANDUM**

TO: Chief Jim St. John  
FROM: Assistant Chief Terry Ray *TSR*  
DATE: May 13, 2016  
RE: Request to Surplus Stryker Stretcher

Presently the Department has four manual Stryker ambulance stretchers, one on Rescue 33 and three in storage. The extra were kept to be used in the event of problems with the power lift units. Since the Alabama Department of Public Health has adopted the new Federal guidelines that require a more stringent stretcher mounting system, I recommend the oldest unit be declared surplus.

This unit, a Stryker MX-Pro, and is presently located at Fire Station #4. Its serial number is 0012-39380 and does not have a visible City asset sticker.

**RESOLUTION NUMBER 4839**

**A RESOLUTION APPROVING ALCOHOL LICENSE  
FOR JACQUELINS, INC; MARIA ADAN,  
EXECUTIVE**

**WHEREAS**, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for Jacquelines, Inc. (2<sup>nd</sup> Annual Crawfish Boil Event), located in the parking lot of 2531 Rocky Ridge Road, Vestavia Hills, Alabama, for the sale of 140 – Special Events Retail; Maria Adan, executive.

**APPROVED and ADOPTED** this the 23<sup>rd</sup> day of May, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Wendy Dickerson  
Deputy City Clerk

# INTEROFFICE MEMORANDUM

**DATE:** May 13, 2016

**TO:** Dan Rary, Acting Police Chief

**FROM:** Rebecca Leavings, City Clerk

**RE:** Alcohol License Request – 140 - Special Events Retail


Please find attached information submitted by Jacquelines Inc. who request an alcohol license to sell 140 - Special Events Retail at the 1st Annual Crawfish Boil Event, Parking Lot of 2531 Rocky Ridge Road (The Shops at Oak Park), Vestavia Hills, Alabama.

I am scheduling this case to be heard by the City Council on 23rd day of May, 2016 at 5:00 PM (Monday). Please advise me of your recommendation for this license. If you have any questions, please contact me.

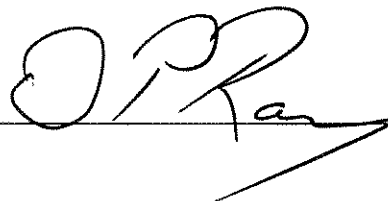
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## Reply

I have reviewed the available background information on the above referenced applicant and submit the following to the City Council:

	<i>Application cleared by P.D. This indicates that there are NO convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>
	<i>Needs further review. This indicates that the Police Chief has found records of some convictions of alcohol related arrests</i>
	<i>Does not recommend. This indicates that the Police Chief has found records of convictions for drug trafficking, convictions regarding arrest involving danger to children, weapon charges, violent felony crimes against persons, felony sexual offenses or habitual alcohol related arrests</i>

Reviewed: \_\_\_\_\_







**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
**ALCOHOL LICENSE APPLICATION**  
**Confirmation Number: 20160512134309499**



Type License: 140 - SPECIAL EVENTS RETAIL State: \$150.00 County: \$150.00

Type License: State: County:

Trade Name: 2ND ANNUAL CRAWFISH BOIL EVENT Filing Fee: \$50.00

Applicant: JACQUELINS INC Transfer Fee:

Location Address: PARKING LOT OF 2531 ROCKY RIDGE RD; SUITE 107 VESTAVIA HILLS, AL 35243

Mailing Address: 2531 ROCKY RIDGE RD; SUITE 107 VESTAVIA HILLS, AL 35243

County: JEFFERSON Tobacco sales: NO Tobacco Vending Machines:

Type Ownership: CORPORATION

Book, Page, or Document info: LR201414 1844

Date Incorporated: 06/11/2014 State incorporated: AL County Incorporated: JEFFERSON

Date of Authority: 06/11/2014 Alabama State Sales Tax ID: R008979632

Name: Title: Date and Place of Birth: Residence Address:

MARIA ESPERANZA ADAN 6703297 - AL	PRESIDENT	08/01/1963 MEXICO	1784 INDIAN HILLS RD PELHAM, AL 35412

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES

Does ABC have any actions pending against the current licensee? NO

Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO

Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO

Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES

Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO

Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO

Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: MARIA ADAN

Business Phone: 205-823-7395

Fax:

Home Phone: 205-919-3725

Cell Phone: 205-919-3725

E-mail: MJGADAN@YAHOO.COM

PREVIOUS LICENSE INFORMATION:

Trade Name: 1ST ANNUAL CRAWFISH BOIL EVENT

Applicant: JACQUELINS INC

Previous License Number(s)

License 1: 010547437

License 2:



**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
**ALCOHOL LICENSE APPLICATION**  
**Confirmation Number: 20160512134309499**



If applicant is leasing the property, is a copy of the lease agreement attached? **YES**  
 Name of Property owner/lessor and phone number: **OAK PARK GROUP 205-979-6519**  
 What is lessors primary business? **REAL ESTATE**  
 Is lessor involved in any way with the alcoholic beverage business? **NO**  
 Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **NO**  
 Is the business used to habitually and principally provide food to the public? **NO**  
 Does the establishment have restroom facilities? **YES**  
 Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **YES**

Will the business be operated primarily as a package store? **NO**  
 Building Dimensions Square Footage: **99999** Display Square Footage:  
 Building seating capacity: **99999** Does Licensed premises include a patio area? **NO**  
 License Structure: **ONE STORY** License covers: **OTHER**  
 Location is within: **CITY LIMITS** Police protection: **CITY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)?

Name:	Violation & Date:	Arresting Agency:	Disposition:



**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
**ALCOHOL LICENSE APPLICATION**  
**Confirmation Number: 20160512134309499**



**Initial each**

**Signature page**

MA

In reference to law violations, I attest to the truthfulness of the responses given within the application.

MA

In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

MA

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

MA

In reference to Special Retail or Special Events retail license, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

In reference to the Club Application Information, I attest to the truthfulness of the responses given within the application.

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

MA

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

MA

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

MA

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print): Maria E Adan

Signature of Applicant: Maria E Adan

Notary Name (print): Verencia Johnson

Notary Signature: Verencia Johnson

Commission expires: 4-22-18

Application Taken:                      App. Inv. Completed:                      Forwarded to District Office:  
 Submitted to Local Government:                      Received from Local Government:  
 Received in District Office:                      Reviewed by Supervisor:                      Forwarded to Central Office:



**STATE OF ALABAMA**  
**ALCOHOLIC BEVERAGE CONTROL BOARD**  
 ALCOHOL LICENSE APPLICATION  
 Confirmation Number: 20160512134309499



**Private Clubs / Special Retail / or Special Events licenses ONLY**

**Private Club**

Does the club charge and collect dues from elected members?

Number of paid up members:

Are meetings regularly held?

How often?

Is business conducted through officers regularly elected?

Are members admitted by written application, investigation, and ballot?

Has Agent verified membership applications for each member listed?

Has at least 10% of members listed been confirmed and highlighted?

Agent's Initials:

For what purpose is the club organized?

Does the property used, as well as the advantages, belong to all the members?

Do the operations of the club benefit any individual member(s), officer(s), director(s), agent(s), or employee(s) of the club rather than to benefit of the entire membership?

**Special Retail**

Is it for 30 days or less?

More than 30 days?

Franchisee or Concessionaire of above?

Other valid responsible organization:

Explanation:

**Special Events / Special Retail (7 days or less)**

Starting Date: 08/18/2016 Ending Date: 08/18/2016

Special terms and conditions for special event/special retail:

**NO TO GO SALES PERMITTED. NO ALCOHOL IS TO LEAVE THE LICENSED EVENT AREA.**

**Other Explanations**

License Covers: **OUTDOOR EVENT IN THE PARKING LOT OF THE CAJUN SEAFOOD HOUSE**

Are there any special restrictions, instructions, and/or conditions for this license?: **ALL ALCOHOL IS TO REMAIN IN THE LICENSED EVENT AREA. NO TO GO SALES PERMITTED.**

[Main Menu](#)

**Application Payment Receipt Confirmation Page**

**Receipt Confirmation Number: 20160512134309499**  
**Application Payment Confirmation Number: 25059904**

Payment Summary	
Payment Item	Fee
Application Fee for License 140	\$50.00
<b>Total Amount to be Charged</b>	<b>\$50.00</b>

**Application Information**

Application Type: APPLICATION  
License Type 1: 140 - SPECIAL EVENTS RETAIL

[Continue](#)

Technical Support: 866-353-3468 or [support@alabamainteractive.org](mailto:support@alabamainteractive.org)

Version 2.3.1

**RESOLUTION NUMBER 4840**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AND DELIVER AGREEMENTS WITH VARIOUS ENTITIES FOR DESIGN SERVICES AND CONSTRUCTION SPECIFICATIONS FOR THE WESTERN ENTRANCE TO THE PROPOSED RECREATIONAL FIELDS LOCATED ON THE FORMER ALTADENA VALLEY COUNTRY CLUB**

**WHEREAS**, on December 28, 2015, the City Council of the City of Vestavia Hills approved and adopted Ordinance Number 2626 authorizing the purchase of property from Jefferson County for an alternate entrance to the proposed recreational fields to be located at the former Altadena Valley Country Club; and

**WHEREAS**, on April 18, 2016, the City Council of the City of Vestavia Hills approved Resolution Number 4820 authorizing the purchase of property from International Park Meisler-Keith, LLC, an Alabama limited liability company for an alternate entrance to the proposed recreational fields to be located at the former Altadena Valley Country Club; and

**WHEREAS**, the City Manager has determined that design services and construction bid specifications will be needed for the proposed western entrance of the former Altadena Valley Country Club ; and

**WHEREAS**, the City Manager has received a proposal for design services and construction bid specifications from Engineering Design Group (EDG), a copy of which is marked as “Exhibit A” attached to and incorporated into the Resolution Number 4840 as though written fully therein in an amount not to exceed \$50,000.00; and

**WHEREAS**, the City Manager has received a proposal for construction management services from Caprine Engineering, a copy of which is marked as “Exhibit A” attached to and incorporated into the Resolution Number 4840 as though written fully therein in an amount not to exceed \$15,000.00; and

**WHEREAS**, the City Manager has identified certain third party services that will also be needed including, but not limited to geotechnical reports, etc., associated and needed for the design services and development of construction specifications from third party associates in an amount not to exceed \$25,000.00; and

**WHEREAS**, the Mayor and City Council feel it would be in the best public interest to accept said proposals in order to begin development of an alternate entrance to the proposed recreational fields located on the former Altadena Valley Country Club

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, AS FOLLOWS:**

1. The City Manager is hereby authorized to execute and deliver any and all documents and agreements associated with the aforesaid proposals for design services, construction specification services, construction management services and various third party services for construction of the western entrance to the Altadena Valley Country Club in an amount not to exceed \$90,000.00; and
2. A copy of said agreements shall be attested by the City Clerk filed in the Office of the City Clerk for record; and
3. This Resolution Number 4840 shall be effective immediately upon adoption and approval.

**ADOPTED and APPROVED** this the 13<sup>th</sup> day of June, 2016.

Alberto C. Zaragoza, Jr.  
Mayor

ATTESTED BY:

Rebecca Leavings  
City Clerk



May 20, 2015

The City of Vestavia Hills, Alabama  
1032 Montgomery Highway  
Vestavia Hills, AL 35216  
Attn: Jeff Downes, City Manager

**Re: Proposal of Survey and Civil Engineering Services for a New Access Road into the City of Vestavia Hills' Park at Altadena**

Dear Jeff,

Engineering Design Group, LLC is pleased to submit this proposal of land survey and civil engineering services for the above-referenced project. Our scope of services is based on a conceptual layout plan we developed for the site. This plan includes a new roadway to access the City of Vestavia's new park along the Cahaba River (formerly the Altadena Valley Country Club golf course). A copy of this plan is attached to this proposal as "Exhibit A." The proposed road will utilize an existing connection point to Acton Road. Generally, our scope of services includes civil engineering design, and survey stake-out services for the construction of the roadway. Our scope of services is described in detail on the following pages.

Thank you for the opportunity to present our proposal. We look forward to working with the City of Vestavia Hills on this project.

Attachments: Exhibit A-Conceptual Site Plan

## **1.0 Civil Engineering Construction Documents**

### **1.1 Civil Construction Documents**

We will develop a set of civil construction documents for the site improvements shown on the attached concept drawing. We will submit the Construction Documents to the Cities of Hoover and Vestavia Hills for the purpose of obtaining a land disturbance permit. We will meet with City Officials as needed to work through any design issues that arise during the permitting process. The Construction Documents will include the following design information, at a minimum:

- a. Roadway Plan and Profiles-Plans will provide horizontal and vertical control for the layout and construction of the proposed road.
- b. Site Grading and Drainage Plan-Plan will include existing and finished contours, and storm water drainage facilities.



- c. Storm Drainage Profiles-We will provide necessary profiles for storm drainage pipes associated with the roadway.
- d. Erosion Control Plan-Plan will include the necessary structural BMP devices for the control of sedimentation at the site.
- e. Permitting Services-We will submit final civil construction plans and permit applications to the City of Hoover for the purpose of obtaining a land disturbance permit. We have budgeted two (2) meetings with City officials. We will address one (1) round of comments and resubmit plans for final approval. Additional revisions or submittals will be billed at our standard hourly rates as Additional Services.
- f. Notes and Details-We will provide standard notes and details which pertain to the site's specific construction requirements.

## **1.2 Alabama Department of Environmental Management NPDES Permit**

Effective April 1, 2011, ADEM established General Permit No. ALR 100000 for discharges associated with regulated construction activity that will result in land disturbance equal to or greater than one acre or from construction activities involving less than one acre and which are part of a common plan of development or sale equal to or greater than one acre. Construction site operators/owners seeking coverage under this general permit must submit a Notice of Intent (NOI) in accordance with the permit requirements. Operators/owners of all regulated construction sites must implement and maintain effective erosion and sediment controls in accordance with a Construction Best Management Practices Plan (CBMPP) prepared and certified by a Qualified Credentialed Professional (QCP). Engineering Design Group will create the CBMPP Plan and submit it, along with the NOI, to ADEM for the purpose of obtaining the NPDES permit.

## **1.3 Best Management Practices (BMP) Field Inspections**

As a requirement of the ADEM NPDES permit, inspections of structural BMP devices (erosion control measures) are required at least monthly, or after each  $\frac{3}{4}$ " rainfall event. Engineering Design Group will monitor rainfall amounts at the site and provide these inspections. A report of our findings will be issued to you and your site contractor. The report will include site photographs, and recommendations for maintenance of any failing BMP devices.

## **1.4 Design Phase Meetings and Coordination**

This project will be under the We will be available during the design phase to meet with the Owner, Municipality, General Contractor and other sub-consultants for coordination of design and/or permitting items. As the site lies within multiple jurisdictions (City of Hoover and City of Vestavia Hills), and accesses a Jefferson County Roadway, we will coordinate with these jurisdictions, provide project-related data as-requested, and attend meetings as needed. We have provided an estimated fee for this task item as shown in section 2.0.

## **1.5 Construction Administration**

We will provide bid documents (plans and specifications) and aid the City of Vestavia Hills during the bidding process. Additionally, we will be available during

the construction phase to answer questions or provide clarifications to the project team. We will meet with the Contractor and/or the City as necessary during construction. We have not anticipated a full-time on-site inspector. We have provided an estimated fee for this task item as shown in section 2.0.

### **1.6 Additional Services**

Any service need that arises and is required but has not been included in our original scope of services will be performed on an hourly basis according to the fee schedule included in this proposal. We will discuss with the Client any additional service before performing the service and will not proceed with additional work without the Client's approval.

### **Exclusions**

Items specifically **NOT INCLUDED** in this scope of work include: Construction Stake-Out, Geotechnical Engineering, Geotechnical Testing, Corps of Engineers Permitting, Structural Design of Retaining Walls, Landscape Design, Storm Water Monitoring, Utility Main Relocation and any Off-Site Improvements other than those included within the scope of services. If any of these items becomes necessary, we will perform those tasks as Additional Services or help you to contract with an entity which provides that service.

Your signature on the following page will serve as our formal notice to proceed with the above-described scope of services. Again, we appreciate the opportunity to present our proposal of professional services and we look forward to a successful project.

**2.0 Compensation and Payment for Services:**

Engineering Design Group, LLC's fee for the scope of services outlined in Part 1.0 is as follows:

<b>2.1 Civil Construction Documents</b>	<b>\$30,000.00 Lump Sum</b>
<b>2.2 ADEM NPDES Permit</b>	<b>\$ 2,500.00 Lump Sum</b>
<b>2.3 BMP Field Inspections</b>	<b>\$ 180.00 Per Inspection</b>
<b>2.5 Meetings and Coordination</b>	<b>\$ 2,000.00 Budget Estimate</b>
<b>2.6 Construction Administration</b>	<b>\$15,000.00 Budget Estimate</b>
<b>2.7 Additional Services</b>	<b>Hourly, if Required</b>
<b>Reimbursables</b>	<b>\$ 1,000.00 Budget</b>

Engineering Design Group, LLC can commence work immediately upon receipt of your written authorization to proceed. If this proposal is acceptable, please authorize Engineering Design Group, LLC to proceed with the above Scope of Services by signing in the appropriate location and returning a copy to Engineering Design Group, LLC.

Sincerely,

Engineering Design Group, LLC

  
\_\_\_\_\_  
David T. Stovall P.E.,  
Alabama License #23414

"This cost proposal is accepted as written and Engineering Design Group LLC is hereby authorized to commence the work as described in the above Scope of Services"

Authorization by: \_\_\_\_\_

Title: \_\_\_\_\_ Date: \_\_\_\_\_

## **HOURLY RATE SCHEDULE AND REIMBURSABLE EXPENSES:**

Personnel time for additional services covered under this agreement will be invoiced based on the following Rate Schedule. These Rates are subject to adjustment on January 1<sup>st</sup> of each year.

### **Engineering Rate Schedule**

- Principal in Charge \$125.00 per hour
- Project Manager \$115.00 per hour
- Senior Design Engineer \$105.00 per hour
- Project Engineer \$ 95.00 per hour

### **Surveying Rate Schedule**

- Field Crew \$135.00 per hour
- Professional Land Surveyor \$115.00 per hour
- Senior Drafter \$ 95.00 per hour
- Drafter \$ 75.00 per hour

### **Reimbursable Expenses**

Expenses incurred for work covered under this contract will be invoiced at cost plus 15 percent. These expenses include, but are not limited to:

- Printing
- Shipping
- Permitting and Application Fees
- Outside Consultants
- Travel – (Travel will be reimbursed at \$0.58 per mile)

### **Payment**

Services rendered in accordance with this proposal will be invoiced monthly based on work completed. Invoices are due upon receipt and will be considered delinquent if not received within 30 days after receipt. Engineering Design Group LLC may, without legal consequence, suspend services until payment is received.

Client agrees that payment for services rendered shall not be contingent or dependent upon any conditions or any action or undertaking of the Client other than those conditions, if any, specifically set forth in this agreement.

## TERMS AND CONDITIONS:

1. **CONTRACT** - These Contract Provisions and the accompanying Proposal constitute the full and complete Agreement between the parties and may be changed, amended, added to, superseded, or waived only if both parties specifically agree in writing to such amendment of the Agreement. In the event of any inconsistency between these Contract Provisions and any proposal, contract, purchase order, requisition, notice to proceed, or like document, these Contract Provisions shall govern.
2. **RIGHT OF ENTRY** - When entry to property is required for the CONSULTANT to perform its services, the Client agrees to obtain legal right-of-entry on the property.
3. **DOCUMENTS** - All reports, notes, drawings, specifications, data, calculations, and other documents, including those in electronic form, prepared by CONSULTANT are instruments of CONSULTANT's service that shall remain CONSULTANT's property. The Client agrees not to use CONSULTANT-generated documents for marketing purposes, for projects other than the project for which the documents were prepared by CONSULTANT, or for future modifications to this project, without CONSULTANT's express written permission.

Any reuse or distribution to third parties without such express written permission or project-specific adaptation by CONSULTANT will be at the Client's sole risk and without liability to CONSULTANT or its employees, subsidiaries, independent professional associates, subconsultants, and subcontractors. Client shall, to the fullest extent permitted by law, defend, indemnify, and hold harmless CONSULTANT from and against any and all costs, expenses, fees, losses, claims, demands, liabilities, suits, actions, and damages whatsoever arising out of or resulting from such unauthorized reuse or distribution.

4. **DISPOSAL OF SAMPLES** - CONSULTANT will discard samples upon completion of the work covered under this Agreement, unless the Client instructs otherwise in writing.
5. **HAZARDOUS MATERIALS** - The scope of CONSULTANT's services for this Agreement does not include any responsibility for detection, remediation, accidental release, or services relating to waste, oil, asbestos, lead, or other hazardous materials, as defined by Federal, State, and local laws or regulations.
6. **CONSTRUCTION PHASE SERVICES** - If CONSULTANT performs any services during the construction phase of the project, CONSULTANT shall not supervise, direct, or have control over Contractor's work. CONSULTANT shall not have authority over or responsibility for the construction means, methods, techniques, sequences or procedures or for safety precautions and programs in connection with the work of the Contractor. CONSULTANT does not guarantee the performance of the construction contract by the Contractor and does not assume responsibility for the Contractor's failure to furnish and perform its work in accordance with the Contract Documents.
7. **STANDARD OF CARE** - CONSULTANT and its employees, subsidiaries, independent professional associates, subconsultants, and subcontractors will exercise that degree of care and skill ordinarily practiced under similar circumstances by design professionals providing similar services. Client agrees that services provided will be rendered without any warranty, express or implied.

CONSULTANT shall exercise usual and customary professional care in its efforts to comply with applicable codes, regulations, laws, rules, ordinances, and such other requirements in effect as of the date of execution of this Agreement.

8. **OPINION OF PROBABLE COSTS** - When required as part of its work, CONSULTANT will furnish opinions of probable cost, but does not guarantee the accuracy of such estimates. Opinions of probable cost, financial evaluations, feasibility studies, economic analyses of alternate solutions, and utilitarian considerations of operations and maintenance costs prepared by CONSULTANT hereunder will be made on the basis of CONSULTANT's experience and qualifications and will represent CONSULTANT's judgment as an experienced and qualified design professional. However, users of the probable cost opinions must recognize that CONSULTANT does not have control over the cost of labor, material, equipment, or services furnished by others or over market conditions or contractors' methods of determining prices or performing the work.
9. **SUSPENSION OF WORK** - The Client may, at any time, by written notice, suspend further work by CONSULTANT. The Client shall remain liable for, and shall promptly pay CONSULTANT for all services rendered to the date of suspension of services, plus suspension charges, which shall include the cost of assembling documents, personnel and equipment, rescheduling or reassignment, and commitments made to others on Client's behalf.

Client shall pay CONSULTANT pursuant to the rates and charges set forth in the Proposal. CONSULTANT will submit monthly

invoices to Client for services rendered and expenses incurred. If Client does not pay invoices within thirty (30) days of submission of invoice, CONSULTANT may, upon written notice to the Client, suspend further work until payments are brought current. The Client agrees to indemnify and hold CONSULTANT harmless from any claim or liability resulting from such suspension.

10. **CHANGES OR DELAYS** - Unless the accompanying Proposal provides otherwise, the proposed fees constitute CONSULTANT's estimate to perform the services required to complete the Project. Required services often are not fully definable in the initial planning; accordingly, developments may dictate a change in the scope of services to be performed. Where this occurs, changes in the Agreement shall be negotiated and an equitable adjustment shall be made.

Costs and schedule commitments shall be subject to renegotiation for unreasonable delays caused by the Client's failure to provide specified facilities, direction, or information, or if CONSULTANT's failure to perform is due to any act of God, labor trouble, fire, inclement weather, act of governmental authority, failure of transportation, accident, power failure, or interruption or any other cause beyond the reasonable control of CONSULTANT. Temporary work stoppage caused by any of the above may result in additional cost beyond that outlined in the accompanying Proposal.

11. **LIABILITY** - To the fullest extent permitted by law, the total liability, in the aggregate, of CONSULTANT and CONSULTANT's officers, directors, employees, agents, and consultants to Client and anyone claiming by, through or under Client, for any and all injuries, claims, losses, expenses, or damages whatsoever arising out of or in any way related to CONSULTANT's services, the Project or this Agreement, from any cause or causes whatsoever, including but not limited to, negligence, strict liability, breach of contract or breach of warranty shall not exceed the total compensation received by CONSULTANT under this Agreement.
12. **CONFLICTS OF INTEREST** - This assignment may involve parties with adverse interests to clients with whom CONSULTANT has current or past relationships. It is CONSULTANT policy to make reasonable attempts to identify such relationships prior to acceptance of a professional assignment, but CONSULTANT cannot assure that conflicts or perceived conflicts will not arise, and CONSULTANT does not accept responsibility for such occurrences.
13. **REIMBURSABLE EXPENSES** - CONSULTANT will bill direct non payroll expenses at cost plus 10%. Direct expenses include all reasonable expenses resulting from required responses to subpoenas or court orders related to work under the Contract.
14. **MISCELLANEOUS** - Governing Law: The laws of the state in which the CONSULTANT office executing this Agreement is located shall govern the validity and interpretation of this Agreement.

Invalid Terms: In the event any of these Contract Provisions are found to be illegal or otherwise unenforceable, the unenforceable Contract Provision will be stricken. Striking such a Contract Provision shall have no effect on the enforceability of the remaining Contract Provisions and those remaining Contract Provisions shall continue in full force and effect as if the unenforceable Contract Provision were never included in the Agreement.

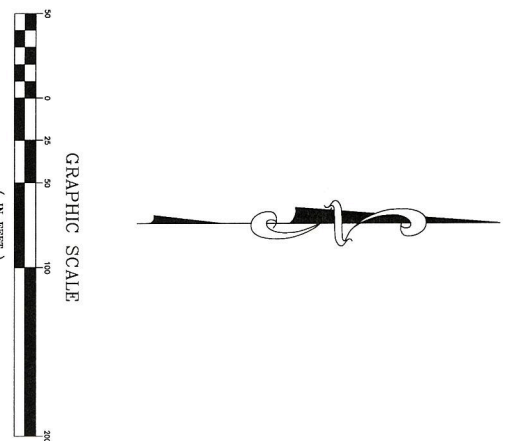
Mediation: The Client and CONSULTANT agree to submit all claims and disputes arising out of this Agreement to non-binding mediation prior to the initiation of legal proceedings. This provision shall survive completion or termination of this Agreement; however, neither party shall seek mediation of any claim or dispute arising out of this Agreement beyond the period of time that would bar the initiation of legal proceedings to litigate such claim or dispute under the applicable law.

CONSULTANT Reliance: CONSULTANT shall be entitled to rely, without liability, on the accuracy and completeness of any and all information provided by Client, Client's consultants and contractors, and information from public records, without the need for independent verification.

Certifications: CONSULTANT shall not be required to sign any documents, no matter by whom requested, that would result in CONSULTANT's having to certify, guaranty, or warrant the existence of conditions that CONSULTANT cannot ascertain.

Third Parties: Nothing contained In this Agreement shall create a contractual relationship with, or a cause of action in favor of, a third party against either the Client or CONSULTANT. CONSULTANT's services hereunder are being performed solely for the benefit of the Client, and no other entity shall have any claim against CONSULTANT because of this Agreement or CONSULTANT's performance of services hereunder.

Consequential Damages: Neither the Client nor the CONSULTANT shall be liable to the other or shall make any claim for any incidental, indirect or consequential damages arising out of, or connected in any way to the Project or this Agreement. This mutual waiver includes, but is not limited to, damages related to loss of use, loss of profits, loss of income, loss of reputation, unrealized savings or diminution of property value and shall apply to any cause of action including negligence, strict liability, breach of contract and breach of warranty.





# CAPRINE

PLANNING • CIVIL ENGINEERING • CONSULTING

May 20, 2016

Mr. Jeff Downes, City Manager  
City of Vestavia Hills  
1032 Montgomery Hwy.  
Vestavia Hills, AL 35216

**Re: Proposal for Client Representation and Consulting Services for  
The Old Altadena Valley Country Club - Western Entrance Design - Vestavia Hills, AL**

Dear Jeff,

Thank you for the opportunity to propose on-going consulting services for the infrastructure elements for the Old Altadena Valley Country Club project. We hope you find this proposal consistent with your expectations and our previous conversations.

We understand our role in the progression of the western entrance roadway design and public bid process is to represent the unbiased interests of the City of Vestavia Hills and represent those to the design team, coordinate with the design engineer throughout the design and the public bid process, and report to and consult with the City of Vestavia Hills as the roadway design and bid process progresses.

**Client Representation and Consulting Services**

**Fee = Budget \$14,700 @ \$120/hr.**

- Represent the City of Vestavia Hills' interests as required
  - Project meetings
  - Agency meetings
  - Design review meetings
- Report to and coordination with City of Vestavia Hills
- Coordination with design engineer employed by the City of Vestavia Hills
- Review of roadway design and project manual as it progresses
- Site visits as required

**Clarifications**

- We recommend a budget of \$300 be held for reimbursables associated with vehicle mileage, reprographics, and other customary reimbursables should they occur.

Please let me know if this proposal meets your expectations or if you have any questions about the scope of work. We appreciate the opportunity to be of service to you and look forward to the successful implementation of this project.

Sincerely,  
**CAPRINE ENGINEERING, LLC**

Accepted by Client:  
**City of Vestavia Hills**

E. Chris Eckroate, PE, LEED GA  
President

\_\_\_\_\_  
Date: \_\_\_\_\_