

**Vestavia Hills
Amended
City Council Agenda
December 11, 2017
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Captain Brian Gilham, Vestavia Hills Police Department
4. Pledge Of Allegiance
5. Announcements and Guest Recognition
 - a. Park and Recreation Board Vacancy Applications and Interview
 - b. Library Board Vacancy Applications and Interview
6. Proclamation – Arbor Day – December 11, 2017
7. City Manager’s Report
8. Councilors’ Reports
9. Financial Reports – Melvin Turner III, Finance Director
10. Approval of Minutes – November 20, 2017 (Work Session) and November 27, 2017 (Regular Meeting)

Old Business

New Business

11. Resolution Number 5004 – A Resolution Approving An Alcohol License For David, LLC D/B/A Green Valley Shell; Nagib Faisal Saleh, Executive (*public hearing*)
12. Resolution Number 5005 – A Resolution Approving An Alcohol License For LTF Club Operations Company, Inc., D/B/A Life Time Fitness; Steve P. Kerzman, James N. Spolar And Erik A. Lindseth, Executives (*public hearing*)
13. Resolution Number 5006 – A Resolution Approving An Alcohol License For Arzoo, Inc., D/B/A Rocky Ridge Chevron; Shabnam Humirani, Executives (*public hearing*)
14. Resolution Number 5010 – A Resolution Authorizing The City Manager To Make Application Through The FY 2018 Transportation Alternatives Program For Construction Of A “Community Spaces” Pedestrian Route To Connect Wald Park And City Hall

New Business (Unanimous Consent Requested)

15. Resolution Number 5009 – A Resolution Amending Resolution Number 4962 Authorizing The City Manager To Allocate Additional Funding For Project Closure Related To Morgan Drive Emergency Intrastructure Repair Due To Unanticipated Project Expenses Above The Original Estimate (*Public Hearing*)

First Reading (No Action Taken At This Meeting)

16. Resolution Number 5007 – Vacation Of Ingress/Egress Easement; Lot 1K, Corporate Woods Addition To Liberty Park, Resurvey No. 3; The Bell Center, An Alabama Not-For-Profit Corporation, Owners; Joey Brightner, Walter Schoel Consulting, Representing (*public hearing*)
17. Resolution Number 5008 – A Resolution Declaring A Weed And Other Vegetation Nuisance Pursuant To Ordinance Number 2567 On The Property Located At 3405 Sheffield Drive And Directing The City Manager To Abate Said Nuisance (*public hearing*)
18. Ordinance Number 2736 – Rezoning – 4521 Pine Tree Drive; Lot 23, Topfield Subdivision; Rezone From Vestavia Hills R-1 (Low-Density Residential) To Vestavia Hills O-1 (Office District); Joseph F. Morad, Owner (*public hearing*)
19. Citizen Comments
20. Motion For Adjournment

PROCLAMATION

WHEREAS, the economic and aesthetic welfare of the people of Alabama is largely dependent on the trees and forests of the State; and

WHEREAS, everyone in the City of Vestavia Hills benefits either directly or indirectly from trees and forests; and

WHEREAS, trees provide jobs, products, habitat for wildlife, and recreational opportunities; and

WHEREAS, trees are an invaluable physical and psychological addition to the City, provide shade, cool the air, reduce noise levels and glare; and

WHEREAS, trees are an economic asset to the City, attract tourism, increase property values, enhance shopping patterns; and

WHEREAS, the management of trees increases their benefit to our City through planning, planting, maintenance, timely removal and replacement; and

WHEREAS, well-maintained City trees benefit present and future generations;

NOW, THEREFORE, I Ashley C. Curry by virtue of the authority vested in me as Mayor of the City of Vestavia Hills in the State of Alabama, do hereby proclaim December 11, 2017 as

ARBOR DAY

and encourage all residents to celebrate Arbor Day and to support efforts to protect our trees and woodlands.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Vestavia Hills to be affixed this the 11th day of December, 2017.

Ashley C. Curry
Mayor

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

WORK SESSION

NOVEMBER 20, 2017

The City Council of Vestavia Hills met in a regular work session on this date at 6:00 PM following posting/publication as required by Alabama law. The Mayor called the work session to order and the roll with the following:

MEMBERS PRESENT:

Mayor Ashley C. Curry
Rusty Weaver, Mayor Pro-Tem
Kimberly Cook, Councilor
Paul J. Head, Councilor
George Pierce, Councilor

OTHER OFFICIALS PRESENT:

Jeff Downes, City Manager
Wendy Dickerson, Deputy City Clerk
Brian Davis, Public Services Director
Christopher Brady, City Engineer
Lori Beth Kearley, Senior Civil Engineer
Marvin Green, Fire Chief
Dan Rary, Police Chief
Jason Hardin, Police Captain
Brian Gilham, Police Captain

- Mr. Downes gave a status report on the Cahaba Beach Road Project:
 - Mr. Downes presented a picture showing the four options laid out by ALDOT concerning alternate traffic accommodations from Highway 280 along Cahaba Beach Road. Discussion ensued and the pros and cons of each option were highlighted. Mrs. Cook suggested ALDOT perform a traffic impact analysis, particularly addressing the areas of Liberty Park and Cahaba Heights. The Council concurred to direct a letter to ALDOT with their concerns and a request for an analysis.
- Mr. Downes invited Christopher Brady, City Engineer, and Lori Beth Kearley, Deputy City Engineer, to update the Council on a recent East Street traffic study.
 - Mr. Brady and Mrs. Kearley presented the study results and answered questions from the Council. Mr. Downes stated that they will further look into sidewalks. Discussion ensued concerning traffic counts, rates of

speed, the placement of the traffic counters and selection of the week that the study was conducted.

- Mr. Downes updated the Council on the Crosshaven Project. Discussion ensued on funding.
- Mr. Downes updated the Council on the Massey Road Project.
 - Mr. Brady explained that ALDOT sent the request back and required re-design of the retaining walls. The Council will soon be asked to fund 20% of the funding for the redesign.
- Mr. Pierce asked if the retaining wall at Sprouts will be moved. Mr. Brady stated that he is working on it.
- Mr. Downes stated that he will update the Council in another work session about an upcoming B-1.2 zoning.
- Mr. Davis announced two upcoming events:
 - Breakfast with Santa
 - Bike Trails Opening

There being no further business, Mrs. Cook made the motion to adjourn. The work session was adjourned at 7:01 PM.

Ashley C. Curry
Mayor

ATTESTED BY:

Wendy Dickerson
Deputy City Clerk

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

NOVEMBER 27, 2017

The City Council of Vestavia Hills met in regular session on this date at 6:00 PM. Mayor Curry called the meeting to order and the City Clerk called the roll with the following:

MEMBERS PRESENT:

Mayor Ashley C. Curry
Rusty Weaver, Mayor Pro-Tem
Kimberly Cook, Councilor
Paul Head, Councilor
George Pierce, Councilor

OTHER OFFICIALS PRESENT:

Jeff Downes, City Manager
Patrick Boone, City Attorney
Rebecca Leavings, City Clerk
Dan Rary, Police Chief
Jason Hardin, Police Captain
Melvin Turner, Finance Director
George Sawaya, Asst. Treasurer
Marvin Green, Fire Chief
Brian Davis, Public Services Director
Christopher Brady, City Engineer
Melissa Hipp, Asst. to City Manager

Brian Davis, Public Services Director, provided the invocation, followed by the Pledge of Allegiance.

ANNOUNCEMENTS, GUEST RECOGNITION

- Mr. Pierce recognized Taylor Burton who was present to represent the Chamber of Commerce.
- Mr. Head announced an upcoming vacancy on the Vestavia Hills Park and Recreation Board. He indicated that the Council will be accepting applications for this appointment until December 11, 2017, at 5 PM. Personal interviews will be held December 14, 2017, and an appointment will be announced on December 18.
- The Mayor announced an upcoming vacancy on the Vestavia Hills Library Board. He stated that the Council is receiving applications and will continue until December 11,

2017, at 5 PM. Interviews will be held December 14, 2017, and an appointment will be announced on December 18, 2017.

- Mr. Pierce reminded everyone of Holiday in the Hills, sponsored by the Chamber of Commerce. There are already several scheduled events, which are detailed on the Chamber's calendar; and he reminded everyone to shop Vestavia Hills.

CITY MANAGER'S REPORT

- Mr. Downes asked Fire Chief Marvin Green to share some news with the Council.
 - Chief Green announced that the Fire Department has received a \$48,000 grant to help purchase two mobile radio repeaters that will assist with communications in some large multi-story buildings. He stated this will enhance the new system that is about to be purchased. Chief Green added that there is no match for this grant; it is fully funded.
- Mr. Downes stated that the firm that handles the citizen survey indicated that there were more respondents on this survey than in previous years. The results will be presented soon and he suggested that this be used as a strategic tool for the Council for planning efforts.

COUNCILOR REPORTS

- Mrs. Cook announced that the Board of Education held a meeting this morning at 8:30 and she was unable to attend. She stated she understands from Mr. Boone that the Superintendent was authorized to sign an agreement to purchase Gresham Elementary School.
- Mr. Pierce thanked the local merchants for their efforts to help the Shop Vestavia Hills efforts.
- Mr. Head stated that there will be a Parks and Recreation Board work session on December 5, 2017, beginning at 11:30 AM.

APPROVAL OF MINUTES

The minutes of the November 13, 2017 (Regular Meeting) were presented for approval.

MOTION Motion to dispense with the reading of the minutes of the November 13, 2017 (Regular Meeting), and approve them as presented was by Mrs. Cook and second by Mr. Weaver. Roll call vote as follows:

Mrs. Cook – yes

Mr. Head – yes

Mr. Pierce – yes

Mr. Weaver – yes

Mayor Curry – yes

Motion carried.

OLD BUSINESS

RESOLUTION NUMBER 5000

Resolution Number 5000 - A Resolution Of The City Of Vestavia Hills Authorizing LWCF Project Amendment In Order To Allow Disposition Of Surplus Property At Wald Park (*public hearing*)

Mr. Downes explained that portions of Wald Park were limited by use covenants and tied to a federal grant decades ago, which limited the use of the property to open public recreation. This Resolution authorizes the Mayor and City Manager to allow the disposition of two parcels of the land for other uses and to offer the substitution of the former AVCC property to be used as public park space. The upper parcel would be used for school purposes (conveyed to the Board of Education) and the lower property, which is currently used as Public Works, could then be sold for commercial use. To do this, the conversion process must be applied for, reviewed and approved by ADECA and, ultimately, approved by the U.S. Department of the Interior. He explained the process and the properties being exchanged within the use restrictions.

MOTION Motion to approve Resolution Number 5000 was made by Mr. Weaver and second was by Mr. Pierce.

The Mayor opened the floor for a public hearing. There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	Motion carried.

ORDINANCE NUMBER 2732

Ordinance Number 2732 - Rezoning – 1644 Shades Crest Road; Rezone From Jefferson County R-1 To Vestavia Hills R-2, Conservation Subdivision; Wedgworth Realty, Inc., Michael Wedgworth, Representing (*public hearing*)

Mr. Weaver explained that this request was for compatible rezoning with a conservation subdivision. He stated that this was presented to the Planning and Zoning Commission and was recommended for approval.

MOTION Motion to approve Ordinance Number 2732 was made by Mr. Pierce and second was by Mr. Weaver.

The Mayor stated that this and the following ordinance both deal with the same property and will be discussed together.

Mike Wedgworth, Wedgworth Construction, was present in regard to this request and the following annexation request. He explained that this property is located next to a subdivision that he built several years ago. He stated this property is currently zoned as Jefferson County R-1. This request is for a compatible rezoning to R-2 with a conservation subdivision of 13 lots. The street will be private and gated. Storm detention will be on both sides of the street and carried to designated detention areas located on the rear of the property. He stated that the price point is about \$800,000 and he has had several interested callers. None so far have children, but there is never a guarantee. He stated they are proposing 35' rear setbacks with the exception of open decks with 20' between the homes. He stated they have worked with property owners on all sides and tried to accommodate their concerns.

Mr. Pierce stated that the Standing Annexation Committee heard this back in July with no adverse information, particularly from the school system, because of the price point of the homes and the slower buildout of the custom homes.

Rosa Feltman, 1645 Shades Crest Road, stated concerns that water drainage is coming onto her property directly across the roadway and that drainpipes on her property have collapsed.

Mr. Brady stated he has visited the Feltman property and that there are drainpipes across her yard. He explained that the City cannot, legally, repair piping on private property. Mr. Wedgworth is proposing to detain water and release it at the same rate of or below the rate at which it is drained today.

Discussion ensued and Mrs. Feltman was shown the proposed drainage plan.

Mrs. Cook asked if the drainage plans were discussed at the Commission meeting.

Mr. Weaver stated it was discussed at the Commission meeting, but these particular comments were not discussed.

Tom Michaels, 2231 Overlook Crest, stated that he was also concerned about the drainage, but after seeing the plans this appeared to be acceptable.

The Mayor opened the floor for a public hearing. There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes

Mr. Head – yes

Mr. Pierce – yes

Mr. Weaver – yes

Mayor Curry – yes

Motion carried.

ORDINANCE NUMBER 2733

**Ordinance Number 2733 – Annexation – 90 Day Final – 1644 Shades Crest Road;
Wedgworth Realty, Inc., Michael Wedgworth, Representing (public hearing)**

Mr. Pierce explained the development, rezoning, platting processes and the process for approval of engineering and drainage plans.

MOTION Motion to approve Ordinance Number 2733 was made by Mrs. Cook and second was by Mr. Weaver.

Mike Wedgworth, Wedgworth Construction, was present in regard to this request.

The Mayor opened the floor for a public hearing. There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	Motion carried.

ORDINANCE NUMBER 2734

Ordinance Number 2734 - Rezoning – 3779 and 3781 Poe Drive; Rezone from VH R-4 to VH R-9; Overton Investments, LLC (public hearing)

MOTION Motion to approve Ordinance Number 2733 was made by Mr. Pierce and second was by Mr. Weaver.

Jason Kessler, Overton Investments, LLC, was present in regard to this request. He explained that this request is to take two lots and rezone to construct three new homes.

Mr. Weaver explained that this was presented to the Commission and was recommended unanimously for approval.

Mr. Pierce asked about the condition of Poe Drive. He asked how many more lots are planned to reconstruct along this roadway.

Mr. Kessler stated right now these are the last of the lots that they have under their control. He stated that there are only a few left that might eventually redevelop. He stated they have been working with the residents and the City to see about improvements like street lights and, eventually, sidewalks.

The Mayor opened the floor for a public hearing.

Krista Cleary, 3775 Poe Drive, stated she has seen properties redevelop around her and these are much larger than her home. She stated that she is concerned about the height of these homes, which will overshadow her home. She added that they will cut down all the trees on the property and increase water runoff. She stated that the ditch is currently open and he'll have to relocate it and will force the water onto her property.

Mr. Pierce stated that this is a rezoning request and that stormwater drainage for redevelopment will be reviewed by the City Engineer as part of the regular approval process.

Mr. Brady stated that reviewing stormwater drainage is part of the review process, which includes running gall water through the system before any permits are issued.

Terry Webb, 4059 Brentwood Drive, stated that he has trust issues with City Officials because of lack of response on road repairs along Poe Drive.

Discussion ensued.

Mr. Weaver asked about the projected completion date.

Mr. Kessler stated he believed the project would conclude in late summer, early fall of 2018.

Mr. Pierce asked about what can be done to the roadway to make it better. Mr. Brady stated there are so many dips in the road and that patching would not work for any period of time. Waiting until the construction is substantially done is the only way to fix the problem.

Mr. Boone explained that the City Council is considering the rezoning of these properties and outlined for the Council what is to be considered within a rezoning request.

There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes

Mr. Head – yes

Mr. Pierce – yes

Mr. Weaver – yes

Mayor Curry – yes

Motion carried.

NEW BUSINESS

RESOLUTION NUMBER 5004

Resolution Number 5004 – A Resolution Approving An Alcohol License For David, LLC D/B/A Green Valley Shell; Nagib Faisal Saleh, Executive (*public hearing*)

MOTION Motion to approve Resolution Number 5004 was made by Mr. Pierce and second was by Mr. Weaver.

Nagib F. Saleh was present in regard to this request. He explained he is the new owner of the Green Valley Shell station and this is a request for beer and wine sales.

Mrs. Cook stated that the license includes a violation of selling to a minor and asked for an explanation. Mr. Saleh stated the violation on the record was under the name of a previous owner.

After discussion regarding whether the name on the application was correct, the applicant asked the Council to postpone consideration of the request.

RESOLUTION NUMBER 4998-A

Resolution Number 4998-A – A Resolution Amending Resolution Number 4998 Authorizing The Mayor And City Manager To Execute And Deliver An Agreement With Signature Public Funding Corporation For The Lease/Purchase Of Radios And Equipment

Mr. Downes stated that the agreement previously approved at the last meeting was actually the proposal. This Resolution approves the agreement. He stated that the agreement has been reviewed and approved by Mr. Boone.

MOTION Motion to approve Resolution Number 4998-A was made by Mrs. Cook and second was by Mr. Head.

The Mayor opened the floor for a public hearing. There being no one to address the Council, the Mayor closed the public hearing and called for the question.

Mrs. Cook – yes	Mr. Head – yes
Mr. Pierce – yes	Mr. Weaver – yes
Mayor Curry – yes	Motion carried.

NEW BUSINESS (UNANIMOUS CONSENT REQUESTED)

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 regular meeting on November 27, 2017, at 6:00 PM.

- None

CITIZEN COMMENTS

Bo Kirkpatrick, 716 Vestavia Lake Drive, stated he previously came to the Council requesting assistance with the dredging of the Vestavia Lake. The VHCC will be mobilizing equipment and removing a certain amount of the sediment very soon and the homeowners around the lake want the City to assist in the removal of additional sediment.

Chris Catanzano, 1793 Old Creek Trail, stated that at one time there was leaf vacuuming and wanted to know the history of the service and when it was discontinued.

Mr. Downes stated that the service was offered many years ago, but it grew to be very expensive and was dropped by a previous administration. He stated that Coach Anderson has programs to help elderly and disabled individuals, but the City does not offer that service.

Mr. Pierce stated he was on the Council when they discontinued it. People would blow leaves to the street and let them stop up all the drainage pipes within the street ROW waiting on the leaf vacuum. He indicated that it was cumbersome trying to keep the streets clear, the leaves vacuumed and the expense was far too much to let it continue. He stated that the newer contracts dropped the service and asked residents to bag their leaves which became less of a detriment to our sewer systems.

Discussion ensued as to the disposal of leaves within the City. The Mayor suggested Mr. Catanzano make arrangements to come to a work session and discuss the matter.

The Council discussed closing dates for the applications and interview dates. At 7:20 PM, Mrs. Cook made a motion to adjourn. The meeting adjourned at 7:21 PM.

Ashley Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5004

**A RESOLUTION APPROVING ALCOHOL LICENSE
FOR DAVID, LLC D/B/A GREEN VALLEY SHELL;
NAGIB FAISAL SALEH, EXECUTIVE**

WHEREAS, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for David, LLC d/b/a Green Valley Shell, located at 3181 Green Valley Road, Vestavia Hills, Alabama, for the sale of 050 - Retail Beer (Off-Premises) and 070 - Retail Table Wine (Off-Premises); Nagib Faisal Saleh, executive.

APPROVED and ADOPTED this the 11th day of December, 2017.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

INTEROFFICE MEMORANDUM

DATE: November 15, 2017

TO: Dan Rary, Police Chief

FROM: Rebecca Leavings, City Clerk

RE: Alcohol License Request – 050 - Retail Beer (Off-Premises) & 070 - Retail Table Wine (Off-Premises)

Please find attached information submitted by Nagib Faisal Saleh who request an alcohol license to sell 050 - Retail Beer (Off-Premises) & 070 - Retail Table Wine (Off-Premises) at the David, LLC d/b/a Green Valley Shell, 3181 Green Valley Road, Vestavia Hills, Alabama.

I am scheduling this case to be heard by the City Council on 27th day of November, 2017 at 6:00 PM (Monday). Please advise me of your recommendation for this license. If you have any questions, please contact me.

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: 20171108102249995

Type License: 050 - RETAIL BEER (OFF PREMISES ONLY) **State:** **County:**
Type License: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY) **State:** **County:**
Trade Name: GREEN VALLEY SHELL **Filing Fee:**
Applicant: DAVID LLC **Transfer Fee:** \$100.00
Location Address: 3181 GREEN VALLEY RD VESTAVIA HILLS, AL 35243
Mailing Address: 3181 GREEN VALLEY RD VESTAVIA HILLS, AL 35243
County: JEFFERSON **Tobacco sales:** YES **Tobacco Vending Machines:** 0
Type Ownership: LLC

Book, Page, or Document info: 2017111497
Date Incorporated: 10/27/2017 **State incorporated:** AL **County Incorporated:** JEFFERSON
Date of Authority: 10/27/2017 **Alabama State Sales Tax ID:** R009975016
Federal Tax ID: 82-3139687

Name:	Title:	Date and Place of Birth:	Residence Address:
NAGIB FAISAL SALEH 6556443 - AL	MEMBER	09/25/1974 YEMEN	2442 HUNTINGTON GLEN DR BIRMINGHAM, AL 35226

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: NAGIB SALEH **Home Phone:** 205-567-5706
Business Phone: 205-967-1718 **Cell Phone:** 205-567-5706
Fax: **E-mail:** NAGIBSALEH@BELLSOUTH.NET

PREVIOUS LICENSE INFORMATION: **Previous License Number(s)**
Trade Name: CAHABA HEIGHTS BP **License 1:** 000618837
Applicant: RAHIM BUDHWANI **License 2:** 000618837



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
 ALCOHOL LICENSE APPLICATION



Confirmation Number: 20171108102249995

If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
 Name of Property owner/lessor and phone number: **RJ MOORE JR LLC 205-853-1533**
 What is lessors primary business? **OIL/GAS DISTRIBUTOR**
 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? **NO**

Will the business be operated primarily as a package store? **NO**
 Building Dimensions Square Footage: **2500** Display Square Footage:
 Building seating capacity: **0** Does Licensed premises include a patio area? **NO**
 License Structure: **SINGLE STRUCTURE** License covers: **ENTIRE STRUCTURE**
 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:
NAGIB FAISAL SALEH	05/24/1995 SALE OF ALCOHOL TO MINOR	JEFFERSON CO SO	CONVICTED 06/13/1995 PAID FINE 250.00 PROB 12 MONTHS



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20171108102249995



Initial each

Signature page

- NS In reference to law violations, I attest to the truthfulness of the responses given within the application.
- NS In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.
- NS 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.
- [Signature] 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.
- [Signature] In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.
- NS In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.
- NS 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.
- NS 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.
- NS 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): **NAGIB SALCH**

Signature of Applicant: *Nagib Salch*

Notary Name (print): **Valencia Johnson**

Notary Signature: *Valencia 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:

RESOLUTION NUMBER 5005

**A RESOLUTION APPROVING ALCOHOL LICENSE
FOR LTF CLUB OPERATIONS COMPANY, INC.,
D/B/A LIFE TIME FITNESS; STEVE P. KERZMAN,
JAMES N. SPOLAR AND ERIK A. LINDSETH,
EXECUTIVES**

WHEREAS, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for LTF Club Operations Company, Inc., d/b/a Life Time Fitness, located at 3051 Healthy Way, Vestavia Hills, Alabama, for the on-premise sale of 160 Special Retail - More than 30 Days; Steve P. Kerzman, James N. Spolar and Erik A. Lindseth, executives.

APPROVED and ADOPTED this the 11th day of December, 2017.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

INTEROFFICE MEMORANDUM

DATE: November 30, 2017

TO: Dan Rary, Police Chief

FROM: Rebecca Leavings, City Clerk


RE: Alcohol License Request – 160 Special Retail - More than 30 Days

Please find attached information submitted by Steve P. Kerzman, James N. Spolar and Erik A. Lindseth who request an alcohol license to sell 160 Special Retail - More than 30 Days at the LTF Club Operations Company, Inc., d/b/a Life Time Fitness, 3051 Healthy Way , Vestavia Hills, Alabama.

I am scheduling this case to be heard by the City Council on 11th day of December at 6:00 PM (Monday). Please advise me of your recommendation for this license. If you have any questions, please contact me.

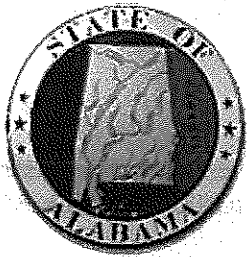
Reply

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: 20171026101724980



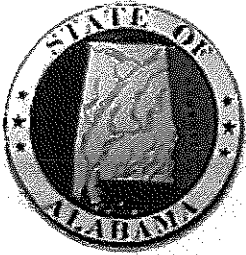
If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
 Name of Property owner/lessor and phone number: **ANGL EXERCISE, LLC AND MOMA PARK LLC 000-000-0000**
 What is lessors primary business? **PROPERTY OWNER**
 Is lessor involved in any way with the alcoholic beverage 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? **YES**
 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: **35745** Display Square Footage:
 Building seating capacity: **132** Does Licensed premises include a patio area? **YES**
 License Structure: **MULTI STORY** License covers: **ENTIRE STRUCTURE**
 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: 20171026101724980



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? NO

More than 30 days? YES

Franchisee or Concessionaire of above? NO

Other valid responsible organization: YES

Explanation:

FITNESS CENTER

Special Events / Special Retail (7 days or less)

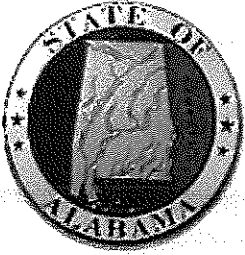
Starting Date: Ending Date:

Special terms and conditions for special event/special retail:

Other Explanations

Are there any special restrictions, instructions, and/or conditions for this license?:

AREAS TO BE LICENSED ARE: THE BISTRO, THE LIFE TIME CAFE AND TENNIS LOUNGE AREA. NO TO-GO SALES.



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION
Confirmation Number: 20171026101724980



Initial each

Signature page

[Handwritten initials]

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

[Handwritten initials]

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

[Handwritten initials]

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.

[Handwritten initials]

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.

[Handwritten initials]

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

[Handwritten initials]

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

[Handwritten initials]

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.

[Handwritten initials]

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.

[Handwritten initials]

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):

Douglas W. Piccetti

Signature of Applicant:

[Handwritten signature]

Notary Name (print):

Valencia Johnson

Notary Signature:

[Handwritten signature]

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:

RESOLUTION NUMBER 5006

**A RESOLUTION APPROVING ALCOHOL LICENSE
FOR ARZOO, INC., D/B/A ROCKY RIDGE
CHEVRON; SHABNAM HUMIRANI, EXECUTIVE**

WHEREAS, the City Council of the City of Vestavia Hills, Alabama, approves the alcohol license for Arzoo, Inc., d/b/a Rocky Ridge Chevron, located at 2544 Rocky Ridge Road, Vestavia Hills, Alabama, for the sale of 050 - Retail Beer (off-premises only) and 070 - Retail Table Wine (off-premises only); Shabnam Humirani, executive.

APPROVED and ADOPTED this the 11th day of December, 2017.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

INTEROFFICE MEMORANDUM

DATE: December 4, 2017

TO: Dan Rary, Police Chief

FROM: Rebecca Leavings, City Clerk


RE: Alcohol License Request – 050 - Retail Beer (off premises only) and 070 - Retail Table Wine (off premises only)

Please find attached information submitted by Shabnam Humirani who request an alcohol license to sell 050 - Retail Beer (off premises only) and 070 - Retail Table Wine (off premises only) at the Arzoo, Inc., d/b/a Rocky Ridge Chevron, 2544 Rocky Ridge Road, Vestavia Hills, Alabama.

I am scheduling this case to be heard by the City Council on 11th day of December, 2017 at 6:00 PM (Monday). Please advise me of your recommendation for this license. If you have any questions, please contact me.

Reply

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

	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
	Needs further review. This indicates that the Police Chief has found records of some convictions of alcohol related arrests
	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

Reviewed: _____





STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20171121101742175

Type License: 050 - RETAIL BEER (OFF PREMISES ONLY) **State:** **County:**

Type License: 070 - RETAIL TABLE WINE (OFF PREMISES ONLY) **State:** **County:**

Trade Name: ROCKY RIDGE CHEVRON **Filing Fee:**

Applicant: ARZOO INC **Transfer Fee:** \$100.00

Location Address: 2544 ROCKY RIDGE RD VESTAVIA HILLS, AL 35243

Mailing Address: 2544 ROCKY RIDGE RD VESTAVIA HILLS, AL 35243

County: JEFFERSON **Tobacco sales:** YES **Tobacco Vending Machines:** 0

Type Ownership: CORPORATION

Book, Page, or Document info: 2017112706 PG 1-4

Date Incorporated: 10/31/2017 **State incorporated:** AL **County Incorporated:** JEFFERSON

Date of Authority: 10/31/2017 **Alabama State Sales Tax ID:** R009875544

Federal Tax ID: 823251407

Name:	Title:	Date and Place of Birth:	Residence Address:
SHABNAM HUMIRANI 055906989 - GA	OWNER	09/24/1978 INDIA	1680 SECRETARIAT GAIT WAY SUWANEE, GA 30024

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: SHABNAM HUMIRANI
Business Phone: 205-979-3030
Fax:

Home Phone: 205-566-5776
Cell Phone: 205-566-5776
E-mail: HUMICHAR@GMAIL.COM

PREVIOUS LICENSE INFORMATION:
Trade Name: AM PM CHEVRON
Applicant: ROSHAN 1 LLC

Previous License Number(s):
License 1: 010752137
License 2: 010752137



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20171121101742175

If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
 Name of Property owner/lessor and phone number: **D AND M LLC 205-369-7719**
 What is lessors primary business? **OIL COMPANY**
 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? **NO**

Will the business be operated primarily as a package store? **NO**
 Building Dimensions Square Footage: **2400** Display Square Footage:
 Building seating capacity: **0** Does Licensed premises include a patio area? **NO**
 License Structure: **SINGLE STRUCTURE** License covers: **ENTIRE STRUCTURE**
 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: 20171121101742175



Initial each

Signature page

SH
SH

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

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

SH

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.

X

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.

X

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

SH

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

SH

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.

SH

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.

SH

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): *Shabnam Amin Humirani*

Signature of Applicant: *Shabnam*

Notary Name (print): *Wendy Abbott*

Notary Signature: *Wendy Abbott*

Commission expires: *10-21-18*

Application Taken: *11/21/17* App. Inv. Completed:

Submitted to Local Government:

Forwarded to District Office:

Received from Local Government:

Received in District Office:

Reviewed by Supervisor:

Forwarded to Central Office:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
Confirmation Number: 20171121101742175



NOTICE OF TRANSFER OF ABC LICENSED BUSINESS

NOTE: A Copy of Operating Agreement Must be Attached To Application

CURRENT LICENSEE:
ROSHAN 1 LLC
Address: 2544 ROCKY RIDGE RD
VESTAVIA HILLS, AL 35243
Telephone: 678-508-8786

NEW APPLICANT:
ARZOO INC
Address: 2544 ROCKY RIDGE RD
VESTAVIA HILLS, AL 35243
Telephone: 205-979-3030

Current License No: 010752137
010752137

LICENSED PREMISES ADDRESS: 2544 ROCKY RIDGE RD VESTAVIA HILLS, AL 35243

THE AFORENAMED HEREBY SERVE NOTICE TO THE ABC BOARD OF THE ATTACHED CONTRACTUAL AGREEMENT GOVERNING THE CONTINUATION OF SALES OF ALCOHOLIC BEVERAGES ON THE LICENSED PREMISES.

The Parties to this agreement hereby acknowledge and affirm that the New (Applicant) Licensee will, at all times, act as the AGENT for the Current (Named) Licensee, and the Current Licensee shall act as PRINCIPAL for the purposes of the attached Agreement. The Principal shall be bound by all acts and/or omissions of the Agent in the operation of the licensed premises.

The Current Licensee is now and shall remain liable for any violations of ABC Rules and Regulations or other Alabama Law for the duration of the attached Agreement; and, further, that the Current Licensee has the right and authority, under Alabama Law, to surrender the ABC License to the ABC Board at any time.

The parties acknowledge that the operation of the licensed premises shall remain subject to inspection by ABC Enforcement, and must comply with all State and Local regulations and Laws, and that the local ABC Enforcement District Office must be immediately notified of any change in the attached Agreement.

THE CURRENT LICENSE WILL NOT BE RENEWED.

WITNESS our hands and seals on this the 21 day of November, 2017.

CURRENT LICENSEE (NAMED ON LICENSE)

NEW LICENSEE (APPLICANT)

Print Name: SHERAD KESHAWANI
Title: OWNER

Print Name: Shabnam Amin Humirani
Title: Owner

WITNESS: (By ABC Enforcement) Wendy Hobbs
Revised 9/08

RESOLUTION NUMBER 5010

A RESOLUTION AUTHORIZING THE CITY MANAGER TO MAKE APPLICATION THROUGH THE FY 2018 TRANSPORTATION ALTERNATIVES PROGRAM FOR CONSTRUCTION OF A “COMMUNITY SPACES” PEDESTRIAN ROUTE TO CONNECT WALD PARK AND CITY HALL

WHEREAS, The Alabama Department of Transportation (ALDOT) is soliciting applications for the Transportation Alternatives Program (TAP) for FY 2018, which would provide 80% support of eligible projects up to \$640,000; and

WHEREAS, improved connectivity of pedestrian routes has been a continuous effort of the City and a need identified through various planning processes; and

WHEREAS, a pedestrian route to connect Wald Park, the proposed Community Building, and City Hall has been presented as part of the Community Spaces Plan; and

WHEREAS, improvement of access to activities and increased awareness of historic, community, visual or natural resources are criteria for Transportation Alternatives Program award selection; and

WHEREAS, the proposed Community Spaces pedestrian route would abundantly meet these criteria in numerous ways; and

WHEREAS, if the proposed application is awarded by ALDOT, a 20% local cash match is required as well as the cost of preliminary engineering;

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

1. The Mayor and City Council express their support for the proposed application, a copy of which is marked as “Exhibit A” attached to and incorporated into this Resolution Number 5010 as though written fully therein; and
2. The Mayor and City Council will later consider appropriate action via Resolution regarding the required match prior to accepting the award; and
3. The City Manager is hereby authorized to submit the grant application to ALDOT; and
4. This Resolution Number 5010 shall become effective immediately upon adoption and approval.

DONE, ORDERED, ADOPTED and APPROVED this the 11th day of December,
2017.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

December 12, 2017

Mr. Randy R. Stroup
Bureau of Transportation Planning and Modal Programs
Alabama Department of Transportation
1100 John Overton Drive
Montgomery, Alabama 36110

RE: FY2018 Transportation Alternatives Program Application
Community Spaces Connector

Dear Mr. Stroup:

On behalf of the City of Vestavia Hills, we are pleased to submit the enclosed FY 2018 TAP application. The proposed Community Spaces Connector sidewalk would provide a safe route to connect non-motorist paths between Wald Park (also the location of Vestavia Hills Elementary West and the Board of Education) and several civic locations including the Vestavia Hills City Hall, future Community Building (which will house the Chamber of Commerce) and the Southminster Presbyterian Church (est. 1957) and day school. This will also enable a pedestrian route connecting to the existing sidewalk system the apartments between Wald Park and City Hall and the single-family residences behind City Hall. Walking when possible is common in this very safe community, but to travel between Wald Park and City Hall currently would require crossing unimproved wooded area.

F2018 TAP Community Spaces Connector

December 12, 2017

Page 2

The City seeks federal assistance of \$250,000 for the construction of the sidewalk, with a proposed local match of \$62,500 for a total of \$312,500 TAP supported project activity. The overall project budget of \$345,000 anticipates \$32,500 in preliminary engineering and other costs additional to that. However, if the actual cost should exceed this amount, the City is committed to completion of the project. Your consideration of this proposal is appreciated. If you have any questions, please feel free to contact us at 205.978.0195 or jdownes@vhal.org.

Sincerely,

Ashley C. Curry
Mayor

Jeffrey Downes
City Manager

JDD/mnh

Enclosures

CC: Mike Kaczarowski, Senior Planner, RPCGB
Christopher Brady, City Engineer, City of Vestavia Hills – *via email*



**COMMUNITY SPACES CONNECTOR
SAFE ROUTE FOR NON-DRIVERS**

FY 2018 TRANSPORTATION ALTERNATIVES PROGRAM
*Application made to the Alabama Department of Transportation
by the City of Vestavia Hills*

DECEMBER 2017

TAP Eligible Activity	2. Construction of infrastructure-related projects and systems that will provide safe routes for non-drivers
Location (City, State, District)	Vestavia Hills, Jefferson County, Alabama, U.S. Congressional District 6 Alabama Senate District 16 Alabama House District 48
Amount of TAP Request (Federal Share)	\$250,000
Total Project Budget	\$345,000 (\$312,500 plus ~ \$32,500 for preliminary engineering and non-eligible expenses)

Ashley C. Curry
Mayor
acurry@vhal.org

Jeffrey Downes
City Manager
jdownes@vhal.org

Brian Davis
Public Services Director
bdavis@vhal.org

Christopher Brady, PE CFPM
City Engineer
cbrady@vhal.org

Melissa N. Hipp
Assistant to the City Manager
mhipp@vhal.org

1. Project Title Community Spaces Connector
2. Sponsor City of Vestavia Hills Population 34,000
3. Mayor, Commission Chair, etc.

Name	<u>Ashley C. Curry</u>	<u>Jeffrey Downes</u>
Title	<u>Mayor</u>	<u>City Manager</u>
Address	<u>1032 Montgomery Highway</u>	
	<u>Vestavia Hills, AL 35216</u>	
Phone	<u>(205) 978-0195</u>	Fax <u>(205) 978-0189</u>
4. Contact Person Christopher Brady, PE Brian Davis

Title	<u>City Engineer</u>	<u>Public Service Director</u>
Phone	<u>(205) 978-0198</u>	<u>(205) 978-0165/bdavis@vhal.org</u>
5. Application Prepared by Melissa Hipp, Asst. to City Manager
 Company/Agency City of Vestavia Hills Phone: (205) 978-0152
mhipp@vhal.org
6. Location of the Project Area from Merryvale Ln/Old Mgom Hwy to 1090 Mgom Hwy,
then wrapping around lot to connect to Mayland Lane.
Start 33.434378, -86.789998, End 33.437404, -86.791575
 - a. County Jefferson City Vestavia Hills ALDOT Region 3
 - b. M.P.O. (Area) Birmingham
 - c. State, U.S. or Interstate Route US 31
 - d. Senatorial District Number Sen. Luther Strange, Sen. Richard Shelby
 - e. House District Number US 6, Congressman Gary Palmer
7. Legislators
 - a. State Senator(s) Sen. J.T. Waggoner (S-16)
 - b. State Representative(s) Rep. Jim Carns (R-48)
8. Total Project Cost \$ 312,500 TAP (\$345,000 including PE and non-eligible)
 Federal Share \$ 250,000 Sponsor Share \$ 62,500 (plus \$32,500 PE and non-eligible expenses)

PROJECT DESCRIPTION

In nine paragraphs, describe the project using the following format:

Transportation Alternatives Eligibility – State the eligible activity (ies) from the list of 6 TAP activities (see page 2) for which this application is submitted.

History – Describe the historical significance, including names, dates, and events which are pertinent to the project or properties. State if the project is located in a historic district or in an area that is eligible for historic district determination.

Scenic Significance – Describe the scenic significance this project will have to the existing transportation system.

Impact – Describe the impact the project will have on adjacent properties, the community, the state, the transportation system, plant or animal life, wetlands, archaeological or historic resource. Also, how will the project improve access to activities or increase awareness of historic, community, visual or natural resources? Describe any other anticipated benefits of the project. Describe all ground disturbing activities and all demolition activities that have or will occur during construction of this project. What affect will the project have on the traveling experience?

Proposed Construction – Describe only the project activities which will be constructed with TAP funds. This should correspond with the highlighted sketch or map to be attached and the project budget.

Ownership – State who owns the property where the project is going to be constructed. If the sponsor does not own the property, how will the sponsor procure rights to construct the project? Will this be accomplished by acquisition, lease agreement, etc. Ownership of the property is an essential element of the project and this subject should be researched thoroughly and explained in detail. If the sponsor does not own the property where the work is to be constructed, please include a letter from the property owner stating that they support the planned improvement.

Intended Use – Describe the intended use of the property upon completion of the project. The project must be for public use. If the project is a bicycle and/or pedestrian facility, what origin, destination and intermediate points will be served?

Life Expectancy – State the expected life of the project once completed.

Maintenance Plan – Describe the required maintenance activities (major and minor), schedule, and budget for the expected life of the project.

PROJECT DESCRIPTION

Transportation Alternatives Eligibility – State the eligible activity (ies) from the list of 6 TAP activities (see page 2) for which this application is submitted.

The proposed tunnel construction project meets Eligible Activity #1: Construction of on-road and off-road trail facilities for pedestrians... including sidewalks...

History – Describe the historical significance, including names, dates, and events which are pertinent to the project or properties. State if the project is located in a historic district or in an area that is eligible for historic district determination.

The City purchased property for Wald Park in 1960 from sisters Edna Wald, Mildred Wald, and Pearl W. Marcuse. Wald Park is located along US 31, which is the main travel corridor through Vestavia Hills. In addition to being the enduring centerpiece of the Vestavia Hills Parks and Recreation system, the site is home to the Vestavia Hills Civic Center and Vestavia Hills Elementary West and is adjacent to the Vestavia Hills Board of Education. In 2015, Vestavia Hills' municipal operations moved to the new City Hall, also located along US31 approximately a third of a mile from Wald Park. In 2017, the City Council voted to purchase the adjacent Gold's Gym property for the purpose of having a Community Building which is proposed to house senior and recreational programs as well as meeting space and the Vestavia Hills Chamber of Commerce. This action was part of the City's pursuit of the Community Spaces Plan, which is anticipated to be the City's greatest investment in a civic project thus far in the history of Vestavia Hills. In the course of the Community Spaces discussions, the need was identified for a route to connect Wald Park with City Hall and the Community Building.

The project location within Vestavia Hills, AL (Jefferson County) is not in a historic district or area known to be eligible for historic district determination. The route traverses areas which have been developed 1960 and after.

Scenic Significance -Describe the scenic significance this project will have to the existing transportation system.

A creek which is currently inaccessible and regarded as drainage would become an aesthetic asset for the community. The Community Spaces Connector is to be part of a greenway, and the City Manager is committed to the philosophy that every public works project is an opportunity for beautification.

Impact – Describe the impact the project will have on adjacent properties, the community, the state, the transportation system, plant or animal life, wetlands, archaeological or historic resource. Also, how will the project improve access to activities or increase awareness of historic, community, visual or natural resources?

Describe any other anticipated benefits of the project. Describe all ground disturbing activities and all demolition activities that have or will occur during construction of this project. What affect will the project have on the traveling experience?

The Community Spaces Connector will greatly improve access to community resources by connecting Wald Park (along with the existing Civic Center and Chamber of Commerce, Vestavia Hills Elementary West, and the Board of Education) with the existing City Hall and the future Community Building (civic, senior, and recreational programming and future Chamber of Commerce site). While there is a pedestrian route between Wald Park and the City Hall, there is no route to the Community Building. Furthermore, the Community Spaces route would be a much more efficient route for pedestrian travel between the destinations.

Clearing and grading would be necessary but kept to a minimum in order to preserve the natural surroundings as much as possible. There may be some disturbance of the creek bed in order to construct a bridge/overlook; design of the proposed overlook is to be determined.

Proposed Construction – Describe only the project activities which will be constructed with TAP funds. This should correspond with the highlighted sketch or map to be attached and the project budget.

Approximately 1600 linear feet of 6ft wide sidewalk beginning at the intersection of Merryvale Road and Old Montgomery Highway (Southminster Presbyterian Church) to the corner of the parking lot at the future Community Building, wrapping around the lot, and connecting to the sidewalk at Mayland Lane. The route would include two crosswalks, one of which would provide an ADA accessible route from the parking at the Community Building to the City Hall. The route would also include a bridge/decked overlook for the creek (~50 ft) and safety barrier (~725 ft) to separate pedestrian from vehicular traffic at the Community Building.

Ownership – State who owns the property where the project is going to be constructed.

Attached is a map showing ownership of the properties through which the sidewalk would be constructed. Both the Dobbins Group (Tree Top Apartments) and Southminster Presbyterian Church have provided letters of commitment stating easements for sidewalk construction would be granted. EXHIBIT B

Intended Use – Describe the intended use of the property upon completion of the project. The project must be for public use. If the project is a bicycle and/or pedestrian facility, what origin, destination and intermediate points will be served?

The sidewalk will provide a safe public route for non-motorists to travel between the civic assets located at or adjoining Wald Park, the future

Community Building, and the new (since 2015) City Hall. Intended use will be for pedestrian traffic.

Life Expectancy- State the expected life of the project once completed.

20 years

Maintenance Plan - Describe the required maintenance activities (major and minor), schedule, and budget for the expected life of the project.

The City will be responsible to ensure any needed repairs are performed. Routine maintenance would involve mowing and cutting of any vegetation that may grow near sidewalk, and this will be performed by the Parks maintenance crews or services contracted by the City.

ATTACHMENTS

Please include the following items with your application:

1. Documentation stating sponsor's willingness to pursue the project to completion and be responsible for the required expenses, including, but not limited to, the local share funds and professional fees for preliminary engineering activities. (Once a sponsor is notified that they have received funding from ALDOT, that sponsor is responsible for the project and cannot request that the project be transferred to another agency.) Cover Letter
2. Metropolitan Planning Organization (MPO) letter to allow the project to be included in the Transportation Improvement Plan (TIP) if the project is located within a MPO boundary. Exhibit G, pending
3. Resolution from the city council or county commission stating their approval of the proposed transportation alternatives. Exhibit A
4. If the sponsor does not own the property where the work is to be constructed, please include a letter from the property owner (governmental agency such as ALDOT) stating that they support the planned improvement. Exhibit B
5. Current and legible 7.5 minute USGS map indicating exact project location. Exhibit C
6. Appropriately scaled map or sketch of project area that will clearly depict the project location. It is requested that the location of the proposed project be highlighted and labeled on this map. Exhibit D
7. Design sketch, if applicable. Projects for bicycle and/or pedestrian facilities must show a typical cross-section. Exhibit F, pending
8. Original color photographs (not photocopies) for each of the four applications, keyed to the sketch maps that clearly show the character of the project area, including buildings, structures, sites and objects. This will enable the Alabama Historical Commission to determine if historic resources will be impacted by the project. Scanned or computer generated are acceptable. The direction the photograph was taken should also be shown on the sketch or map. (Ex. - Looking North along Main Street.) Exhibit E

EXHIBIT A

RESOLUTION NUMBER #####

A RESOLUTION AUTHORIZING THE CITY MANAGER TO MAKE APPLICATION THROUGH THE FY 2018 TRANSPORTATION ALTERNATIVES PROGRAM FOR CONSTRUCTION OF A "COMMUNITY SPACES" PEDESTRIAN ROUTE TO CONNECT WALD PARK AND CITY HALL

WHEREAS, The Alabama Department of Transportation (ALDOT) is soliciting applications for the Transportation Alternatives Program (TAP) for FY 2018, which would provide 80% support of eligible projects up to \$640,000; and

WHEREAS, improved connectivity of pedestrian routes has been a continuous effort of the City and a need identified through various planning processes; and

WHEREAS, a pedestrian route to connect Wald Park, the proposed Community Building, and City Hall has been presented as part of the Community Spaces Plan; and

WHEREAS, improvement of access to activities and increased awareness of historic, community, visual or natural resources are criteria for Transportation Alternatives Program award selection; and

WHEREAS, the proposed Community Spaces pedestrian route would abundantly meet these criteria in numerous ways; and

WHEREAS, if the proposed application is awarded by ALDOT, a 20% local cash match is required as well as the cost of preliminary engineering;

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

1. The Mayor and City Council express their support for the proposed application, a copy of which is marked as "Exhibit A" attached to and incorporated into this Resolution Number ##### as though written fully therein; and
2. The Mayor and City Council will make appropriate action via resolution regarding the required match prior to accepting the award; and
3. The City Manager is hereby authorized to submit the grant application to ALDOT; and
4. This Resolution Number ##### shall become effective immediately upon adoption and approval.

DONE, ORDERED, ADOPTED and APPROVED this the 11th day of December, 2017.

Ashley C. Curry

Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk



DOB B I N S
G R O U P

October 25, 2017

Jeffrey Downes, City Manager
City of Vestavia Hills
1032 Montgomery Highway
Vestavia Hills, AL 35216

Re: Letter of Support, Sidewalk Easement

Dear Mr. Downes,

On behalf of Dobbins Group and the Tree Top Condominiums , I wish to express my full support for of the City's plans to create a pedestrian connecting between Wald Park and City Hall. We are pleased that the City is considering a route that would be convenient to our tenants, and would be willing to entertain granting a sidewalk easement through the Tree Top Condominium's property to facilitate the development of such a connection.

I will look forward to hearing more as progress is made towards the details of the plan.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Thornton Ratliff', written over the word 'Sincerely,'.

Thornton Ratliff
Development Manager



SOUTHMINSTER

PRESBYTERIAN CHURCH, USA



November 20, 2017

Jeffrey Downes, City Manager
City of Vestavia Hills
1032 Montgomery Highway
Vestavia Hills, AL 35216

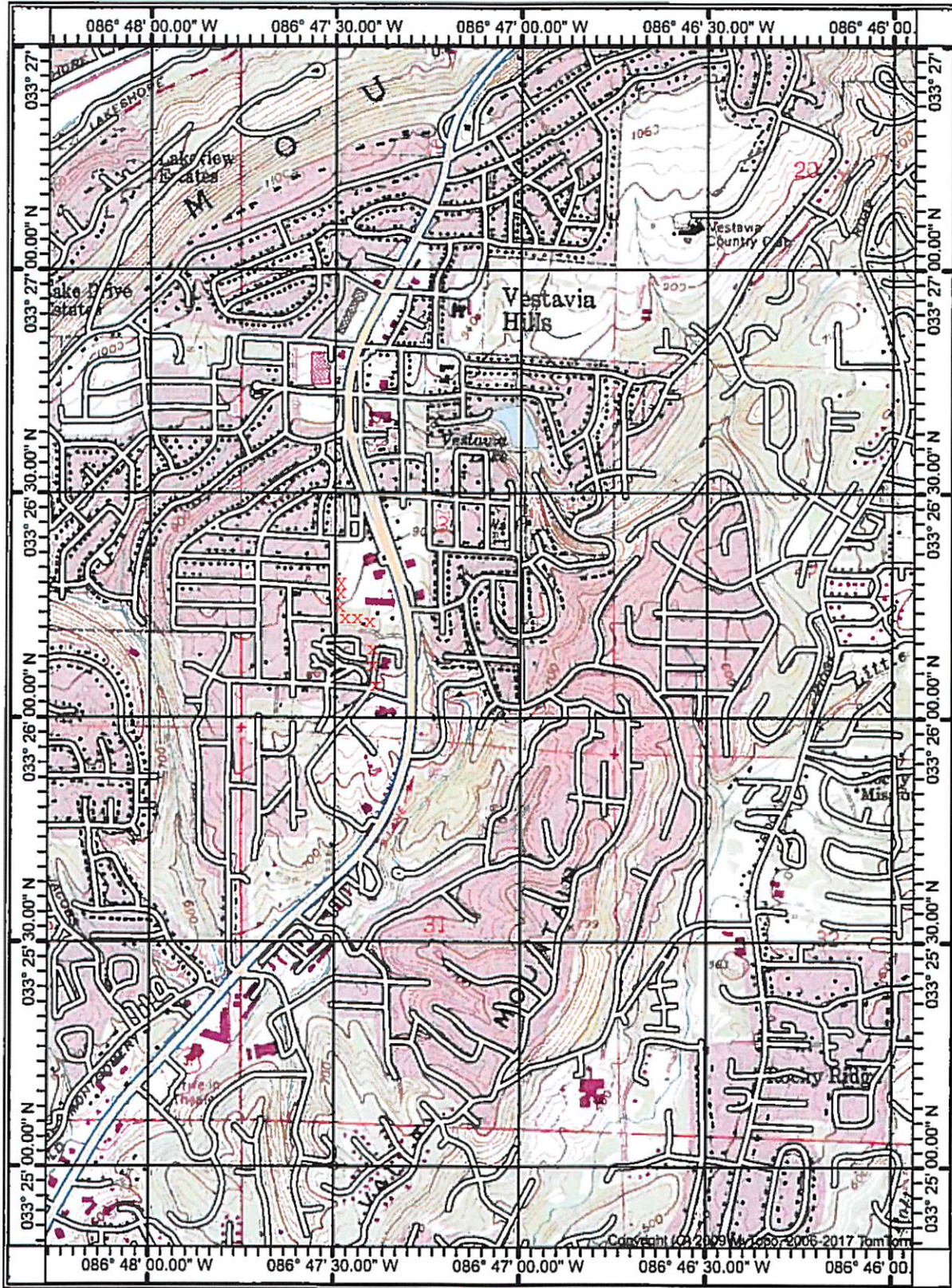
RE: Letter of Support, Pedestrian Connection

Dear Mr. Downes:

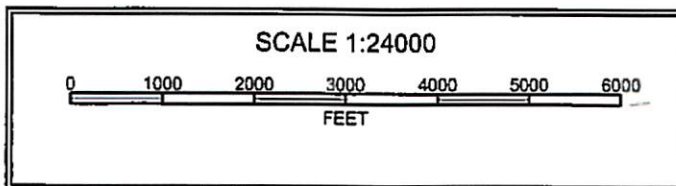
The Session of Southminster Presbyterian Church would like to express our support of the City's plans to create a pedestrian connection between Wald Park and City Hall as described in the Community Spaces Plan. As a member of this community for the last sixty years, Southminster is excited about being a part of this conversation that continues to improve lives in this community. We look forward to working with you and the city as this plan develops.

Sincerely,

William R. Christians
Southminster Presbyterian Church, Clerk of Session



SOUTH



Location marked with
 "x" marks.
 Start Merryvale Rd.
 33.434378, -86.789998
 33°26'03.8"N 86°47'24.0"W
 End Mayland Ln.
 33°26'14.7"N 86°47'29.7"W
 33.437404, -86.791575



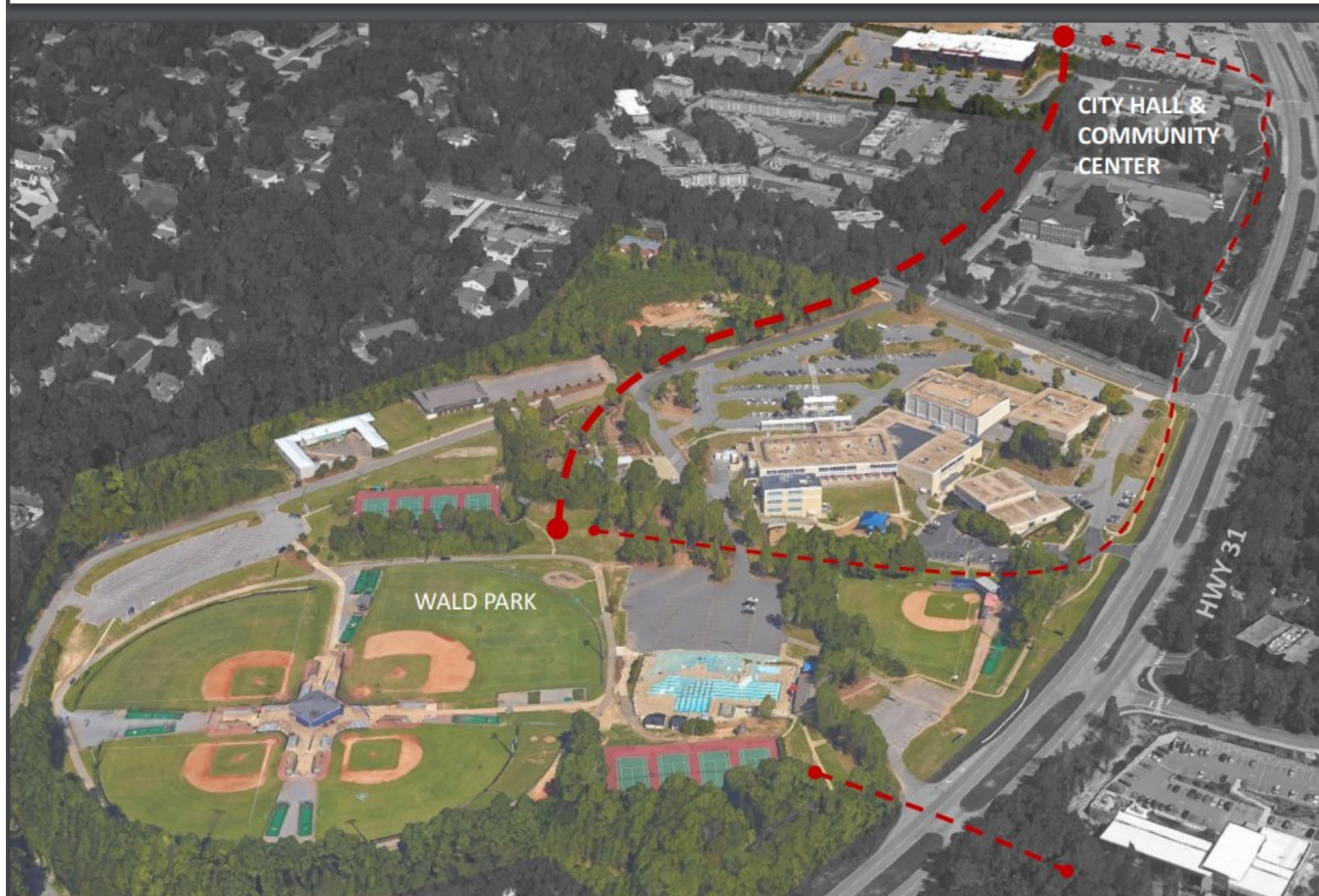
EXECUTIVE SUMMARY

COMMUNITY SPACES CONNECTOR ROUTE

FY2018 TRANSPORTATION ALTERNATIVES PROGRAM PROPOSAL

The Community Spaces Connector is a proposed pedestrian route from the existing Wald Park to the new Vestavia Hills City Hall (2015) and the future Community Building, which will house civic and recreational programming as well as the Chamber of Commerce. Along the route are Vestavia Hills Elementary West, Southminster Presbyterian Church and Day School, and Tree Top Apartments.

- \$345,000 total project budget, which would require an estimated \$95,000 from the City.
- Federal TAP funding proposed is 80% of costs not including preliminary engineering, \$250,000.
- Approximately 1600 lf of 6ft wide sidewalk from Merryvale Rd/Old Montgomery Hwy to Community Building (currently Gold's Gym) with switchbacks approaching, then wrapping around parking lot to sidewalk at Mayland Lane.
- Bridge/decked overlook feature at the creek behind Southminster Presbyterian.
- Safety barrier along route to separate pedestrians from Community Building vehicular traffic.
- ADA accessible route from parking at Community Building to City Hall, where large events are frequently held.



A desire for a path to connect Wald Park to the new City Hall (2015) and a future “community center” was proposed during the Community Spaces presentations in November 2016. In 2017 the Council decided to make an offer to purchase the existing Gold’s Gym property, and the City now owns the site which will become the “Community Building.” The path shown above was for discussion purposes only, with no supporting conceptual design or site work. In the series of Community Spaces Plan public meetings held summer of 2017, the community remained supportive of creating the connection.

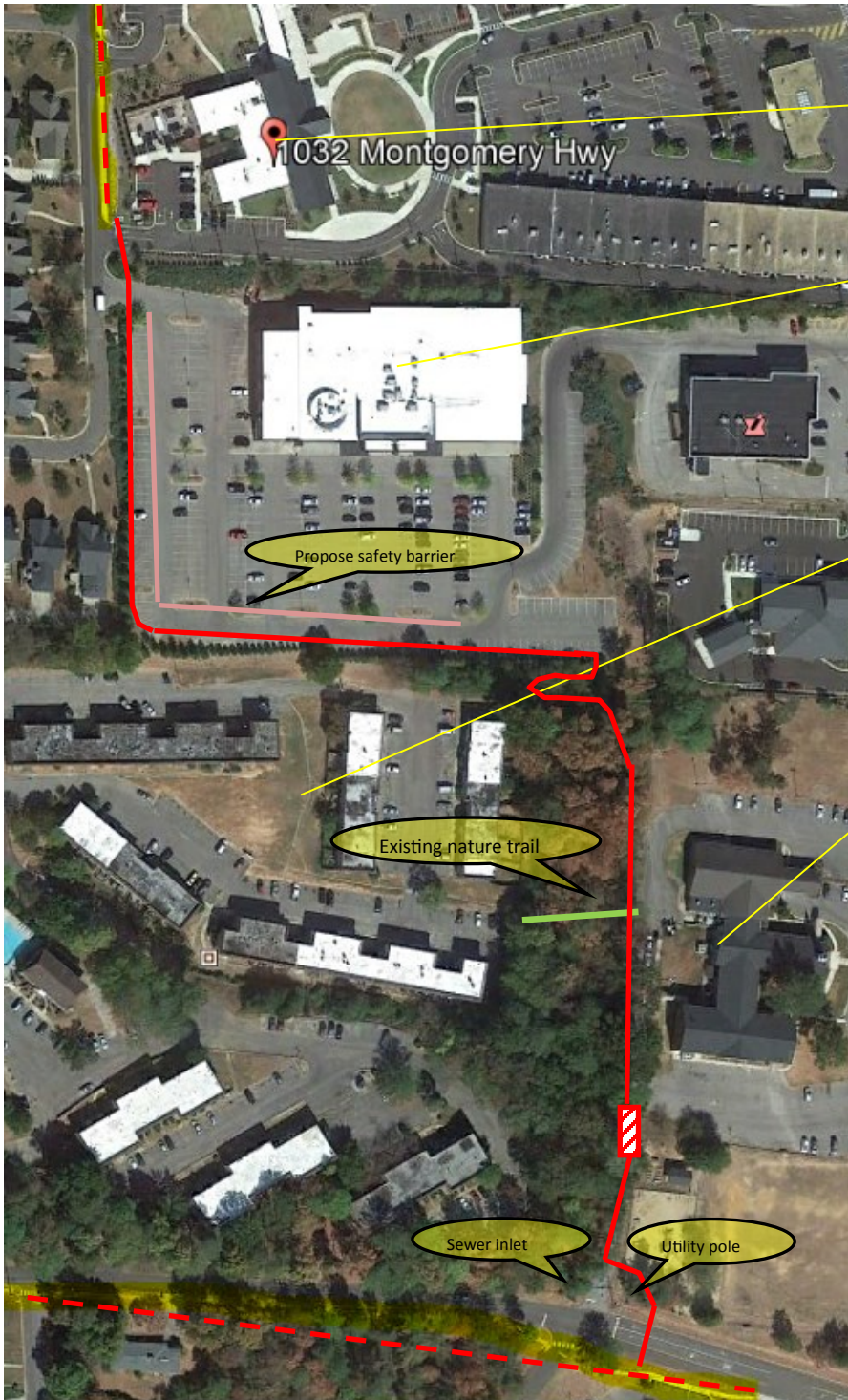


Existing US 31 Sidewalk—The Community Spaces Connector route would compliment the existing US 31 sidewalk by providing connection which currently does not exist for the Community Building and by providing more direct connection between the sites.

The Community Spaces Connector would provide a pedestrian route for the residents of Tree Top Apartments (>> units) and would improve access to Wald Park and Vestavia Hills Elementary West for the residents west (behind) of City Hall.

The approach to Gold’s Gym from US 31 is shown below.







City Hall

Future Community Bldg.
(Currently Gold's Gym)

Tree Top Apartments

Southminster Presbyterian

 Bridge/Overlook
 Existing sidewalk



COMMUNITY SPACES
CONNECTOR



Benefits of the Community Spaces Connector include the following:

- Sidewalk ADA accessible surface to travel between Wald Park and the Community Building.
- ADA accessible transition between the parking area at the Community Building (Gold's Gym) and City Hall.
- Access for the community to enjoy the creek and natural area between Southminster Presbyterian and Tree Top Apartments.
- Connection between sidewalk system at Merryvale Road (connects to US31) and the end of the sidewalk at Mayland Lane (which continues along City Hall and could potentially become connected to other sections of the existing sidewalk system).
- More direct, efficient pedestrian route than what currently exists; more viable as a path for travel between the destinations.

RESOLUTION NUMBER 5009

**A RESOLUTION AMENDING RESOLUTION NUMBER 4962
AUTHORIZING THE CITY MANAGER TO ALLOCATE ADDITIONAL
FUNDING FOR PROJECT CLOSURE RELATED TO MORGAN DRIVE
EMERGENCY INTRASTRUCTURE REPAIR DUE TO UNANTICIPATED
PROJECT EXPENSES ABOVE THE ORIGINAL ESTIMATE**

WHEREAS, on July 24, 2017 the City Council adopted and approved Resolution Number 4962 authorizing the City Manager to expend up to \$300,000 from the City's Capital Reserve Fund for a repair of the infrastructure along Morgan Drive which was declared as critically important need constituting an emergency situation following unusually large rain events; and

WHEREAS, repairs were begun and have culminated in some unanticipated expenses and overrun of costs; and

WHEREAS, the City Engineer has determined that an additional \$75,000 is needed in order to complete said infrastructure repairs and has submitted an email notification dated September 6, 2017 requesting said funding; and

WHEREAS, the Mayor and City Council have reviewed the recommendation and find it is in the best public interest to approve that the City Manager allocate funding within the Capital Projects Fund in order to complete said infrastructure repairs; and

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

1. The Mayor and City Council agree that the repair of public infrastructure along Morgan Drive is deemed of critical public importance and is a condition considered an emergency situation requiring immediate repair not subject to the competitive bidding process; and

2. The City Manager is hereby authorized to expend up to an additional \$75,000 from the City's Capital Reserve Fund to repair the infrastructure along Morgan Drive.
3. This Resolution Number 5009 shall become effective immediately upon adoption and approval.

ADOPTED and APPROVED this the 11th day of December, 2017.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CITY OF VESTAVIA HILLS
DEPARTMENT OF PUBLIC SERVICES
OFFICE OF CITY ENGINEER
INTER-DEPARTMENT MEMO

December 6, 2017

To: Jeff Downes, City Manager

CC: Brian Davis, Director of Public Services
Rebecca Leavings, City Clerk

From: Christopher Brady, City Engineer

RE: emergency drainage pipe replacement, Morgan Drive

As discussed, we have run into unanticipated expenses and cost overruns in completion of the drainage pipe replacement. This includes

- repair and replacement of water service lines to the various businesses
- removal and replacement of existing landscaping and irrigation system
- utilization of Alabama Power crews to stabilize high-voltage power poles during excavation

We are requesting an additional \$75,000 be appropriated from Capital Reserves to cover these expenses.

Rebecca Leavings, City Clerk

Please let me know if questions,

Sincerely,
-Christopher

RESOLUTION NUMBER 5007

**A RESOLUTION APPROVING AND ASSENTING
TO A DECLARATION OF VACATION**

WITNESSETH THESE RECITALS

WHEREAS, a Declaration signed by the owners of all the lands abutting the following described ingress/egress easement situated in the City of Vestavia Hills, Jefferson County, Alabama, vacating said ingress/egress easement, has been duly presented to the City Council of the City of Vestavia Hills, Alabama, for assent and approval of said governing body; and

WHEREAS, a copy of said Declaration with map attached is marked as “Exhibit A”, attached hereto and incorporated into this Resolution by reference as though set out fully herein; and

WHEREAS, the above-referenced ingress/egress easement is commonly referred to as “ingress/egress easement (alley)” and is more particularly described as follows:

An easement for ingress and egress located on Lot 1K, Corporate Woods Addition to Liberty Park Resurvey No. 3, as recorded in Map Book 206, Page 51 in the office of the Judge of Probate of Jefferson County, Alabama and situated in the N.E. 1/4 of the S.W. 1/4 of Section 12, Township 18 South, Range 2 West, Jefferson County, Alabama, being more particularly described as follows:

Begin at the Northernmost corner of Lot 1K, Corporate Woods Addition to Liberty Park Resurvey No. 3, said point lying on the Southwesterly line of Corporate Woods Drive (a private road) and also lying on a curve to the left having a radius of 420.00 feet and a central angle of 14°11'19"; thence in a Southeasterly direction along the arc of said curve and the Southwesterly line of Corporate Woods Drive (a private road) a distance of 104.01 feet to a point; thence 73°19'03" to the right (angle measured to tangent) in a Southerly direction a distance of 45.02 feet to a point on a curve to the left having a radius of 730.30 feet and a central angle of 22°59'17"; thence 16°27'15" to the right (angle measured to tangent) in a Southwesterly and Southerly direction along the arc of said curve a distance of 293.01 feet to the P.C.C. (point of compound curve) of a curve to the left having a radius of 58.41 feet and a central angle of 49°18'06"; thence in a Southerly and Southeasterly direction along the arc of said curve a distance of 50.26 feet to a point; thence 58°40'46" to the right (angle measured to tangent) in a Southerly direction a distance of 37.38 feet to a point on a curve to the right having a radius of 92.41 feet and a

central angle of 61°26'25"; thence 109°10'54" to the right (angle measured to tangent) in a Northwesterly and Northerly direction along the arc of said curve a distance of 99.09 feet to the P.C.C. (point of compound curve) of a curve to the right having a radius of 764.30 and a central angle of 21°09'39"; thence in a Northerly and Northeasterly direction a distance of 282.28 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 50.00 feet and a central angle of 81°28'51"; thence in a Northeasterly, Northerly and Northwesterly direction along the arc of said curve a distance of 71.11 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 307.23 feet and a central angle of 8°31'59"; thence in a Northwesterly direction along the arc of said curve a distance of 45.76 feet to a point on the Northwest line of said Lot 1K; thence 90°58'56" to the right (angle measured to tangent) in a Northeasterly direction along the Northwest line of said Lot 1K a distance of 24.97 feet to the Point of Beginning.

Containing 16,456 square feet or 0.378 acre.

WHEREAS, it appears to the City Council of the City of Vestavia Hills, Alabama, that said vacated ingress/egress easement shall still allow convenient and reasonable means of access as well as sewer access to all utilities running through the tract of land or eventually located in said tract of land; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF VESTAVIA HILLS, ALABAMA, that the vacation of the hereinabove described ingress/egress easement is assented to and approved and the same is hereby vacated pursuant to the provision of Section 23-4-20 of the Code of Alabama, 1975.

RESOLVED, DONE AND ORDERED, on this the 18th day of December, 2017.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION

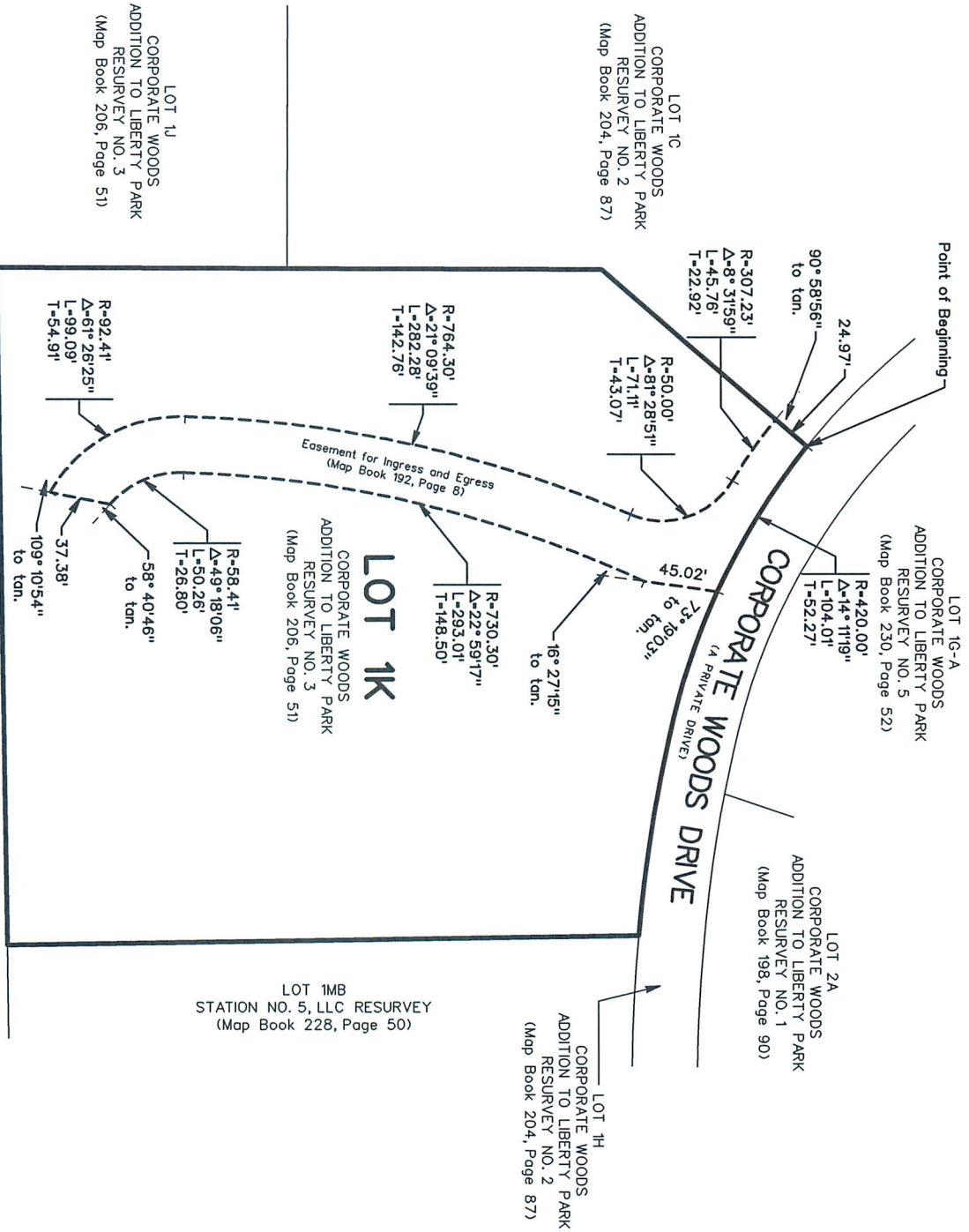
I, the undersigned qualified Clerk of the City of Vestavia Hills, Alabama, do hereby certify that the above and foregoing is a true copy of a Resolution lawfully passed and adopted by the City Council of the City named therein, at a regular meeting of such Council held on the 18th day of December, 2017, and that such Resolution is of record in the Minute Book of the City at page _____ thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the City on this the _____ day of _____, 2017.

Rebecca Leavings
City Clerk



Graphic Scale



g:/LIB/17139/Survey/Exhibit/17139_1K Exhibit.dgn

DATE: October 11, 2017
SCALE: 1" = 100'

EASEMENT VACATION EXHIBIT



1001 22nd Street South
Birmingham, Alabama 35205
205.323.6166

Copyright © 2017 Walter School Engineering Company, Inc.

Civil
Surveying
Environmental
Water Resources
High Definition
Surveying

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

DECLARATION OF VACATION

THE BELL CENTER FOR EARLY INTERVENTION PROGRAMS, an Alabama not-for-profit corporation (the “Bell Center”), as the sole owner of the real property described as: Lot 1K, according to the map of Corporate Woods Addition of Liberty Park Resurvey No. 3, as recorded in Map Book 206, Page 51, in the Probate Office of Jefferson County, Alabama (the “Bell Center Property”), does hereby record this Declaration to validate the vacation of a certain easement for ingress and egress described on Exhibit “A”, which is attached hereto and incorporated herein by reference (the “Easement”). The Easement being vacated herein sits entirely within the boundary of the Bell Center Property.

1. This Declaration of Vacation of the Easement is prepared, executed, delivered and recorded to and in accordance with the provisions of Section 23-4-20 and Section 35-2-54, Code of Alabama, 1975.
2. It is in the public interest and in the interest of the Bell Center that the Easement be closed and vacated.
3. Such vacation will not deprive other property owners of convenient and reasonable means of ingress and egress to their property. Only the portion of the Easement sitting within the boundary of the Bell Center Property is being vacated hereunder.

4. The adjoining/abutting property owners, that being Liberty Park Joint Venture, LLP, an Alabama limited liability partnership ("LPJV") and Fairway-Prominence, LLC ("Fairway") join in the execution of this Declaration to consent to the vacation of the Easement.
5. All of the undersigned do hereby declare and consent to the vacation of the Easement and respectfully request the assent of the City Council of the City of Vestavia Hills, Alabama, to said vacation of the Easement.

IN WITNESS WHEREOF, the undersigned have hereunto set our hands and seals on this the 2nd day of November, 2017.

SIGNATURES on the following pages:

THE BELL CENTER FOR EARLY INTERVENTION PROGRAMS

By Jeannie Colquett
Its Executive Director

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

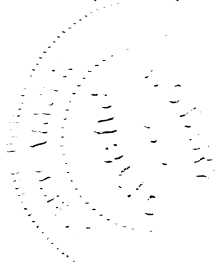
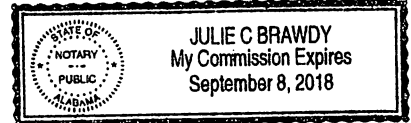
I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Jeannie Colquett, whose name as Executive Director of THE BELL CENTER FOR EARLY INTERVENTION PROGRAMS, an Alabama not-for-profit corporation, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he/she, as such Executive Director and with full authority, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal, this 2nd day of November, 2017.

Julie C Brawdy
Notary Public

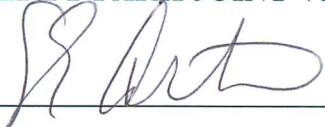
My Commission Expires _____

(SEAL)



For purposes of acknowledging and consenting to the Vacation:

LIBERTY PARK JOINT VENTURE, LLP

By 

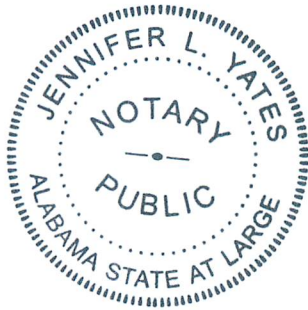
Its PROJECT MANAGER

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned authority, a Notary Public in and for said County in said State, hereby certify that Shawn E. Arterburn, whose name as Project Manager of LIBERTY PARK JOINT VENTURE, LLP, an Alabama limited liability partnership, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he/she, as such Project Manager and with full authority, executed the same voluntarily for and as the act of said partnership.

Given under my hand and official seal, this 18th day of October, 2017.

(SEAL)



Jennifer L. Yates
Notary Public

My Commission Expires 5/9/20

For purposes of acknowledging and consenting to the Vacation:

FAIRWAY – PROMINENCE, LLC,
an Alabama limited liability company

By: The Thompson Development Company, Inc.,
an Alabama corporation, Its Manager

By: *[Signature]*
Name: *Guy S. Clifton*
Its: *vice-pres*

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that *Guy S. Clifton* whose name as *Vice President* of The Thompson Development Company, Inc., an Alabama corporation, as Manager of FAIRWAY – PROMINENCE, LLC, an Alabama limited liability company, is signed to the foregoing instrument, and who is known to me, acknowledged before me that, being informed of the contents of the instrument, (s)he, as such officer and with full authority, executed the same voluntarily for and as the act of said corporation and said limited liability company.

Given under my hand and official seal, this *26th* day of *October*,
2017.

[Signature]
Notary Public

My Commission Expires *10/1/19*

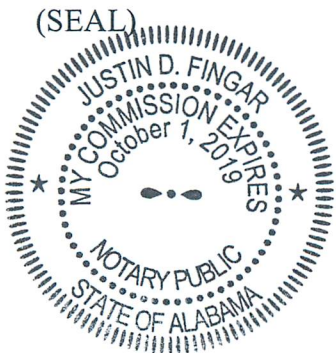


EXHIBIT "A"

**LOT 1K, CORPORATE WOODS ADDITION
TO LIBERTY PARK RESURVEY NO. 3
INGRESS AND EGRESS
EASEMENT TO BE VACATED**

An easement for ingress and egress located on Lot 1K, Corporate Woods Addition to Liberty Park Resurvey No. 3, as recorded in Map Book 206, Page 51 in the office of the Judge of Probate of Jefferson County, Alabama and situated in the N.E. 1/4 of the S.W. 1/4 of Section 12, Township 18 South, Range 2 West, Jefferson County, Alabama, being more particularly described as follows:

Begin at the Northernmost corner of Lot 1K, Corporate Woods Addition to Liberty Park Resurvey No. 3, said point lying on the Southwesterly line of Corporate Woods Drive (a private road) and also lying on a curve to the left having a radius of 420.00 feet and a central angle of $14^{\circ}11'19''$; thence in a Southeasterly direction along the arc of said curve and the Southwesterly line of Corporate Woods Drive (a private road) a distance of 104.01 feet to a point; thence $73^{\circ}19'03''$ to the right (angle measured to tangent) in a Southerly direction a distance of 45.02 feet to a point on a curve to the left having a radius of 730.30 feet and a central angle of $22^{\circ}59'17''$; thence $16^{\circ}27'15''$ to the right (angle measured to tangent) in a Southwesterly and Southerly direction along the arc of said curve a distance of 293.01 feet to the P.C.C. (point of compound curve) of a curve to the left having a radius of 58.41 feet and a central angle of $49^{\circ}18'06''$; thence in a Southerly and Southeasterly direction along the arc of said curve a distance of 50.26 feet to a point; thence $58^{\circ}40'46''$ to the right (angle measured to tangent) in a Southerly direction a distance of 37.38 feet to a point on a curve to the right having a radius of 92.41 feet and a central angle of $61^{\circ}26'25''$; thence $109^{\circ}10'54''$ to the right (angle measured to tangent) in a Northwesterly and Northerly direction along the arc of said curve a distance of 99.09 feet to the P.C.C. (point of compound curve) of a curve to the right having a radius of 764.30 and a central angle of $21^{\circ}09'39''$; thence in a Northerly and Northeasterly direction a distance of 282.28 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 50.00 feet and a central angle of $81^{\circ}28'51''$; thence in a Northeasterly, Northerly and Northwesterly direction along the arc of said curve a distance of 71.11 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 307.23 feet and a central angle of $8^{\circ}31'59''$; thence in a Northwesterly direction along the arc of said curve a distance of 45.76 feet to a point on the Northwest line of said Lot 1K; thence $90^{\circ}58'56''$ to the right (angle measured to tangent) in a Northeasterly direction along the Northwest line of said Lot 1K a distance of 24.97 feet to the Point of Beginning.

Containing 16,456 square feet or 0.378 acre.

CITY OF VESTAVIA HILLS
DEPARTMENT OF PUBLIC SERVICES
OFFICE OF CITY ENGINEER
INTER-DEPARTMENT MEMO

December 4, 2017

To: Rebecca Leavings, City Clerk

CC: Brian Davis, Director of Public Services


From: Christopher Brady, City Engineer

RE: vacation of easement, Corporate Woods Drive, Lot 1K

I have reviewed the requested vacation of this easement and have no concerns related to this request. I hereby provide favorable recommendation for approval.

Please let me know if questions,

Sincerely,
-Christopher

A handwritten signature in blue ink, appearing to read "C. Brady", is written over the typed name "Christopher".

RESOLUTION NUMBER 5008

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 3405 Sheffield Drive; a copy of which is marked as "Exhibit A," attached to and incorporated into this Resolution Number 5008 as if written fully therein; and

WHEREAS, a public hearing was conducted at the regularly scheduled City Council meeting of December 18, 2017 at 6:00 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 3405 Sheffield Drive 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 18th day of December, 2017.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

Incident/Offense Report - Continued		83 Date of Report (MM/DD/YY) 12 04 17		84 Time of Report 12:45		85 Agency Case Number 2017-00034137		87 <input type="checkbox"/> Offender <input checked="" type="checkbox"/> Suspect <input type="checkbox"/> Missing Person		<input type="checkbox"/> Check if Multiple	
88 Reported By (Last, First, Middle Name) Corporal J. Coleman,				89 Suffix		90 <input type="checkbox"/> Resident <input type="checkbox"/> Non-Resident		91 Home Phone		92 Work Phone (205)978-0113	
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	
101 Employer/School		102 Occupation		103 Address (Street, City, State, Zip)				104 Work Phone		105 Other Phone	
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		108 English <input type="checkbox"/> Spanish <input type="checkbox"/> Other		109 HGT		110 WGT		111 Date of Birth	
112 Age		113 Victim SSN		114 Complainant SSN							
115 Multiple Victims <input type="checkbox"/> LE Officer		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	
121 Weapons Used <input type="checkbox"/> Firearm <input type="checkbox"/> Knife		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	
123 Place of Occurrence 3405 Sheffield Dr. Vestavia Hills, AL 35223		124 Type 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			
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	
132 Off #		133 Name (Last, First, Middle) Axon, Russell, L.		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		141 Address (Street, City, State, Zip) 3405 Sheffield Dr. Vestavia Hills, AL 35223		142 HGT		143 WGT	
144 Ethnicity <input checked="" type="checkbox"/> Other		145 Language <input type="checkbox"/> English <input type="checkbox"/> Spanish <input type="checkbox"/> Other		146 Probable Destination		147 Eye		148 Hair		149 Complexion	
150 Armed <input type="checkbox"/> Yes <input type="checkbox"/> No		151 Clothing		152 Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations		153 Arrested <input type="checkbox"/> Wanted		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	
168 Probable Destination		169 Eye		170 Hair		171 Complexion		172 Armed <input type="checkbox"/> Yes <input type="checkbox"/> No		173 Clothing	
174 Scars <input type="checkbox"/> Marks <input type="checkbox"/> Tattoos <input type="checkbox"/> Amputations		175 Arrested <input type="checkbox"/> Wanted		176 Name (Last, First, Middle)		177 Sex <input type="checkbox"/> M <input type="checkbox"/> F		178 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I		179 Date of Birth	
180 Address		181 Home		182 Work		183 Other		184 Name (Last, First, Middle)		185 Sex <input type="checkbox"/> M <input type="checkbox"/> F	
186 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I		187 Date of Birth		188 Address		189 Home		190 Work		191 Other	
192 Name (Last, First, Middle)		193 Sex <input type="checkbox"/> M <input type="checkbox"/> F		194 Race <input type="checkbox"/> W <input type="checkbox"/> B <input type="checkbox"/> A <input type="checkbox"/> I		195 Date of Birth		196 Address		197 Home	
198 Work		199 Other		200 Witness # 1 SSN		201 Witness # 2 SSN		202 Witness # 3 SSN			
203 12-4-2017 512 Weed Ordinance Corporal Coleman received a complaint through the City's Action Center on the listed location. The complainant wrote that the yard hadn't been cut in years and she was concerned about her property value. Corp. Coleman went to the property and observed the bushes and grass and determined that it was in violation of the City's Weed Ordinance. On October 9, 2017, Corp. Coleman sent a letter to the owner of the property and also posted a letter on his vehicle. The letter informed the owner that there was a violation at the property and he needed to call Corp. Coleman so the two could get the violation resolve. Corp. Coleman never heard from the owner. On 11-17-2017 Corp. Coleman sent a notice to the owner and posted the Notice To Destroy Weeds on the owner's vehicle. The yard was so bad, Corp. Coleman could not get to the front door. On November 27, 2017 the owner, Russell Axon e-mail Corp. Coleman. He wanted to know											
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		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	

**ADDITIONAL INCIDENT/OFFENSE
NARRATIVE CONTINUED**

76 Date and Time of Report
1 | 2 | 0 | 4 | 1 | 7

12:45

AM
 PM
 ML

80 Case #

2 | 0 | 1 | 7 | - | 0 | 0 | 0 | 3 | 4 | 1 | 3 | 7

82 Type Report: 1. Continuation 2. Follow-up

NARRATIVE

NARRATIVE

NARRATIVE

12-4-2017 512 Weed Ordinance

what he needed to do to resolve the violation. Corp. Coleman through e-mail explained everything that needed to be done. Russell Axon stated he would have his property back in shape and would make sure his property was not in violation. Corp. Coleman documented the owner's yard through pictures.



VESTAVIA HILLS
POLICE DEPARTMENT

ASHLEY C. CURRY
Mayor

DANNY P. RARY
Chief of Police

October 9, 2017

To: Owner of listed property

Property Location: 3405 Sheffield Dr.
Vestavia Hills, Al. 35223

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. This is pertaining to the front yard, back yard and bushes. I will be also talking to Building Safety about condemning the house.

Legal action will 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 "J. Coleman", is written over the word "Respectfully,".

Respectfully,
Corporal Jimmy Coleman
Code Enforcement
Vestavia Hills Police Department

NOTICE TO DESTROY WEEDS

Bushes and other unsightly vegetation

Notice is hereby given that on the 18th day of December, 2017, at 6:00 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.

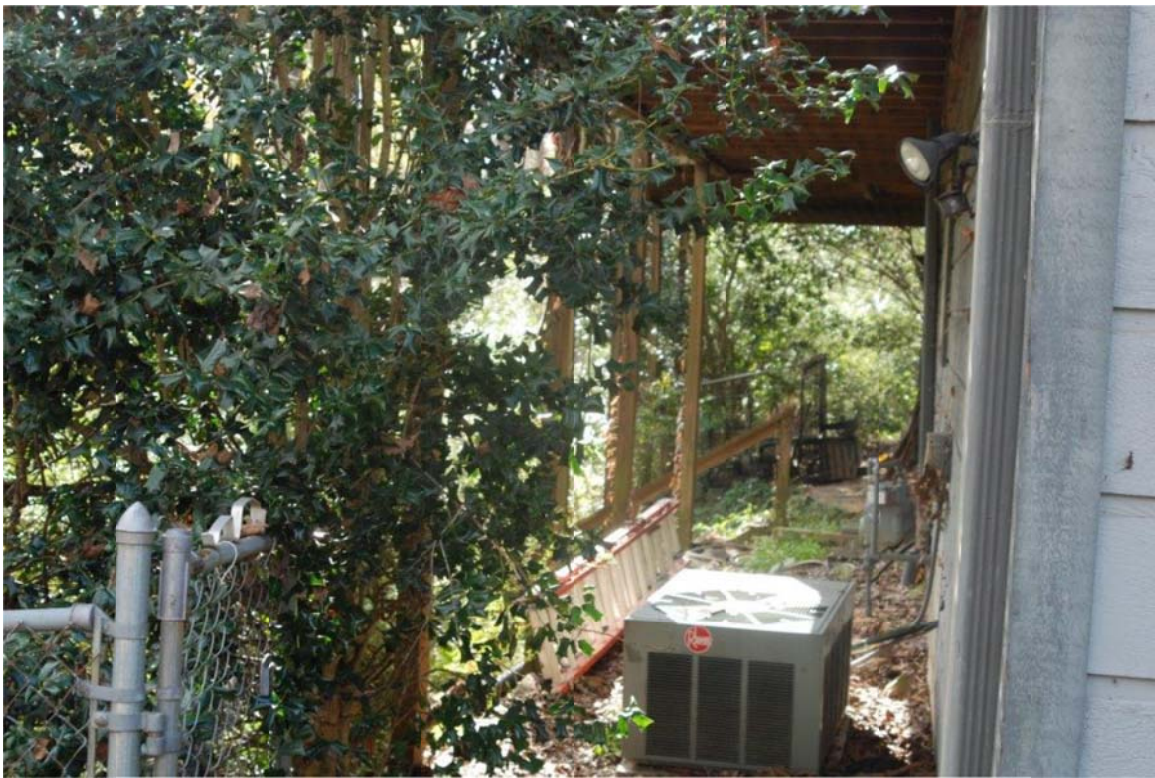
If no objections are filed with the City Clerk at least five days before the meeting of the City Council and unless the person appears before the City Council in person or through his or her representative to show cause, if any, why his or her objection should be sustained, it shall be presumed that 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.

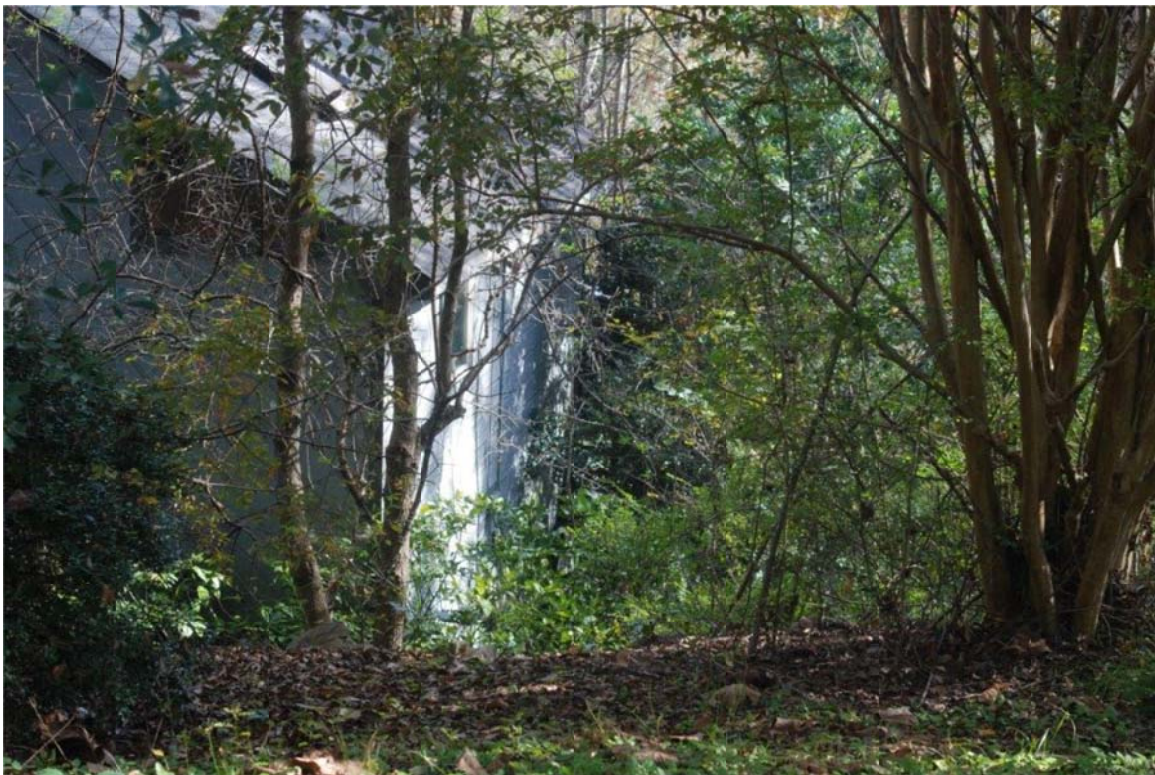
In the event that you cut the weeds prior to abatement by the City, return this sign to Vestavia Hills City Hall, and inform the Code Enforcement Officer of the same. Otherwise, **IT IS A MISDEMEANOR TO REMOVE THIS SIGN, PUNISHABLE BY UP TO SIX MONTHS IMPRISONMENT AND/OR A \$500.00 FINE.**

POSTED
11-17-17









ORDINANCE NUMBER 2736

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 VESTAVIA HILLS R-1 TO VESTAVIA HILLS O-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 Vestavia Hills R-1 (low density residential district) to Vestavia Hills O-1 (office district):

4521 Pine Tree Drive
Lot 23, Topfield Subdivision
Joseph F. Morad, Owner(s)

APPROVED and ADOPTED this the 18th day of December, 2017.

Ashley C. Curry
Mayor

ATTESTED BY:

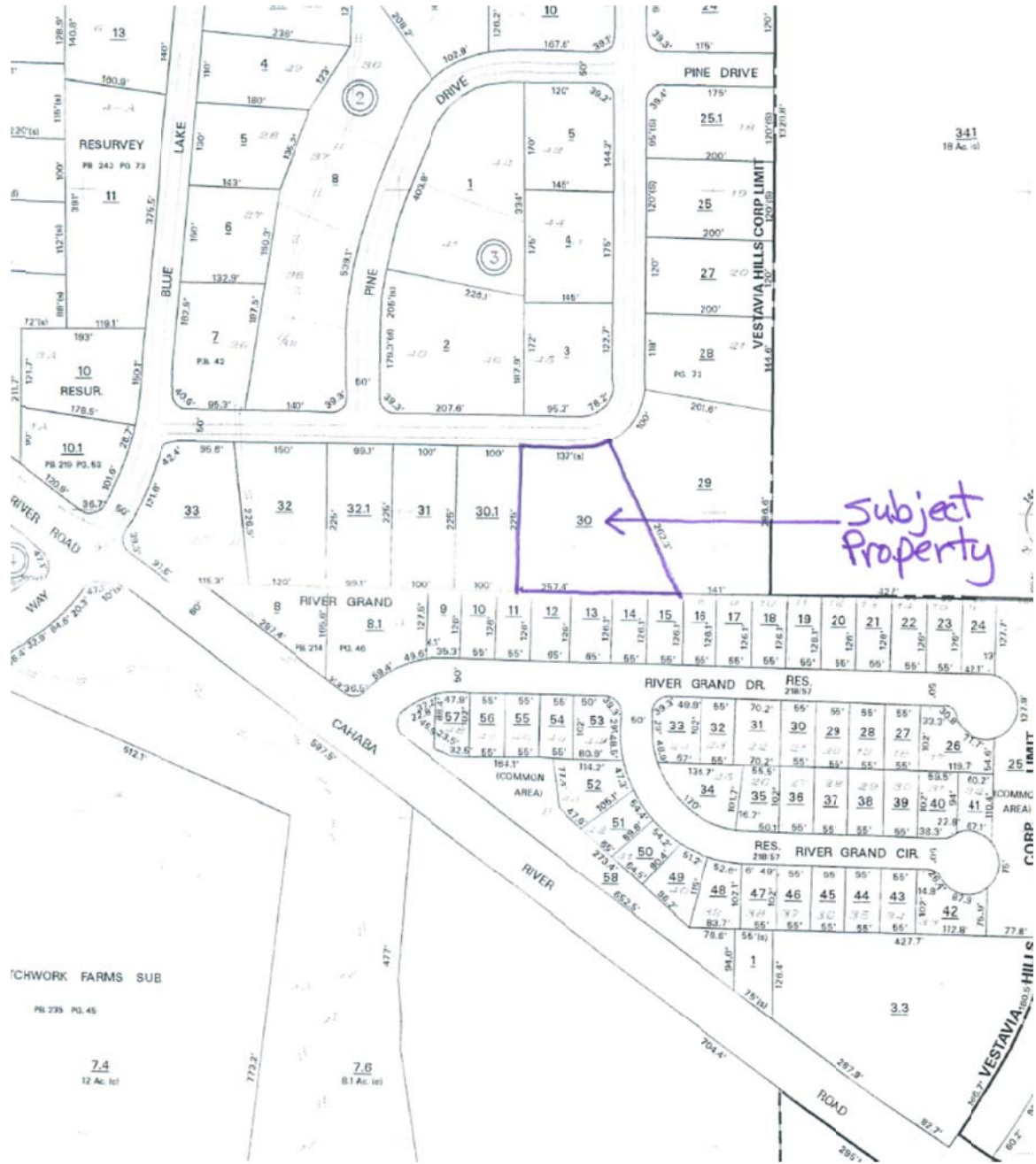
Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 2736 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 18th day of December, 2017 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 _____, 2017.

Rebecca Leavings
City Clerk



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

Date: NOVEMBER 9, 2017

- **CASE:** P-1117-52
- **REQUESTED ACTION:** Rezoning Vestavia Hills R-1 Vestavia Hills O-1
- **ADDRESS/LOCATION:** 4521 Pine Tree Cir.
- **APPLICANT/OWNER:** Joseph Morad
- **REPRESENTING AGENT:** Brian Harris
- **GENERAL DISCUSSION:** Property is on southern end of Pine Tree Cir. Applicant is seeking rezoning to build a one-story office building (498 sq. ft. +/-). The proposed building meets all requirements of an O-1 zoning, including parking and buffering. The architecture is attached. As required by the Blue Lake Area Study, sidewalks are planned. A proposed site plan and tree save plan is attached.
- **CAHABA HEIGHTS COMMUNITY PLAN:** The request is consistent with the Cahaba Heights Community Plan for Limited Mixed Use.
- **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 problems noted
 2. **City Engineer Review:** No problems noted.
 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. Goodwin made a motion to recommend rezoning approval of 4521 Pine Tree Cir. from Vestavia Hills R-1 Vestavia Hills O-1. Second was by Mrs. Cobb. Motion was carried on a roll call; vote as follows:

Mr. Goodwin– yes
Mrs. Cobb – yes
Mr. House – yes
Motion carried

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

NO.	DESCRIPTION	DATE

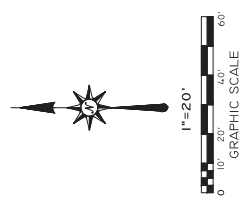
ALABAMA BLOOD SERVICES
 OFFICE BUILDING
 4521 PINE TREE CIRCLE
 VESTRA HILLS, AL
 BIRMINGHAM, ALABAMA

DATE: 10/23/17
 SCALE: 1"=20'
 DWN. BY: B. HAINES, P.L.E.
 CKD. BY: B. HAINES, P.L.E.

GONZALEZ - STRENGTH & ASSOCIATES, INC.
 CIVIL ENGINEERING, LAND SURVEYING, PLANNING, TRAFFIC & TRANSPORTATION
 2776 PARKWAY LAKE DRIVE
 HOOPER, ALABAMA 35244
 PHONE: (205) 942-2484
 FAX: (205) 942-9023
 WWW.GONZALEZ-STRENGTH.COM
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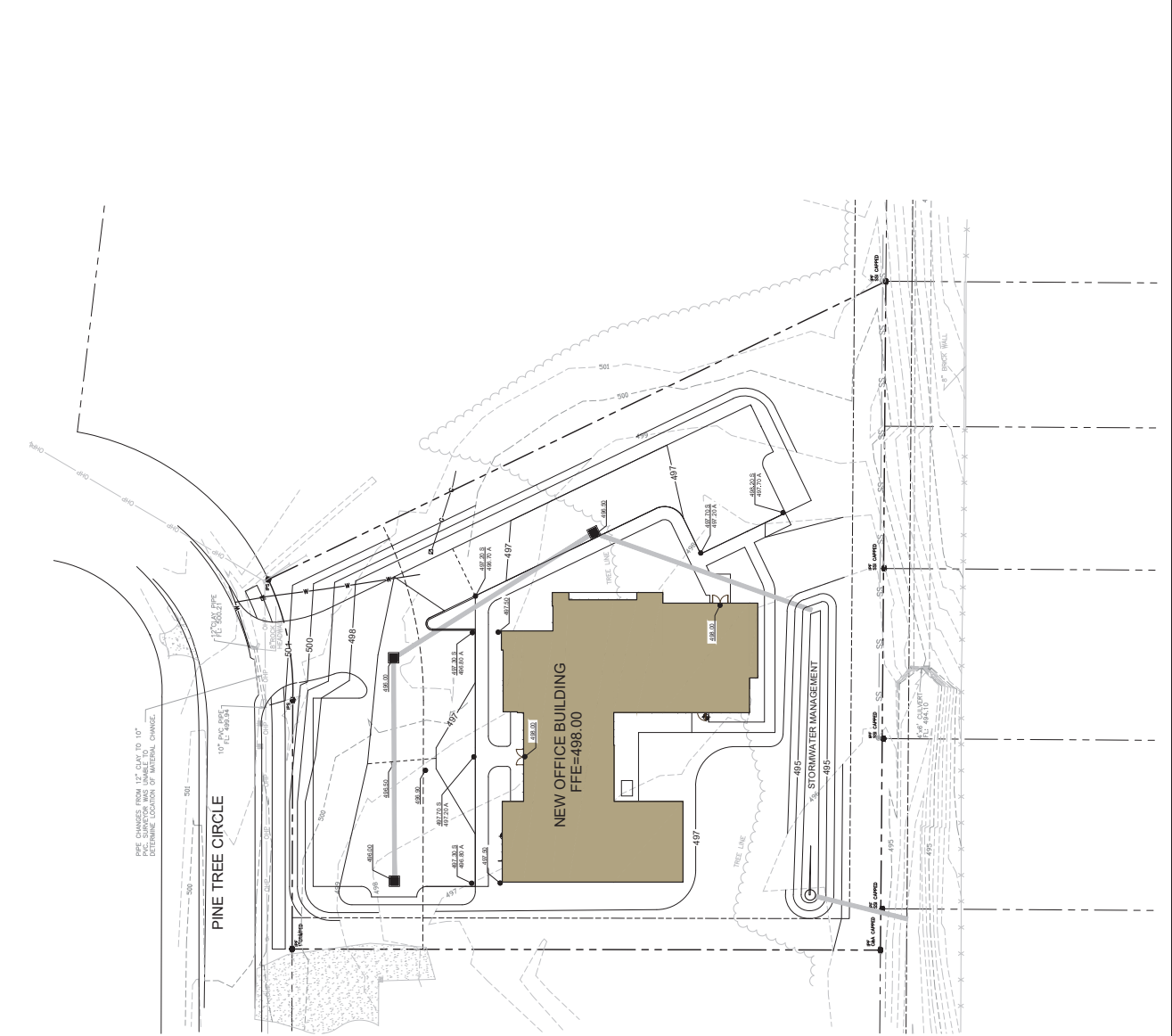
FOR INFORMATION ONLY NOT FOR CONSTRUCTION

DWG. NO.: CS-174R/W04
 PROJECT: 174R/W04



LEGEND

EXISTING BUILDING OUTER	EXISTING ELEVATION	555.00
EXISTING BUILDING LINE	PROPOSED ELEVATION	555.00
PROPOSED BUILDING LINE	EXISTING FINISH FLOOR	555.00
EXISTING IMPROVEMENTS	EXISTING CONTOURS	555.00
PROPOSED IMPROVEMENTS	PROPOSED CONTOURS	555.00
PROPOSED CURB AND GUTTER	PROPOSED STORM SEWER	555.00
PROPOSED DRIVE	PROPOSED SANITARY SEWER	555.00
PROPOSED DRIVE	PROPOSED TELLURANCE	555.00
PROPOSED DRIVE	PROPOSED WATER	555.00
PROPOSED DRIVE	PROPOSED GAS LINE	555.00
PROPOSED DRIVE	PROPOSED CABLE TV	555.00
PROPOSED DRIVE	EXISTING TELEPHONE	555.00
PROPOSED DRIVE	EXISTING WATER	555.00
PROPOSED DRIVE	EXISTING GAS LINE	555.00



PIPE CHANGES FROM 12" CLAY TO 10" PVC. SEE PLAN FOR CHANGES TO MAINS AND SERVICE LINES. SEE PLAN FOR CHANGES TO MAINS AND SERVICE LINES.

PINE TREE CIRCLE

NEW OFFICE BUILDING
 FFE=498.00

STORMWATER MANAGEMENT



SOUTHERN BLOOD SERVICES

4521 Pine Tree Circle Vestavia, AL

NO.	DATE	DESCRIPTION
1	10/9/17	ISSUED FOR PERMIT
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PROJECT NO. 2561.000

DATE: Oct. 9th, 2017

SHEET NAME: SITE / AREA PLANS

SHEET NO. A100



SCHEMATIC SITE PLAN 01
1/8" = 1'-0"



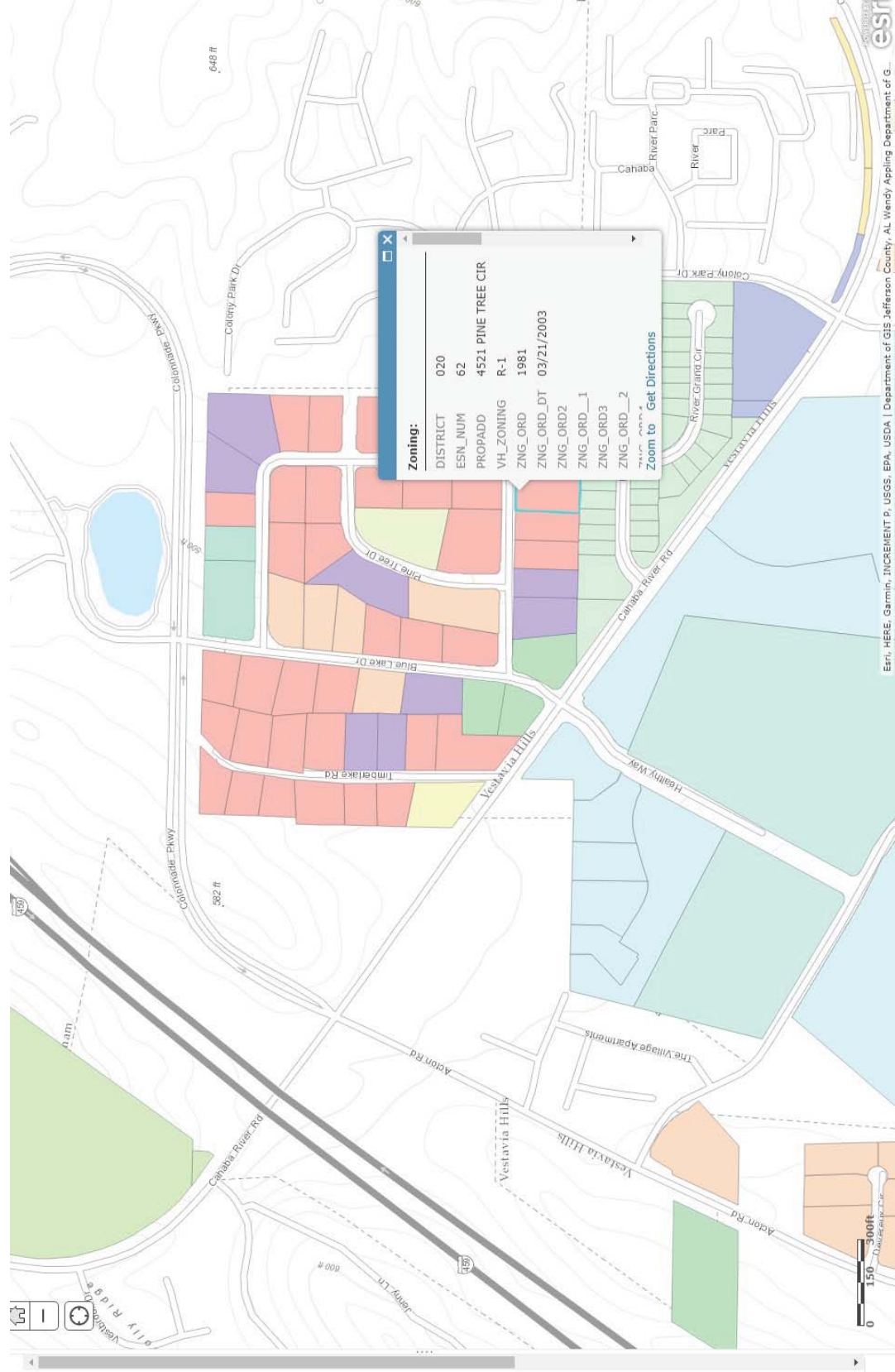
VICINITY MAP

Legend






Zoning - Vestavia_Hills_Address_Points

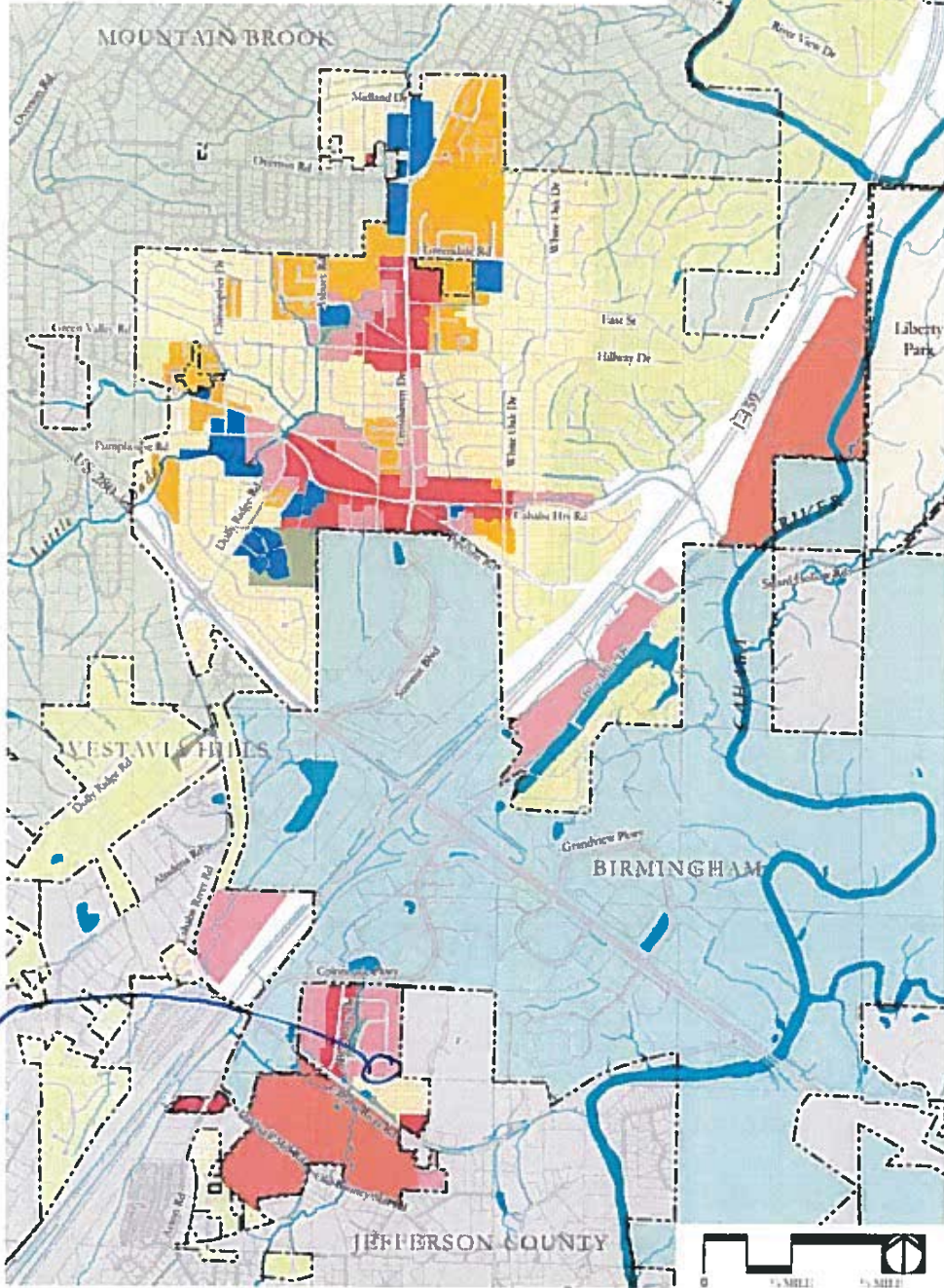
Zoning

- A
- B-1
- B-1*
- B-1.2
- B-1.2*
- B-2
- B-2*
- B-3
- B-3*
- E-2
- E-2*
- Inst-1
- Inst-1*
- O-1
- O-1*
- O-2
- O-2*
- PUD-MU
- PUD-PB
- PUD-PB*
- PUD-PB-CU
- PUD-PI
- PUD-PNC
- PUD-PO
- PUD-PR-1
- PUD-PR-1 (CU)



Future Land Use

- | | | |
|--|---|--|
|  Low-Density Residential |  Retail Mixed Use |  Institutional |
|  Medium-Density Residential |  Limited Mixed Use |  Parks and Open Space |
|  High Density Residential |  Planned Mixed Use | |
|  Birmingham |  Jefferson County |  Mountain Brook |



Subject Parcel

Figure 4: Future Land Use Map