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**Vestavia Hills
City Council Agenda
April 25, 2022
6:00 PM**

1. Call to Order
2. Roll Call
3. Invocation – Huey J. Davis, Vestavia Hills Chaplain
4. Pledge Of Allegiance
5. Approval Of The Agenda
6. Announcements, Candidates and Guest Recognition
7. City Manager’s Report
8. Councilors’ Reports
9. Financial Reports – Melvin Turner, III, Finance Director
10. Approval Of Minutes – April 11, 2022 (Regular Meeting)

Old Business

11. Public Hearing – Ordinance Number 3089 – Conditional Use Approval For A Veterinarian Clinic With Services Such As Medical, Grooming And Bathing Services Located In The Tenant Space Described As 1360 Montgomery Highway; Wade Cornelius, Vestridge Commons Shopping Center, LLC (Owner)
12. Public Hearing – Ordinance Number 3090 – Conditional Use Approval For A Grooming And Bathing Service For Dogs; David Ashford, Old Towne Center 33rd Street Holdings LLC And Old Towne Center On Behalf Of Felicia Weston
13. Public Hearing – Ordinance Number 3091 – Annexation – 90 Day Final – 2433 Dolly Ridge Road, Lot 35, Rocky Ridge Estates; Megan Rudolph, Owner
14. Public Hearing – Ordinance Number 3092 – Rezoning – 2433 Dolly Ridge Road, Lot 35, Rocky Ridge Estates; Rezone From Jefferson County E-2 To Vestavia Hills R-1, Compatible Zoning For Annexation; Megan Rudolph, Owner
15. Public Hearing – Ordinance Number 3093 – Annexation – 90 Day Final – 1718 Vestaview Lane; John G. Moss, III, Owner

16. Public Hearing – Ordinance Number 3094 – Rezoning – 1718 Vestaview Lane; Rezone From Jefferson County R-1 To Vestavia Hills R-2, Compatible Zoning For Annexation; John G. Ross III, Owner
17. Public Hearing – Resolution Number 5386 – A Resolution Authorizing The City Manager To Offer A Relocation Reimbursement For The Recruitment Of A New Department Head

New Business

18. Resolution Number 5387 – A Resolution Appointing A Member To The Vestavia Hills Board Of Education
19. Ordinance Number 3096 – Annual Jefferson County Tax Levy Authorizing The Jefferson County Tax Assessor To Levy And Collect Municipal Taxes Pursuant To Alabama Law
20. Ordinance Number 3097 - Annual Shelby County Tax Levy Authorizing The Shelby County Tax Assessor To Levy And Collect Municipal Taxes Pursuant To Alabama Law

New Business (Requesting Unanimous Consent)

First Reading (No Action To Be Taken At This Meeting)

21. Citizens Comments
22. Time Of Adjournment

SPECIAL NOTICE CONCERNING CITY COUNCIL MEETINGS

Due to the COVID-19 safety advice given by the ADPH, the City Council work sessions and meetings are available via video-conference and teleconference. If you choose not to attend in person, you may still participate. Following are instructions for three options to participate remotely.

COMPUTER PARTICIPATION (view/participate in real time)

To participate in by videoconference, click <https://us02web.zoom.us/j/5539517181>. When the Zoom.us window opens in your browser, click “Allow” so that the page may open to a waiting room. The host will open the meeting and bring all into the meeting room at that time. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, activate the “Raise Hand” feature and unmute yourself by toggling the mute button. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then you may address the Council.

Using the icons on the Zoom screen, you can:

- Mute/unmute your microphone (far left)
- Turn on/off camera (“Start/Stop Video”)
- View Participants – opens a pop-out screen that includes the “Raise Hand” icon that you may use to raise a virtual hand
- Change your screen name displayed in the participant list and video window
- Toggle between “speaker” and “gallery” views – “Speaker view” shows the active speaker; “Gallery view” tiles all of the meeting participants

TELEPHONE PARTICIPATION (view/participate in real time)

To participate by telephone, dial 312.626.6799 and enter the meeting ID: 455 534 3275. All participants will be automatically muted upon entrance to the meeting. If you wish to speak during time(s) identified for public input, press *6 on your phone keypad to unmute yourself. Then state your name and wait for the Mayor to recognize you. When the Mayor recognizes you and gives you the floor, state your name and address for the record and then address the Council.

TEXT AND/OR EMAIL (prior to the meeting or in real time)

If you do not wish to join the meeting but would like to ask a question or make a statement regarding an item on the agenda, you may email the City Council directly at City.Council@vhal.org. You may also text your question/statement to City Council at 205.517.1370. Both of these options are available prior to and during each work session and meeting. Be sure to provide your name and address for the record and your comments will be recited to the City Council as the corresponding item is being addressed. Note: As a matter of record, your name and address are required. If identification is not provided, your comment/question will not be presented.

CITY OF VESTAVIA HILLS

CITY COUNCIL

MINUTES

APRIL 11, 2022

The City Council of Vestavia Hills met in regular session on this date at 6:00 PM, following publication and posting pursuant to Alabama law. A number of staff and members of the general public also attended virtually, via Zoom.com, following publication pursuant to Alabama law. The Mayor called the meeting to order. 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
Marvin Green, Fire Chief
Shawn Jackson, Asst. Fire Chief
Ryan Farrell, Asst. Fire Chief
Chris Vines, Fire Marshall
Jason Hardin, Deputy Police Chief
Melvin Turner, Finance Director
Zach Clifton, Chief Accountant
Brian Davis, Public Services Director
Christopher Brady, City Engineer
Umang Patel, Court Director*

**present virtually via Zoom or telephone*

The Mayor led the invocation which was followed by the Pledge of Allegiance.

APPROVAL OF THE AGENDA

The Mayor opened the floor for a motion of approval of the agenda as presented.

MOTION Motion to approve the agenda as presented was by Mr. Weaver seconded by Mr. Pierce. Roll call vote was, as follows:

Mrs. Cook – yes

Mr. Head – yes

Mr. Pierce – yes

Mr. Weaver – yes

Mayor Curry – yes motion carried.

ANNOUNCEMENTS, CANDIDATES, GUEST RECOGNITION

- Mrs. Cook announced the names of the 14 applicants for the upcoming vacancy of the Board of Education. The following individuals applied: Clayton Simien, Lynn Worley, Tyler Zinder, Kristin Boggs, Nicholas Adams, Jamie Aiken, Michael Vercher, Trey Woodruff, Christopher Ritchie, Jonathan Handey, Katie Dudley, Heinz Dueffer, Vinay Patel, and Christine McJunkin. She stated that interviews will begin Tuesday and continue on Wednesday with a selection to be made at the April 25 regular meeting.
- Mr. Pierce welcomed Rachel Patterson, Sandra Cleveland, Clabe Dobbs, Chamber of Commerce Board members present representing the Chamber along with Chamber President, Karen Odle.
- Mayor Curry announced that the City was accepting applications for the upcoming BJCTA Committee appointment. He stated that he received two applications: Paige Coker and Frank C. Leyden III. The Council will meet these candidates and make a selection at the regularly scheduled Council Meeting on May 9.
- Mr. Head announced that the Parks and Recreation Board will meet in work session on April 19, 2022 beginning at 5:30 PM.

PROCLAMATION

The Mayor presented a Proclamation designating April 19, 2022, as a Day of Prayer and Thanksgiving. Mr. Downes read the Proclamation and the Mayor presented it to Sandra Cleveland, BCR Wealth Strategies and current Chamber Board Chair; Clabe Dobbs, Progress Bank and Chamber of Commerce Community Affairs Chair; and Karen Odle, Chamber President.

Mrs. Cleveland thanked the Mayor and Council for the recognition and stated that they are very excited about the Prayer Breakfast this year.

Mayor Curry invited everyone to participate in the Mayor's Prayer breakfast and indicated that the keynote speaker will be Steve Skipper, a Homewood Navy veteran with an inspiring story. He stated that he became an accomplished artist following a background of being part of a street gang.

RECOGNITION

Chief Marvin Green explained that he wanted to give recognition to some fire personnel who assisted in making the City's Fire Department an ISO 1 fire department. Recognized were: Deputy Fire Chief Ryan Farrell; Battalion Chief Scott Ferrell, Battalion Chief Christian Elliott; Captain Chris Vines; Lieutenant Steven Michael, and Lieutenant Peyton Allen.

Chief Green also indicated that this is the final meeting for Deputy Chief Shawn Jackson who is retiring this week. He thanked Chief Jackson for his years of dedicated service.

CITY MANAGER'S REPORT

- Mr. Downes announced a new Department Head for the City. He stated that after a thorough search, he has selected a new Parks and Recreation Director to lead the new Parks programs following the completion of the Community Spaces Plan. He introduced Jamie Lee, the newest Director of Parks and Leader Services. Mr. Downes stated that they anticipate him beginning work here in the month of May.
 - Mr. Lee thanked the City Manager and the Council for the trust they have instilled in him to lead in the new Parks programs and stated that he is looking forward to joining the Vestavia Hills family. He stated that the bulk of his career has been coaching and teaching, but everyone works as a team. The team can only be as good as its members. He stated he is looking forward to getting to know the Parks and Recreation team.
- Mr. Downes announced that City Hall will be closed on Friday, April 15, 2022 in observance of Good Friday. He wished everyone a Happy Easter.

COUNCILOR REPORTS

- Mrs. Cook stated that, given the large number of Board of Education applications, interview scheduling will need to be rearranged. The times will be posted soon.
- Mr. Pierce announced that he will be attending the Chamber of Commerce luncheon tomorrow. Mr. Downes will be the keynote speaker at the event.
- Mayor Curry stated that the Legislature met in its final days last week and finished the session. He stated that, during that session, he became aware of a proposed SB203 which, if passed, would have been detrimental to the City, and especially the Municipal Court. The bill, as written, would have taken away the City's choice of software. Because of some wrong-doings in another city, the intent of the bill would be to require cities to report information. Unfortunately, the way it was written, it would have penalized cities by taking away their third-party software vendors. He commended two city employees, Rebecca Leavings and Umang Patel, for aiding in fighting the bill. He stated that they sounded the warning and then partnered with the Mayor to get things changed. The Mayor enlisted State Rep. David Faulkner to get an amendment approved that would allow cities to keep their pre-existing software. This bill amendment was accepted by the Senate and passed with the amendment. He said Vestavia Hills and Hoover led the way on this amendment. He also commended State Sen. Jabo Waggoner, State Rep. Dan Roberts, State Rep. Jim Carns and, especially, State Rep. David Faulkner for their assistance.
 - Mr. Weaver stated that our representatives and senators continue to help the city during each and every session.
- Mr. Weaver reported that the Planning and Zoning Commission meeting is Thursday, April 14, 2022.

INFRASTRUCTURE AND COMMUNITY SPACES UPDATE

Raynor Boles, TCU, gave updates on the following:

- Crosshaven Drive: Every utility conflict is out of the way and now they can devise a schedule and know when each portion will be done. He stated that the County portion is lining up and the contractor will be done with Crosshaven, altogether, within a few months.
- Civic Center: He stated that the tile and plumbing are making good progress. The Gym flooring is being installed. The bridge is erected and the painting is 90% completed. He stated right now they are focusing on quality over timing to ensure the finishes are being done correctly. He stated they are targeting this summer for completion.
- Wald Park: Phase 2 is completed including shade structures; drainage and utility infrastructure is 95% completed. He stated that, at strategic planning, the Council concurred on a \$3.5 million budget for Phase III. They are value-engineering that job to get to the right numbers by narrowing the scope. They hope to begin construction during the summer when there is no school traffic. There will be two ADA-accessible areas out of four areas (for a total of four courts). He stated that the lighting of the park is one significant part of value-engineering that needs to be discussed. Musco Lighting is the best of the best. He stated that the City can save significant money to go to a lower class of lighting. He explained that, because the courts are so close to residential housing, it is beneficial to reduce lighting levels, but that this would be a choice that the Council can make to provide adequate lighting for tournament play. There will be other *a la carte* items that will come to the Council soon to determine the best ways to reduce project cost. Mr. Weaver asked for information on these choices. Mrs. Cook asked how this will impact the bidding. Mr. Boles stated that they limit the subs because these are not structures that need multiple subs.
- New Merkel: TCU used some of the excess funds from the project to stabilize the dog park with some turf and raise it to the level of quality of the rest of the park.

APPROVAL OF MINUTES

The Mayor stated that the approval of the March 28, 2022 (Regular Meeting) was needed and opened the floor for a motion.

MOTION Motion to approve the minutes of the March 28, 2022 (Regular Meeting) was made by Mrs. Cook and second was by Mr. Weaver. Roll call vote as follows:

Mrs. Cook – yes

Mr. Head – yes

Mr. Pierce – yes

Mr. Weaver – yes

Mayor Curry – abstained

motion carried.

OLD BUSINESS

RESOLUTION NUMBER 5381

Public Hearing – Resolution Number 5381 - Annexation – 90 Day – 2245 And 2249 Blue Ridge Blvd; Request For Annexation And Development Of 25 Townhomes; Taylor Burton And Donald And Alicia Huey, Owners

MOTION Motion to approve Resolution Number 5381 was by Mr. Weaver and seconded by Mr. Pierce.

Mr. Pierce stated that this came to the Annexation Committee meeting several months ago. The number has been reduced to 25 homes from the original 38 homes.

Mr. Brady stated that the engineering was updated and will be vetted during the rezoning process.

Mr. Pierce stated that originally the school board did have some concerns.

Taylor Burton, developer, stated that the townhomes should start in the lower \$400s. Housing of this type generally attracts younger professionals and this is a good site for this type of resident. There will be basement parking which generally does not attract older adults. Mr. Burton stated that this type of home is not conducive for families with young children. These will be owner-occupied.

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

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

RESOLUTION NUMBER 5382

Public Hearing – Resolution Number 5382 – A Resolution Authorizing The City Manager To Accept A Proposal For Acquisition Of Rights-Of-Way And Temporary Construction Easements For Project CMAQ-7030(600) Massey Road

MOTION Motion to approve Resolution Number 5382 was by Mrs. Cook and seconded by Mr. Weaver.

Mr. Downes stated that ALDOT recommended some experts in the field in order to resolve some problems in obtaining needed ROW and construction easements. This approval will help get the Massey Road project moving per the Council’s direction at strategic planning.

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

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

RESOLUTION NUMBER 5383

Public Hearing – Resolution Number 5383 – A Resolution Authorizing The City Manager To Obtain Certain Professional Services Regarding Land Survey, Geotechnical Investigation, Landscape Design, Etc., For Altadena Valley Park In Preparation Of A Master Plan, Grading For An Access Road And Construction Of A Restroom Facility And Pavilion

MOTION Motion to approve Resolution Number 5383 was by Mr. Weaver and seconded by Mr. Pierce.

Mr. Downes stated that Shelby County will construct certain facilities in this park if the City obtains this engineering information beforehand.

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

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

ORDINANCE NUMBER 3083

Public Hearing – Ordinance Number 3083 – An Ordinance Authorizing And Directing The Mayor And City Manager To Execute And Deliver A Memorandum Of Understanding Between The City Of Childersburg, Alabama And The City Of Vestavia Hills, Alabama For The Development Of A Plan And The Preparation Of A Contract For The Implementation Of A Collaborative Use Of Land For A Public Safety Firing/Training Range By The Police Departments Of Both Cities

MOTION Motion to approve Ordinance Number 3083 was by Mr. Weaver and seconded by Mrs. Cook.

Mr. Downes stated that this is a Memorandum of Understanding to begin formal planning of efforts for a training and shooting range.

Mr. Pierce asked about Sylacauga using it also.

Capt. Hardin stated that he believes that Sylacauga has one already and they wanted to keep this small for just these two cities at this time.

Mr. Boone indicated he has reviewed the documents and had extensive conversations with Sgt. Richardson on this memorandum. He stated that this is a large remote property and would be great for this training.

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

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

ORDINANCE NUMBER 3095

Public Hearing – Ordinance Number 3095 - An Ordinance Adopting And Enacting Supplement IV For The Vestavia Hills Code Of Ordinances, Republished 2013

MOTION Motion to approve Ordinance Number 3095 was by Mr. Weaver and seconded by Mr. Pierce.

Mr. Downes stated that this is an update to the City’s code of ordinances.

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

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

NEW BUSINESS

RESOLUTION NUMBER 5384

Resolution Number 5384 – A Resolution Accepting the 2020-2021 Audit for the City of Vestavia Hills, Alabama

MOTION Motion to approve Resolution Number 5379 was by Mr. Weaver and seconded by Mr. Pierce.

Jason Harpe, Carr Riggs and Ingram, summarized the City's financial audit. He stated that the Council has the full audit along with some simple financial charts showing the City's 10-year financial history. He stated that the City has 160 days of operations funded. He indicated that is well above the recommended 90 days. He explained what is new in the GATSB representing custodial funds. The City has two funds in this category: (1) monies that come through the City to the Board of Education which is a pass-thru; and (2) car tag sales. He stated before it was netted but now is showing in the financials even with a zero impact. The audit report was an unmodified opinion. He mentioned the post-employment benefit obligation in which they recommend a trust to help to alleviate this obligation which eases up each year. He commended the Finance Department for their work.

There being no one to address the Council, the he closed the public hearing and called for the question. Roll call vote was as follows:

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

RESOLUTION NUMBER 5385

Public Hearing – Resolution Number 5385 – A Resolution Authorizing The Installation Of A New Support Structure For A Small Cell Facility To Be Located In The Right-Of-Way Of The Following Properties: (1) 2345 Columbiana Road; (2) 1624 Belvedere Drive; (3) 2645 Manchester Court; (4) 3256 Wisteria Drive; And (5) 3309 Shallowford Road

MOTION Motion to approve Resolution Number 5385 was by Mr. Weaver and seconded by Mr. Pierce.

Mr. Downes explained that this is a request for five additional poles to be constructed in the City in various areas. He stated that Ms. Love, Crowne Castle, is attending virtually to answer any questions.

Mr. Pierce asked if this supports small-cell technology.

Mr. Downes explained.

The Mayor opened the floor for a public hearing.

Discussion ensued with residents of Manchester Court relative to why are the poles so close together as there is another about 400' away from this proposed pole and why it couldn't be located on the opposite side of Columbiana Road.

Mike Isaac, Crowne Castle, explained that some poles are not able to be used for this technology. He stated that these two poles are line-of-sight and the proximity requires that

location. He stated that the narrow right-of-way and the highlines across Columbiana Road prevented the location on that side.

There being no one else to address the Council, the Mayor closed the public hearing and called for the question. Roll call vote was as follows:

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

NEW BUSINESS (UNANIMOUS CONSENT REQUESTED)

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

- Public Hearing – Ordinance Number 3089 – Conditional Use Approval For A Veterinarian Clinic With Services Such As Medical, Grooming And Bathing Services Located In The Tenant Space Described As 1360 Montgomery Highway; Wade Cornelius, Vestridge Commons Shopping Center, LLC (Owner)
- Public Hearing – Ordinance Number 3090 – Conditional Use Approval For A Grooming And Bathing Service For Dogs; David Ashford, Old Towne Center 33rd Street Holdings LLC And Old Towne Center On Behalf Of Felicia Weston
- Public Hearing – Ordinance Number 3091 – Annexation – 90 Day Final – 2433 Dolly Ridge Road, Lot 35, Rocky Ridge Estates; Megan Rudolph, Owner
- Public Hearing – Ordinance Number 3092 – Rezoning – 2433 Dolly Ridge Road, Lot 35, Rocky Ridge Estates; Rezone From Jefferson County E-2 To Vestavia Hills R-1, Compatible Zoning For Annexation; Megan Rudolph, Owner
- Public Hearing – Ordinance Number 3093 – Annexation – 90 Day Final – 1718 Vestaview Lane; John G. Moss, III, Owner
- Public Hearing – Ordinance Number 3094 – Rezoning – 1718 Vestaview Lane; Rezone From Jefferson County R-1 To Vestavia Hills R-2, Compatible Zoning For Annexation; Megan Rudolph, Owner
- Public Hearing – Resolution Number 3086 – A Resolution Authorizing The City Manager To Offer A Relocation Reimbursement For The Recruitment Of A New Department Head

CITIZEN COMMENTS

None.

At 6:22 PM, Mr. Pierce made a motion to adjourn. The meeting adjourned at 6:23 PM.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

ORDINANCE NUMBER 3089

**AN ORDINANCE GRANTING A CONDITIONAL USE APPROVAL
FOR A VETERINARY HOSPITAL**

WHEREAS, on December 13, 2010, the City Council of the City of Vestavia Hills, Alabama approved and adopted Ordinance Number 2331 re-establishing a Zoning Code for the City of Vestavia Hills, Alabama; and

WHEREAS, Wade Cornelius, Vestridge Commons Shopping Center LLC, has submitted application for conditional use approval for veterinary hospital including grooming, bathing services and veterinarian care operated from tenant space in the Vestridge Commons Shopping Center, more specifically in 1360 Montgomery Highway, Vestavia Hills, Alabama; and

WHEREAS, Mr. Cornelius has indicated in his application for conditional use approval to allow the operation of a veterinarian clinic with services such as medical, grooming and bathing services; and

WHEREAS, a copy of said application dated January 11, 2022 is attached and hereby incorporated into this Ordinance Number 3089.

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

1. Conditional Use Approval is hereby approved for Vestridge Commons Shopping Center, LLC for a veterinarian clinic with services such as medical, grooming and bathing services located in the tenant space described as 1360 Montgomery Highway;
 - (1) Conditional use is hereby granted for operation of a veterinarian clinic with services such as medical, grooming and bathing services; and
 - (2) Services shall be conducted by appointment, emergency and/or walk-in only; and
 - (3) There shall be no overnight boarding of animals at any time except when medically necessary; and
 - (4) A City of Vestavia Hills Business License shall be issued upon application and payment by the proposed veterinary tenant working to the rules and regulations outlined in the Vestavia Hills Business License

Code and shall be renewed each year that the veterinarian business is operated from the location at 1360 Montgomery Highway, Vestavia Hills, Alabama; and

- (5) At any time should the tenant vacate the premises, discontinue or relocate the business and the use is removed from the property for 12-months, this conditional use approval shall be nullified and said Ordinance Number 3089 shall be automatically repealed

ADOPTED and APPROVED this the 25th day of April, 2022.

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 # 3089 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 25th day of April, 2022 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk

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

Date: **MARCH 10, 2022**

- **CASE:** P-0322-04
- **REQUESTED ACTION:** Conditional Use Approval for a Veterinary Clinic
- **ADDRESS/LOCATION:** 1360 Montgomery Hwy.
- **APPLICANT/OWNER:** Vestridge Commons Shopping Center, LLC
- **GENERAL DISCUSSION:** The applicant is seeking to establish a veterinary practice and pet grooming facility in the Vestridge Commons shopping center (Sol Azteca, Monograms Plus, Kool Korner, etc.). All services would be by appointment only M-Sa and no overnight boarding offered unless pets are required 24 hour/overnight care. As per and agreement with the property owner, the greenspace behind the building would be fenced and utilized. A description of the applicant's business is attached.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** This request is consistent with plan for commercial core.
- **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: Conditioned on no overnight boarding other than what is required for medical care.
 2. **City Engineer Review:** I have reviewed the application and I have no issues with this request.
 3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request
 4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

With the Commission finding that the application met all nine criteria as defined in Section 13.3.4 of the Vestavia Hills Zoning Ordinance

MOTION Mr. Weaver made a motion to recommend Conditional Use Approval for a veterinary clinic for 1360 Montgomery Hwy. with the following conditions:

1. Overnight boarding of animals is prohibited unless medically necessary.

Second was by Mr. Larson. Motion was carried on a roll call; vote as follows:

Mr. Honeycutt – yes

Mr. Farrell – yes

Mr. Weaver – yes

Mr. Larson – yes

Mr. Sykes – yes

Mr. Vercher– yes

Motion carried.

CITY OF VESTAVIA HILLS
PLANNING AND ZONING COMMISSION
Conditional Use Application

I. INSTRUCTIONS AND INFORMATION:

- (1) The Vestavia Hills Planning and Zoning Commission meets regularly on the second Thursday of each month at 6:00 PM in Council Chambers at the Municipal Center.
- (2) All materials and information relating to a conditional use approval before the Planning and Zoning Commission must be submitted to the Office of the City Clerk no later than **25 working days prior to the scheduled meeting at which it shall be considered**. Applications must be completed in its entirety and must contain all pertinent information in order to be considered. Acceptance by the Clerk does not constitute acceptance of complete and proper filing. All applicants are encouraged to present their request to the Zoning Staff on any Tuesday at 9 AM in the Executive Conference Room, City Hall, prior to submitting for a Conditional use.
- (3) This application must be filled out in its entirety completely, including zip codes.
- (4) All applicable fees shall accompany this application prior to its being considered complete. Fees include an application fee of \$100.00 along with applicable postage per property owner to be notified for Commission meeting. Postage Fees for notification for Planning and Zoning and for City Council meetings along with applicable publication fees will be billed to applicant at a later date. The applicant is responsible for all notification fees. ***No permits will be issued until all fees have been paid.***
- (5) Appropriate plats and maps with proper legal description shall accompany this application. **Please refer to attached checklist.**

II. APPLICANT INFORMATION: (owner of property)

NAME: VESTRIDGE COMMONS SHOPPING CENTER, L.L.C.

ADDRESS: 728 Shades Creek Parkway, Suite 210
Birmingham, AL 35209

PHONE: 205-802-7202 EMAIL: tmiller@fairwaymg.com

NAME OF REPRESENTING ATTORNEY OR OTHER AGENT: _____
Wade Cornelius

PHONE: 205-414-1234 EMAIL: wade@donovanfingar.com

P0322-04//28-00-31-2-010-019.000
1360 Montgomery Hwy.
Cond. Use for Vet Hospital
Vestridge Commons Shopping
Center B2

II. BILLING/RESPONSIBLE PARTY: (FOR PAYMENT OF FEES)

NAME: VESTRIDGE COMMONS SHOPPING CENTER, L.L.C.
ADDRESS: 728 Shades Creek Parkway, Suite 210
Birmingham, AL 35209
PHONE: 205-802-7202 EMAIL: tmiller@fairwaymg.com

III. ACTION REQUESTED

Request that the above described property be approved conditional use approval pursuant to Section 13.3 of the Vestavia Hills Zoning Code.

Current Zoning of Property: B-2

Requested Conditional use For the intended purpose of: Veterinary Hospital (§7.6)

if additional information is needed, please attached full description of request

IV. PROPERTY DESCRIPTION: (address, legal, etc.)

1360 Montgomery Highway
Vestavia Hills, Alabama 35216 (legal attached as Exhibit B)

Property size: _____ feet X _____ feet. Acres: 4.98

All applications must contain a full legal description of subject property.

V. INFORMATION ATTACHED:

Attached Checklist complete with all required information.

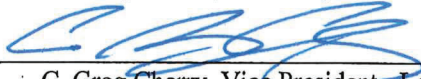
Application fees submitted.

P0322-04//28-00-31-2-010-019.000
1360 Montgomery Hwy.
Cond. Use for Vet Hospital
Vestridge Commons Shopping
Center B2

VI. I do hereby declare the above statements are true and that I, the owner, and/or my duly appointed representative will be at the scheduled hearing. **Application must be signed by the owner of the property before a Notary and original submitted to the Office of the Clerk; no copies will be accepted**

VESTRIDGE COMMONS SHOPPING CENTER, L.L.C., an Alabama limited liability company

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

By: 
C. Greg Cherry, Vice President - Leasing

Given under my hand and seal
this 11th day of January, 2022.


Notary Public

VICKI MORGAN MCCLUNG
Notary Public
Alabama State at Large
My Commission Expires Dec. 2, 2024

My commission expires 2nd
day of December, 2024.

EXPLANATION/RATIONALE FOR REQUEST

The proposed Heartland Veterinary hospital (the “Project”) will operate a veterinary clinic (the “Proposed Use”) solely from the 4,600 square feet lease space located within the Vestridge Commons Shopping Center (the “Shopping Center”) located at 1360 Montgomery Highway in Vestavia Hills, Alabama, as legally described on the attached Exhibit A and as depicted on the vicinity sketch attached as Exhibit A. All tenant improvements for the Project will occur within the existing building but shall include the addition of an outdoor pet relief area (as shown on the attached Exhibit C).

GENERAL PLAN CONFORMANCE

The Proposed Use is in conformance with the Comprehensive Plan of the City of Vestavia Hills (the “Plan”) and advances “Goal Four” of Chapter II which provides that the City shall strive to “encourage greater economic development with the City to serve residents and expand the City’s tax base;” “encourage an appropriate mix of uses in commercial areas and throughout the City;” and “recruit desirable retail businesses into appropriate locations throughout the City.”

The Project and Proposed Use will serve the needs of pets and residents of the City; contribute to economic sustainability by way of job creation and an addition of a commercial tenant to a currently vacant commercial building space; and enhance the mix of uses in the City.

SPECIFIC JUSTIFICATIONS FOR APPROVAL

1. The Proposed Use is consistent with the City’s zoning code (the “Code”) designation for the property, which is B-2 (Neighborhood Mix Use District). The Proposed Use is currently conditionally permitted in B-2. The Proposed Use is an appropriate use for B-2 since it is consistent with other uses found in the B-2 districts and provides a complementary balance of land uses throughout the community meeting the needs of existing residents and businesses.

a. The Project will be staffed by receptionists, veterinary assistants, veterinary technicians and one (1) or two (2) veterinarians at any one time. The Project will have approximately 6 to 8 employees working Monday through Friday from 8:00 a.m. to 6:00 p.m., and Saturday from 8:00 a.m. to 12:00 p.m. The Project anticipates the business to receive two office calls an hour and three walk-in customers per hour on average. With the proposed operational characteristics of the Project in connection with the Proposed Use (including reasonable hours of operation and all proposed activities conducted indoors with the exception of supervised time in the outdoor pet area), the Shopping Center would provide adequate on-site parking and therefore the Project would not substantially impact on-street parking or the parking or uses on other adjacent properties.

b. The Proposed Use would not generate adverse noise, traffic, or parking impacts that are unusual for commercially-zoned properties. Residential uses would be protected from any noise or nuisance associated with the Project because they are buffered from the subject property by sufficient distance and public streets. With the exception of the outdoor relief area, all animal hospital activities shall occur inside the building. The Project would solely offer overnight boarding of animals in the event of a sick animal or surgery requiring overnight stay.

2. The Proposed Use is compatible with the uses in the surrounding area. The Proposed Use would be compatible and harmonious with developments in the same general area and would not be materially detrimental to other properties within the area. The Project would operate with minimal impact on surrounding properties and uses. Pursuant to Section 7.6.2 of the Code, the outdoor pet relief area shall

be located to the rear of the building and all such areas visible from a public right-of-way shall be enclosed with a six (6) foot wooden privacy fence.

3. The Proposed Use will not be materially detrimental to the health, safety and general welfare of the public or otherwise injurious to property or improvements within the immediate neighborhood. Pursuant to Section 7.6.3 of the Code, all waste material at the Project be stored in closed containers and screened as required in Section 9.4; and pursuant to Section 7.6.4 there will be no emission of any offensive odors, beyond the Project's lot line.

CONCLUSION

Approval of the Project and Proposed Use will allow a veterinary hospital (Heartland Veterinary) with veterinary services, emergency or medically-necessitated pet boarding, and ancillary outdoor use in the B-2 zone. The Project and Proposed Use are consistent with the Plan, Code and with developments in the general neighborhood. Therefore, we respectfully request the approval of this Conditional Use Application.

EXHIBIT A

(Legal Description)

Tract I:

A parcel of land situated in the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 31, Township 18 South, Range 2 West of the Huntsville Principal Meridian, being a portion of Lots 9, 10, and 11, Block 6, lying Northwesterly of State Highway No. 31, of the First Addition to Shades Park, as recorded in Plat Book 8, Page 22, in the Jefferson County Judge of Probate Office, the bearings of which are based on assumed datum, and being more particularly described as follows: Begin at a Jimmy Gay capped iron rod marking the Northwest corner of said Lot 11, and run South 85 degrees 52 minutes 47 seconds East 320.36 feet along the North line thereof to the common corner of said Lots 10 and 11; said point being marked by a Jimmy Gay capped iron rod; thence South 85 degrees 51 minutes 58 seconds East 356.59 feet along the North lines of said Lots 10 & 9 to intersection with the Northwesterly right-of-way line of said State Highway No. 31; said point being marked by a Jimmy Gay capped iron rod; thence run along said right-of-way line for the following four (4) courses; 1) South 48 degrees 56 minutes 51 seconds West 229.22 feet to a concrete right-of-way monument; 2) Southwesterly 238.35 feet along the arc of a curve, concave to the Southeast, having a central angle of 01 degrees 10 minutes 09 seconds a radius of 11679.16 feet, and a chord bearing and distance of South 48 degrees 21 minutes 47 seconds West and 238.34 feet to an iron set; 3) South 00 degrees 45 minutes 45 seconds East 26.78 feet to a concrete right-of-way monument; 4) Southwesterly 293.08 feet along the arc of a curve, concave to the Southeast, having a central angle of 01 degrees 27 minutes 10 seconds, a radius of 11559.16 feet, and a chord bearing and distance of South 47 degrees 02 minutes 42 seconds West and 293.07; thence North 31 degrees 48 minutes 01 seconds West 208.57 feet to intersection with the West line of said Lot 11; thence North 00 degrees 01 minutes 22 seconds West 406.84 feet along said West line to the Point of Beginning.

Tract II: 20 foot permanent utility easement

A 20.00 foot easement for the purpose of utilities, situated in the Northwest $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of Section 31, Township 18 South, Range 2 West, of the Huntsville Principal Meridian, running across the portions of Lots 11, 13 and 14, Block 6, of the First Addition to Shades Park, as recorded in Plat Book 8, Page 22, in the Judge of Probate Office of Jefferson County, Alabama, said easement being 10.00 feet each side of the following described centerline, the sidelines of which are to be extended or shortened to coincide with a line that bears North 31 degrees 48 minutes 01 seconds West and the West line of said Lot 13, the bearings of which are based on assumed datum and being more particularly described as follows: Commence at a Jimmy Gay capped iron rod marking the Northwest corner of said Lot 11, and run South 85 degrees 52 minutes 47 seconds East 320.36 feet along the North line thereof to the common corner of said Lots 10 and 11; said point being marked by a Jimmy Gay capped iron rod; thence South 85 degrees 51 minutes 58 seconds East 356.59 feet along the North lines of said Lots 10 & 9 to intersection with the Northwesterly right-of-way line of said State Highway No. 31; said point being marked by a Jimmy Gay capped iron rod; thence run along said right-of-way line for the following four (4) courses; 1) South 48 degrees 56 minutes 51 seconds West 229.22 feet to a concrete right-of-way monument; 2) Southwesterly 238.35 feet along the arc of a curve, concave to the Southeast, having a central angle of 01 degrees 10 minutes 09 seconds a radius of 11679.16 feet, and a chord bearing and distance of South 48 degrees 21 minutes 47 seconds West and 238.34 feet to an iron set 3) South 00 degrees 45 minutes 45 seconds East 26.78 feet to a concrete right-of-way monument; 4) Southwesterly 293.08 feet along the arc of a curve, concave to the Southeast, having a central angle of 01 degrees 27 minutes 10 seconds a radius of 11559.16 feet, and a chord bearing and distance of South 47 degrees 02 minutes 42 seconds West and 293.07 feet; thence North 31 degrees 48 minutes 01 seconds West 10.22 feet to the Point of Beginning of the easement herein described; thence running parallel and 10.00 feet Northwesterly measuring at right angles of said right of way line for the following two (2) courses: 1) Southwesterly 543.99 feet along the arc of a curve, concave to the Southeast, having a central angle of 02 degrees 41 minutes 39 seconds, a radius of 11569.16 feet, and a chord bearing and distance of South 44 degrees 58 minutes 56 seconds West and 543.94 feet; 2) South 43 degrees 38 minutes 06 seconds West 11.48 feet to a point that is on the projected North line of Lot 1, of Corrected Map of East Sector Vestavia Forest, as

recorded in Plat Book 47, Page 26, in the Judge of Probate Office, Jefferson County, Alabama; thence North 90 degrees 00 minutes 00 seconds West 33.88 feet to intersection with the West line of said Lot 13 and the Point of Termination of said easement.

Tract III: Easement for Encroachments

An easement for encroachments and construction related activities, situated in the Northwest $\frac{1}{4}$ and the Southwest $\frac{1}{4}$ of Section 31, Township 18 South, Range 2 West of the Huntsville Principal Meridian, running across portions of Lots 11, 12, 13, and 14, Block 6, of the First Addition to Shades Park, as recorded in Plat Book 8, Page 22, in the Judge of Probate Office of Jefferson County, Alabama; the bearings of which are based on assumed datum and being more particularly described as follows: Commence at a Jimmy Gay capped iron rod marking the Northwest corner of said Lot 11 and run South 85 degrees 52 minutes 47 seconds East 320.36 feet along the North line thereof to the common corner of said Lots 10 and 11; said point being marked by a Jimmy Gay capped iron rod; thence South 85 degrees 51 minutes 58 seconds East 356.59 feet along the North lines of said Lots 10 & 9 to intersection with the Northwesterly right-of-way line of State Highway No. 31; said point being marked by a Jimmy Gay capped iron rod; thence run along said right-of-way line for the following four (4) courses; 1) South 48 degrees 56 minutes 51 seconds West 229.22 feet to a concrete right-of-way monument; 2) Southwesterly 238.35 feet along the arc of a curve, concave to the Southeast, having a central angle of 01 degrees 10 minutes 09 seconds a radius of 11679.16 feet, and a chord bearing and distance of South 48 degrees 21 minutes 47 seconds West and 238.34 feet to an iron set; 3) South 00 degrees 45 minutes 45 seconds East 26.78 feet to a concrete right-of-way monument; 4) Southwesterly 293.08 feet along the arc of a curve, concave to the Southeast, having a central angle of 01 degrees 27 minutes 10 seconds, a radius of 11559.16 feet, and a chord bearing and distance of South 47 degrees 02 minutes 42 seconds West and 293.07 feet to the Point of Beginning of the easement herein described; thence continue along said right-of-way line Southwesterly 180.82 feet along the arc of a curve, concave to the Southeast, having a central angle of 00 degrees 53 minutes 47 seconds, a radius of 11559.16 feet, and a chord bearing and distance of South 45 degrees 52 minutes 14 seconds West and 180.82 to a point that is 20.00 feet West of the prolongation of the West line of said Lot 11; thence leaving said right-of-way line and running 20.00 feet West and parallel with the West line of said Lot 11, North 00 degrees 01 minute 22 seconds West 441.48 feet; thence North 89 degrees 58 minutes 38 seconds East 20.00 feet to intersection with the West line of said Lot 11; thence South 00 degrees 01 minutes 22 seconds East along said West line 138.33 feet; thence South 31 degrees 48 minutes 01 seconds East 208.57 feet to the Point of Beginning.

Tract IV:

Together with rights acquired under that certain grant of easement for constructing, reconstructing, maintaining, and repairing a sanitary sewer line as granted in Volume 6593, Page 361 over the following described property:

The North five (5) feet of Lot 1, according to the corrected map of Vestavia Forest, East Sector, as the same is recorded in the Office of the Judge of Probate of Jefferson County, Alabama, in Map Book 47, Page 26.

Tract V:

A parcel of land situated in the Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 31, Township 18 South, Range 2 West of the Huntsville Principal Meridian being a portion of Lots 11 and 12, Block 6, lying Northwest of U.S. Highway No. 31 of the First Addition to Shades Park, as recorded in Plat Book 8, Page 22, in the Jefferson County Judge of Probate Office, being more particularly described as follows: Commence at a Jimmy Gay capped iron rod marking the Northwest corner of said Lot 11, run in a Southerly direction along the West line of said Lot 11 for a distance of 348.94 feet to an existing iron rebar set by Weygand being the point of beginning; thence turn an angle to the right of 46°59'04" and

run in a Southwesterly direction for a distance of 32.68 feet to an existing iron rebar set by Weygand being the point of beginning of a curve, said curve being concave in an Easterly direction, having a central angle of 74°55'22" and a radius of 60.50 feet; thence turn an angle to the left (52°32'02" to the chord of said curve) and run in a Southwesterly, Southerly and Southeasterly direction along the arc of said curve for a distance of 79.11 feet to an existing iron rebar set by Weygand being the point of ending of said curve; thence run in a Southeasterly direction along a line tangent to the end of said curve for a distance of 96.33 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 90° and run in a Northeasterly direction for a distance of 15.55 feet to an existing iron rebar set by Weygand; thence turn an angle to the left of 78°42'53" and run in a Northwesterly direction for a distance of 114.67 feet to an existing iron rebar set by Arrington; thence turn an angle to the right of 31°43'32" and run in a Northerly direction along the West line of said Lot 11 for a distance of 57.84 feet, more or less, to the point of beginning.

Tract VI:

Together with a non-exclusive reciprocal easement for access as set forth in the Declaration of Easements, Covenants, Conditions and Restrictions by and between Vestridge Commons Shopping Center, L.L.C., CK Enterprises, LLC and L. Lance Kitchens recorded as Instrument No. 200602/3288.

Surveyors Description as to Tracts I and V:

A parcel of land as described in Instrument Number 200205-5682 and Instrument Number 201413-16656 as recorded in the Office of the Judge of Probate of Jefferson County, Alabama, lying in the NW1/4 of Section 31, Township 18 South, Range 2 West, Jefferson County, Alabama, and being more particularly described as follows:

BEGIN AT A 5/8" capped rebar (SAIIA) found marking the Southeast corner of Lot 2A as shown on a plat of "Resurvey of Lots 1 & 2 of Cobble Hill" as recorded in Map Book 228, Page 47 in said Office of Judge of Probate; thence run S 87°05'29" E for a distance of 457.66 feet to 5/8" capped rebar (SAIIA) found marking the Southwest corner of Lot 25 as shown on a plat of "Cobble Hill Survey" as recorded in Map Book 221, Page 45 in said Office of Judge of Probate; thence run S 87°14'05" E for a distance of 181.62 feet to a 5/8" capped rebar (Jim Gay 8759) found marking the Northeast corner of said parcel of land as described in Instrument Number 200205-5682, and along the Northwesterly right-of-way line of U.S. Highway 31/Montgomery Highway (a variable width public right-of-way); thence run S 47°41'16" W along said right-of-way for a distance of 229.22 feet to a 5/8" rebar found (Weygand) on a curve having a radius of 11676.16 feet, a chord bearing of S 46°51'19" W, a chord length of 238.11 feet; thence along said right-of-way and along said arc for a distance of 238.34 feet to a 5/8" rebar (Weygand); thence along said right-of-way, run S 01°54'51" E for a distance of 26.86 feet to a found pk nail on a curve having a radius of 11559.16 feet, a chord bearing of S 45°37'59" W, a chord length of 293.11 feet; thence along said right-of-way and along said arc for a distance of 293.08 feet to a 5/8" rebar found (Weygand); thence leaving said right-of-way, run N32°38'07" W for a distance of 94.57 feet to a set 1. pipe found; thence run S 46°06'40" W for a distance of 16.03 feet to a found 5/8" capped rebar (Weygand); thence run N 48°59'45" W for a distance of 96.33 feet to a set 5/8" rebar on a curve having a radius of 60.50 feet, a chord bearing of N 02°53'13" W, a chord length of 78.06 feet, thence along said arc for a distance of 84.84 feet to a found 5/8" capped rebar (Weygand); thence run N 43°57'42" E for a distance of 33.78 feet to a set 5/8" rebar; thence run N 01°23'40" W for a distance of 348.94 feet to a set 5/8" rebar on the South line of said Lot 2A; thence run S 87°05'29" E along said South line for a distance of 37.67 feet to the POINT OF BEGINNING.

Said described parcel of land contains 4.98 acres, more or less.

EXHIBIT "B"
Vicinity Sketch

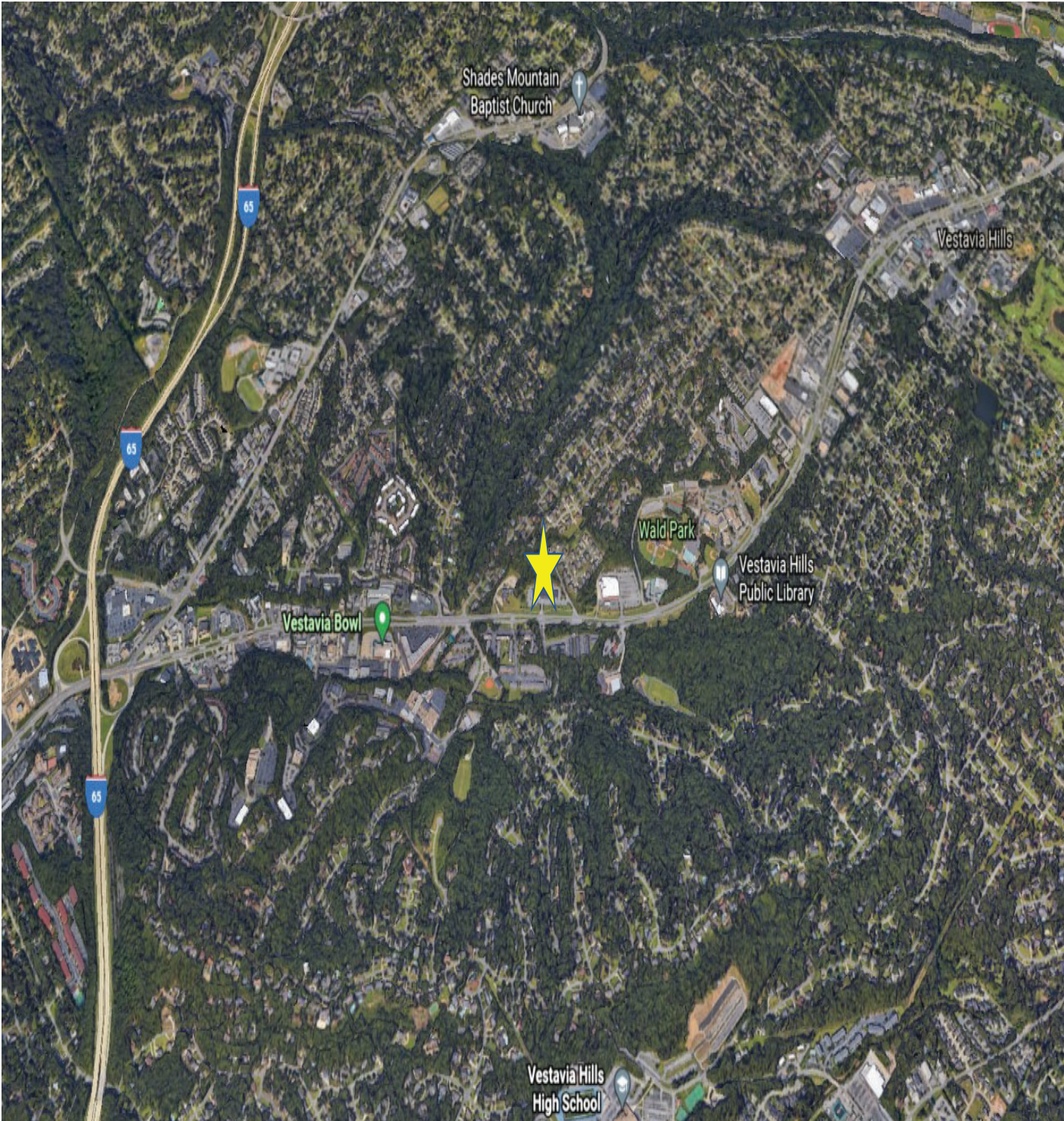


EXHIBIT "C"
OUTDOOR PET RELIEF AREA



ORDINANCE NUMBER 3090

**AN ORDINANCE GRANTING A CONDITIONAL USE APPROVAL
FOR A DOG GROOMING BUSINESS**

WHEREAS, on December 13, 2010, the City Council of the City of Vestavia Hills, Alabama approved and adopted Ordinance Number 2331 re-establishing a Zoning Code for the City of Vestavia Hills, Alabama; and

WHEREAS, David Ashford, Old Towne Center 33rd Street Holdings LLC and Old Towne Center on behalf of Felicia Weston, has submitted application for conditional use approval for the grooming and bathing services of dogs operated from tenant space in the Old Towne Center, more specifically in 220 Old Towne Road, Vestavia Hills, Alabama; and

WHEREAS, Ms. Weston has indicated in the application for conditional use approval to allow the operation of a grooming and bathing service for dogs; and

WHEREAS, a copy of said application dated January 31, 2022 is attached and hereby incorporated into this Ordinance Number 3090.

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

1. Conditional Use Approval is hereby approved for Old Towne Center for a grooming and bathing dog service to be located in the tenant space described as 220 Old Towne Road;
 - (1) Conditional use is hereby granted for operation of a dog grooming and bathing service; and
 - (2) Services shall be conducted by appointment and/or walk-in only; and
 - (3) There shall be no overnight boarding of animals at any time; and
 - (4) A City of Vestavia Hills Business License shall be issued upon application and payment by the proposed veterinary tenant working to the rules and regulations outlined in the Vestavia Hills Business License Code and shall be renewed each year that the veterinarian business is operated from the location at 220 Old Towne Road, Vestavia Hills, Alabama; and

- (5) At any time should the tenant vacate the premises, discontinue or relocate the business and the use is removed from the property for 12-months, this conditional use approval shall be nullified and said Ordinance Number 3090 shall be automatically repealed

ADOPTED and APPROVED this the 25th day of April, 2022.

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 # 3090 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 25th day of April, 2022 as same appears in the official records of said City.

Posted at Vestavia Hills Municipal, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk

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

Date: MARCH 10, 2022

- **CASE:** P-0322-07
- **REQUESTED ACTION:** Conditional Use Approval for dog grooming
- **ADDRESS/LOCATION:** 220 Old Towne Rd.
- **APPLICANT/OWNER:** Old Town Center 33rd Street Holdings, LLC & Old Town Center 131 West 33rd Street Holdings, LLC
- **GENERAL DISCUSSION:** The applicant is seeking to establish a pet grooming facility in the Olde Towne hopping center. All services would be by appointment only and no overnight boarding offered. Typical appointments usually last less than 2 hours. As per and agreement with the property owner, the greenspace behind the building would be utilized. A description of the applicant’s business is attached.
- **VESTAVIA HILLS COMPREHENSIVE PLAN:** This request is consistent with plan for commercial core.
- **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: Conditioned on no overnight boarding other than what is required for medical care.
 2. **City Engineer Review:** I have reviewed the application and I have no issues with this request.
 3. **City Fire Marshal Review:** I have reviewed the application and I have no issues with this request
 4. **Building Safety Review:** I have reviewed the application and I have no issues with this request.

With the Commission finding that the application met all nine criteria as defined in Section 13.3.4 of the Vestavia Hills Zoning Ordinance

MOTION Mr. Weaver made a motion to recommend Conditional Use Approval for a pet grooming at 220 Old Towne Rd. Second was by Mr. Larson. Motion was carried on a roll call; vote as follows:

Mr. Honeycutt – yes

Mr. Weaver – yes

Mr. Sykes – yes

Motion carried.

Mr. Farrell – yes

Mr. Larson – yes

Mr. Vercher– yes

CITY OF VESTAVIA HILLS
PLANNING AND ZONING COMMISSION
Conditional Use Application

I. INSTRUCTIONS AND INFORMATION:

- (1) The Vestavia Hills Planning and Zoning Commission meets regularly on the second Thursday of each month at 6:00 PM in Council Chambers at the Municipal Center.
- (2) All materials and information relating to a conditional use approval before the Planning and Zoning Commission must be submitted to the Office of the City Clerk no later than **25 working days prior to the scheduled meeting at which it shall be considered**. Applications must be completed in its entirety and must contain all pertinent information in order to be considered. Acceptance by the Clerk does not constitute acceptance of complete and proper filing. All applicants are encouraged to present their request to the Zoning Staff on any Tuesday at 9 AM in the Executive Conference Room, City Hall, prior to submitting for a Conditional use.
- (3) This application must be filled out in its entirety completely, including zip codes.
- (4) All applicable fees shall accompany this application prior to its being considered complete. Fees include an application fee of \$100.00 along with applicable postage per property owner to be notified for Commission meeting. Postage Fees for notification for Planning and Zoning and for City Council meetings along with applicable publication fees will be billed to applicant at a later date. The applicant is responsible for all notification fees. ***No permits will be issued until all fees have been paid.***
- (5) Appropriate plats and maps with proper legal description shall accompany this application. **Please refer to attached checklist.**

II. APPLICANT INFORMATION: (owner of property)

NAME: Old Town Center 33rd Street Holdings LLC and Old Town Center
131 West 33rd Street Holdings LLC

ADDRESS: 55 5th Avenue 15th Floor
New York, NY 10003

PHONE: 212-206-6194 EMAIL: jkim@timeequities.com

NAME OF REPRESENTING ATTORNEY OR OTHER AGENT: _____
David Ashford (LL's Real Estate Representative) - The Shopping Center Group

PHONE: 205-776-6705 EMAIL: David.Ashford@tscg.com

P0322-07//29-00-36-4-007-003.006
220 Old Towne Rd.
Cond. Use for Dog Grooming
Old Town Center/Felicia Weston

II. BILLING/RESPONSIBLE PARTY: (FOR PAYMENT OF FEES)

NAME: Felicia Weston
ADDRESS: 1445 Shades Crest Road
Hoover, AL 35226
PHONE: 205-441-6698 EMAIL: westonfcw@gmail.com

III. ACTION REQUESTED

Request that the above described property be approved conditional use approval pursuant to Section 13.3 of the Vestavia Hills Zoning Code.

Current Zoning of Property: B-3

Requested Conditional use For the intended purpose of: Dog Grooming Services
by appointment only. Dog's will not be held overnight or for extended period.

if additional information is needed, please attached full description of request

IV. PROPERTY DESCRIPTION: (address, legal, etc.)

220 Olde Towne, Vestavia, Hills, AL 35216

Legal description is attached.

Property size: 356 feet X 225 feet. Acres: 1.84

****All applications must contain a full legal description of subject property. ****

V. INFORMATION ATTACHED:

Attached Checklist complete with all required information.

Application fees submitted.

P0322-07//29-00-36-4-007-003.006
220 Old Towne Rd.
Cond. Use for Dog Grooming
Old Town Center/Felicia Weston

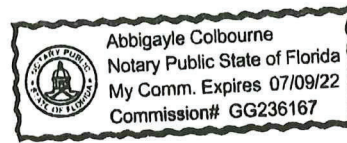
VI. I do hereby declare the above statements are true and that I, the owner, and/or my duly appointed representative will be at the scheduled hearing. **Application must be signed by the owner of the property before a Notary and original submitted to the Office of the Clerk; no copies will be accepted**

[Signature] 1/6/2022
Owner Signature/Date

[Signature] 1/6/2022
Representing Agent (if any)/date

Given under my hand and seal
this 6 day of January, 2021.

[Signature]
Notary Public
My commission expires 07/09/2022
day of July, 2022.



P0322-07//29-00-36-4-007-003.006
220 Old Towne Rd.
Cond. Use for Dog Grooming
Old Town Center/Felicia Weston

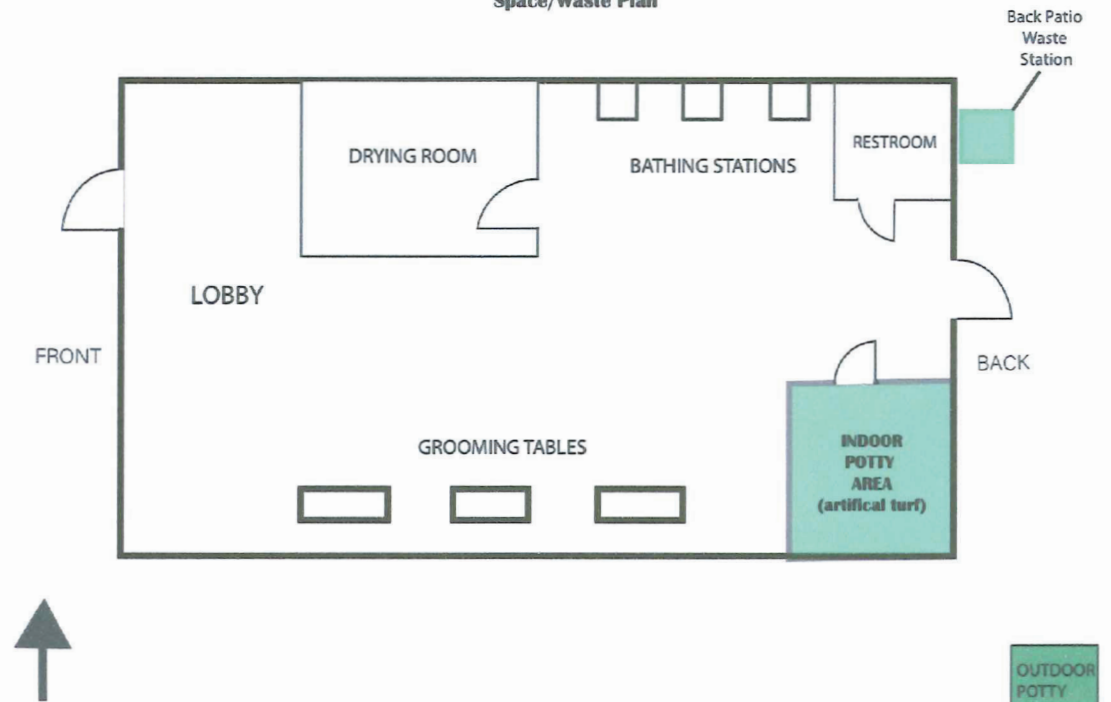
To whom it may concern,

I own an appointment only, cage-free grooming salon. This means we have hands on the dogs from start to finish. Having an appointment only and cage-free environment cuts down on barking tremendously. Each grooming appointment does not last over two hours which means the dog shouldn't use the bathroom if the owner has walked them before their appointment. In the case that a client is running late for pickup, I do have a high quality, easy to clean turf area where dogs will wait for pickup. I also have designated a grassy area outside where dogs can be walked if they need to use the bathroom. We will have a waste station behind the building that will be emptied daily. The space I am looking to lease is perfect and requires zero buildout as it was a hair salon. Thank you for considering my business in the city of Vestavia.

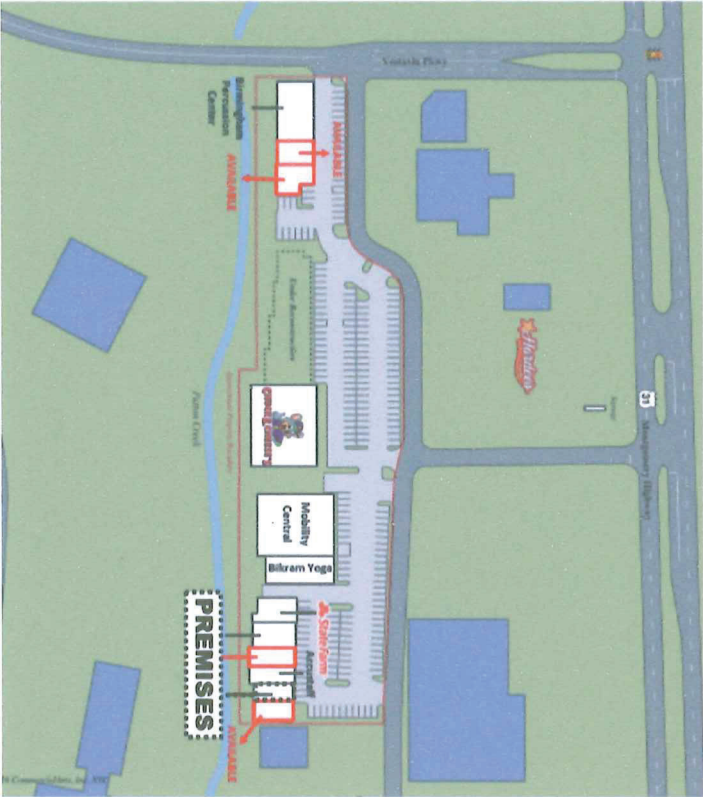
Thank you, Felicia Weston

P0322-07//29-00-36-4-007-003.006
220 Old Towne Rd.
Cond. Use for Dog Grooming
Old Town Center/Felicia Weston

**Old Town Center
The Dog Nanny
Space/Waste Plan**



P0322-07//29-00-36-4-007-003.006
220 Old Towne Rd.
Cond. Use for Dog Grooming
Old Town Center/Felicia Weston



P0322-07//29-00-36-4-007-003.006
220 Old Towne Rd.
 Cond. Use for Dog Grooming
 Old Town Center/Felicja Weston

ORDINANCE NUMBER 3091

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

WHEREAS, on the 20th day of December, 2021, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

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

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

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

2433 Dolly Ridge Road
Lot 35, Rocky Ridge Estates
Megan Rudolph, Owner(s)

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

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

ADOPTING and APPROVED this the 25th day of April, 2022.

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 # 3091 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 25th day of April, 2022, as same appears in the official records of said City.

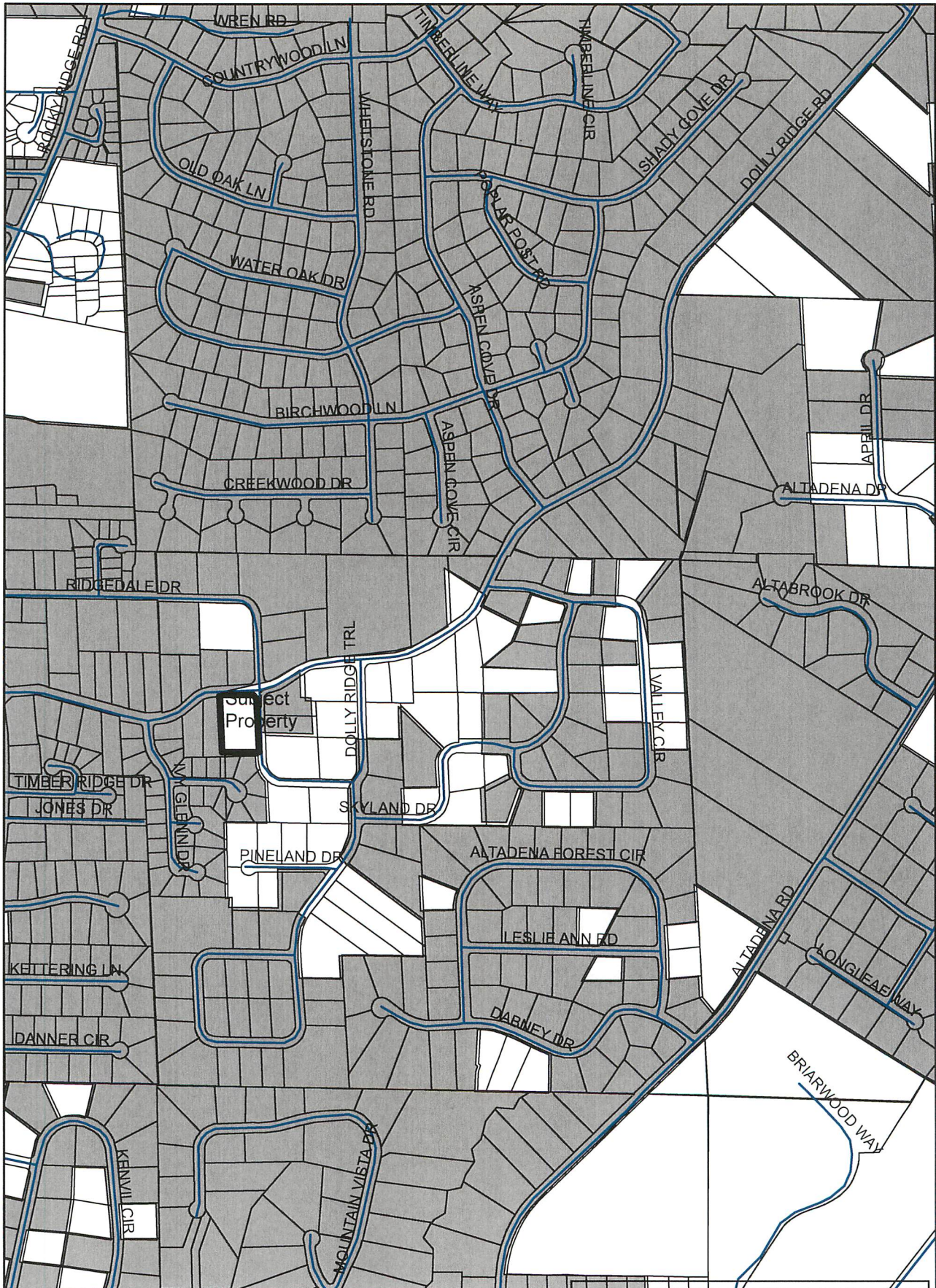
Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk


2433 Dolly Ridge Road

Exhibit - Ordinance No. 3091

N



Legend

 Vestavia_Hills_City_Limits

Annexation Committee Petition Review

Property: 2433 Dolly Ridge Road

Owners: Megan Rudolph

Date: 11-19-21

1. The property in question is contiguous to the city limits.
Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
Yes No Comments owner HAS A DRINKING PROJECT + HA MAY REQUIRE CITY LAND DISTURBANCE PERMIT REVIEWS.

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$198,100. Meets city criteria: Yes No
Comment: _____

6. This street has fewer than 100% of the individual properties within the limits of the city
Yes No
Number of total homes 205 Number in city 18+

7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
Agreed to by petitioner: Yes No Comment _____

Property: 2433 Dolly Ridge Road

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


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

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

pre-existing drainage concerns pertaining to a 24" pipe. Issue is being addressed

11. Information on children: Number in family 4; Plan to enroll in VH schools Yes No _____ Comments: _____

Other Comments: _____



George Pierce
Chairman

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To be completed by Official City Reviewers)

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

Location: 2433 Dolly Ridge Road

Engineering; Public Services

Date: 10/29/2021 Initials: EB

2433 Dolly Ridge Road -- Dolly Ridge Road is a Jefferson County through road; Ridgedale Drive is in fair condition; **engineering has reviewed pre-existing drainage concerns pertaining to an existing 24" pipe that drains under Ridgedale and discharges to this backyard area**; owner currently has ongoing projects that may require City Land Disturbance permit reviews.

Police Department:

Date: 10/14/2021 Initials: J Gaston

Comments: No Problem

Fire Department:

Date: 10/14/2021 Initials: RF

Comments: N/P

Board of Education:

Date: 11/08/2021 Initials: SB

Comments: N/P

**City of Vestavia Hills
Tax Calculator
Homestead Properties**

Exhibit - Ordinance No. 3091

AD VALOREM TAX MILLAGE

Millage Multiplier	
0.02055	Ad valorem to City General Fund: 20.55 mills
0.02875	City BOE portion: 28.75 mills
0.0151	District 20 School: 15.1 mills
0.0082	Countywide School: 8.2 mills
0.05205	Ad valorem to Schools (TOTAL): 52.05 mills

ASSESSED VALUE

		Citizen Access Portal Descriptor	Notes
====>	2433 Dolly Ridge Road	Property Address	
====>	\$ 798,100	Appraised Value of Property	TOTAL MARKET VALUE
	10%	Assessment Homestead Rate	
	\$79,810.00	Assessed Value	ASSD. VALUE

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
\$1,640.10	City portion of ad valorem	(Subset of CITY)	(20.55 mills rate)
\$2,294.54	BOE portion of ad valorem	(Subset of CITY)	(28.75 mills rate)
\$3,934.63	Total County remits to City for split with BOE	CITY	
\$1,205.13	SPC DIST1 BOE local rev (County gives directly to BOE)	SPC SCHOOL1	(15.1 mills rate)
\$654.44	Countywide School Tax to VH	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$1,640.10	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$4,154.11	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$5,794.21	TOTAL ANNEXATION REVENUE BENEFIT		

Legend	
City Revenue	
BOE Revenue	

PARCEL #: 28 00 32 4 001 051.000 OWNER: RUDOLPH MEGAN WICKS ADDRESS: 2433 DOLLY RIDGE RD VESTAVIA AL 35243-4637 LOCATION: 2433 DOLLY RIDGE RD BHAM AL 35243	Exhibit - Ordinance No. 3091		
	[111-A0]	Baths: 5.5	H/C Sqft: 4,841
	18-034.0	Bed Rooms: 6	Land Sch: G1
	Land: 154,000	Imp: 644,100	Total: 798,100
	Acres: 0.000	Sales Info: 11/01/2010	\$544,000

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

Tax Year : 2021 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT		VALUE	
PROPERTY CLASS: 3	OVER 65 CODE:	LAND VALUE 10%	\$154,000
EXEMPT CODE: 2-2	DISABILITY CODE:	LAND VALUE 20%	\$0
MUN CODE: 02 COUNTY	HS YEAR: 0	CURRENT USE VALUE	[DEACTIVATED] \$0
SCHOOL DIST:	EXM OVERRIDE AMT: \$0.00	<u>CLASS 2</u>	
OVR ASD VALUE: \$0.00	TOTAL MILLAGE: 50.1	<u>CLASS 3</u>	
CLASS USE:		BLDG 001	111 \$644,100
FOREST ACRES: 0	TAX SALE:	TOTAL MARKET VALUE [APPR. VALUE: \$798,100]: \$798,100	
PREV YEAR VALUE: \$700,200.00	BOE VALUE: 0	Assesment Override:	
		MARKET VALUE:	
		CU VALUE:	
		PENALTY:	
		ASSESSED VALUE:	

TAX INFO							
	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$79,820	\$518.83	\$4,000	\$26.00	\$492.83
COUNTY	3	2	\$79,820	\$1,077.57	\$2,000	\$27.00	\$1,050.57
SCHOOL	3	2	\$79,820	\$654.52	\$0	\$0.00	\$654.52
DIST SCHOOL	3	2	\$79,820	\$0.00	\$0	\$0.00	\$0.00
CITY	3	2	\$79,820	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$79,820	\$407.08	\$0	\$0.00	\$407.08
SPC SCHOOL2	3	2	\$79,820	\$1,340.98	\$0	\$0.00	\$1,340.98
TOTAL FEE & INTEREST: (Detail)							\$5.00
ASSD. VALUE: \$79,820.00			\$3,998.98		GRAND TOTAL: \$3,950.98		
<input type="button" value="Payoff Quote"/>							

DEEDS		PAYMENT INFO			
INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
201064-11671	11/30/2010		2021		\$0.00
200911-2535	11/05/2009	2/23/2021	2020	-	\$3,460.00
200763-16422	06/27/2007	1/7/2020	2019	RUDOLPH MEGAN WICKS	\$3,305.69
575-404	11/10/1969	1/7/2019	2018	BRIAN RUDOLPH	\$3,230.54
		1/9/2018	2017	BRIAN A RUDOLPH	\$3,089.26
		1/11/2017	2016	RUDOLPH BRIAN A	\$2,805.70
		1/4/2016	2015	BRIAN A RUDOLPH	\$2,805.70
		12/23/2014	2014	BRIAN A RUDOLPH	\$2,761.61
		12/23/2013	2013	BRIAN A RUDOLPH	\$2,761.61

STATE OF ALABAMA

Jefferson COUNTY

**PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA**

Date of Petition: 8/13/21

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

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

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

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

Phone (205) 276-4361

rudolphmw@gmail.com

EXHIBIT "A"

LOT: 35

BLOCK: Rocky Bidge Estates

SURVEY: _____

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

COUNTY ZONING: _____

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

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

<u>SIGNATURE(S)</u>	<u>DESCRIPTION OF PROPERTY</u>
<u>Megan W. Rudolph</u>	Lot <u>35</u> Block <u>Rocky Ridge Estates</u> Survey _____
_____	Lot _____ Block _____ Survey _____
_____	Lot _____ Block _____ Survey _____

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

STATE OF ALABAMA

Jefferson COUNTY

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

Megan W. Rudolph
Signature of Certifier

Subscribed and sworn before me this the 13 day of August, 2021.

[Signature]
Notary Public

My commission expires: 10/30/23

My Commission Expires
October 30, 2023

EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
 Vestavia Hills AL 35216**

(To be completed by the City)

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

(To be completed by Homeowner)

Name(s) of Homeowner(s): Megan Rudolph
 Address: 2433 Dolly Ridge Rd.
 City: Vestavia Hills State: AL Zip: 35243

Information on Children:

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

	Name(s)	Age	School Grade	Yes	No
1.	Alexis Rudolph	13	8 th	✓	
2.	Austin Rudolph	11	6 th	✓	
3.	Zachary Rudolph	9	3 rd	✓	
4.	Maxwell Rudolph	6	1 st	✓	
5.					
6.					

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

* Children already enrolled.

ORDINANCE NUMBER 3092

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

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

2433 Dolly Ridge Road
Lot 35 Rocky Ridge Estates
Megan Rudolph, Owner

APPROVED and ADOPTED this the 25th day of April, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

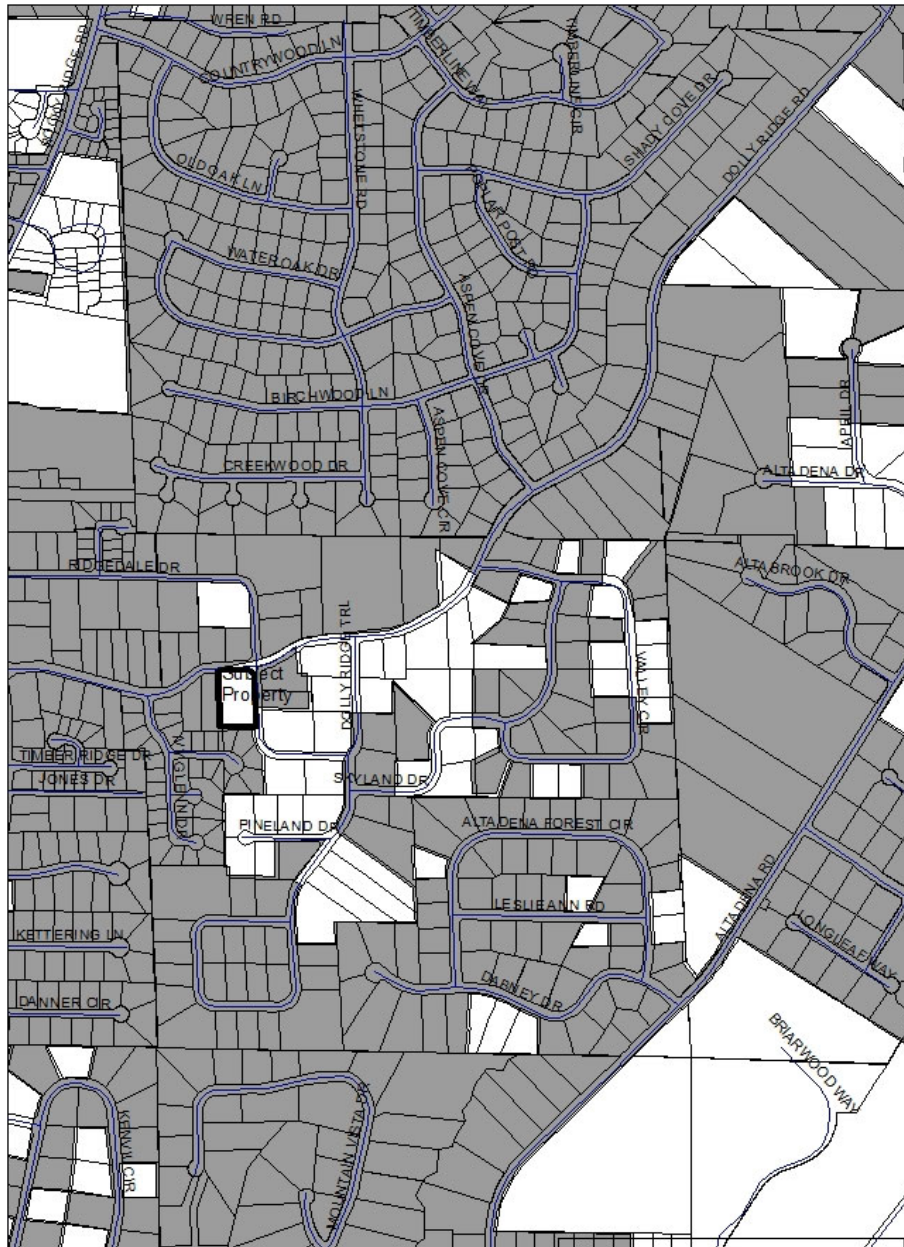
CERTIFICATION:

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 # 3092 is a true and correct copy of such 25th day of April, 2022, 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 _____, 2022.

Rebecca Leavings
City Clerk

2433 Dolly Ridge Road



Legend

 Vestavia_Hills_City_Limits

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

Date: **MARCH 10, 2022**

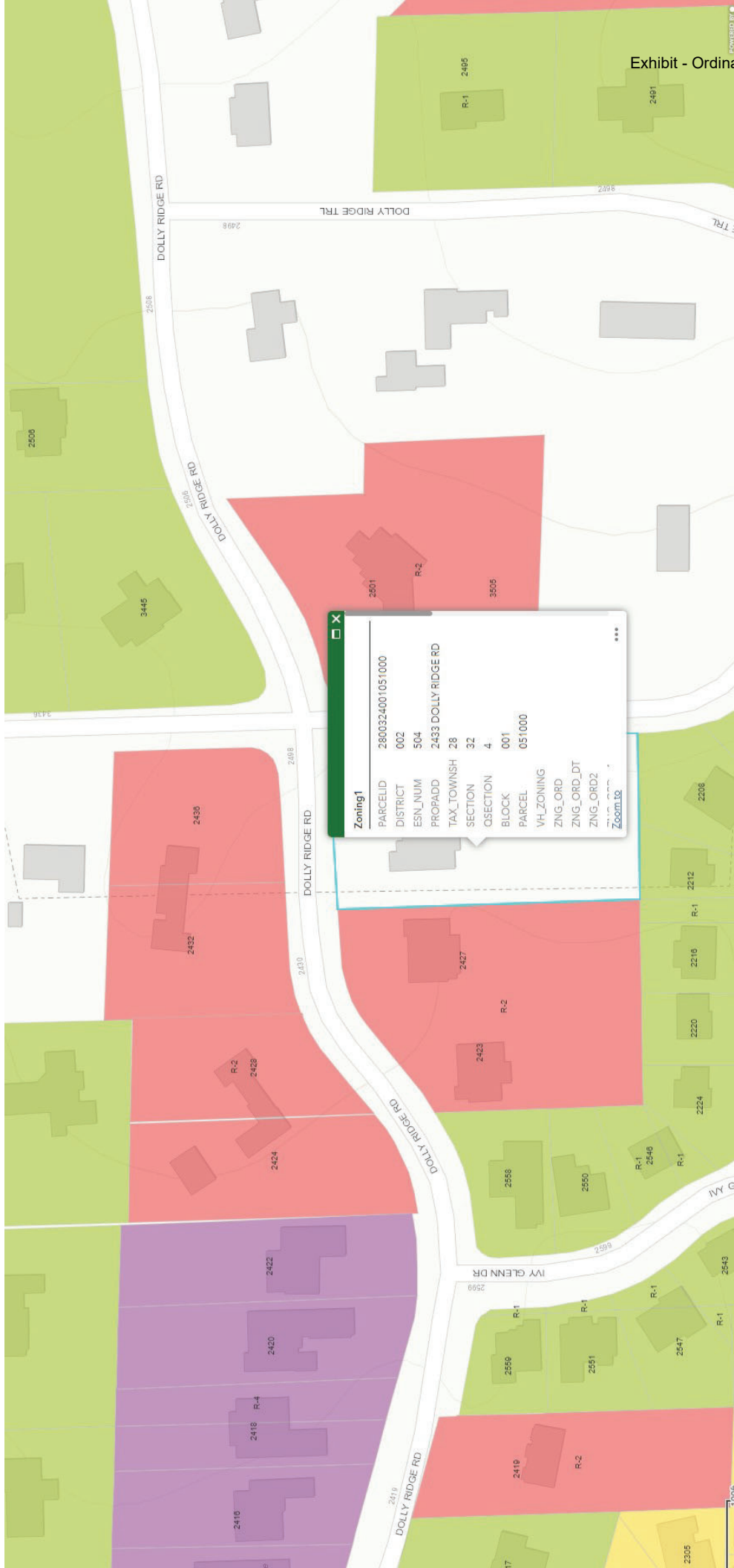
- **CASE:** P-0322-05
- **REQUESTED ACTION:** Rezoning JC E-2 to Vestavia Hills R-1
- **ADDRESS/LOCATION:** 2433 Dolly Ridge Rd.
- **APPLICANT/OWNER:** Megan W. Rudolph
- **GENERAL DISCUSSION:** This is a compatible rezoning of annexed property on Dolly Ridge Rd. from JC E-2 to VH R-1. Property was annexed overnight by Ordinance 3047 on 12/20/21.
- **STAFF REVIEW AND RECOMMENDATION:**
 1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

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

MOTION Mr. Weaver made a motion to recommend Rezoning from JC E-1 to Vestavia Hills R-1 for the property located at 2433 Dolly Ridge Rd. Second was by Mr. Sykes. Motion was carried on a roll call; vote as follows:

Mr. Honeycutt – yes
Mr. Weaver – yes
Mr. Sykes – yes
Motion carried.

Mr. Farrell – yes
Mr. Larson – yes
Mr. Vercher – yes



ORDINANCE NUMBER 3093

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

WHEREAS, on the 10th day of January, 2022, a petition was presented to the City Council of the City of Vestavia Hills, Alabama, proposing the annexation of certain property to the City of Vestavia Hills, Alabama, under the provisions of Act 32 of the Special Session on the Alabama Legislature of 1964; and

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

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

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

1718 Vestaview Lane
John G. Moss III, Owner(s)

More Particularly Described as Follows:

Part of the SE 1/4 of the NW 1/4 of Section 25, Township 18 South, Range 3 West, Jefferson County, Alabama, more particularly described as follows:

Commence at the southeast corner of said 1/4 1/4 section; thence west along the south line thereof a distance of 642.02 feet to the point of beginning of tract herein described, said point begin in the center of Rogers Road; thence continue west along said south line a distance of 100.01 feet; thence at an angle to the right of 88 degrees 53 minutes 30 seconds and run north a distance of 178.91 feet; thence at an angle to the right of 90 degrees 55 minutes and run a distance of 100.0 feet; thence at an angle to the right of 89 degrees 05 minutes and run south a distance of 179.24 feet to the point of beginning. Less and except right of way over the south 15 feet.

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

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

ADOPTING and APPROVED this the 25th day of April, 2022.

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 # 3093 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 25th day of April, 2022, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk

1718 Vestaview Lane

Exhibit - Ordinance No. 3093



Legend

-  Vestavia_Hills_City_Limits

Annexation Committee Petition Review

Property: 1718 Vestaview Lane

Owners: John Moss III

Date: 11-19-21

1. The property in question is contiguous to the city limits.
 Yes No Comments: _____

2. The land use of the petitioned property is compatible with land use in the area.
 Yes No Comments: _____

3. The property being petitioned is noted in the September 2006 Annexation Policy Task Force Report as an area of interest to the city for annexation.
 Yes No Comments _____

4. Streets and drainage structures are in substantial compliance with city regulations and building codes, and in good condition at the time of the annexation.
 Yes No Comments _____

5. Individual household has a Jefferson or Shelby County Tax Assessor minimum market value of \$283,200. Meets city criteria: Yes No
 Comment: _____
6. This street has fewer than 100% of the individual properties within the limits of the city
 Yes No
 Number of total homes 8 Number in city 6
7. Fire dues pursuant to Act #604 of the State of Alabama, and any other assessments on the property shall be the responsibility of the property owner, and their payment proven to the city.
 Agreed to by petitioner: Yes No Comment _____

Property: 1718 Vestaview Lane

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

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

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

11. Information on children: Number in family N/A; Plan to enroll in VH schools Yes _____ No _____ Comments: _____

Other Comments: _____


George Pierce
Chairman

CITY OF VESTAVIA HILLS
Department Review of Proposed Annexation
(To be completed by Official City Reviewers)

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

Location: 1718 Vestaview Lane

Engineering; Public Services

Date: 10/29/2021 Initials: CB

Comments:

1718 Vestaview Lane -- no significant concerns noted; roadway in fair condition; the City currently maintains this section of roadway.

Police Department:

Date: 10/14/2021 Initials: J Gaston

Comments:

No Problem

Fire Department:

Date: 10/14/2021 Initials: RF

Comments:

N/P

Board of Education:

Date: 11/08/2021 Initials: SB

Comments:

N/P

**City of Vestavia Hills
Tax Calculator
Homestead Properties**

Exhibit - Ordinance No. 3093

AD VALOREM TAX MILLAGE

Millage Multiplier	
0.02055	Ad valorem to City General Fund: 20.55 mills
0.02875	City BOE portion: 28.75 mills
0.0151	District 20 School: 15.1 mills
0.0082	Countywide School: 8.2 mills
0.05205	Ad valorem to Schools (TOTAL): 52.05 mills

ASSESSED VALUE

		Citizen Access Portal Descriptor	Notes
====>	1718 Vestaview Lane	Property Address	
====>	\$ 283,200	Appraised Value of Property	TOTAL MARKET VALUE
	10%	Assessment Homestead Rate	
	\$28,320.00	Assessed Value	ASSD. VALUE

AD VALOREM REVENUE

		Citizen Access Portal Descriptor	Notes
\$581.98	City portion of ad valorem	(Subset of CITY)	(20.55 mills rate)
\$814.20	BOE portion of ad valorem	(Subset of CITY)	(28.75 mills rate)
\$1,396.18	Total County remits to City for split with BOE	CITY	
\$427.63	SPC DIST1 BOE local rev (County gives directly to BOE)	SPC SCHOOL1	(15.1 mills rate)
\$232.22	Countywide School Tax to VH	SCHOOL	(8.2 mills rate)

TOTAL AD VALOREM REVENUE

\$581.98	Annexation Revenue to CITY	CITY (General Fund portion)	(20.55 mills)
\$1,474.06	Annexation Revenue to BOE	SCHOOL + SPC SCHOOL1 + CITY (BOE portion)	(8.2 mills + 15.1 mills + 28.75 mills)
\$2,056.03	TOTAL ANNEXATION REVENUE BENEFIT		

Legend
City Revenue
BOE Revenue

PARCEL #: 29 00 25 2 009 029.000 OWNER: MOSS JOHN GLEN III ADDRESS: 1718 VESTAVIEW LN VESTAVIA HILLS AL 35216 LOCATION: 1718 VESTAVIEW LN AL 35216	Exhibit - Ordinance No. 3093		
	[111-C-]	Baths: 2.0	H/C Sqft: 1,245
	18-020.0	Bed Rooms: 3	Land Sch: G1
	Land: 199,000	Imp: 84,200	Total: 283,200
	Acres: 0.000	Sales Info: 04/17/2020	\$230,000

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

Tax Year : 2021 ▼

SUMMARY LAND BUILDINGS SALES PHOTOGRAPHS MAPS

SUMMARY

ASSESSMENT				VALUE			
PROPERTY CLASS:	3	OVER 65 CODE:		LAND VALUE 10%			\$199,000
EXEMPT CODE:	2-2	DISABILITY CODE:		LAND VALUE 20%			\$0
MUN CODE:	02 COUNTY	HS YEAR:	2021	CURRENT USE VALUE	[DEACTIVATED]		\$0
SCHOOL DIST:		EXM OVERRIDE AMT:	\$0.00	<u>CLASS 2</u>			
OVR ASD VALUE:	\$0.00	TOTAL MILLAGE:	50.1	<u>CLASS 3</u>			
CLASS USE:		TAX SALE:		BLDG 001	111		\$84,200
FOREST ACRES:	0			TOTAL MARKET VALUE [MARKET. OVR. VALUE: \$265,000] : \$283,200			
PREV YEAR VALUE:	\$282,800.00	BOE VALUE:	0	Assesment Override:			
				MARKET VALUE:			
				CU VALUE:			
				PENALTY:			
				ASSESSED VALUE:			

TAX INFO							
	CLASS	MUNCODE	ASSD. VALUE	TAX	EXEMPTION	TAX EXEMPTION	TOTAL TAX
STATE	3	2	\$26,500	\$172.25	\$4,000	\$26.00	\$146.25
COUNTY	3	2	\$26,500	\$357.75	\$2,000	\$27.00	\$330.75
SCHOOL	3	2	\$26,500	\$217.30	\$0	\$0.00	\$217.30
DIST SCHOOL	3	2	\$26,500	\$0.00	\$0	\$0.00	\$0.00
CITY	3	2	\$26,500	\$0.00	\$0	\$0.00	\$0.00
FOREST	3	2	\$0	\$0.00	\$0	\$0.00	\$0.00
SPC SCHOOL1	3	2	\$26,500	\$135.15	\$0	\$0.00	\$135.15
SPC SCHOOL2	3	2	\$26,500	\$445.20	\$0	\$0.00	\$445.20
TOTAL FEE & INTEREST: (Detail)							\$5.00
ASSD. VALUE: \$26,500.00			\$1,327.65		GRAND TOTAL: \$1,279.65		
<input type="button" value="Payoff Quote"/>							

DEEDS		PAYMENT INFO			
INSTRUMENT NUMBER	DATE	PAY DATE	TAX YEAR	PAID BY	AMOUNT
2020037666	4/17/2020		2021		\$0.00
408-310	03/08/1968	12/22/2020	2020	CORELOGIC	\$2,833.66
		11/27/2019	2019	LLOYD L TURNER	\$2,764.52
		12/3/2018	2018	TURNER LLOYD	\$2,217.43
		11/3/2017	2017	ANNE D TURNER	\$2,083.16
		10/31/2016	2016	-	\$2,026.04
		10/15/2015	2015	-	\$1,916.83
		5/20/2015	2014	FNA NP LLC	\$22,148.66
		11/13/2013	2013	-	\$1,939.84
		11/28/2013	2013	TURNER ANNE D	\$1,020.04

STATE OF ALABAMA

JEFFERSON COUNTY

Email: Trippmoss27@gmail.com
Phone #: (205) 616-6240
Car Tag #: WFG870

**PETITION FOR ANNEXATION TO THE
CITY OF VESTAVIA HILLS, ALABAMA**

Date of Petition: 10/07/2021

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

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

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

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

EXHIBIT "A"

LOT: 29

BLOCK: 009

SURVEY: _____

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

COUNTY ZONING: R1

COMPATIBLE CITY ZONING: _____

LEGAL DESCRIPTION (METES AND BOUNDS):

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

SIGNATURE(S)

DESCRIPTION OF PROPERTY

[Signature] Lot 29 Block 009 Survey _____

_____ Lot _____ Block _____ Survey _____

_____ Lot _____ Block _____ Survey _____

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

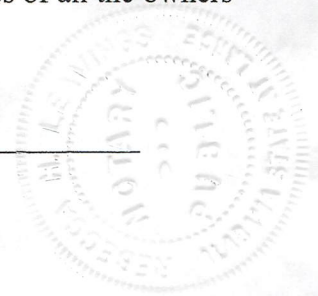
STATE OF ALABAMA

Jefferson COUNTY

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

[Signature]

Signature of Certifier



Subscribed and sworn before me this the 24 day of Oct, 2021.

[Signature]

Notary Public

My commission expires: 7/03/2023

EXHIBIT "B"

VESTAVIA HILLS BOARD OF EDUCATION

**1204 Montgomery Highway
Vestavia Hills AL 35216**

(To be completed by the City)

Date of Annexation Petition _____ Action Taken: Grant _____
Deny _____

Resolution: Date: _____ Number: _____
Overnight Ordinance: Date: _____ Number: _____
90 Day Final Ordinance: Date: _____ Number: _____

(To be completed by Homeowner)

Name(s) of Homeowner(s): John Glenn Moss

Address: 1718 Vestaview Ln

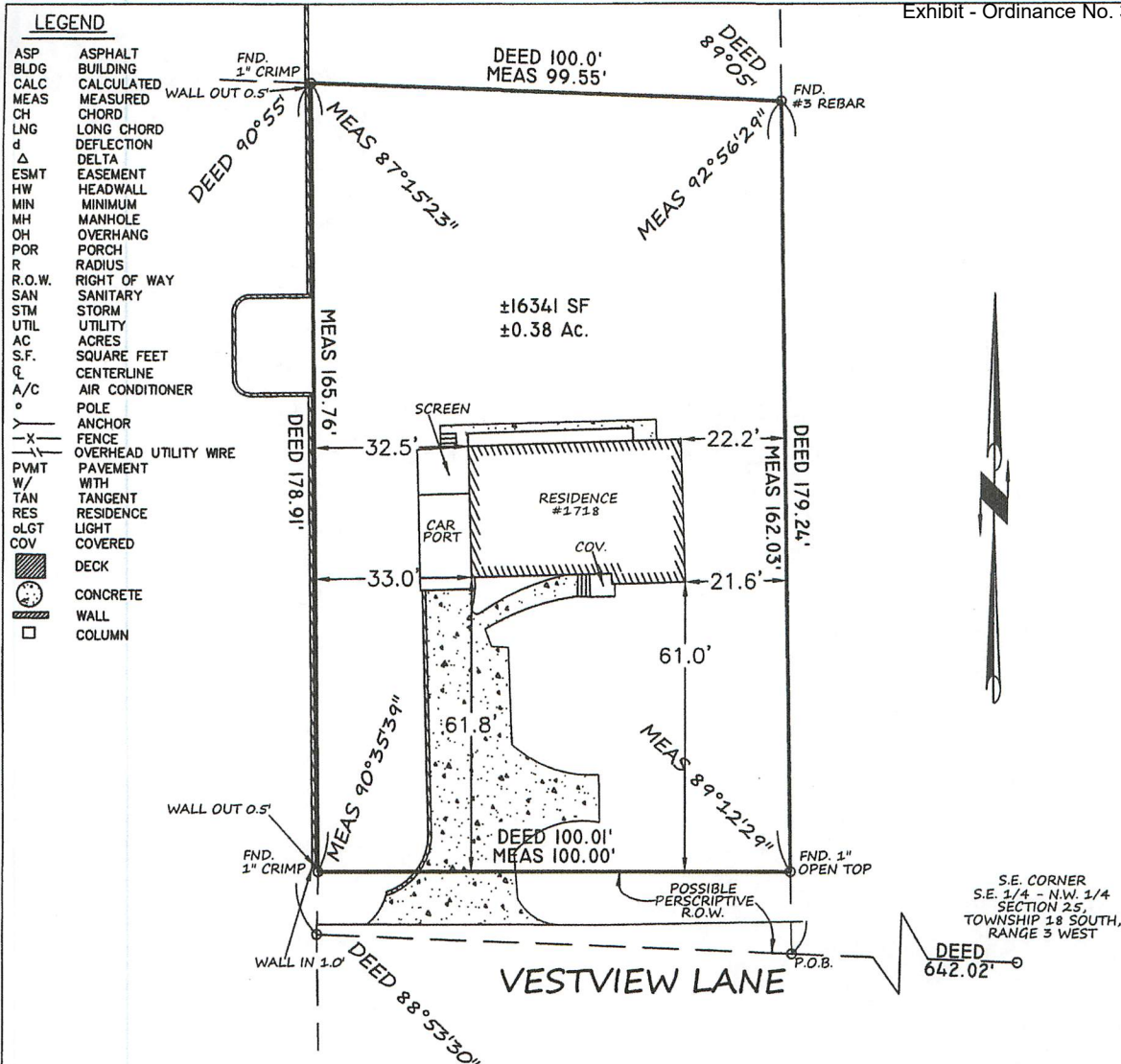
City: Birmingham State: AL Zip: 35216

Information on Children:

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

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

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



LEGEND

- ASP ASPHALT
- BLDG BUILDING
- CALC CALCULATED
- MEAS MEASURED
- CH CHORD
- LNG LONG CHORD
- d DEFLECTION
- Δ DELTA
- ESMT EASEMENT
- HW HEADWALL
- MIN MINIMUM
- MH MANHOLE
- OH OVERHANG
- POR PORCH
- R RADIUS
- R.O.W. RIGHT OF WAY
- SAN SANITARY
- STM STORM
- UTIL UTILITY
- AC ACRES
- S.F. SQUARE FEET
- CL CENTERLINE
- A/C AIR CONDITIONER
- o POLE
- x ANCHOR
- x FENCE
- x OVERHEAD UTILITY WIRE
- PVMT PAVEMENT
- W/ WITH
- TAN TANGENT
- RES RESIDENCE
- oLGT LIGHT
- COV COVERED
- DECK DECK
- CONCRETE CONCRETE
- WALL WALL
- COLUMN COLUMN



SCALE: 1"=30'
Legal Description:

Part of the SE ¼ of the NW ¼ of Section 25, Township 18 South, Range 3 West more particularly described as follows: Commence at the SE corner of said ¼- ¼ section, thence West along the South line thereof a distance of 642.02 ft. to the point of beginning of tract here described said point being in the center of Rogers Road, thence continue West along said South line a distance of 100.01 ft. thence at an angle to the right of 88° 53' 30" run North a distance of 178.91 ft. thence at an angle to the right of 90° 55' run East a distance of 100.0 ft. thence at an angle to the right of 89° 05' run North a distance of 179.24 ft. to the point of beginning. Minerals and mining rights excepted. Subject to right of way for Rogers Road over the South 15 feet of said property.

STATE OF ALABAMA)
JEFFERSON COUNTY) "Property Boundary Survey"

I, Ray Weygand, a Registered Land Surveyor, hereby certify to the purchaser of this property at this time, that I have surveyed the real property as shown hereon in Jefferson County, Alabama. I hereby state that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama to the best of my knowledge, information and belief; according to my survey of MARCH 16, 2020. Survey invalid if not sealed in red.

Order No.: 20200412
Purchaser:
Address: 1718 VESTVIEW LANE

[Signature]
Ray Weygand, Reg. L.S. #24973
169 Oxmoor Road Homewood, AL 35209
Phone: (205) 942-0086 Fax: (205) 942-0087
Copyright ©



Note: (a) No title search of the public records has been performed by this firm and land shown hereon was not abstracted for easements and/or rights-of-way, recorded or unrecorded. The parcel shown hereon is subject to setbacks, easements, zoning, and restrictions that may be found in the public records of said county and/or city. (b) All bearings and/or angles, are deed/record map and actual unless otherwise noted. (c) Underground portions of foundations, footings, and/or other underground structures, utilities, cemeteries or burial sites were not located unless otherwise noted. (d) The shown north arrow is based on deed/record map. (e) This survey is not transferable. (f) Easements not shown on recorded map are not shown above.

ORDINANCE NUMBER 3094

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

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

1718 Vestaview Lane
John Moss III, Owner

More Particularly Described as Follows:

Part of the SE 1/4 of the NW 1/4 of Section 25, Township 18 South, Range 3 West, Jefferson County, Alabama, more particularly described as follows:

Commence at the southeast corner of said 1/4 1/4 section; thence west along the south line thereof a distance of 642.02 feet to the point of beginning of tract herein described, said point begin in the center of Rogers Road; thence continue west along said south line a distance of 100.01 feet; thence at an angle to the right of 88 degrees 53 minutes 30 seconds and run north a distance of 178.91 feet; thence at an angle to the right of 90 degrees 55 minutes and run a distance of 100.0 feet; thence at an angle to the right of 89 degrees 05 minutes and run south a distance of 179.24 feet to the point of beginning. Less and except right of way over the south 15 feet.

APPROVED and ADOPTED this the 25th day of April, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

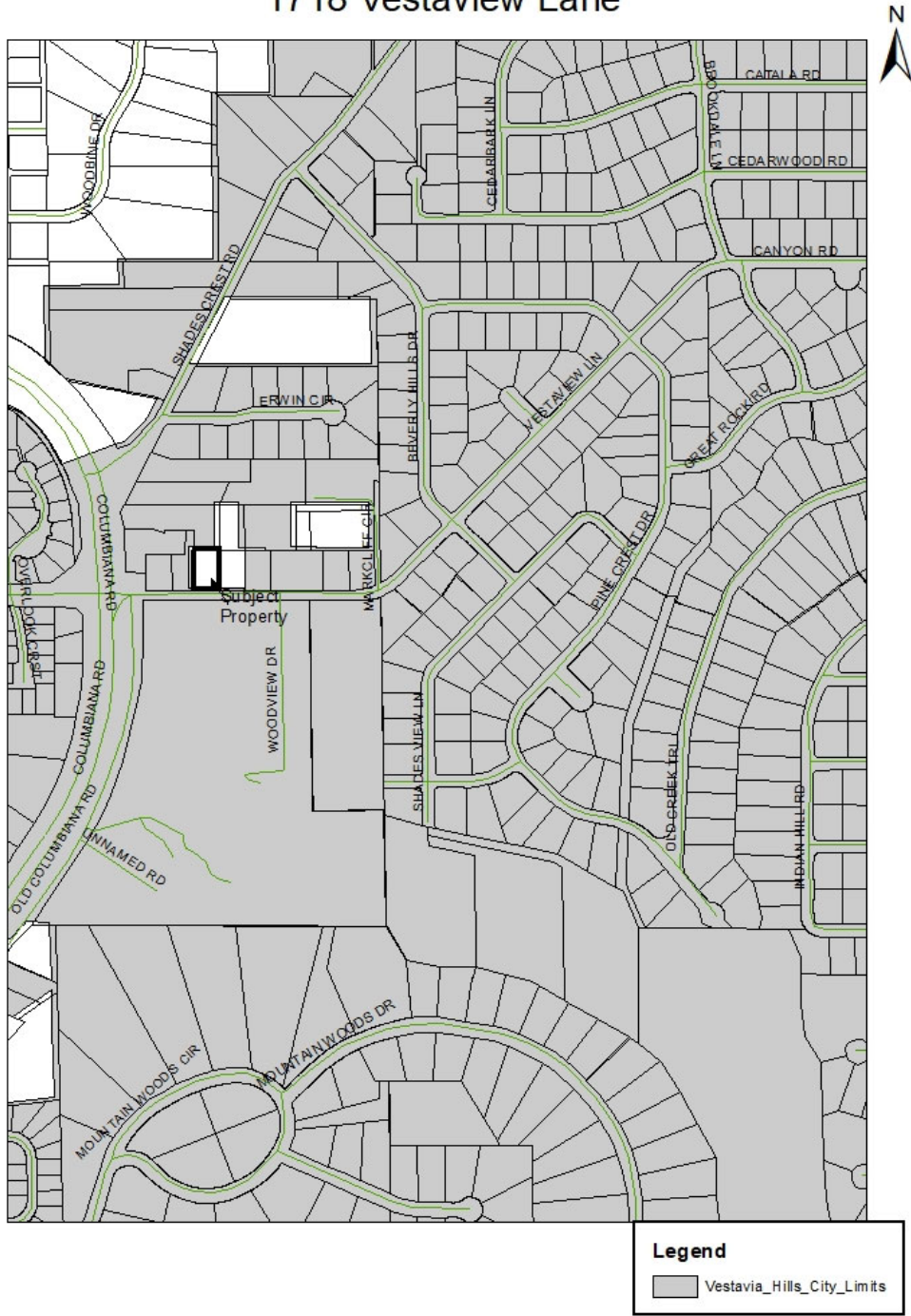
CERTIFICATION:

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 # 3094 is a true and correct copy of such 25th day of April, 2022, 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 _____, 2022.

Rebecca Leavings
City Clerk

1718 Vestaview Lane



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

Date: **MARCH 10, 2022**

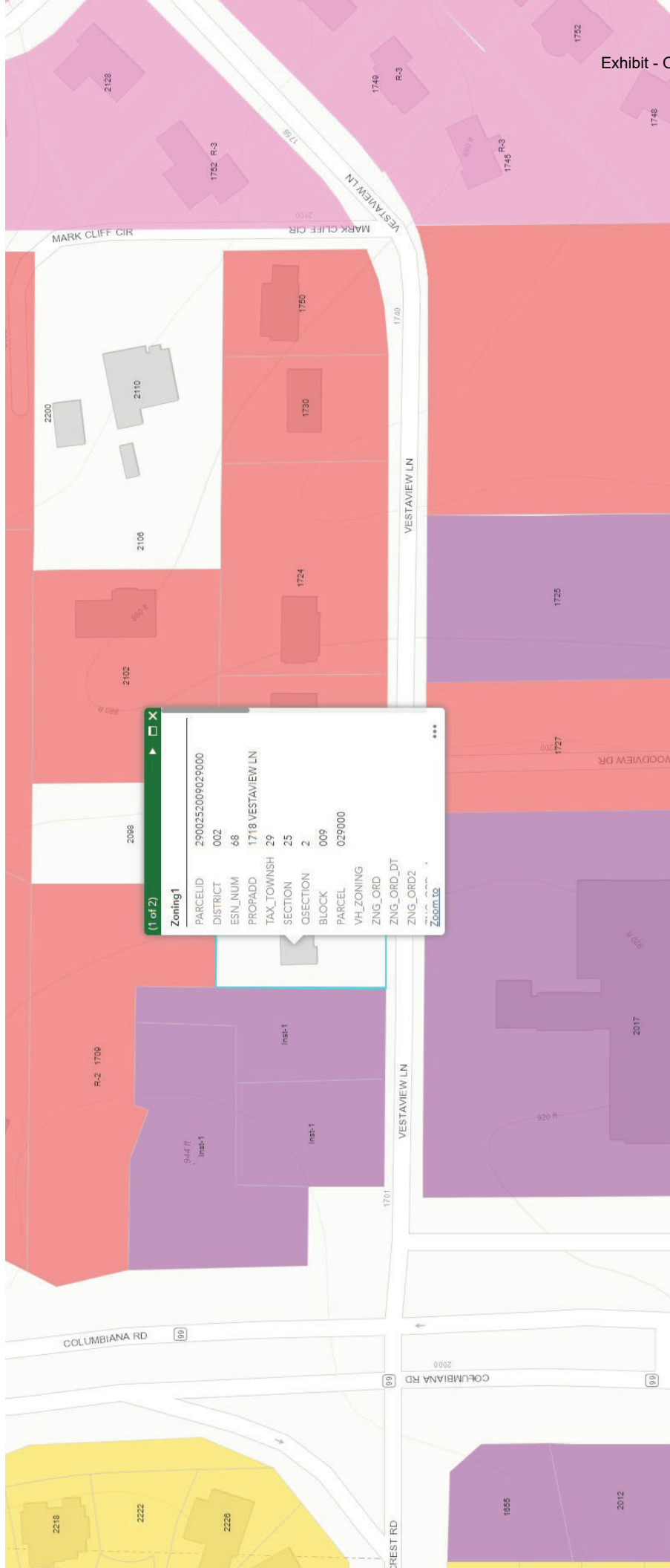
- **CASE:** P-0322-06
- **REQUESTED ACTION:** Rezoning JC R-1 to Vestavia Hills R-2
- **ADDRESS/LOCATION:** 1718 Vestaview Ln.
- **APPLICANT/OWNER:** John Glenn Moss, III
- **GENERAL DISCUSSION:** This is a compatible rezoning of annexed property on Vestaview Ln. from JC R-1 to VH R-2. Property was annexed overnight by Ordinance 3050 on 12/20/21.
- **STAFF REVIEW AND RECOMMENDATION:**
 1. **City Planner Review:** I have looked at all of the relevant zoning / subdivision requirements related to this proposal, including application, notification, setbacks, area of lot development, etc. Notification has been sent to property owners pursuant to Alabama law. I have reviewed this request and find it does meet the minimum requirements of the proposed zoning.

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

MOTION Mr. Weaver made a motion to recommend Rezoning from JC R-1 to Vestavia Hills R-2 for the property located at 1718 Vestaview Ln. Second was by Mr. Sykes. Motion was carried on a roll call; vote as follows:

Mr. Honeycutt – yes
Mr. Weaver – yes
Mr. Sykes – yes
Motion carried.

Mr. Farrell – yes
Mr. Larson – yes
Mr. Vercher – yes



(1 of 2)

Zoning1

PARCELID	2900252009029000
DISTRICT	002
ESN_NUM	68
PROPADD	1718 VESTAVIEW LN
TAX_TOWNSH	29
SECTION	25
OSECTION	2
BLOCK	009
PARCEL	029000
VH_ZONING	
ZNG_ORD	
ZNG_ORD_DT	
ZNG_ORD2	
ZngOrd	

RESOLUTION NUMBER 5386

A RESOLUTION AUTHORIZING THE CITY MANAGER TO OFFER A RELOCATION REIMBURSEMENT FOR THE RECRUITMENT OF A NEW DEPARTMENT HEAD

WHEREAS, the City of Vestavia Hills is in the process of recruiting a new department head in a key area of the City; and

WHEREAS, the City Manager has negotiated a relocation reimbursement package that he feels is needed for said recruitment in an amount not to exceed \$7,500; and

WHEREAS, the Mayor and City Council feel it is in the best interest to accept the City Manager's recommendation.

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

1. The City Manager is hereby authorized to offer a relocation reimbursement in an amount not to exceed \$7,500 for recruitment of said department head; and
2. This Resolution Number 5386 shall be effective upon adoption and approval.

ADOPTED and APPROVED this the 25th day of April, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

RESOLUTION NUMBER 5387

**A RESOLUTION APPOINTING A MEMBER OF THE
VESTAVIA HILLS BOARD OF EDUCATION FOR A
TERM OF FIVE YEARS**

WITNESSETH THESE RECITALS:

WHEREAS, Section 11-16-3, Code of Alabama, 1975, provides that the City Council shall appoint members of the City Board of Education to serve for a term of five (5) years; and

WHEREAS, the five-year term of Steve Bendall as a member of the Vestavia Hills Board of Education expires in June 2022; and

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

1. The City Council does hereby elect and appoint _____ as a member of the Vestavia Hills Board of Education for a term of five (5) years, beginning with the first regularly scheduled meeting of the Vestavia Hills Board of Education in June 2022 at 4:00 PM on the date of the first regularly scheduled meeting of the Board in June and ending at 4:00 PM on the date of the first regularly scheduled meeting of the Board in June of the year 2027; and

2. This Resolution shall become effective upon the approval and adoption by the City Council of the City of Vestavia Hills, Alabama.

RESOLVED, DONE, ORDERED, APPROVED and ADOPTED, on this the 25th day of April, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

ORDINANCE NUMBER 3096

AN ORDINANCE TO AMEND ORDINANCE 3011 PROVIDING FOR LEVYING OF MUNICIPAL TAXES FOR THE CITY OF VESTAVIA HILLS, ALABAMA, AND FOR ASSESSMENT AND COLLECTION THEREOF.

WITNESSETH THESE HISTORICAL RECITALS:

WHEREAS, prior to November 15, 1982, the ad valorem tax rate of each One Hundred Dollars (\$100.00) of assessed value of property in the City of Vestavia Hills, Jefferson County, Alabama, amounted to Eight and 21/100 Dollars (\$8.21), which consisted of the following amounts:

1.	<u>State of Alabama:</u> Sixty-five cents on each One Hundred dollars (\$100.00) of assessed value of such property.	\$	0.65
2.	<u>Jefferson County:</u> One and 35/100 Dollars on each One Hundred Dollars (\$100.00) of the assessed value of such property.		1.35
3.	<u>Jefferson County Schools:</u> Eighty-two cents on each One Hundred Dollars (\$100.00) of the assessed value of such property.		0.82
4.	<u>Special School District Tax:</u> Ninety-six cents on each One Hundred Dollars (\$100.00) of the assessed value of such property.		0.96
5.	<u>Special District Tax:</u> Fifty-five cents on each One Hundred Dollars (\$100.00) of the assessed value of such property.		0.55
6.	<u>Local General Municipal and Special Municipal School Taxes:</u> Three and 88/100 Dollars on each One Hundred Dollars (\$100.00) of the assessed value of such property.		3.88
			<hr/>
		TOTAL	\$ 8.21

and;

WHEREAS, prior to November 15, 1982, the aggregate locally approved millage for general municipal purposes and local school taxes of 38.8 mills (being at the rate of \$3.88 per \$100.00 of assessed value) consisted of the following:

General Municipal Purposes	10.275
Garbage Collection	10.275
West Elementary - Warrants	3.150
High School and Operations	<u>15.100</u>

TOTAL 38.800 and;

WHEREAS, all real property in the City of Vestavia Hills, Alabama, has been reappraised; and

WHEREAS, the Tax Assessor of Jefferson County in 1982 certified to the City of Vestavia Hills that total assessed value increased from \$42,983,320.00 in 1981 to \$63,427,627.00 in 1982; and

WHEREAS, the City of Vestavia Hills, Alabama, pursuant to the authority granted by Constitutional Amendment Number 373 (Lid Bill) of the Constitution of Alabama 1901, adopted Ordinance Number 633 on November 15, 1982, which reduced the ad valorem tax rate by 7.8 mills (\$0.78 per \$100.00 of assessed value). Following the enactment of Ordinance Number 633, the total millage rate consisted of the following separate taxes:

1. State of Alabama: Sixty-five cents on each One Hundred dollars (\$100.00) of assessed value of such property. \$ 0.65
2. Jefferson County: One and 35/100 Dollars on each One Hundred Dollars (\$100.00) of the assessed value of such property. 1.35
3. Jefferson County Schools: Eighty-two cents on each One Hundred Dollars (\$100.00) of the assess value of such property. 0.82
4. Special School District Tax: Ninety-six cents on each One Hundred Dollars (\$100.00) of the assessed value of such property. 0.96

5.	<u>Special District Tax:</u> Fifty-five cents on each One Hundred Dollars (\$100.00) of the assessed value of such property.	0.55	
6.	<u>Local General Municipal and Special Municipal School Taxes:</u> Three and 10/100 Dollars on each One Hundred Dollars (\$100.00) of the assessed value of such property.	3.10	
TOTAL		\$ 7.43	

After the adoption of Ordinance Number 633, the aggregate locally approved millage for general municipal purposes and local school district taxes of 31.0 mills (being at the rate of \$3.10 per \$100.00 of assessed value) consisted of the following:

General Municipal Purposes	0.821
Garbage Collection	0.821
West Elementary - Warrants	0.252
High School and Operations	<u>1.206</u>

TOTAL 3.100 and;

WHEREAS, the Vestavia Hills Board of Education unanimously adopted a resolution requesting that the ad valorem tax millage for education purposes be returned to the pre-November 15, 1982, rates by reinstating the 3.7 mills (.37 per \$100.00 of assessed value) as follows:

West Elementary Warrants from	2.52	to	3.15
High School & Operations from	12.06	to	15.10; and

WHEREAS, said resolution was presented to the City Council on February 4, 1985; and

WHEREAS, a public hearing was held on February 11, 1985, on the issue of whether or not to reinstate the 3.7 mills for the benefit of the Vestavia Hills Board of Education; and

WHEREAS, the Vestavia Hills Board of Education has requested the City Council to return the ad valorem millage tax rates that affect the Vestavia Hills School System to those rates in force and effective immediately prior to the adoption of Ordinance Number

633 on November 15, 1982, by reinstating Thirty-Seven Cents (\$0.37) on each One Hundred Dollars (\$100.00) of the assessed value of property so that the rates when adjusted will be as follows:

1. The 12.06 High School mills (\$1.206 on each \$100.00 of assessed value) be adjusted to 15.1 mills (\$1.51 on each \$100.00 of assessed value).
2. The 2.52 West Elementary mills (\$0.252 on each \$100.00 of assessed value) be adjusted to 3.15 mills (\$0.315 on each \$100.00 of assessed value); and

WHEREAS, the City Council of the City of Vestavia Hills, Alabama, agreed to approve the request of the Board of Education by reinstating the 3.7 mills (\$0.37 per \$100.00 of assessed value). The City Council of the City of Vestavia Hills, Alabama, approved and adopted Ordinance Number 744 on February 18, 1985, which said Ordinance provided, among other things, as follows:

1. Reinstatement of 3.7 mills (0.37 on each One Hundred dollars of assessed value).
2. Established that the aggregate local millage for general municipal purposes and local school district tax rates are Three and 47/100 Dollars (\$3.47) per One Hundred Dollars (\$100.00) of the assessed value of said property.
3. That the \$3.47 local millage consists of the following:

(a) General Municipal Purposes	0.823
(b) Garbage Collection	0.823
(c) West Elementary - Warrants	0.315
(d) High School and Operations	<u>1.510</u>
TOTAL	3.470 and;
4. The total ad valorem tax rate of each One Hundred Dollars (\$100.00) of assessed value of property in the City of Vestavia Hills, Alabama, shall amount to Seven and 80/100 Dollars (\$7.80) and shall consist of the following:

State of Alabama	\$ 0.65
Jefferson County	1.35
Jefferson County Schools	0.82
Special School District Tax	0.96
Special School District Tax	0.55
General Municipal Purpose Tax	1.96
Special Municipal School Tax	<u>1.51</u>
TOTAL	\$ 7.80

WHEREAS, the City Council of the City of Vestavia Hills subsequently desired to return the millage tax rates that affect the General Fund to those rates in force and effective immediately prior to the adoption of Ordinance Number 633 on November 15, 1982, by reinstating (4.1 mills) forty-one cents on each One Hundred Dollars (\$100.00) of the assessed value of property so that the rates when adjusted will be as follows:

1. The 8.23 General Fund Mills (0.823 on each \$100.00 of assessed value) be adjusted to 10.275 mills (1.0275 on each \$100.00 of assessed value).
2. The 8.23 Garbage Collection Fund Mills (0.823 on each \$100.00 of assessed value) be adjusted to 10.275 mills (1.0275 on each \$100.00 of assessed value).

The total ad valorem tax rate of each One Hundred Dollars (\$100.00) of assessed value property in the City of Vestavia Hills, Alabama, shall amount to Eight Dollars and 21 Cents (\$8.21) and shall consist of the following:

1.	<u>State of Alabama:</u> Sixty-five cents on each One Hundred dollars (\$100.00) of assessed value of such property.	\$	0.65
2.	<u>Jefferson County:</u> One and 35/100 Dollars on each One Hundred Dollars (\$100.00) of the assessed value of such property.		1.35
3.	<u>Jefferson County Schools:</u> Eighty-two cents on each One Hundred Dollars (\$100.00) of the assess value of such property.		0.82
4.	<u>Special School District Tax:</u> Ninety-six cents on each One Hundred Dollars (\$100.00) of the assessed value of such property.		0.96
5.	<u>Special District Tax:</u> Fifty-five cents on each One Hundred Dollars (\$100.00) of the assessed value of such property.		0.55
6.	<u>Local General Municipal and Special Municipal School Taxes:</u> Three and 88/100 Dollars on each One Hundred Dollars (\$100.00) of the assessed value of such property.		3.88
		TOTAL	\$ 8.21

WHEREAS, on May 4, 1987, the City Council of the City of Vestavia Hills, Alabama, approved and adopted Ordinance Number 901, which established the ad valorem

tax rate of Eight and 21/100 Dollars (\$8.21) per One Hundred Dollars (\$100.00) of assessed value as shown in the schedule immediately above; and

WHEREAS, a referendum was held in the City of Vestavia Hills, Alabama, on Tuesday, May 8, 1990, at which election the qualified electors of the city voted on the following issue:

**TEN AND ONE-HALF MILL TAX INCREASE
IN VESTAVIA HILLS, ALABAMA,
FOR PUBLIC SCHOOL PURPOSES**

Shall the ad valorem tax presently being levied in the City of Vestavia Hills, Alabama, pursuant to provisions of the Constitution and the laws of the State of Alabama, including the election held in the City on April 28, 1970, at the rate of One Dollar and Fifty-one Cents on each One Hundred Dollars worth of taxable property in the City be increased to the rate of Two Dollars and Fifty-six Cents on each One Hundred Dollars worth of taxable property in the City (an increase of One Dollar and Five Cents on each One Hundred Dollars worth of taxable property, or ten and one-half mills); such additional ten and one-half mill tax to be levied and collected for each year beginning with the levy for the tax year October 1, 1989, to September, 1990 (the tax for which year will be due and payable October 1, 1990) and ending with the levy for the tax October 1, 2016, to September 30, 2017 (the tax for which year will be due and payable October 1, 2017) and to be used by the City Board of Education of the City of Vestavia Hills for public schools purposes?

_____ For Proposed Taxation
_____ Against Proposed Taxation

The majority of the qualified electors voted "For Proposed Taxation". The specific totals were:

For Proposed Taxation	3,097
Against Proposed Taxation	3,065

Following the referendum vote on May 8, 1990, the aggregate ad valorem tax rate on each One Hundred Dollars (\$100.00) of assessed value of property in the City of Vestavia Hills, Jefferson County, Alabama, amounted to Nine and 26/100 Dollars (\$9.26) and consisted of the following millages:

1.	State of Alabama	\$	0.650
2.	Jefferson County		1.350
3.	Jefferson County Schools		0.820
4.	Special School District Tax		0.960
5.	Special School District Tax		0.550
6.	Local General Municipal Purpose Tax		2.055
7.	Special Municipal School Tax		2.560
8.	West Elementary		0.315
	TOTAL	\$	9.260

On August 27, 1991, the voters of the City of Vestavia Hills, Alabama, elected to renew the 8.2 mill Jefferson County School ad valorem tax.

On April 28, 1992, the voters of the City of Vestavia Hills, Alabama, elected to renew the 5.5 mill Special School District ad valorem tax.

On May 3, 1993, the City Council of the City of Vestavia Hills, Alabama, approved and adopted Ordinance Number 1353, levying ad valorem taxes at the rate of \$9.26 per \$100.00 of assessed value on real and personal property located within the City for the period beginning October 1, 1993, and ending September 30, 1994.

On October 26, 1993, the voters of the City of Vestavia Hills, Alabama, voted in favor of a 9.6 mill increase of the 5.5 mill ad valorem tax (under Section 2 of Amendment 3, sometimes referred to as Amendment Number 3, Three Mill District Tax) to 15.1 mills.

Because of the 9.6 mill increase of the 5.5 mill ad valorem tax to 15.1 mills, the 9.6 mill ad valorem tax authorized by Amendment Number 82 of the Constitution of the State of Alabama was not renewed.

On March 11, 2014, the voters of the City of Vestavia Hills, Alabama, voted in favor of renewing the levy of the said 10.5 mill tax commencing with the tax year for which taxes will become due and payable on October 1, 2018 and for each consecutive tax year thereafter without limit as to time.

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

SECTION ONE - TAX LEVY: Taxes are hereby levied for the City tax year commencing on the first (1st) day of October 2022, on all real and personal property and other properties and franchises in the City of Vestavia Hills, Alabama, subject to taxation by the laws of the State of Alabama, based on the valuation of said property as assessed for County taxation, as shown by the books of assessment for the State and County tax year ending on the 30th day of September, 2023, as follows:

- A. A tax for general municipal purposes of Two and 37/100 Dollars (\$2.37) on each One Hundred Dollars (\$100.00) of the assessed value of such property.
- B. A tax for public school purposes of Two and 56/100 Dollars (\$2.56) on each One Hundred Dollars (\$100.00) of the assessed value of such property.
- C. In summary, the aggregate local millage for general municipal purposes and local school district tax rates are Four and 93/100 Dollars (\$4.93) per One Hundred Dollars (\$100.00) of the assessed value of such property.
- D. The local millage, for City accounting purposes, shall be allocated as follows:

General Municipal Purposes	1.0275
Garbage Collection	1.0275
West Elementary - Warrants	.3150
High School and Board Operations	<u>2.5600</u>
TOTAL	4.9300

SECTION TWO - SPECIAL DISTRICT TAXES: In addition to the taxes levied in SECTION ONE above, taxes are hereby levied for the City tax year commencing on the 1st day of October, 2022, on all real and personal property and other properties and franchises in the City of Vestavia Hills, Alabama, subject to taxation by the laws of the State of Alabama, based on the valuation of said property as assessed for County taxation, as shown by the books of assessment for the State and County tax year ending on the 30th day of September, 2023, as follows:

- A. A further tax of One Dollar and Fifty-one Cents (\$1.51) of each One Hundred Dollars (\$100.00) of the assessed value of such property, in addition to the above mentioned taxes to be applied exclusively to public school purposes pursuant to the authority conferred by the Constitution and the election held on February 11, 1969; renewed on April 28, 1992, and increased to 15.1 mills on October 26, 1993.

- B. A further tax of Eighty-two Cents (\$0.82) of each One Hundred Dollars (\$100.00) of the assessed value of such property, to be used solely and only for public school purposes pursuant to the Constitution of the State of Alabama.

Should the City Council of Vestavia Hills, Alabama, have no legal authority to provide for the levy, assessment and collection of the said Special School District Taxes as described in this SECTION TWO, then in such event, this SECTION TWO shall be considered as the City's support of the Vestavia Hills Board of Education.

SECTION THREE - TAX BASIS AND WHEN DUE: On and after the 1st day of October, 2022, all municipal taxes due the City of Vestavia Hills, Alabama, shall be based and due on all County assessments of the property within the limits of said County for the preceding year, and shall be due and delinquent at the time when State and County taxes for the preceding year are due and delinquent.

SECTION FOUR - EFFECTIVE DATE AND LIEN: The levy of taxes made herein shall go into force and effect as of October 1, 2022, and shall on said date become a lien on the property subject thereto.

SECTION FIVE - TAX ASSESSOR AND TAX COLLECTOR, AND THEIR COMPENSATION: The Tax Assessor and Tax Collector of Jefferson County, Alabama, shall be considered to be the Tax Assessor and Tax Collector respectively for the City of Vestavia Hills, Alabama, and shall each receive as compensation for this service in assessing and collecting respectively the taxes herein levied, as fee equivalent to one-half of one per centum (1/2 of 1%) of the taxes collected and then remitted to the City of Vestavia Hills, Alabama.

SECTION SIX - CONFLICTS: That all Ordinances, or parts of Ordinances, including Ordinance Number 3096, heretofore, adopted by the City Council of the City of Vestavia Hills, Alabama, in conflict with the provisions hereof are hereby expressly repealed.

SECTION SEVEN - SEVERABILITY: The provisions of this Ordinance are hereby declared severable. Should any provision of this Ordinance be held invalid, the invalidity thereof shall not affect the remaining provisions of this Ordinance.

SECTION EIGHT - INTENT: It is the intent of the City of Vestavia Hills, Alabama, with the passage of this Ordinance Number 3096, that the aggregate local millage for general municipal purposes and local school district tax rates be Four and 93/100 Dollars (\$4.93) per One Hundred Dollars (\$100.00) of the assessed value of such property and consist of the following:

Special High School Tax and Operations	\$	2.560
General Municipal Including Garbage		2.055
West Elementary		<u>.315</u>
TOTAL	\$	4.930

It is the further intent that the aggregate ad valorem tax rate of each One Hundred Dollars (\$100.00) of assessed value of property in the City of Vestavia Hills, Jefferson County, Alabama, shall amount to Nine and 26/100 Dollars (\$9.26), which shall consist of the following millages:

1.	State of Alabama	\$	0.650
2.	Jefferson County		1.350
3.	Jefferson County Schools		0.820
4.	Special School District Tax		1.510
5.	Local General Municipal Purpose Tax		2.055
6.	Special Municipal School Tax		2.560
7.	West Elementary		<u>0.315</u>
	TOTAL	\$	9.260

SECTION NINE - TAX ABATEMENT: Whereas, the City of Vestavia Hills has annexed no parcels of land with tax abatements.

SECTION 10 - EFFECTIVE DATE: This Ordinance shall become effective immediately upon its adoption and approval and is adopted and approved all in accordance with Title 11-51-40, et seq., Code of Alabama, 1975.

ADOPTED and APPROVED this the 25th day of April, 2022.

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 # 3096 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 25th day of April, 2022, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk

ORDINANCE NUMBER 3097

AN ORDINANCE PROVIDING FOR LEVYING OF MUNICIPAL TAXES FOR THE CITY OF VESTAVIA HILLS, ALABAMA, AND FOR ASSESSMENT AND COLLECTION THEREOF IN SHELBY COUNTY.

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

SECTION ONE - TAX LEVY: Taxes are levied for the City tax year commencing on the first (1st) day of October, 2022, on all real and personal property and other properties and franchises in the City of Vestavia Hills, Alabama, subject to taxation by the laws of the State of Alabama, based on the valuation of said property as assessed for State taxation as shown by the books of assessment for the State and County tax year ending during the preceding year, as follows:

- A. A tax for general municipal purposes of Two and 37/100 Dollars (\$2.37) on each One Hundred Dollars (\$100.00) of value of such property;
- B. A tax for Public School purposes of Two and 56/100 Dollars (\$2.56) on each One Hundred Dollars (\$100.00) of value of such property;
- C. In summary, the aggregate local millage for general Municipal purposes and Municipal School tax rates are Four and 93/100 Dollars (\$4.93) per One Hundred (\$100.00) of the value of such property;
- D. The local millage for the City's accounting purposes shall be allocated as follows:

General Municipal Purposes	1.0275
Garbage Collection	1.0275
West Elementary Warrants	0.3150
High School and Board Operations	<u>2.5600</u>
Total	4.9300

SECTION TWO - SHELBY TAX LEVY: Taxes are hereby levied by the Shelby County Commission §40-7-42, Code of Alabama, 1975 for the City tax year commencing on the first day of October, 2022, on all real and personal property and other properties and franchises in the City of Vestavia Hills, Alabama, subject to taxation by the laws of the State of Alabama, based on the valuation of said property as assessed for County

taxation, as shown by the books of assessment for the State and County tax year ending on the 30th day of September, 2023, as follows:

- A. A tax of Fifty Cents (\$0.50) on each One Hundred Dollars (\$100.00) of the value of such property for general fund purposes;
- B. A tax of One Dollar and Sixty Cents (\$1.60) on each One Hundred Dollars (\$100.00) of the value of such property for school districts;
- C. A tax of Twenty-five Cents (\$0.25) for each One Hundred Dollars (\$100.00) of the value of such property for roads and bridges;
- D. In summary, the aggregate County millage for general purposes, countywide school taxes, and road and bridges is Two and 35/100 Dollars (\$2.35) per One Hundred Dollars (\$100.00) of the value of such property.

It is the further intent that the aggregate ad valorem tax rate of each One Hundred Dollars (\$100.00) of assessed value of property in the City of Vestavia Hills, Shelby County, Alabama, should amount to Seven and 93/100 Dollars (\$7.93) which shall consist of the following millages:

State of Alabama	0.650
Shelby County	0.500
Shelby County School Countywide	1.600
Shelby County Road and Bridge	0.250
General Municipal Purpose Tax	2.055
Special Municipal School Tax	2.560
West Elementary Warrants	<u>0.315</u>
Total	7.930

SECTION THREE - TAX BASIS AND WHEN DUE: On and after the 1st day of October, 2022, all municipal taxes due the City of Vestavia Hills, Alabama, shall be based and due on all County assessments of the property within the limits of said County for the preceding year, and shall be due and delinquent at the time when State and County taxes for the preceding year are due and delinquent.

SECTION FOUR - EFFECTIVE DATE AND LIEN: The levy of taxes made herein shall go into force and effect as of October 1, 2022, and shall on said date become a lien on the property subject thereto.

SECTION FIVE - TAX ASSESSOR AND TAX COLLECTOR, AND THEIR COMPENSATION: The Tax Assessor and Tax Collector of Shelby County, Alabama, shall be considered to be the Tax Assessor and Tax Collector respectively for the City of Vestavia Hills, Alabama, and shall each receive as compensation for this service in assessing and collecting respectively the taxes herein levied, as fee equivalent to one-half of one per centum (1/2 of 1%) of the taxes collected and then remitted to the City of Vestavia Hills, Alabama.

SECTION SIX - CONFLICTS: That all Ordinances, or parts of Ordinances, including Ordinance Number 3097, heretofore, adopted by the City Council of the City of Vestavia Hills, Alabama, in conflict with the provisions hereof are hereby expressly repealed.

SEVERABILITY: The provisions of this Ordinance are hereby declared severable. Should any provision of this Ordinance be held invalid, the invalidity thereof shall not affect the remaining provisions of this Ordinance.

EFFECTIVE DATE: This Ordinance shall become effective immediately upon its adoption and approval.

ADOPTED AND APPROVED this the 25th day of April, 2022.

Ashley C. Curry
Mayor

ATTESTED BY:

Rebecca Leavings
City Clerk

CERTIFICATION:

I, Rebecca H. Leavings, as City Clerk of the City of Vestavia Hills, Alabama, hereby certify that the above and foregoing copy of 1 (one) Ordinance # 3097 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 25th day of April, 2022, as same appears in the official records of said City.

Posted at Vestavia Hills Municipal Center, Vestavia Hills Library in the Forest, and Vestavia Hills New Merkle House and Vestavia Hills Recreational Center this the _____ day of _____, 2022.

Rebecca Leavings
City Clerk