Bay Minette Planning Commission Agenda Council Chambers October 8, 2013 5:30 p.m.

- 1. Called to Order
- 2. Invocation and Pledge
- 3. Call of Roll
- 4. Approval of Minutes for September 10, 2013 Regular Meeting
- 5. Approval of Minutes for September 23, 2013 Public Hearing
- 6. Old Business:
 - A. Discussion: Sign Ordinance
- 7. New Business:
 - A. Consideration of Request from Joseph Biggs for Re-Zoning Property located at 1011 Highway 31 North from R-2 to B-2
 - B. Consideration of Violation of Non-Permanent Structure located at 310 D'Olive Street
- 8. Reports:
 - A. Mayor/Council
 - B. Attorney
 - C. Commissioner's Comments
- 9. Adjourn

Bay Minette Planning Commission Regular Meeting Minutes

Minutes of September 10, 2013

Monthly Meeting No.9

The Bay Minette Planning Commission met in Regular Session on Tuesday, September 10, 2013. The meeting was called to order by Chairman Todd Stewart at 5:30 p.m., in the Council Chambers located in Bay Minette City Hall, in Bay Minette, Alabama; this being the proper place, date and hour as advertised to hold such meeting.

ROLLCALL

During the 5:30 p.m. Roll Call the following members were present:

Todd Stewart, Chairman
Karmen Still, Vice Chairperson
Robert A. "Bob" Wills, Mayor
John Biggs. City Council Member
Oscar Waters, Building Official
John Peavy, Commission Member
Ed Pepperman, Commission Member

Absent were:

Al Thompson, Commission Member A. C. Ulmer, Commission Member

Other person in regular attendance:

Scotty Lewis, City Attorney Rita Findley, City Clerk Rhonda Akins, Building Department Leslie Johnston, SARPC Representative

GUESTS

Guests included:

Kathy Dobbins, City Council Member
Dollie Mims, City Council Member
Robbie Strom, Hutchinson, Moore & Rauch, LLC
John Lewis
Veronica Bradley
Bernice Bradley
Clayton Young

INVOCATION/ PLEDGE

Chairman Stewart offered the invocation and the pledge.

ITEW 4.

Chairman Stewart asked the planning commission to review the minutes of the August 13, 2013 meeting. Mayor Wills made Motion 1 to approve

the minutes for August 13, 2013 meeting. The motion was seconded by Vice-Chairperson Still and the motion carried.

ITEM 5 Chairman Stewart introduced item 5, Old business:

A. Public Hearing and Consideration Subdivision Request for Steven's Automotive LLC/Charles Stevens for Steven's Subdivision located approximately 350 feet west of intersection of Freeview Avenue and State Highway 59.

Chairman Stewart opened the public hearing at 5:35 p.m. Chairman Stewart asked if anyone had any comments concerning the subdivision; there were no comments. Chairman Stewart closed the public hearing at 5:37 p.m. Chairman Stewart asked for a motion to approve or decline the subdivision. Commission Member Pepperman made Motion Number 2 to approve the preliminary and final subdivision request. The motion was seconded by Mayor Wills and unanimously carried.

ITEM 6. Chairman Stewart introduced item 6: New Business:

- A. Chairman Stewart informed the Commission that the proposed amendments to the Sign Ordinance fail to pass the City Council. After much discussion, Chairman Stewart stated that a public forum would be scheduled. Chairman Stewart recognized Council Member Kathy Dobbins and Business Owner, John Lewis who expressed their concerns.
- B. Chairman Stewart recognized Mr. Waters, Building Official who inquired concerning a request received from Georg Blais, Jr. Mr. Blais requested to have a home occupation, Advantage Wealth Management at 209 Armstrong Avenue and requested a small sign on the building. After much discussion, Chairman Stewart informed Mr. Waters that M. Blais could located his home occupation at this location, however a sign could not be placed at that location.

ITEM 7. Reports:

A. Mayor/Council Report:

No Report Available

B. Attorney Report

No Report Available

B. Commissioner's Report

No Report Available

ITEM 8. Chairman Stewart with no further business adjourned the meeting at 6:04 p.m.

DONE THIS THE 10th DAY OF SEPTEMBER 2013

	Todd Stewart Chairman	
ATTEST:		
Rita Findley City Clerk		

Bay Minette Planning Commission Public Meeting Concerning Sign Ordinance

Minutes of September 23, 2013

Monthly Meeting No.10

The Bay Minette Planning Commission met in Special Session on Monday, September 23, 2013 concerning the sign ordinance. The meeting was called to order by Chairman Todd Stewart at 5:30 p.m., in the Council Chambers located in Bay Minette City Hall, in Bay Minette, Alabama; this being the proper place, date and hour as advertised to hold such meeting.

ROLLCALL

During the 5:30 p.m. Roll Call the following members were present:

Todd Stewart, Chairman
Karmen Still, Vice Chairperson
Robert A. "Bob" Wills, Mayor
John Biggs. City Council Member
Oscar Waters, Building Official
Al Thompson, Commission Member
Ed Pepperman, Commission Member

Absent were:

John Peavy, Commission Member A. C. Ulmer, Commission Member

Other person in regular attendance:

Scotty Lewis, City Attorney Rita Findley, City Clerk

GUESTS

Guests included:

David Keevan

Danleigh Corbett, City Council Member
Kathy Dobbins, City Council Member
Dollie Mims, City Council Member
Clarence Crook, Police Chief
John Lewis
Richard Steadman
Liz Duryea
Arlene Pfeffer
Troy Hall
Earl Emmons
Harry Still, III
Chad Bartz
Blaine Chastang
Don Hancock
Betsy Sparks

INVOCATION/ PLEDGE

Chairman Stewart offered the invocation and the pledge.

ITEM 3.

Chairman Stewart welcomed attendees and asked that everyone please sign in. Chairman Stewart explained the process of the public with each speaker having three to four minutes to state their issues. Chairman Stewart recognized Commission Member, Al Thompson how the sign ordinance was drafted in connection with South Alabama Regional Planning Commission and the University of North Alabama Continuing Education. Mr. Thompson stated that the ordinance is modeled after the City of Northport that Katherine Ennis wrote. Mr. Thompson stated that the Commission wants an ordinance that citizens and businesses can live with, but that will also enhance the City. Chairman Stewart stated that this ordinance no way can cover all issues; however, it is a blueprint to try. Chairman Stewart stated that the City needs to have the manpower to enforce ordinance.

ITEM 4 Chairman Stewart introduced item 4, City Council Input:

Kathy Dobbins, City Council Representative District 2, 501 McMillan Avenue Councilmember Dobbins thanked the Planning Commission for their work. Councilmember Dobbins stated that changing a couple of sentences could take care of the problems with the ordinance. She stated that the following sections would need to be amended:

Page 111	Section 16.2.5	Development Signs
Page 113	Section 16.2.20	Window Signs
Page 114	Section 16.3	Prohibited Signs Items E, F, G and M
Page 115	Section 16.3	Prohibited Signs Item X

ITEM 5 Chairman Stewart introduced item 5, Public Input

Arlene Pfeffer, Pfeffer Flooring, 4514 Rabun Road:

Mrs. Pfeffer stated Page 121, Section 16.4.5, Commercial Banner is a problem. The time requested before a banner or sign can be posted is too long and restrictive. She stated that she enjoys beautification but the City trees hinders their business site. She stated she is concerned with wording. Mrs. Pfeffer stated that snap signs or portable signs if nicely done and used correctly would be appreciated.

John Lewis, 1313 Bradley Avenue; B-108 North Hoyle:

Mr. Lewis agreed that an ordinance is needed. However, Mr. Lewis stated that his issue is with Page 120, Section 16.4.3 Building (Wall) Signs. Mr. Lewis stated according to ordinance signage is based on front linear footage and he has multiple

space in building (old Hampton Hotel) and needs consideration on the amount of signage. Chairman Stewart explain that this business is located in the historic district and is covered on Page 121 Section 16.4.3 Item C.

David Keevan, Radio Shack, Highway 31 at Overpass

Mr. Keeven stated that his concern is with Page 114 Section 16.3 Item G. Mr. Keevan stated that due to the trees on City right of way his business is not seen and the tethered signs draw people into his business. Mr. Keevan stated that the City needs sign at the entrances of the City so people will know what businesses are in the City.

Earl Emmons, Chuck Stevens Dodge, 311 East 11th Street

Mr. Emmons Stated that his concern is with Page 114 Section 16.3 Items D, E, F and G. Mr. Emmons asked the definition of tethered as related to the ordinance. Mr. Waters stated that anything that is tied by string, rope etc. Mr. Emmons stated that balloons generate hype and income. Mr. Emmons stated that if it is due to safety, these could be moved back further on the property. Mr. Emmons stated that to limit would not allow them to attract business. Mr. Emmons asked for consideration in removing these items. Mr. Emmons asked about the spot light for moonlight madness sales. Mr. Thompson and Mr. Biggs stated that restrictions on the spot light were removed.

Chad Bartz, Chuck Stevens Automotive

Mr. Bartz stated that he also wants the City to look good; however car purchases are impulse purchases. Balloons and signs show that the business is open and keeps employees motivated. This generates more business and taxes.

Don Hancock, BIS, Highway 31/59

Mr. Hancock stated that he has a problem with the twenty five percent limit of signs. Mr. Hancock said that he does not want it to look like Vegas, but if there are no signs then it shows no activity. He stated that Page 115 Section 16.3 Item T has overreaching limitation and Page 115 Section 16.3 Item X is too restrictive.

Harry Still III, 1307 Mixon Avenue

Mr. Still stated that Page 118 Section 16.4 Item C, needs reviewing and to consider a blackout period for digital signs. Mr. Still stated that consideration may want to be given in the part where billboard should not be located closer than 600 feet from resident to 200 yards to 300 yards. Mr. Still stated that consideration should be given to Page 114 Section 16.3 Item D as this could be directional signs or shared off premises signs. Mr. Still stated that he is in agreement with Page 113 Section 16.2.20 because of safety issues.

Rick Steadman, Liberty Tax Service

Mr. Steadman asked for consideration or possible waiver of portable signs/sandwich signs for 3 months during year.

ITEM 6.	Chairman Stewart thanked everyone for their participation and with no further business adjourned the meeting at 6:32 p.m.
	DONE THIS THE 23th DAY OF SEPTEMBER 2013
	Todd Stewart Chairman
ATTEST:	
Rita Findley City Clerk	

Mr. Jerry Redmon and Mr. Ross Ryland, on rental agreement for property of, 310 D'Olive St. Bay Minette, AL across from City Hall. Mr. Redmon is the owner of property, and mr. Ryland is renter of property, Said property is currently for sale, with the understanding between Mr. Redmon and Mr. Ryland, that should the said property sale, Mr. Redmon will give Mr. Ryland a certain amount of time to vacate the said property. The amount of time to vacate is a verbal agreement between Mr. Kedmon and Mr. Ryland,

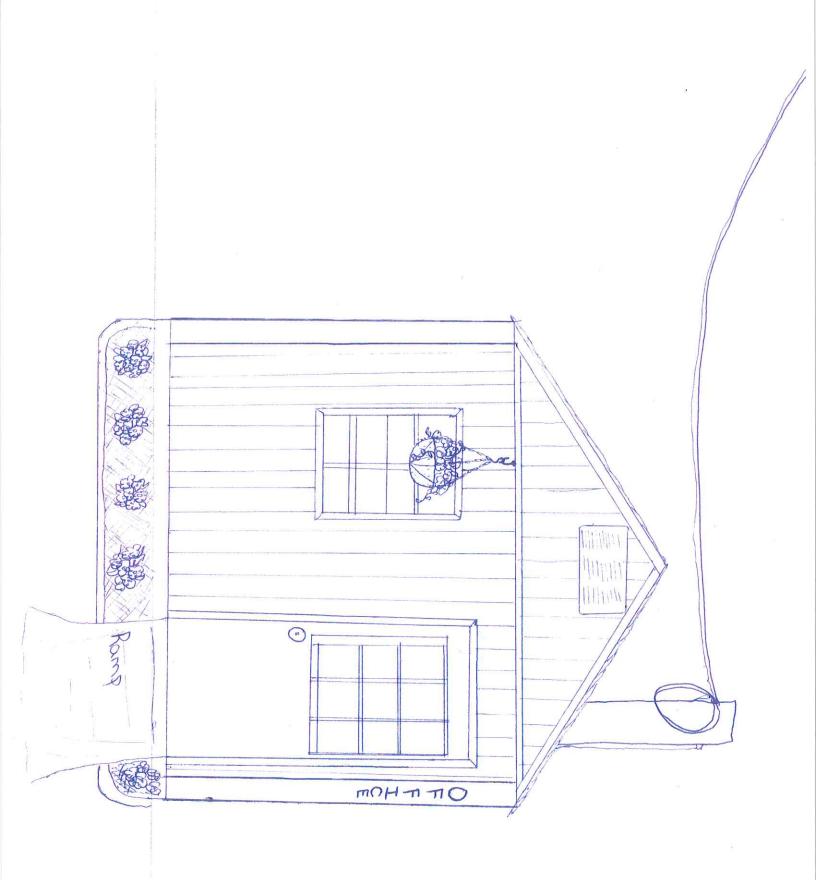
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That being said, Mr. Redmon states he has no problem with any improvements Mr. Ryland does to said property, such as land scaping, flower beds, etc. Mr. Redmon only states he would prefer not to have anything built on said property at this time in case it should sale in the next year or so. Mr. Redmon has no problem with making permanent the existing office already on said property, as long as it can be removed at a later date should said property sale. Mr. Redmon states he has no problem pouring concrete for

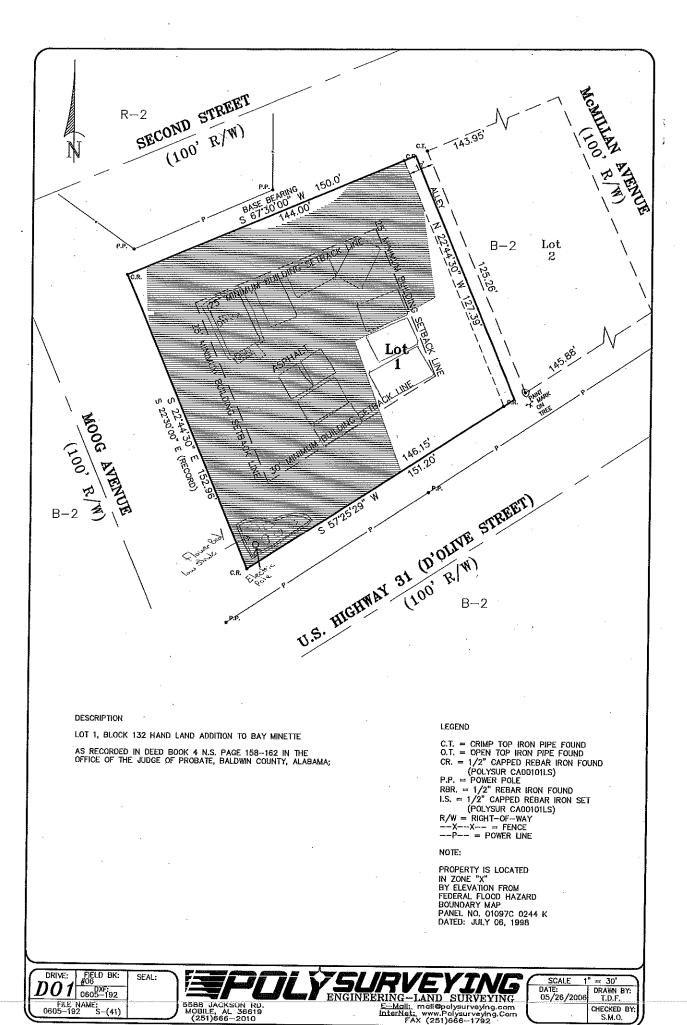
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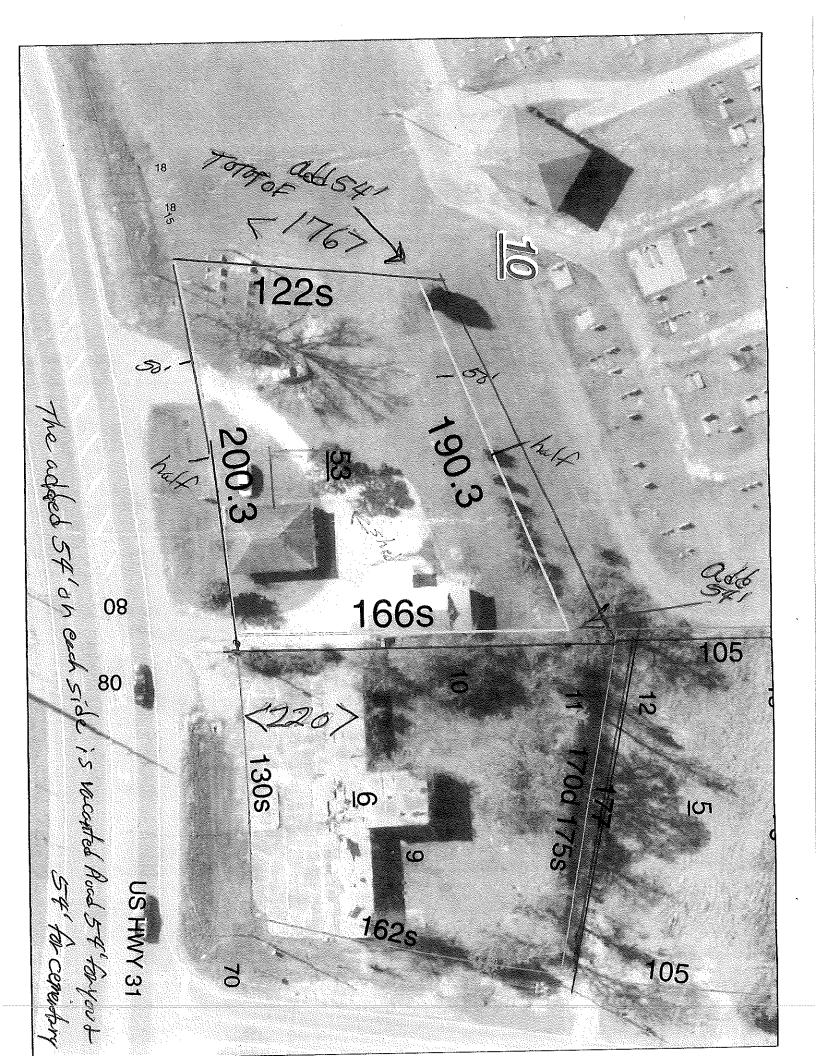
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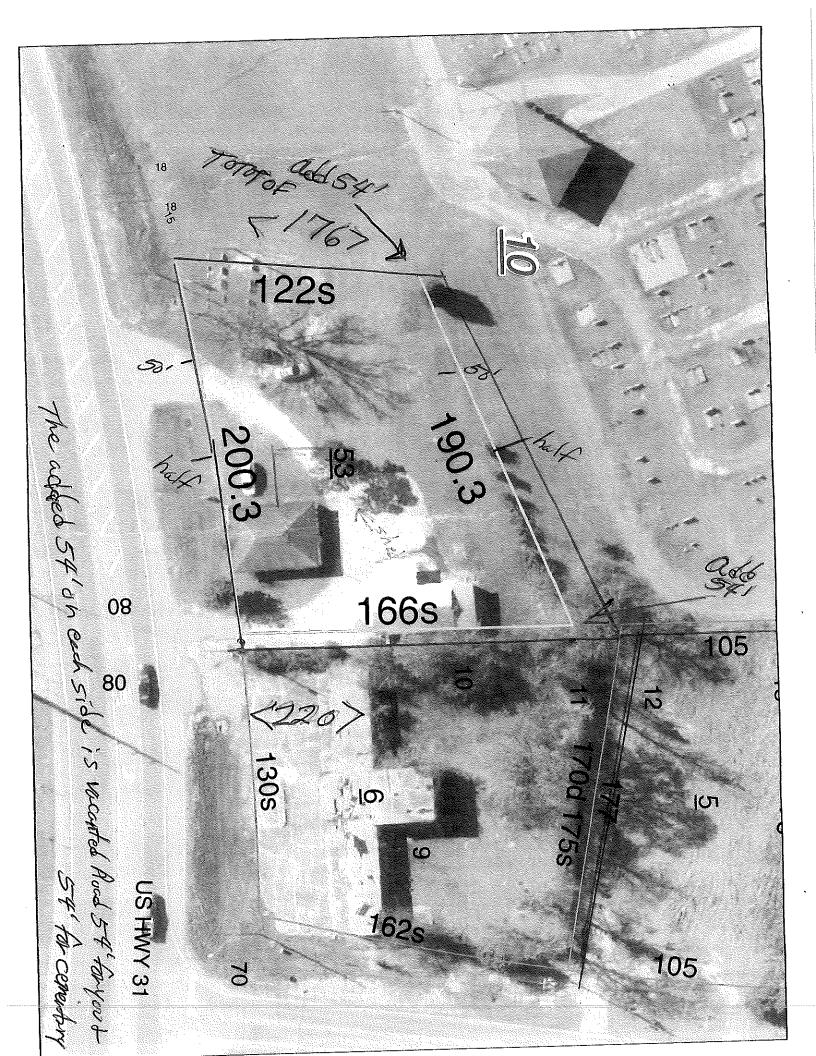
Application for Zoning Amendment State of Alabama County of Baldwin City of Bay Minette

This is to certify that I (we) the undersigned do hereby request the City of Bay Minette to grant a zoning amendment for the property and reasons identified below:

1-	Descri a)	ption of property for which the amendment is requested: Address / 0// / / // 3 / // Worth
		Name of Subdivision plat: Hand Lund Co.
		Lot numbers involved in change: 2
	d)	Total acreage of change: 3/4
	e)	Recorded in Plat Book Number: Deed Book 4 N. S.
		Page Number: /60
	f)	Owned in whole by the undersigned: Voseph L. Biggs
		If owned in part, list name(s) of the co-owner(s):
	6)	o wheat in part, list name(s) of the co-owner(s).
2-	Zoning	change requested
_		Present Classification of property: $9-2$
	h)	Poologification desired.
		Reclassification desired: $B-2$
_	C)	Character of neighborhood: Business
3-	Reason	s for requesting change (a site plan must accompany this request):
	tor	my Business Jue's Opholstery
4-	The fol	lowing attachments must accompany the request for zoning amendment:
	a)	Two copies of a list of the names and addresses of the owners of all properties
	u)	lying within 100' (one hundred feet) of any part of the property proposed to be
		rezoned.
	D)	Two copies of a plat, drawn to scale showing the existing and proposed
		zoning reclassification and other pertinent information
	c)	Two copies of the legal description of the property to be rezoned
	d)	A check for the required fees in compliance with the City of Bay Minette
		Land Use and Development Ordinance.
		State Administration of the Administration o

5)	Certifi	cations:
	a) b)	Applicants Name: Joseph L. Bigs
	9)	Address: 1011 Huy 31 N.
		Telephone Number: 251-931-2263
		Owner
		Owner
		Date:
		Rezoning Fee \$100.00



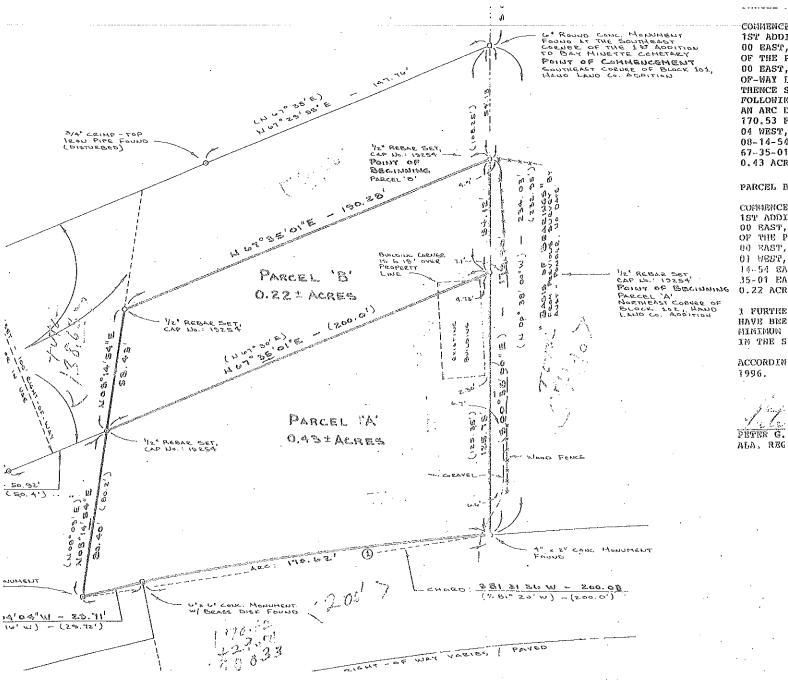


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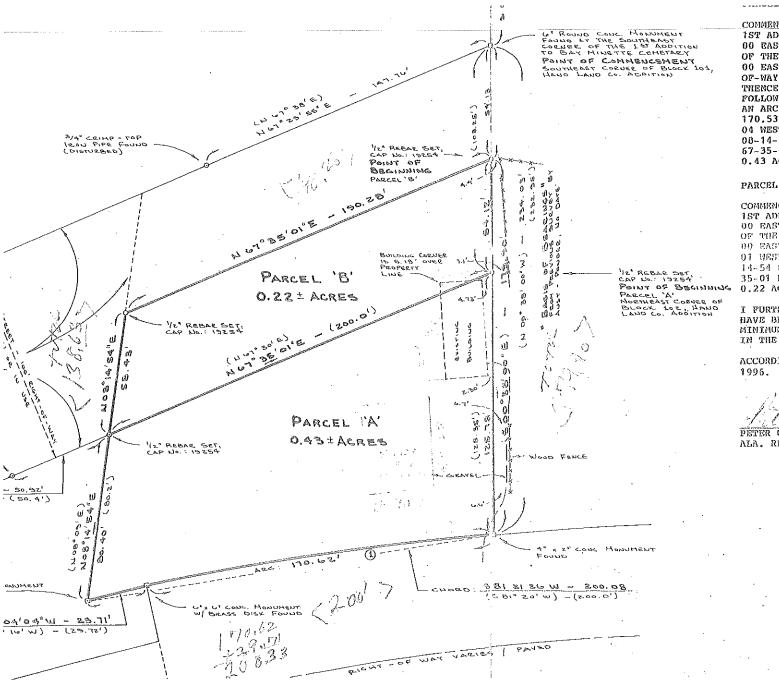
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I FURTHER CERTIFY THAT ALL PARTS OF THIS SURVEY AND DRAWING HAVE BEEN COMPLETED IN ACCONDANCE WITH THE REQUIREMENTS OF THE MINIMUM TECHNICAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE STATE OF ALABAMA. ACCORDING TO THE SURVEY COMPLETED BY ME ON THE 19TH DAY OF JUME, 9000

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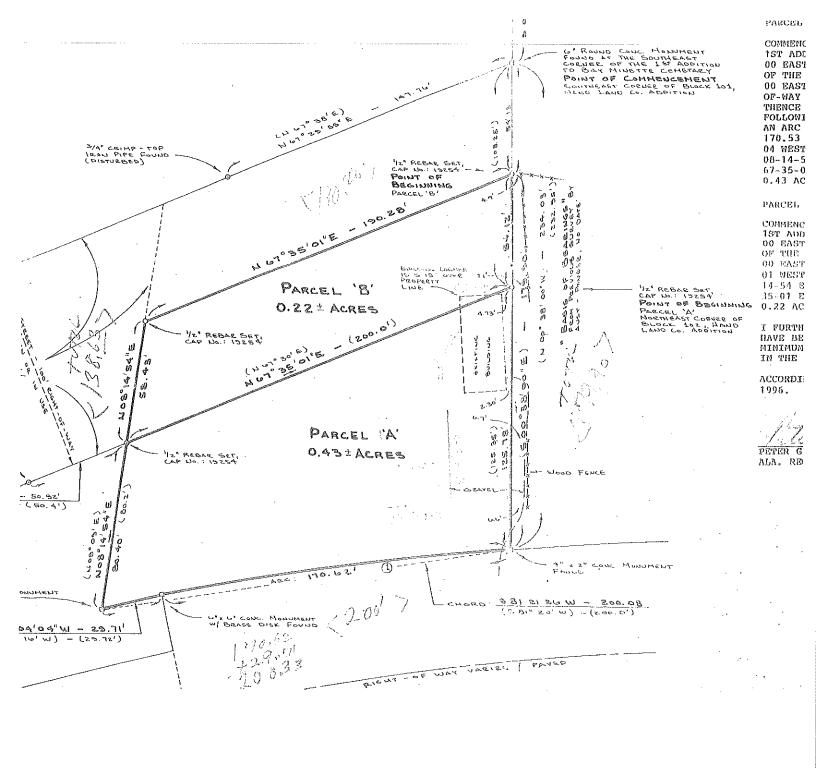
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ACCORDING TO THE SURVEY COMPLETED BY ME ON THE 18TH DAY OF JUNE,

ALA. REG. NO. 19254

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