

**ORDINANCE NO. 1057**

**AN ORDINANCE TO AMEND ZONING ORDINANCE NO. 974 HERETOFORE ADOPTED ON JUNE 5, 2006 BY THE CITY COUNCIL OF THE CITY OF TARRANT TO REZONE 3584 INDUSTRIAL PARKWAY, TARRANT, ALABAMA 35217, FROM ITS PRESENT ZONING OF I-4 (JEFFERSON COUNTY ZONING) TO LI - LIGHT INDUSTRIAL ZONE**

BE IT ORDAINED by the City Council of the City of Tarrant, Alabama,

as follows:

**Section 1.** That the City Council of the City of Tarrant finds as follows:

a. That the requested change in zoning classification is compatible with the City of Tarrant's comprehensive plan;

b. That based upon the plans for the property to be rezoned submitted by the owner(s) of the property, there is available adequate public infrastructure and services, including water, sewer, roads, police and fire protection, etc., to support the proposed rezoning classification, and to the extent that improvements are required, the owner has agreed to make such improvements; and

c. That based upon the plans for the property to be rezoned submitted by the owner(s) of the property, there will be no significant impact of the requested change in zoning classification on neighboring properties and the surrounding area, including traffic, noise, light, odors, etc.

**Section 2.** That Zoning Ordinance No. 945, adopted June 5, 2006, be amended so that the area described below be rezoned from its present zoning of I-4 (Jefferson County zoning) to LI - Light Industrial Zone:

**Street Address:**

3584 Industrial Parkway, Tarrant, Alabama;

**Parcel I.D.#**

13-28-3-001-020.000-RR-01

**Legal Description:**

3584 Industrial Parkway, Tarrant, Alabama;

Part of the Southeast Quarter of the Southwest Quarter of Section 28, Township 16 South, Range 2 West, situated in Jefferson County, Alabama, more particularly described as follows: Begin at the southwest corner of said quarter-quarter section and run thence eastwardly along the south line thereof for a distance of 421.95 feet to a point on the westerly line of the right-of-way of a paved road; thence turn an angle of 90 degrees 16 minutes to the left and run northwardly along the westerly line of said right-of-way for a distance of 203.08 feet to the point of curve of a curve to the right, said curve having a radius of 685 feet and a central angle of 20 degrees 19 minutes 06 seconds; run thence along the arc of said curve and along the westerly line of said right-of-way, for a distance of 242.92 feet, thence turn an angle of 79 degrees 50 minutes 27 seconds to the left (angle measured to the chord of said curve) and run in a northwesterly direction, along a line radial to said curve, for a distance of 330.35 feet to a point on the southeasterly line of the right-of-way of the L & N Railroad; thence run in a southwesterly direction along the southeasterly line of said railroad right-of-way running along a curve to the right, said curve

having a radius of 4,430.34 feet, for a distance of 256.02 feet to a point on the west line of said quarter-quarter section; run thence southwardly along said west line for a distance of 353.41 feet to the point of beginning.

LESS AND EXCEPT:

A part of the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 28, Township 16 South, Range 2 West, Jefferson County, Alabama described as follows:

Commence at the SW corner of said  $\frac{1}{4}$  -  $\frac{1}{4}$  Section and run North along the East line thereof for a distance of 339.2' to a point; thence angle right 90° for a distance of 20.0'; thence angle right 81°15'40" West for a distance of 65.14' to the point of beginning; thence angle left 17°54'57" for a distance of 69.06' to the center of a creek; thence angle right 53°16'56", Southwesterly along said creek a distance of 43.15'; thence angle left 1°09'35" along said creek a distance of 34.97'; thence angle left 2°21'13" along said creek a distance of 29.05'; thence angle left 11°32'30" a distance of 28.14' to the intersection of the center said creek with the before said  $\frac{1}{4}$  -  $\frac{1}{4}$  section line; thence run North along said  $\frac{1}{4}$  -  $\frac{1}{4}$  section line for a distance of 246.11'; thence turn Southeasterly and run to the point of beginning.

Situated in Jefferson County, Alabama

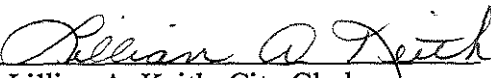
Section 2. That this ordinance shall be effective when published by posting the same as required by law and upon its adoption.

ADOPTED AND APPROVED this 16th day of September, 2013.

APPROVED:

  
LOXCIL B. TUCK, MAYOR

ATTEST:

  
Lillian A. Keith, City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA     )

JEFFERSON COUNTY     )

I, Lillian A. Keith, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of an Ordinance duly adopted by the City Council of the City of Tarrant, Alabama, on the 16th day of September, 2013.

The above and foregoing ordinance was published on the 16th day of September, 2013, by posting copies thereof in four public places within the City of Tarrant: Tarrant Municipal Building, Tarrant Public Library, Tarrant Board of Education and the Tarrant Recreation Center.

Witness my hand and seal of office this 17th day of September, 2013.

  
Lillian A. Keith, City Clerk