

**AGENDA**

**1. CALL TO ORDER**

**2. PLEDGE & PRAYER**

**3. ROLL CALL**

**4. APPROVAL OF MINUTES** – January 18, 2023

**5. COMMUNICATIONS FROM THE MAYOR**

**6. EXECUTIVE SESSION**

**7. COMMITTEE REPORTS**

**8. OLD BUSINESS**

- A. Resolution No. 8981 – Resolution Declaring Nuisance and Authorizing Abatement for Property Located at 653 Springdale Road, Tarrant, AL 35217 – Sponsored by Mayor - *moot*
- B. Resolution No. 8982 - Resolution Declaring Nuisance and Authorizing Abatement for Property Located at 92 Long Street, Tarrant, AL 35217 – Sponsored by Mayor - *Pass*
- C. Ordinance No. 1153 – An Ordinance to Establish the Powers and Duties of the Superintendent of the City Electric Department – 2nd Reading – Sponsored by Councilmember Tracie B. Threadford. - *Pass Publish by Clerk*

**9. NEW BUSINESS**

- A. Resolution No. 8985 - Resolution Authorizing the Mayor to Execute a Transit Service Agreement between the City of Tarrant and the Birmingham-Jefferson County Transit Authority d/b/a MAX – Sponsored by Mayor Wayman Newton - *Tabled*
- B. Resolution No. 8986 – Resolution Directing the Attendance of the City of Tarrant Principal Accountant at the Second Scheduled Council Meeting of Each Month to Present the City of Tarrant Electric Department's Current Account Balance and Financial Status - Sponsored by Councilmember Bryant - *Pass*
- C. Resolution No. 8987 – Resolution Directing the Attendance of the City of Tarrant Principal Accountant at the Second Scheduled Council Meeting of Each Month to Present the City of Tarrant's Current Account Balance and Financial Status - Sponsored by Councilmember Bryant - *Pass*
- D. Resolution No. 8988 – Resolution Declaring Public Nuisance and Authorizing Abatement for Property Located at 2317 Etowah Street, Tarrant, AL 35217. - *Tabled*
- E. Resolution No. 8989 – Resolution Declaring Public Nuisance and Authorizing Abatement for Property Located at 2133 Weatherly Avenue, Tarrant, AL 35217. - *moot*
- F. Resolution No. 8990 – Resolution Declaring Public Nuisance and Authorizing Abatement for Property Located at 1804 Springfield Street, Tarrant, AL 35217. - *Tabled*
- G. Resolution No. 8991 – Resolution Declaring Public Nuisance and Authorizing Abatement and Enforcement of City Ordinance(s). - *William Martin* - *Pass*
- H. Resolution No. 8992 – Resolution Declaring Public Nuisance and Authorizing Abatement for Property Located at 2200 Etowah Street, Tarrant, AL 35217. - *moot*

**10. PUBLIC COMMENTS**

**11. VOUCHERS & EXPENSES**

**11. ADJOURN**

CITY OF TARRANT  
COUNCIL MEETING MINUTES  
JANUARY 18, 2023  
TARRANT CITY HALL

The City Council of the City of Tarrant, Alabama, met in a regularly scheduled meeting on Wednesday, January 4, 2023, at 7:00PM at City Hall.

Mayor Wayman A. Newton called the meeting to order at 7:01PM following the council work session that began at 6:00PM on the agenda items.

Fire Lt. Patrick Bennett led those in attendance in the Pledge of Allegiance. Apostle Page gave the invocation.

Councilor Threadford moved to appoint Michael Brymer, the city attorney who was present, as the acting city clerk for the meeting. Councilor Freeman seconded the motion. There was no discussion. All present voted in favor, and the motion was agreed to.

Mayor Newton asked for a roll call. The following officials were present during the roll call:

Councilor Deborah "Debbie" Matthews  
Councilor Veronica Bandy Freeman  
Mayor Wayman A. Newton  
Councilor Catherine "Cathy" Anderson  
Councilor Traci B. Threadford

Councilor John T. "Tommy" Bryant was absent.

A quorum was determined to be present for the meeting.

The minutes from the January 4, 2023, regularly scheduled council meeting were presented for review and approval. No additions or corrections were made. Councilor Threadford moved to approve the minutes as presented. Councilor Anderson seconded the motion. Mayor Newton called for a roll call vote.

Yeas:

Councilor Deborah "Debbie" Matthews  
Councilor Veronica Bandy Freeman  
Mayor Wayman A. Newton  
Councilor Catherine "Cathy" Anderson  
Councilor Traci B. Threadford

Nays:

None

The yeas being five (5) and the nays being zero (0) the motion to approve the minutes was adopted, and the minutes for the January 4, 2023, council meeting were approved.

The following items were communicated from the Mayor's office to those in attendance:

The Mayor had no communications to make.

This ended the communications from the Mayor's office.

The Mayor next asked for any communications for the city councilors present.

No communications were made from the councilors present.

This ended the communications from the city councilors.

The Mayor then called for committee reports.

No committee reports were made.

The city council next considered old business.

Mayor Newton introduced Resolution No. 8981, A Resolution Declaring Public Nuisance and Authorizing Abatement for Property Located at 653 Springdale Road, Tarrant, AL 35217. After introducing the resolution, the Mayor opened a public hearing on the matter.

Asking if anyone would like to speak on the matter, Mr. David Caisin, the City's Chief Building Official, and the property owner were present and both addressed the council. Mr. Caisin was asked by a councilor if the property was in compliance with the City's ordinances. Mr. Caisin stated it was not. The property owner stated he had moved some vehicles, but he acknowledged there were other vehicles present that needed to be moved, but because of the weather, he had been unable to move the vehicles. The property owner requested additional time to address the condition of the property and remove the items. Councilor Anderson stated her willingness to give the property owner until the next council meeting on February 6 to bring the property into compliance. The Mayor declared the public hearing on the matter closed.

Following the public hearing, Councilor Anderson moved to table until February 6, 2023, Resolution 8981 to allow the property owner additional time to address the nuisance. Councilor Threadford seconded the motion. Mayor Newton called for a vote.

Yeas:

Councilor Deborah "Debbie" Matthews  
Councilor Veronica Bandy Freeman  
Councilor Catherine "Cathy" Anderson  
Councilor Traci B. Threadford

Nays:

None

Not Voting:

Mayor Wayman A. Newton

The yeas being four (4) and the nays being zero (0) with one (1) member not voting, the motion to table Resolution 8981 was agreed to, and the Resolution tabled until February 6, 2023. This concluded the old business pending before the council.

The Council next considered items of new business.

Councilor Anderson next introduced Resolution 8983, A Resolution Authorizing the Purchase of a 2000 Spartan 75-Foot Quint Fire Truck. After Councilor Anderson introduced and read Resolution 8983, she moved for its adoption. Mayor Newton seconded the motion.

Fire Lt. Patrick Bennett, as a follow up to his presentation during the work session on this Resolution, addressed the council on the matter. After concluding his presentation, along with some additional discussion with the city attorney and the city council's attorney, Mayor Newton called for a vote.

Yeas:

Councilor Deborah "Debbie" Matthews  
Mayor Wayman A. Newton  
Councilor Catherine "Cathy" Anderson  
Councilor Traci B. Threadford

Nays:

Councilor Veronica Bandy Freeman

The yeas being four (4) and the nays being one (1), the motion to adopt Resolution 8983 was agreed to, and the Resolution adopted.

Councilor Matthews introduced Resolution No. 8984, A Resolution Authorizing the Mayor to Execute a Financial Agreement for the Purchase of a Caterpillar 299D3 Skid Steer. After introducing and reading the resolution, Councilor Matthews moved to adopt Resolution 8984. Councilor Anderson seconded the motion. Mayor Newton then called for a vote.

Yeas:

Councilor Deborah "Debbie" Matthews  
Councilor Veronica Bandy Freeman  
Mayor Wayman A. Newton  
Councilor Catherine "Cathy" Anderson  
Councilor Traci B. Threadford

Nays:

None

The yeas being five (5) and the nays being zero (0), the motion to adopt Resolution 8984 was agreed to, and the Resolution adopted.

Next, Councilor Threadford introduced and read for the first time Ordinance No. 1153, An Ordinance To Establish The Powers And Duties of the Superintendent of the City Electric Department.

No further action was taken on Ordinance No. 1153 as it was read for the first time.

The city council next agreed to set a budget work session to consider the proposed Fiscal Year 2022 - 2023 budget on Monday, January, 30, 2023, at 6:00PM at Tarrant City Hall.

Next, the City Council heard from members of the public who had signed in to speak prior to the meeting.

Prior to the public comments beginning, however, the Mayor recognized Police Chief Major who swore in Mr. Charles Winborn who was appointed to the City of Tarrant Community Crime Commission.

First, Mr. Kelvin Slaughter addressed the city council regarding telephone pole and camera placement and other topics.

Second, Ms. Sandra Matthews spoke regarding flooding issues in her yard at her residence on Lynnfield Circle. She requested an update on the work to address those flooding issues behind her home. The Mayor gave an update regarding the status. Due to the potential cost of this project, Councilor Threadford requested additional information on the pricing and a subsequent estimate.

Third, a citizen addressed the council requesting a street light be placed on a public roadway that is dark because of pedestrian safety and vehicle traffic along the poorly lit area. The Mayor stated the City would look at the area and see a light pole could be installed.

Fourth, Mr. Tony Jones spoke to the city council regarding the placement of his vehicles on a lot that was sold at tax sale.

Fifth, Mr. Weatherspoon also addressed the council on the placement of vehicles on his own lot and acknowledged Mr. Jones's vehicles were parked across the street from Mr. Weatherspoon's home with no issue. Mr. Weatherspoon also spoke on other matters.

Sixth, Rev. Gwendloyn Webb addressed the council.

During the public comment section, Councilor Freeman left the meeting due to a family emergency.

This concluded the comments from the public.

Councilor Matthews asked Chief Major about the status of the renovation at dispatch and a projected opening date. Chief Major gave an updated on the status to all in attendance.

Next, Councilor Threadford moved to approve the vouchers and expenses as presented. Councilor Anderson seconded the motion. Mayor Newton called for a vote.

Yeas:

- Councilor Debora "Debbie" Matthews
- Mayor Wayman A. Newton
- Councilor Catherine "Cathy" Anderson
- Councilor Traci B. Threadford

Nays:

None

The yeas being four (4) and the nays being zero (0), the motion was agreed to, and the vouchers and expenses were approved as presented.

There being no further business to be brought before the council, Councilor Threadford moved to adjourn the meeting. Councilor Anderson seconded the motion. A voice vote was taken with all present being in favor.


The meeting was adjourned at 7:47PM.

Respectfully submitted,

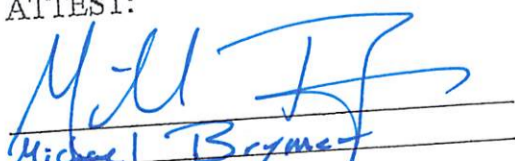
Michael Brymer  
Acting City Clerk for the January 18, 2023, City Council Meeting

READ AND APPROVED this the 18<sup>th</sup> day of January 2023.



APPROVED:   
\_\_\_\_\_  
\_\_\_\_\_

ATTEST:

  
Michael Brymer  
Acting City Clerk

**RESOLUTION NO. 8981**

**A RESOLUTION DECLARING PUBLIC NUISANCE AND AUTHORIZING ABATEMENT FOR PROPERTY LOCATED AT 653 SPRINGDALE ROAD, TARRANT, AL 35217.**

**WHEREAS**, following a duly noticed Public Hearing held on January 4, 2023, the City Council of the City of Tarrant, Alabama, finds the real property located at 92 Long Street, Tarrant, AL 35217 (hereinafter "Property,") lying within the City's corporate limits, is violation of the City Ordinance(s) of the City of Tarrant as attached hereto as Exhibit A.

**WHEREAS**, notice of violation for the Property was provided by section 4-114 of the Code of Ordinances of the City of Tarrant; and;

**WHEREAS**, a notice has been provided to the Property owner(s) and a public hearing has been held; and

**WHEREAS**, photos and relevant documentation regarding the Property are attached as Exhibit "A" to this Resolution; and

**WHEREAS**, the City Council of the City of Tarrant, Alabama, having heard from the interested parties who appeared at the public hearing, finds the Property to constitute a public nuisance as defined in the Code of Ordinances of the City of Tarrant, Alabama; and

**WHEREAS**, the Property being found by the City Council of the City of Tarrant, Alabama to be in violation of City Ordinances as listed above and hereby declares a public nuisance authorizes the enforcement of said Ordinances through the appropriate abatement, penalty(s), and/or legal action.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA** while in regular session on January 4, 2023, at 7:00 pm. as follows:

1. The preamble is adopted and incorporated as if fully set out herein.
2. The City Council held a duly notice public hearing on the date fixed below at its regularly scheduled council meeting.
3. The City Council finds that the above-described conditions at the Property is in violation of City Ordinances as stated above and hereby constitutes a public nuisance as stated within the Code of Ordinances of the City of Tarrant, Alabama.
4. The City Council hereby authorizes the enforcement of said Ordinances through the appropriate abatement, penalty(s), and/or legal action as stated within the Code of Ordinances of the City of Tarrant, Alabama. Further, the enforcing official shall give notice of this Resolution as required by the Code of Ordinances.

5. Any and all costs and expenses of said enforcement, including any abatement, unsatisfied penalty(s) or abatement shall be identified, recorded, and submitted to the City Council of the City of Tarrant, Alabama, for an assessment to be placed upon the property as provided in Chapter 4 of the Code of Ordinances.

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Wayman A. Newton, Mayor  
City of Tarrant

Attest: \_\_\_\_\_,  
\_\_\_\_\_, City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA)  
JEFFERSON COUNTY)

I, \_\_\_\_\_, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Resolution duly and legally adopted by the City Council of the City of Tarrant, Alabama, on the \_\_\_\_ day of \_\_\_\_\_, 202\_\_, while in regular session on \_\_\_\_\_, 2022, and the same appears of record in the minute book of said date of said City.

, Witness my hand and seal of office this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
\_\_\_\_\_, City Clerk

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

TRACIE B. THREADFORD  
MAYOR PRO TEM

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

Date: 2/01/2022

To: WATSON LARRY A & PAMALA B

653 SPRINGDALE RD BIRMINGHAM AL 35217

From: David Casian

Re: 653 SPRINGDALE RD

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 02/06/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSE WITHOUT HEARING YOUR POSITION.

\_\_\_\_\_  
David Casian, Inspection Superintendent



MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 11/29/2022

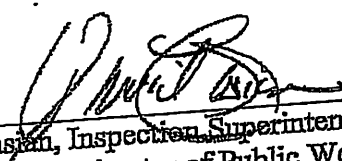
To: Larry and Pamela Watson

From: David Casian

Re: 653 Springdale Rd.

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 01/04/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSE WITHOUT HEARING YOUR POSITION.

  
David Casian, Inspection Superintendent  
Director of Public Works

653 SPRINGDALE RD

3 MICHAEL BRYMER  
PEGUES  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN  
CITY CLERK

### CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 11/03/2022

OWNER: WATSON LARRY A & PAMALA B

ADDRESS: 653 SPRINGDALE RD BIRMINGHAM AL 35217

Re: 653 SPRINGDALE RD

Tax Parcel I.D.: # 13 00 32 4 001 012.000

### ORDER TO COMPLY

Dear Property Owner:

YOU ARE IN VIOLATION OF THE CORRECTION NOTICE POSTED ON OCTOBER, 27, 2022 AND AS A RESULT, THIS **ORDER TO COMPLY** IS NOW ISSUED. In accordance with the CODE OF ORDINANCES CITY OF TARRANT ALABAMA, Sec. 4-110; on October 27, 2022, a site visit was conducted at 653 Springdale, to verify alleged Violations; a correction notice addressing observed violations (several vehicles in various stages of disrepair, visible from the public right-a-way constituting a zoning violation and public nuisance) was posted GIVING 48 HOUR TO CORRECT. A site visit was again conducted in November 2, 2022, and little to no change had occurred to this date from the initial visit. The property consists of a TYPE V, R-3 OCCUPANCY IRREGULAR SHAPED SINGLE-FAMILY DWELLING AND SEVERAL OUT BUILDINGS. The violations consist of **ILLEGAL AUTOMOBILE REPAIR AND VISUAL BLIGHT**. This property is in violation of the Code of Ordinances of the City of Tarrant, constituting a public nuisance and or an attractive nuisance and threat to the local residences and the community and constituents of the City of Tarrant.

The Charging sections of the City of Tarrant are provided as attached, followed by repair/correction requirements.

Sincerely,

\_\_\_\_\_  
David Casian, Building Inspection Superintendent

Nuisance Abatement ORDER

CITY OF TARRANT/INSPECTION DIVISION

## ATTACHMENT

## TARRANT MUNICIPAL CODE

## ARTICLE I - IN GENERAL

- Sec. 4-1. - Building inspector official—Office created.
- Sec. 4-2. - Same—Enforcement of codes.
- Sec. 4-3. - Same—Given power of police officer; right of entry.
- Sec. 4-4. - Technical codes—Adopted by reference.
  - International Building Code (IBC).
  - International Residential Code (IRC).
  - International Mechanical Code (IMC).
  - International Plumbing Code (IPC), which now includes the International Private Sewage Disposal Codes.
  - International Fuel Gas Code (IFGC).
  - International Energy Conservation Code (IECC).
  - International Existing Building Code (IEBC).
  - International Wildland Urban Interface Code (IWUIC).
  - International Performance Code for Buildings and Facilities (ICCPC).
  - International Property Maintenance Code (IPMC).
  - International Zoning Code (IZC).
- Sec. 4-9. - Cleanup before issuance of certificate of occupancy.
- Sec. 4-11. - Care of premises.
- Sec. 9-2 Nuisances—generally
- 9-4 Abatement of vacant property
- 9-17 Nuisance Property
- 9-40 Litter
- 9-58 Vehicle Storage
- 9-59 Vehicle Impounding

## REQUIREMENT:

Nuisance Abatement ORDER

CITY OF TARRANT/INSPECTION DIVISION

653 SPRINGDALE RD

This property is located in the "Light Industrial Zone" established June 6, 2006; however, prior to this date, this area was designated "Residential" with the current use of the Single-Family Dwelling, maintains non-conforming rights to the previous zone and cannot be used as an automotive vehicle repair facility; to use this property as a automotive vehicle repair facility:

- The current legal use would have to be abandoned, (since the area is not zoned for mixed use)
- A proper vehicle repair facility plan would be submitted to the Department of Building and Safety for approval,
- Permits obtained,
- Facility developed, inspected and approved,
- A business license obtained and
- A property enclosure, in compliance with the zoning ordinance provided.

In accordance with Sections:

**Sec. 9-2. - Nuisances generally—Creating unlawful.**

Any person who creates or causes or permits any nuisance on or about any lot, place or premises owned or controlled by such person, or on or about any street or other public place, or who commits any act or creates or causes or permits the existence of anything calculated to endanger the safety of property, or which is prejudicial to the health or comfort, or offensive to the senses of ordinary citizens, is guilty of a misdemeanor; and each day a continuing nuisance shall exist shall constitute a separate offense.

**Sec. 9-58. - Leaving of wrecked or discarded vehicles on property.**

No person in charge or control of any property within the city, whether as owner, tenant, occupant, lessee, or otherwise, shall allow any partially dismantled, nonoperating, wrecked, junked, or discarded vehicle to remain on such property longer than forty-eight (48) hours; except that this section shall not apply with regard to a vehicle in an enclosed building; a vehicle on the premises of a business enterprise operated in a lawful place and manner, when necessary to the operation of

Nuisance Abatement ORDER

CITY OF TARRANT/INSPECTION DIVISION

653 SPRINGDALE RD

such business enterprise; or a vehicle in an appropriate storage place or depository maintained in a lawful place and manner by the city.

You, as the owner(s) of the property, are hereby notified by virtue of this order to have this property cleared and removed of ~~ALL AUTOMOTIVE VEHICLES NOT REGISTERED~~ to a resident of this site with such vehicle registration also displaying this site legal address within **FIFTEEN (15) DAYS** from the date of this notice. Additionally, all non-operational vehicles legal to the occupant and address **MUST** be enclosed out of public view.

Failure or refusal to abate the nuisance may lead to requiring your appearance in court and may be punishable by a fine of up to \$500.00. EVERY DAY THE VIOLATION CONTINUES BEYOND THE COMPLIANCE DATE CONSTITUTES A SEPARATE OFFENSE FOR WHICH A FINE MAY BE IMPOSED. The city will hold a public legal hearing requiring your appearance regarding the nuisance. The City may abate the nuisance or may file a lawsuit to abate the nuisance, the total expense of which will be assessed against the legal owner of registration of the site and or the property.

Your immediate compliance with the City of Tarrant's nuisance ordinance is **NOW ORDERED.** To assist us in responding to your questions or concerns, we further request that all communication with this department be made in writing at the address listed above and include your telephone number.

Nuisance Abatement ORDER

CITY OF TARRANT/INSPECTION DIVISION

RESOLUTION NO. 8982

A RESOLUTION DECLARING PUBLIC NUISANCE AND AUTHORIZING ABATEMENT FOR PROPERTY LOCATED AT 92 LONG STREET, TARRANT, AL 35217.

WHEREAS, following a duly noticed Public Hearing held on January 4, 2023, the City Council of the City of Tarrant, Alabama, finds the real property located at 92 Long Street, Tarrant, AL 35217 (hereinafter "Property,") lying within the City's corporate limits, is violation of the City Ordinance(s) of the City of Tarrant as listed below:

**Sec. 5.03. - R-HD High-Density Single-Family Zone.**

*This zone exists for the protection of areas, which are, or are planned to be, developed for high-density single-family dwellings, duplexes and non-residential uses that support and harmonize with high-density single-family residential development.*

*(a) Permitted uses.*

- (1) Accessory buildings, subject to section 4.03.*
- (2) Detached single-family dwellings.*
- (3) Gardens.*
- (4) Parks and playgrounds.*
- (5) public buildings (low-intensity only).*
- (6) Signs, subject to Article 8.*

**Sec. 4.03. - Principal and accessory buildings and structures.**

*Only one (1) principal building and its permitted accessory buildings may hereafter be erected on any lot in any single-family residential zone. Accessory dwellings are permitted in certain single-family zones subject to section 603.*

*Accessory buildings and structures, in all zones, shall be located wholly to the rear of the principal building.*

**ARTICLE 6. - SUPPLEMENTAL USE REGULATIONS**

**Sec. 6.01. - Applicability.**

*All uses identified in Article 5 as subject to supplemental use regulations shall comply with all applicable standards for the uses as specified within this article in addition to other requirements of this ordinance.*

**Sec. 6.02. - Enforcement.**

*After the effective date of this ordinance, any existing building proposed for a change in use that under this ordinance is subject to supplemental use regulations, shall be required to obtain a*

*certificate of occupancy from the building inspector stating that the structure, lot and proposed use complies with all standards for the stated use. A certificate of occupancy required for a new building shall similarly reflect the building inspector's satisfaction that all requirements have been met for a use subject to supplemental use regulations.*

**Sec. 7.01. - Off street parking.**

*There shall be provided, at the time of the erection of any building or at the time any principal building is enlarged or increased in capacity by adding dwelling units, guest rooms, seats, or floor area, or before conversion from one (1) type of use or occupancy to another, permanent off-street parking in the amount specified in this article. Such parking space may be provided in a parking garage or parking lot or in driveways serving single-family dwellings and duplexes. Parking facilities provided in accordance with the terms of this ordinance shall not subsequently be reduced below the requirements of this ordinance or subsequent amendment thereto.*

**Sec. 11.02. - Building permit.**

*Building permit required. No building, sign or other structure shall be erected, moved, extended, enlarged or otherwise structurally altered until the building inspector has issued a building permit for such work. The building inspector shall not issue a building permit until conformance with the provisions of this ordinance is certified by the building inspector through the issuance of zoning approval.*

A PERMIT WAS PREVIOUSLY ISSUED; HOWEVER, THE PERMIT WAS ISSUED IN ERROR

**Sec. 11.04. - Certificate of occupancy.**

*No land, building or other structure or part thereof hereafter erected, moved, or altered following issuance of a building permit shall be occupied or utilized until the building inspector has issued a certificate of occupancy stating that such land, building, structure or part thereof is found to be in conformity with the provisions of this ordinance and the building code.*

A CERTIFICATE OF OCCUPANCY WAS NEVER ISSUED FOR BUILDING USE. NO FIRE MARSHAL INSPECTION EVER OCCURRED; THEREFORE, NO OCCUPANCY LOAD HAS BEEN ESTABLISHED FOR THE BUILDING USE

WHEREAS, notice of violation for the Property was provided by section 4-114 of the Code of Ordinances of the City of Tarrant; and;

WHEREAS, a notice has been provided to the Property owner(s) and a public hearing has been held; and

WHEREAS, photos and relevant documentation regarding the Property are attached as Exhibit "A" to this Resolution; and

WHEREAS, the City Council of the City of Tarrant, Alabama, having heard from the interested parties who appeared at the public hearing, finds the Property to constitute a public nuisance as defined in the Code of Ordinances of the City of Tarrant, Alabama; and


WHEREAS, the Property being found by the City Council of the City of Tarrant, Alabama to be in violation of City Ordinances as listed above and hereby declares a public nuisance authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA while in regular session on January 4, 2023, at 7:00 pm. as follows:

1. The preamble is adopted and incorporated as if fully set out herein.
2. The City Council held a duly notice public hearing on the date fixed below at its regularly scheduled council meeting.
3. The City Council finds that the above-described conditions at the Property is in violation of City Ordinances as stated above and hereby constitutes a public nuisance as stated within the Code of Ordinances of the City of Tarrant, Alabama.
4. The City Council hereby authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement as stated within the Code of Ordinances of the City of Tarrant, Alabama. Further, the enforcing official shall give notice of this Resolution as required by the Code of Ordinances.
5. Any and all costs and expenses of said enforcement, including any legal action(s) or abatement shall be identified, recorded, and submitted to the City Council of the City of Tarrant, Alabama, for an assessment to be placed upon the property as provided in Chapter 4 of the Code of Ordinances.

ADOPTED this the 6<sup>th</sup> day of February, 2023.



  
\_\_\_\_\_  
Wayman A. Newton, Mayor  
City of Tarrant

Attest:   
\_\_\_\_\_  
Michael Bryan, City Clerk



CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, Michael Byrum, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Resolution duly and legally adopted by the City Council of the City of Tarrant, Alabama, on the 6<sup>th</sup> day of February, 2023, while in regular session on Monday, February 6, 2023, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this 7<sup>th</sup> day of February, 2027.



Michael Byrum, City Clerk

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 2/01/2022

To: Samuel C. Brewster Jr.

811 Riverchase Pkwy W Hoover Al 35244-1626

92 long St, Birmingham, AL 35217

From: David Casian

Re: 92 long St

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 02/06/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSE WITHOUT HEARING YOUR POSITION.

---

David Casian, Inspection Superintendent

Director of Public Works

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
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CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 11/29/2022

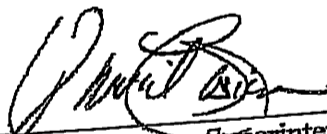
To: Samuel Brewster Jr.

From: David Casian

Re: 92 long St

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 01/04/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSE WITHOUT HEARING YOUR POSITION.

  
David Casian, Inspection Superintendent  
Director of Public Works

ADDRESS: 92 LONG STREET

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

### CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
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COUNCIL MEMBERS  
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COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

TRACIE B. TREADFORD  
MAYOR PRO TEM

Date: 10/18/2022

Owner: Samuel C. Brewster Jr.

Address: 811 RIVERCHASE PKWY W HOOVER AL 35244-1626

Re: 92 Long Street Tarrant AL. 35217 / DBA "MAJIC CITY GARAGE

Tax Parcel LD.: # 1300321001032

### NOTICE OF VIOLATION

Dear Property Owner:

In accordance with the CODE OF ORDINANCES CITY OF TARRANT ALABAMA, Sec. 4-110; on 08/26/22 a site visit was conducted at 92 LONG STREET, to verify alleged Violations. **THE SITE IS A RESIDENTIAL VACANT LOT WITH A 12X15 (APPROXIMATE SIZE), TYPE V, U-1 OCCUPANCY, PRE-FABRICATED, STORAGE UNIT. THIS SITE IS LOCATED IN A R-HD ZONE AND IS DESIGNATED FOR HIGH DENSITY RESIDENTIAL USE ONLY; THE SITE HAS A PRE-FABRICATED STORAGE SHED WITHOUT A PRIMARY RESIDENTIAL STRUCTURE** and as such, is in violation of the Code of Ordinances of the City of Tarrant, constituting a public nuisance and or an attractive nuisance and threat to the local residences and the community and constituents of the City of Tarrant.

The Charging sections of the City of Tarrant are provided as attached, followed by repair/correction requirements.

Sincerely,

\_\_\_\_\_  
David Casian, Chief Building Official

CASE# 22-005

Nuisance Notice

ATTACHMENT

TARRANT MUNICIPAL CODE

ARTICLE I. - IN GENERAL

- Sec. 4-1. - Building inspector official—Office created.
- Sec. 4-2. - Same—Enforcement of codes.
- Sec. 4-3. - Same—Given power of police officer; right-of-entry.
- Sec. 4-4. - Technical codes—Adopted by reference.
  - International Building Code (IBC).
  - International Residential Code (IRC).
  - International Mechanical Code (IMC).
  - International Plumbing Code (IPC), which now includes the International Private Sewage Disposal Codes.
  - International Fuel Gas Code (IFGC).
  - International Energy Conservation Code (IECC).
  - International Existing Building Code (IEBC).
  - International Wildland-Urban Interface Code (IWUIC).
  - International Performance Code for Buildings and Facilities (ICCPC).
  - International Property Maintenance Code (IPMC)
  - International Zoning Code (IZC);
- Sec. 4-9. - Cleanup before issuance of certificate of occupancy.
- Sec. 4-11. - Care of premises.

REQUIREMENT:

It was observed a permit was issued for this use and no site inspection signatures are noted. The lack of inspection activity within 180 days (6 months) of a permit issuance causes the permit to expire. This permit was issued in error, since a commercial business cannot operate in a R-HD zone; this area is designated for residential use and accessory structures to that use. The Inspection

CASE# 22-005

Nuisance Notice

ADDRESS: 92 LONG STREET

Superintendent (AKA Building Official) may revoke permits issued in error in accordance with the International Building Code and the International residential Code (section 105.6 & R105.6), as adopted by the City of Tarrant. Please conform to the following:

- You must discontinue a commercial business in a designated residential zone.
- This building and property use constitutes a public nuisance in accordance with Section 4-111 and 4-112, of the Code of Ordinances of the City of Tarrant (a nuisance is any building which is, among other things; unsafe, unsanitary or unfit for human habitation or which is a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, abandonment, or accumulation of rubbish and debris).
- You, as the owners of the property, are hereby notified to have this building removed or demolished and the premises cleaned within **FORTY-FIVE (45) DAYS** from the date of this notice.

Failure or refusal to abate the nuisance may be punishable by a fine of up to \$500.00. Every day the violation continues constitutes a separate offense for which a fine may be imposed. Additionally, the city will hold a public hearing regarding the nuisance. The City may abate the nuisance or may file a lawsuit to abate the nuisance, which may include demolition, the total expense of which will be assessed against the property.

Presently, a hearing on this matter is tentatively scheduled before the Division Hearing Officer on **WEDNESDAY DECEMBER 14, 2022 at 1:00PM** (to be verified by Administration staff) at City Hall located at 1133 East Lake Blvd, Tarrant, Alabama 35217. You may attend and present evidence to the Hearing Officer on your position. Failure to attend will result in the Hearing Officer making a determination without hearing your position.

Your immediate compliance with the City of Tarrant's nuisance ordinance is respectfully requested. To assist us in responding to your questions or concerns, we further request that all communication with this department be made in writing at the address listed above and include your telephone number.

CASE# 22-005

Nuisance Notice

92 LONG STREET

- The building in use does not comply with this code
- 2009 ICC International Mechanical Code (IMC).  
Heating is required for building use; this building does not comply with this code
  - 2008 National Electrical Code  
This building does not comply with this code
  - 2009 ICC International Plumbing Code (IPC), which now includes the International Private Sewage Disposal Codes.  
Sanitary facilities are required for staff and public use; this building does not comply with this code
  - 2009 ICC International Fuel Gas Code (IFGC).

**THE VIOLATIONS OBSERVED AND CHARGING SECTIONS ARE AS FOLLOWS:**

**Sec. 5.03. - R-HD High-Density Single-Family Zone.**

*This zone exists for the protection of areas, which are, or are planned to be, developed for high-density single-family dwellings, duplexes and non-residential uses that support and harmonize with high-density single-family residential development.*

*(a) Permitted uses.*

- (1) Accessory buildings, subject to section 4.03.*
- (2) Detached single-family dwellings.*
- (3) Gardens.*
- (4) Parks and playgrounds.*
- (5) public buildings (low-intensity only).*
- (6) Signs, subject to Article 8.*

**Sec. 4.03. - Principal and accessory buildings and structures.**

*Only one (1) principal building and its permitted accessory buildings may hereafter be erected on any lot in any single-family residential zone. Accessory dwellings are permitted in certain single-family zones subject to section 603.*

*Accessory buildings and structures, in all zones, shall be located wholly to the rear of the principal building.*

**ARTICLE 6. - SUPPLEMENTAL USE REGULATIONS**

**Sec. 6.01. - Applicability.**

NARRATIVE/STATEMENT OF FACTS

INSPECTION DIVISION

*All uses identified in Article 5 as subject to supplemental use regulations shall comply with all applicable standards for the uses as specified within this article in addition to other requirements of this ordinance.*

**Sec. 6.02. - Enforcement.**

*After the effective date of this ordinance, any existing building proposed for a change in use that under this ordinance is subject to supplemental use regulations, shall be required to obtain a certificate of occupancy from the building inspector stating that the structure, lot and proposed use complies with all standards for the stated use. A certificate of occupancy required for a new building shall similarly reflect the building inspector's satisfaction that all requirements have been met for a use subject to supplemental use regulations.*

**Sec. 7.01. - Off street parking.**

*There shall be provided, at the time of the erection of any building or at the time any principal building is enlarged or increased in capacity by adding dwelling units, guest rooms, seats, or floor area, or before conversion from one (1) type of use or occupancy to another, permanent off-street parking in the amount specified in this article. Such parking space may be provided in a parking garage or parking lot or in driveways serving single-family dwellings and duplexes. Parking facilities provided in accordance with the terms of this ordinance shall not subsequently be reduced below the requirements of this ordinance or subsequent amendment thereto.*

**Sec. 11.02. - Building permit.**

*Building permit required. No building, sign or other structure shall be erected, moved, extended, enlarged or otherwise structurally altered until the building inspector has issued a building permit for such work. The building inspector shall not issue a building permit until conformance with the provisions of this ordinance is certified by the building inspector through the issuance of zoning approval.*

A PERMIT WAS PREVIOUSLY ISSUED; HOWEVER, THE PERMIT WAS ISSUED IN ERROR

**Sec. 11.04. - Certificate of occupancy.**

*No land, building or other structure or part thereof hereafter erected, moved, or altered following issuance of a building permit shall be occupied or utilized until the building inspector has issued a certificate of occupancy stating that such land, building, structure or part thereof is found to be in conformity with the provisions of this ordinance and the building code.*

A CERTIFICATE OF OCCUPANCY WAS NEVER ISSUED FOR BUILDING USE. NO FIRE MARSHAL INSPECTION EVER OCCURRED; THEREFORE, NO OCCUPANCY LOAD HAS BEEN ESTABLISHED FOR THE BUILDING USE.

**CONTINUATION OF ENFORCEMENT**

ON DECEMBER 19, 2022, THE SITE OWNER CAME TO MY OFFICE TO DISCUSS THE OBSERVED VIOLATIONS AND CHARGING SECTIONS OF THE TARRANT CITY

NARRATIVE/STATEMENT OF FACTS

INSPECTION DIVISION



92 LONG STREET

ORDANCE. THE SITE OWNER CLAIMED HE HAD RECEIVE PREVIOUS AUTHORIZATION FOR THE SITE USE FROM THE PREVIOUS INSPECTOR DONALD FERRIS. I EXPLAINED THE APPROVAL WAS IN ERROR DUE TO THE ZONING VIOLATION OF COMMERCIAL USE IN A RESIDENTIAL AREA IN ADDITION TO THE USE OF AN ACCESSORY BUILDING ON THE LOT WITHOUT A PRIMARY BUILDING; THE BUILDING IN USE IS INTENDED AS A SUPPLEMENTAL STORAGE OR UTILITY BUILDING AND DOES NOT MEET CODE REQUIREMENTS

THE LACK OF COMPLIANCE TO THE PREVIOUSLY ISSUED CORRECTION NOTICE JUSTIFIES THE ISSUANCE OF A "NOTICE OF VIOLATION" (NOV) WHICH WAS GENERATGED, MAILED BY CERTIFIED MAIL, AND POSTED AT THE SITE. THE NOTICE COMPLIANCE TIME IS SET FOR 2022

#### CONCLUSION

SITE OWNER MUST COMPLY WITH NOTICE TO COMPLY TO PREVENT FURTHER ENFORCEMENT AS FOLLOWS:

- DISCONTINUE BUSINESS ACTIVITY
- CONTACT UTILITY TO DISCONNECT ELECTRICAL SERVICE
- REMOVE STORAGE UNIT FROM LOT
- ARRANGE FOR INSPECTION DIVISION SITE VISIT TO VERIFY COMPLIANCE

IF COMPLIANCE IS NOT OBTAINED, CASE WILL BE REFERRED FOR FURTHER LEGAL ACTION AT THE SITE OWNERS EXPENCE

NARRATIVE/STATEMENT OF FACTS

INSPECTION DIVISION

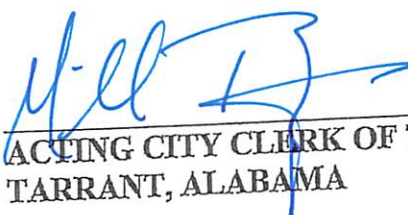
I, the undersigned City Clerk of the **CITY OF TARRANT, ALABAMA**, hereby certify that the attached pages numbered 1 to 2 constitute a true, correct and complete copy of excerpts from all those portions of the minutes of a regular public meeting of the City Council of said City held on February 6, 2023, pertaining to the matters therein set out, as the same appear in the records of said City.

WITNESS my signature, as said City Clerk, under the seal of said City, this 6<sup>th</sup> day of

February, 2023.

[SEAL]



  
\_\_\_\_\_  
ACTING CITY CLERK OF THE CITY OF  
TARRANT, ALABAMA

Councilor Threadford introduced the following Ordinance in writing which was read at the meeting.

ORDINANCE NO. 1153

**AN ORDINANCE TO ESTABLISH THE POWERS AND DUTIES OF THE SUPERINTENDENT OF THE CITY ELECTRIC DEPARTMENT**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TARRANT in the State of Alabama, as follows:

**Section 1.** That pursuant to the provisions of Ordinance number 1152 of the City of Tarrant, Alabama, the services of the Mayor of the Tarrant Electric Department as Superintendent, Appointing Authority of the Jefferson County Personnel Board and Manager were discontinued effective with the adoption of Ordinance number 1152.

**Section 2.** That pursuant to the provisions of Ordinance number 1152 of the City of Tarrant, Alabama, Tracie B. Threadford was appointed as the Interim Superintendent, Appointing Authority of the Jefferson County Personnel Board and Manager of the Tarrant Electric Department without compensation.

**Section 3.** That the City Council of the City of Tarrant, Alabama hereby grants to Tracie B. Threadford or her duly appointed successors the exclusive authority to direct, supervise and control the administration and operations departments of the Tarrant Electric Department in all matters including, but not limited to, personnel matters, financial matters of the Tarrant Electric Department of any nature or kind, rate making, meter readings, billings and collections, proper repair and maintenance of the system, keeping an inventory of supplies and equipment on hand and such data and information relative to the system as the City Council may require to be made available.

**Section 4.** This Ordinance is to become effective immediately upon its adoption by the City Council or as otherwise becoming law. Any and all resolutions and ordinances which are contrary to or in conflict with the terms and provisions of this ordinance are hereby rescinded and repealed.



ADOPTED AND APPROVED this the 6<sup>th</sup> day of February, 2023.

APPROVED: [Signature]  
Wayman Newton, Mayor

ATTEST: [Signature]  
Michael Brymer, Acting City Clerk

1.

Threadford moved that the foregoing Ordinance be adopted, which motion was seconded by Freeman, and, upon the same being put to vote, the following vote was recorded:

<u>Councilor:</u>	<u>YEA:</u>	<u>NAY:</u>
Wayman Newton	_____	_____
Tracie Threadford	_____✓_____	_____
Cathy Anderson	_____✓_____	_____
John "Tommie" Bryant	_____✓_____	_____
Veronica Freeman	_____✓_____	_____
Deborah Matthews	_____	_____

The Mayor thereupon announced that the motion for adoption of said Ordinance had been carried.

I, the undersigned City Clerk of the **CITY OF TARRANT, ALABAMA**, hereby certify that the attached pages numbered 1 to 4 constitute a true, correct and complete copy of excerpts from all those portions of the minutes of a regular public meeting of the City Council of said City held on February 6, 2023, pertaining to the matters therein set out, as the same appear in the records of said City.

WITNESS my signature, as said City Clerk, under the seal of said City, this 7<sup>th</sup> day of February, 2023.

[SEAL]

  
\_\_\_\_\_  
**ACTING CITY CLERK OF THE CITY OF  
TARRANT, ALABAMA**

Councilor Bryant introduced the following Resolution in writing which was read at the meeting.

**RESOLUTION NO. 8986**

**A RESOLUTION DIRECTING THE ATTENDANCE OF THE CITY OF TARRANT ~~PRINCIPAL~~<sup>SENIOR</sup> ACCOUNTANT AT THE SECOND SCHEDULED COUNCIL MEETING OF EACH MONTH TO PRESENT THE CITY OF TARRANT ELECTRIC DEPARTMENT'S CURRENT ACCOUNT BALANCE AND FINANCIAL STATUS.**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT** in the State of Alabama, as follows:

**Section 1.** That pursuant to section 2-27 of the City of Tarrant Code of Ordinances, "All officers, employees, and representatives of the city shall, when requested, attend all meetings of the council and shall remain in the council room for such length of time as the council or mayor may direct."

**Section 2.** That the City Council of the City of Tarrant, Alabama, ("City") is responsible for approving expenditures, the budgeting, and the overall financial health of the City of Tarrant Electric Department ("Electric Department.")

**Section 3.** In addition to the state requirement that the City Council be presented a report of the city's accounts every six (6) months, the City Council finds it in the best interest of its citizens to require a more frequent review of the Electric Department's accounts and finances.

**Section 4.** In considering the foregoing provisions, the City Council would direct the attendance of the Electric Department's ~~principal~~<sup>SENIOR</sup> accountant at the second regularly scheduled council meeting of each month. The Electric Department's ~~principal~~<sup>SENIOR</sup> accountant should prepare and present to the City Council the current Electric Department's general fund balance, the balance of all checking accounts or other accounts in the Electric Department's name at all banks or other financial institutions, a list of all expenses and invoices paid prior to the date of the meeting.

**Section 5.** The Electric Department's ~~principal~~<sup>SENIOR</sup> accountant shall remain long enough to answer any questions from the City Council or until otherwise excused by the City Council.

**Section 6.** This Resolution shall not be construed so as to otherwise alter or change any other duties assigned by City ordinance or state statute or other requirements as required by the principal accountant's job description.

Section 7. This Resolution shall become effective immediately upon its adoption or otherwise becoming law.

ADOPTED AND APPROVED this the 6<sup>th</sup> day of February, 2023.



APPROVED: [Signature]

ATTEST: [Signature]  
Michael Byrnes, Acting City Clerk

*-as amended*

Councilor Bryant moved that the foregoing Resolution be adopted, which motion was seconded by Councilor Threadford, and, upon the same being put to vote, the following vote was recorded:

<u>Councilor:</u>	<u>YEA:</u>	<u>NAY:</u>
Wayman Newton	_____	_____
Tracie Threadford	<u>✓</u>	_____
Cathy Anderson	<u>✓</u>	_____
John "Tommie" Bryant	<u>✓</u>	_____
Veronica Freeman	<u>✓</u>	_____
Deborah Matthews	_____	_____

The Mayor thereupon announced that the motion for adoption of said Resolution had been carried.



I, the undersigned City Clerk of the **CITY OF TARRANT, ALABAMA**, hereby certify that the attached pages numbered 1 to 4 constitute a true, correct and complete copy of excerpts from all those portions of the minutes of a regular public meeting of the City Council of said City held on Februn 6, 2023, pertaining to the matters therein set out, as the same appear in the records of said City.

WITNESS my signature, as said City Clerk, under the seal of said City, this 6<sup>th</sup> day of February, 2023.

[SEAL]



  
\_\_\_\_\_  
ACTING CITY CLERK OF THE CITY OF  
TARRANT, ALABAMA

Councilor Bryant introduced the following Resolution in writing which was read at the meeting.

**RESOLUTION NO. 8987**

**A RESOLUTION DIRECTING THE ATTENDANCE OF THE CITY OF TARRANT PRINCIPAL ACCOUNTANT AT THE SECOND SCHEDULED COUNCIL MEETING OF EACH MONTH TO PRESENT THE CITY OF TARRANT'S CURRENT ACCOUNT BALANCE AND FINANCIAL STATUS.**

**BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT** in the State of Alabama, as follows:

**Section 1.** That pursuant to section 2-27 of the City of Tarrant Code of Ordinances, "All officers, employees, and representatives of the city shall, when requested, attend all meetings of the council and shall remain in the council room for such length of time as the council or mayor may direct."

**Section 2.** That the City Council of the City of Tarrant, Alabama, ("City") is responsible for approving expenditures, the budgeting, and the overall financial health of the City of Tarrant ("City.")

**Section 3.** In addition to the state requirement that the City Council be presented a report of the city's accounts every six (6) months, the City Council finds it in the best interest of its citizens to require a more frequent review of the City's accounts and finances.

**Section 4.** In considering the foregoing provisions, the City Council would direct the attendance of the principal accountant for the City at the second regularly scheduled council meeting of each month. The principal accountant should prepare and present to the City Council the City's current general fund balance, the balance of all checking accounts or other accounts in the City's name at all banks or other financial institutions, a list of all expenses and invoices paid prior to the date of the meeting.

**Section 5.** The City's principal accountant shall remain long enough to answer any questions from the City Council or until otherwise excused by the City Council.

**Section 6.** This Resolution shall not be construed so as to otherwise alter or change any other duties assigned by City ordinance or state statute or other requirements as required by the principal accountant's job description.

**Section 7.** This Resolution shall become effective immediately upon its adoption or otherwise becoming law.

ADOPTED AND APPROVED this the 6<sup>th</sup> day of February, 2023.



APPROVED: [Signature]

ATTEST: [Signature]  
Michael Byrum, Acting City Clerk

Councilor Bryant moved that the foregoing Resolution be adopted, which motion was seconded by Councilor Freeman, and, upon the same being put to vote, the following vote was recorded:

<u>Councilor:</u>	<u>YEA:</u>	<u>NAY:</u>
Wayman Newton	_____	<u>✓</u> _____
Tracie Threadford	<u>✓</u> _____	_____
Cathy Anderson	<u>✓</u> _____	_____
John "Tommie" Bryant	<u>✓</u> _____	_____
Veronica Freeman	<u>✓</u> _____	_____
Deborah Matthews	_____	_____

The Mayor thereupon announced that the motion for adoption of said Resolution had been carried.

**RESOLUTION NO. 8988**

**A RESOLUTION DECLARING PUBLIC NUISANCE AND AUTHORIZING ABATEMENT FOR PROPERTY LOCATED AT 2317 ETOWAH STREET, TARRANT, AL 35217.**

**WHEREAS**, following a duly noticed Public Hearing held on February 6, 2023, the City Council of the City of Tarrant, Alabama, finds the real property located at 2317 Etowah Street, Tarrant, AL 35217 (hereinafter "Property,") lying within the City's corporate limits, is violation of the City Ordinance(s) of the City of Tarrant as shown in the Tarrant City Council Hearing Notice, attached hereto and incorporated as if fully set forth herein as Exhibit "A."

**WHEREAS**, notice of violation for the Property was provided by section 4-114 of the Code of Ordinances of the City of Tarrant; and;

**WHEREAS**, a notice has been provided to the Property owner(s) and a public hearing has been held; and

**WHEREAS**, the City Council of the City of Tarrant, Alabama, having heard from the interested parties who appeared at the public hearing, finds the Property to constitute a public nuisance as defined in the Code of Ordinances of the City of Tarrant, Alabama; and

**WHEREAS**, the Property being found by the City Council of the City of Tarrant, Alabama to be in violation of City Ordinances as listed above and hereby declares a public nuisance authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA** while in regular session on Monday, February 6, 2023, at 7:00 pm. as follows:

1. The preamble is adopted and incorporated as if fully set out herein.
2. The City Council held a duly notice public hearing on the date fixed below at its regularly scheduled council meeting.
3. The City Council finds that the conditions at the Property located at 2317 Etowah Street, Tarrant, AL 35217, as set-out in Exhibit A and fully incorporated herein, is in violation of City Ordinances as stated above and hereby constitutes a public nuisance as stated within the Code of Ordinances of the City of Tarrant, Alabama.
4. The City Council hereby authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement as stated within the Code of Ordinances of the City of Tarrant, Alabama. Further, the enforcing official shall give notice of this Resolution as required by the Code of Ordinances.
5. Any and all costs and expenses of said enforcement, including any legal action(s) or abatement shall be identified, recorded, and submitted to the City Council of the City of Tarrant, Alabama, for an assessment to be placed upon the property as provided in Chapter 4 of the Code of Ordinances.

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Wayman A. Newton, Mayor  
City of Tarrant

Attest: \_\_\_\_\_, City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, \_\_\_\_\_, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Resolution duly and legally adopted by the City Council of the City of Tarrant, Alabama, on the \_\_\_\_ day of \_\_\_\_\_, 202\_\_, while in regular session on \_\_\_\_\_, \_\_\_\_\_, 2022, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_, City Clerk

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 12/29/2022

To: Gladys Civil

2317 Etowah St. Birmingham Al 35217

From: David Casian

Re: 2317 Etowah St

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 02/06/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSE WITHOUT HEARING YOUR POSITION.

\_\_\_\_\_  
David Casian, Inspection Superintendent

2317 Etowah St.

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

### CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: January 24, 2023  
Owner: Gladys Civil  
Address: 2317 Etowah St. Birmingham Al 35217

Re: Property Violation at 2317 Etowah St. Birmingham Al 35217  
Tax Parcel I.D.: # 23 00-04 3 001 019.000

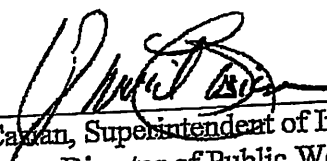
### NOTICE OF VIOLATION

**Compliance Date: February 3, 2023**

Property Owner:

In accordance with the CODE OF ORDINANCES CITY OF TARRANT ALABAMA, Sec. 4-110; on January 24, 2023, a site visit was conducted regarding a citizen complaint at 2317 Etowah St., to verify alleged Violations. The property consists of an Single Family Dwelling, type V construction, R-3 occupancy. The complaint was verified in violation of the Code of Ordinances of the City of Tarrant, constituting a public nuisance and or an attractive nuisance and a threat to the local residences and the community and constituents of the City of Tarrant. The Charging sections of the City of Tarrant are provided as attached, followed by repair/correction requirements.

Sincerely,

  
David Casan, Superintendent of Inspection/  
Director of Public Works

NOTICE TO COMPLY

INSPECTION DIVISION



**ATTACHMENT**

**TARRANT MUNICIPAL CODE**

**Chapter 4 – BUILDINGS, CONSTRUCTION AND RELATED ACTIVITIES**

**ARTICLE I - IN GENERAL**

- Sec. 4-1. - Building Inspector Official—Office created.
- Sec. 4-2. - Same—Enforcement of codes.
- Sec. 4-3. - Same—Given power of police officer; right-of-entry.
- Sec. 4-11. - Care of premises

**Chapter 9 - HEALTH AND SANITATION**

**ARTICLE I - IN GENERAL**

Sec. 9-2. - Nuisances generally—Creating unlawful.

**VIOLATION: STAGNANT WATER THAT GENERATE OFFENSIVE CONDITIONS**

Sec. 9-14. - Conditions favoring reproduction of flies.

**VIOLATION: STAGNANT POOL WATER PROVIDING BREEDING CONDITIONS FOR FLIES**

Sec. 9-15. - Conditions favoring reproduction of mosquitoes.

**VIOLATION: STAGNANT POOL WATER PROVIDING BREEDING CONDITIONS FOR MOSQUITOES**

**REQUIREMENT:**

- **ABATE ALL OFFENSIVE CONDITIONS ON THE PROPERTY**
- **REMOVE STAGNANT WATER AND ELIMNATE ALL ATTRACTIVE CONDITIONS THAT PROMOTE INSECT (FLIES, GNATS AND MOSQUITOS) ATTRACTION AND REPRODUCTION**

Failure or refusal to abate the nuisance by the compliance date, will lead to further legal action which may be punishable by a fine of up to \$500.00 per violation. Every day the violation continues constitutes a separate offense for which a fine may be imposed. Additionally, the city will hold a public hearing regarding the nuisance. The City may abate the nuisance or may file a lawsuit to abate the nuisance; which, the total expense will be assessed against property. A site visit must be conducted to verify compliance of this Notice of Violation.

Your immediate compliance with the City of Tarrant's nuisance ordinance is respectfully requested. To assist us in responding to your questions or concerns, we further request that all communication with this department be made in writing at the address listed above and include your telephone number.

NOTICE TO COMPLY

INSPECTION DIVISION

**RESOLUTION NO. 8989**

**A RESOLUTION DECLARING PUBLIC NUISANCE AND AUTHORIZING ABATEMENT FOR PROPERTY LOCATED AT 2133 WEATHERLY AVENUE, TARRANT, AL 35217.**

**WHEREAS**, following a duly noticed Public Hearing held on February 6, 2023, the City Council of the City of Tarrant, Alabama, finds the real property located at 2133 Weatherly Avenue, Tarrant, AL 35217 (hereinafter "Property,") lying within the City's corporate limits, is violation of the City Ordinance(s) of the City of Tarrant as shown in the Tarrant City Council Hearing Notice, attached hereto and incorporated as if fully set forth herein as Exhibit "A."

**WHEREAS**, notice of violation for the Property was provided by section 4-114 of the Code of Ordinances of the City of Tarrant; and;

**WHEREAS**, a notice has been provided to the Property owner(s) and a public hearing has been held; and

**WHEREAS**, the City Council of the City of Tarrant, Alabama, having heard from the interested parties who appeared at the public hearing, finds the Property to constitute a public nuisance as defined in the Code of Ordinances of the City of Tarrant, Alabama; and

**WHEREAS**, the Property being found by the City Council of the City of Tarrant, Alabama to be in violation of City Ordinances as listed above and hereby declares a public nuisance authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA** while in regular session on Monday, February 6, 2023, at 7:00 pm. as follows:

1. The preamble is adopted and incorporated as if fully set out herein.
2. The City Council held a duly notice public hearing on the date fixed below at its regularly scheduled council meeting.
3. The City Council finds that the conditions at the Property located at 2133 Weatherly Avenue, Tarrant, AL 35217, as set-out in Exhibit A and fully incorporated herein, is in violation of City Ordinances as stated above and hereby constitutes a public nuisance as stated within the Code of Ordinances of the City of Tarrant, Alabama.
4. The City Council hereby authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement as stated within the Code of Ordinances of the City of Tarrant, Alabama. Further, the enforcing official shall give notice of this Resolution as required by the Code of Ordinances.
5. Any and all costs and expenses of said enforcement, including any legal action(s) or abatement shall be identified, recorded, and submitted to the City Council of the City of Tarrant, Alabama, for an assessment to be placed upon the property as provided in Chapter 4 of the Code of Ordinances.

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Wayman A. Newton, Mayor  
City of Tarrant

Attest: \_\_\_\_\_, City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, \_\_\_\_\_, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Resolution duly and legally adopted by the City Council of the City of Tarrant, Alabama, on the \_\_\_\_ day of \_\_\_\_\_, 202\_\_, while in regular session on \_\_\_\_\_, \_\_\_\_\_, 2022, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
\_\_\_\_\_, City Clerk

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 12/29/2022

To: Burrow James E

2133 Weatherly Ave, Birmingham, AL 35217

From: David Casian

Re: 2133 Weatherly Ave

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 02/06/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSE WITHOUT HEARING YOUR POSITION.

\_\_\_\_\_  
David Casian, Inspection Superintendent

2133 WEATHERLY AVE

1

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

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COUNCIL MEMBERS  
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JOHN T. "TOMMY" BRYANT

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: January 17, 2023

Owner: Burrow James E

Address: 2133 Weatherly Ave, Birmingham, AL 35217

Re: Property Violation at 2133 Weatherly Ave

Tax Parcel I.D.: # 13 00 33 4 015 026.000

### NOTICE OF VIOLATION


**Compliance Date: February 7, 2023**

Property Owner:

In accordance with the CODE OF ORDINANCES CITY OF TARRANT ALABAMA, Sec. 4-110; on January 9, 2023, a site visit was conducted regarding a citizen complaint at 2133 Weatherly Ave, to verify alleged Violations. The property consists of a Single-Family Dwelling, type V construction, R-3 occupancy with open parking and a u-1 utility structure under construction. The complaint was verified in violation of the Code of Ordinances of the City of Tarrant, constituting a public nuisance and or an attractive nuisance and a threat to the local residences and the community and constituents of the City of Tarrant.

The Charging sections of the City of Tarrant are provided as attached, followed by repair/correction requirements.

Sincerely,

  
\_\_\_\_\_  
David Caslan, Superintendent of Inspection/  
Director of Public Works

NOTICE TO COMPLY

INSPECTION DIVISION

ATTACHMENT

TARRANT MUNICIPAL CODE

ARTICLE I - IN GENERAL

- Sec. 4-1. - Building Inspector Official—Office created.
- Sec. 4-2. - Same—Enforcement of codes.
- Sec. 4-3. - Same—Given power of police officer, right-of-entry.
- Sec. 4-11. - Care of premises.
- Code of Alabama Title 32; Sec. 32-13-1 (4) - non-operational vehicle
- Article II Chapter 9 art 2 Div. 2 Sec. 9-56 and 9-58 – Vehicles Parking
- Appendix A art 5 sec. 5.03 - Zoning
- Article 6 – Home Occupation
- Article 7 Sec. 7.01, 7.02, 7.04, 7.07 – Off Street Parking
- Chapter 9 Art 1 Sec. 9-2 Nuisances

VIOLATION:

- OPEN STORAGE OF NON-OPERATIONAL VEHICLES
  - ANY VEHICLE THAT IS NOT IN RUNNING CONDITION (CAN BE MOVED UNDER ITS OWN POWER IS NON-OPERATIONAL: SEC. 4-11. - CARE OF PREMISES.
  - ANY VEHICLE THAT IS NOT CURRENTLY REGISTERED WITH THE STATE OF ALABAMA IS NON- OPERATIONAL; CODE OF ALABAMA TITLE 32; SEC. 32-13-1 (4) - NON-OPERATIONAL VEHICLE
- OCCUPIED REQUIRED YARD SPACE
  - THERE ARE SPECIFIC YARD REQUIREMENTS PER EACH DESIGNATED ZONE THAT CANNOT BE OCCUPIED AND MUST BE CLEAR FROM THE GROUND UP.
- OPEN STORAGE OF GOODS
  - OPEN STORAGE OF GOODS; SEC. 4-11. - CARE OF PREMISES.

NOTICE TO COMPLY

INSPECTION DIVISION

**REQUIREMENT:**

VEHICLES ARE CURRENTLY OCCUPYING THESE REQUIRED SPACES; ALL VEHICLES THAT ARE IN VIOLATION MUST BE REMOVED FROM THE PROPERTY OR STORED IN AN ENCLOSURE CLOSED ON 3 SIDES; OPERATIONAL VEHICLE ARE PERMITTED TO BE PARKED IN THE RESIDENCE DRIVEWAY; ARTICLE 7 SEC. 7.01, 7.02, 7.04, 7.07 – OFF STREET PARKING. TRASH OR DEBRIS MUST BE REMOVED AND ALL EQUIPMENT AND MATERIALS MUST BE PROPERLY STORED IN AN ENCLOSURE.

In accordance with Chapter 9: Article 1: Section 9-2, of the Code of Ordinances of the City of Tarrant your property constitutes a public nuisance and as such is a violation of said Tarrant City Ordinance. This nuisance is also an illegal use of land of the Tarrant City Ordinance and must be abated. The violations that exist are:

Failure or refusal to abate the nuisance by the compliance date, will lead to further legal action which may be punishable by a fine of up to \$500.00 per violation. Every day the violation continues constitutes a separate offense for which a fine may be imposed. Additionally, the city will hold a public hearing regarding the nuisance. The City may abate the nuisance or may file a lawsuit to abate the nuisance; which, the total expense will be assessed against property. A site visit must be conducted to verify compliance of this Notice of Violation.

Your immediate compliance with the City of Tarrant's nuisance ordinance is respectfully requested. To assist us in responding to your questions or concerns, we further request that all communication with this department be made in writing at the address listed above and include your telephone number.

NOTICE TO COMPLY

INSPECTION DIVISION

**RESOLUTION NO. 8990**

**A RESOLUTION DECLARING PUBLIC NUISANCE AND AUTHORIZING ABATEMENT FOR PROPERTY LOCATED AT 1804 SPRINGFIELD STREET, TARRANT, AL 35217.**

**WHEREAS**, following a duly noticed Public Hearing held on February 6, 2023, the City Council of the City of Tarrant, Alabama, finds the real property located at 1804 Springfield Street, Tarrant, AL 35217 (hereinafter "Property,") lying within the City's corporate limits, is violation of the City Ordinance(s) of the City of Tarrant as shown in the Tarrant City Council Hearing Notice, attached hereto and incorporated as if fully set forth herein as Exhibit "A."

**WHEREAS**, notice of violation for the Property was provided by section 4-114 of the Code of Ordinances of the City of Tarrant; and;

**WHEREAS**, a notice has been provided to the Property owner(s) and a public hearing has been held; and

**WHEREAS**, the City Council of the City of Tarrant, Alabama, having heard from the interested parties who appeared at the public hearing, finds the Property to constitute a public nuisance as defined in the Code of Ordinances of the City of Tarrant, Alabama; and

**WHEREAS**, the Property being found by the City Council of the City of Tarrant, Alabama to be in violation of City Ordinances as listed above and hereby declares a public nuisance authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA** while in regular session on Monday, February 6, 2023, at 7:00 pm. as follows:

1. The preamble is adopted and incorporated as if fully set out herein.
2. The City Council held a duly notice public hearing on the date fixed below at its regularly scheduled council meeting.
3. The City Council finds that the conditions at the Property located at 1804 Springfield Street, Tarrant, AL 35217, as set-out in Exhibit A and fully incorporated herein, is in violation of City Ordinances as stated above and hereby constitutes a public nuisance as stated within the Code of Ordinances of the City of Tarrant, Alabama.
4. The City Council hereby authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement as stated within the Code of Ordinances of the City of Tarrant, Alabama. Further, the enforcing official shall give notice of this Resolution as required by the Code of Ordinances.
5. Any and all costs and expenses of said enforcement, including any legal action(s) or abatement shall be identified, recorded, and submitted to the City Council of the City of Tarrant, Alabama, for an assessment to be placed upon the property as provided in Chapter 4 of the Code of Ordinances.

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Wayman A. Newton, Mayor  
City of Tarrant



Attest: \_\_\_\_\_, City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, \_\_\_\_\_, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Resolution duly and legally adopted by the City Council of the City of Tarrant, Alabama, on the \_\_\_\_ day of \_\_\_\_\_, 202\_\_, while in regular session on \_\_\_\_\_, \_\_\_\_\_, 2022, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
\_\_\_\_\_, City Clerk

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 2/01/2022

To: Walker Samuel M

1804 Springfield St, Birmingham, AL 35217

From: David Casian

Re: 1804 Springfield St

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 02/06/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSES WITHOUT HEARING YOUR POSITION.

\_\_\_\_\_  
David Casian, Inspection Superintendent

1804 Springfield St

1

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
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COUNCIL MEMBERS  
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JOHN T. "TOMMY" BRYANT

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: January 24, 2023  
Owner: Walker Samuel M  
Address: 1804 Springfield St  
Birmingham, AL 35217

Re: Property Violation at 1804 Springfield St  
Tax Parcel I.D.: # 23 00 04 3 003 002.000

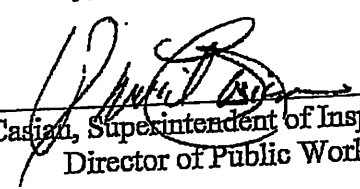
### NOTICE OF VIOLATION Compliance Date: February 3, 2023

Property Owner:

In accordance with the CODE OF ORDINANCES CITY OF TARRANT ALABAMA, Sec. 4-110; on January 23, 2023, a site visit was conducted regarding a citizen complaint at 1804 Springfield St., to verify alleged Violations. The property consists of a Single-Family Dwelling, R-3 Occupancy, Type V construction and a Private Garage, M-1 Occupancy, Type V construction. The complaint was verified in violation of the Code of Ordinances of the City of Tarrant, constituting a public nuisance and or an attractive nuisance and a threat to the local residences and the community and constituents of the City of Tarrant.

The Charging sections of the City of Tarrant are provided as attached, followed by repair/correction requirements.

Sincerely,

  
David Casian, Superintendent of Inspection/  
Director of Public Works

NOTICE TO COMPLY

INSPECTION DIVISION

**ATTACHMENT**

**TARRANT MUNICIPAL CODE**

**Chapter 4 – BUILDINGS, CONSTRUCTION AND RELATED ACTIVITIES**

**ARTICLE I. - IN GENERAL**

- Sec. 4-1. - Building Inspector Official—Office created.
- Sec. 4-2. - Same—Enforcement of codes.
- Sec. 4-3. - Same—Given power of police officer; right-of-entry.
- Sec. 4-11. - Care of premises

**VIOLATION: EXCESSIVE VEGETATION**

**Chapter 9 - HEALTH AND SANITATION**

**ARTICLE I. - IN GENERAL**

Sec. 9-2. - Nuisances generally—Creating unlawful.

**VIOLATION: EXCESSIVE VEGETATION AND STAGNANT WATER THAT GENERATE OFFENSIVE CONDITIONS**

Sec. 9-14. - Conditions favoring reproduction of flies.

**VIOLATION: STAGNANT POOL WATER PROVIDING BREEDING CONDITIONS FOR FLIES**

Sec. 9-15. - Conditions favoring reproduction of mosquitoes.

**VIOLATION: STAGNANT POOL WATER PROVIDING BREEDING CONDITIONS FOR MOSQUITOES**

Sec. 9-17. - Same—Nuisance on private property.

**VIOLATION: EXCESSIVE VEGETATION GROWTH IN EXCESS OF 12 INCHES GROWTH EXIST THAT PROMOTES AN ATTRACTION TO VERMIN, PESTS AND INSECTS**

NOTICE TO COMPLY

INSPECTION DIVISION

**REQUIREMENT:**

- **ABATE ALL OFFENSIVE CONDITIONS ON THE PROPERTY**
- **REMOVE ALL EXCESSIVE VEGETATION THAT CREATE ATTRACTIVE CONDITIONS FOR VERMIN, PEST, AND INSECTS**
- **REMOVE STAGNANT WATER AND ELIMNATE ALL ATTRACTIVE CONDITIONS THAT PROMOTE INSECT (FLIES. GNATS AND MOSQUITOS) ATTRACTION AND REPRODUCTION**

Failure or refusal to abate the nuisance by the compliance date, will lead to further legal action which may be punishable by a fine of up to \$500.00 per violation. Every day the violation continues constitutes a separate offense for which a fine may be imposed. Additionally, the city will hold a public hearing regarding the nuisance. The City may abate the nuisance or may file a lawsuit to abate the nuisance; which, the total expense will be assessed against property. A site visit must be conducted to verify compliance of this Notice of Violation.

Your immediate compliance with the City of Tarrant's nuisance ordinance is respectfully requested. To assist us in responding to your questions or concerns, we further request that all communication with this department be made in writing at the address listed above and include your telephone number.

NOTICE TO COMPLY

INSPECTION DIVISION

RESOLUTION NO. 8991

A RESOLUTION DECLARING PUBLIC NUISANCE AND AUTHORIZING ABATEMENT AND ENFORCEMENT OF CITY ORDINANCE(S)

WHEREAS, following a duly noticed Public Hearing held on February 6, 2023, the City Council of the City of Tarrant, Alabama, finds as follows:

WHEREAS, following complaints regarding illegal dumping on Owens Street in the City of Tarrant, an investigation was initiated by Building Inspections Officer, David Casian; and

WHEREAS, during the course of the investigation, Mr. Casian located items addressed to Mr. William Martin at 4944 Deerfoot CV, Pinson, Alabama; and

WHEREAS, a notice of violation was issued and mailed to Mr. William Martin at 4944 Deer Foot CV, Pinson, AL on January 23, 2023; and

WHEREAS, to date no clean-up of said illegal dumping has occurred.; and

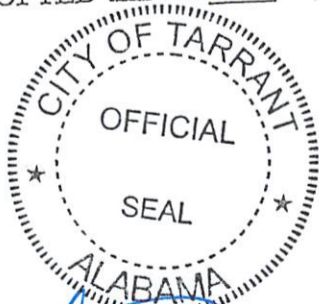
WHEREAS, photos and relevant documentation regarding the Property and subject violation(s) are attached hereto and incorporated as if fully set forth herein as Exhibit "A" to this Resolution; and

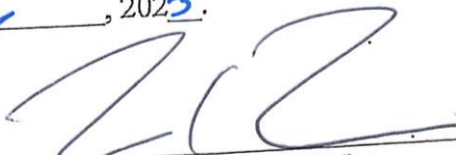
WHEREAS, the City Council of the City of Tarrant, Alabama, having heard from the interested parties who appeared at the public hearing, finds the Property to constitute a public nuisance as defined in the Code of Ordinances of the City of Tarrant, Alabama.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA while in regular session on Monday, February 6, 2023, at 7:00 pm. as follows:

1. The preamble is adopted and incorporated as if fully set out herein.
2. The City Council held a duly notice public hearing on the date fixed below at its regularly scheduled council meeting.
3. The City Council finds that the conditions as set-out in Exhibit A and fully incorporated herein, constitutes a violation of City Ordinances as stated therein and hereby constitutes a public nuisance as stated within the Code of Ordinances of the City of Tarrant, Alabama.
4. The City Council hereby authorizes the enforcement of said Ordinances through the appropriate abatement, legal action(s), and/or penalty(s), as stated within the Code of Ordinances of the City of Tarrant, Alabama. Further, the enforcing official shall give notice of this Resolution as required by the Code of Ordinances.

ADOPTED this the 6<sup>th</sup> day of February, 2023.



  
Wayman A. Newton, Mayor  
City of Tarrant

Attest:   
Michael Boyne, City Clerk

CERTIFICATION OF CITY CLERK

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, Michael Bryan, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Resolution duly and legally adopted by the City Council of the City of Tarrant, Alabama, on the 6<sup>th</sup> day of February, 2023, while in regular session on Monday, February 6<sup>th</sup>, 2023, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this 7<sup>th</sup> day of February, 2023.

Michael Bryan  
Michael Bryan, City Clerk



MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

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COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 12/29/2022

To: William M. Martin

4944 Deer Foot CV

Pinson Alabama 35126

From: David Casian

Re: Refuse and debris dumped at: Owens St.

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 02/06/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSES WITHOUT HEARING YOUR POSITION.



**MICHAEL BRYMER  
CITY ATTORNEY**

**WAYMAN A.  
MAYOR**

**CITY CLERK**

**CITY OF TARRANT**

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COUNCIL MEMBERS  
**CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT**

COUNCIL MEMBERS  
**VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS**

**TRACIE B. THREADFORD  
MAYOR PRO TEM**

Date: January 23, 2023

Owner: William M. Martin

Address: 4944 Deer Foot CV Pinson Alabama 35126

Re: Refuse and debris dumped at: Owens St.

Tax Parcel I.D.: # 09 00 28 4 000 076.00

**NOTICE OF VIOLATION**

Dear Property Owner:

In accordance with the CODE OF ORDINANCES CITY OF TARRANT ALABAMA, Sec. 4-110; on January 20 2023, a site visit was conducted at Owens St., to verify alleged Violations. Refuse was dumped on public right-of-way, after investigation of refuse, a box/document with your name and property address was found in the debris. This action is in violation of the City of Tarrant Code of Ordinances, constituting a public nuisance and or an attractive nuisance and threat to the local residences and the community and constituents of the City of Tarrant.

The Charging sections of the City of Tarrant are provided as attached, followed by repair/correction requirements.

Sincerely,

David Casian, Chief Building Official

Nuisance Notice

Site Address

## ATTACHMENT

## TARRANT MUNICIPAL CODE

## ARTICLE I. - IN GENERAL

- Sec. 4-1. - Building inspector official—Office created.
- Sec. 4-2. - Same—Enforcement of codes.
- Sec. 9-32. - Litter in public places generally.
  - No person shall throw or deposit litter in or upon any street, sidewalk or other public place within the city except in public receptacles, in authorized private receptacles for collection, or in official city sanitary landfills.

**Sec. 9-40. - Litter on occupied private property—Depositing.**

- No person shall throw or deposit litter on any occupied private property within the city, whether or not owned by such person, except that the owner or person in control of private property may maintain authorized private receptacles for collection in such a manner that litter will be prevented from being carried or deposited by the elements upon any street, sidewalk or other public place or upon any private property.
  -
- Sec. 9-2. - Nuisances generally—Creating unlawful.
  - Any person who creates or causes or permits any nuisance on or about any lot, place or premises owned or controlled by such person, or on or about any street or other public place, or who commits any act or creates or causes or permits the existence of anything calculated to endanger the safety of property, or which is prejudicial to the health or comfort, or offensive to the senses of ordinary citizens, is guilty of a misdemeanor; and each day a continuing nuisance shall exist shall constitute a separate offense.

**REQUIREMENT:**

In accordance with Section 4-111 and 4-112, of the Code of Ordinances of the City of Tarrant, a nuisance is any building which is, among other things; unsafe, unsanitary or unfit for human habitation or which is a hazard to safety or health by reason of inadequate maintenance, dilapidation, obsolescence, abandonment, or accumulation of rubbish and debris. You are hereby notified to have the site in question cleared of rubbish, trash, and debris within **FIVE (5) DAYS** from the date of this notice.

Nuisance Notice

Site Address

Failure or refusal to abate the nuisance may be punishable by a fine of up to \$500.00. Every day the violation continues constitutes a separate offense for which a fine may be imposed. Additionally, the city will hold a public hearing regarding the nuisance. The City may abate the nuisance or may file a lawsuit to abate the nuisance, which may include demolition, the total expense of which will be assessed against property.

- Presently, a hearing on this matter is scheduled before the City Council on 6, February, at 6:00 pm (to be verified by Administration staff) in the City Council Chambers at City Hall located at 1133 East Lake Drive, Tarrant, Alabama 35217. You may attend and present evidence to the Council on your position. Failure to attend will result in the City Council making a determination without hearing your position.
- Your immediate compliance with the City of Tarrant's nuisance ordinance is respectfully requested. To assist us in responding to your questions or concerns, **we further request that all communication with this department be made in writing at the address listed above and include your telephone number.**

RESOLUTION NO. 8992

**A RESOLUTION DECLARING PUBLIC NUISANCE AND AUTHORIZING ABATEMENT FOR PROPERTY LOCATED AT 2200 ETOWAH STREET, TARRANT, AL 35217.**

**WHEREAS**, following a duly noticed Public Hearing held on February 6, 2023, the City Council of the City of Tarrant, Alabama, finds the real property located at 2200 Etowah Street, Tarrant, AL 35217 (hereinafter "Property,") lying within the City's corporate limits, is violation of the City Ordinance(s) of the City of Tarrant as shown in the Tarrant City Council Hearing Notice, attached hereto and incorporated as if fully set forth herein as Exhibit "A."

**WHEREAS**, notice of violation for the Property was provided by section 4-114 of the Code of Ordinances of the City of Tarrant; and;

**WHEREAS**, a notice has been provided to the Property owner(s) and a public hearing has been held; and

**WHEREAS**, the City Council of the City of Tarrant, Alabama, having heard from the interested parties who appeared at the public hearing, finds the Property to constitute a public nuisance as defined in the Code of Ordinances of the City of Tarrant, Alabama; and

**WHEREAS**, the Property being found by the City Council of the City of Tarrant, Alabama to be in violation of City Ordinances as listed above and hereby declares a public nuisance authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TARRANT, ALABAMA** while in regular session on Monday, February 6, 2023, at 7:00 pm. as follows:

1. The preamble is adopted and incorporated as if fully set out herein.
2. The City Council held a duly notice public hearing on the date fixed below at its regularly scheduled council meeting.
3. The City Council finds that the conditions at the Property located at 2200 Etowah Street, Tarrant, AL 35217, as set-out in Exhibit A and fully incorporated herein, is in violation of City Ordinances as stated above and hereby constitutes a public nuisance as stated within the Code of Ordinances of the City of Tarrant, Alabama.
4. The City Council hereby authorizes the enforcement of said Ordinances through the appropriate penalty(s), legal action or abatement as stated within the Code of Ordinances of the City of Tarrant, Alabama. Further, the enforcing official shall give notice of this Resolution as required by the Code of Ordinances.
5. Any and all costs and expenses of said enforcement, including any legal action(s) or abatement shall be identified, recorded, and submitted to the City Council of the City of Tarrant, Alabama, for an assessment to be placed upon the property as provided in Chapter 4 of the Code of Ordinances.

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 202\_\_.

\_\_\_\_\_  
Wayman A. Newton, Mayor  
City of Tarrant

Attest: \_\_\_\_\_, City Clerk

**CERTIFICATION OF CITY CLERK**

STATE OF ALABAMA)

JEFFERSON COUNTY)

I, \_\_\_\_\_, City Clerk of the City of Tarrant, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the Resolution duly and legally adopted by the City Council of the City of Tarrant, Alabama, on the \_\_\_\_ day of \_\_\_\_\_, 202\_\_, while in regular session on \_\_\_\_\_, \_\_\_\_\_, 2022, and the same appears of record in the minute book of said date of said City.

Witness my hand and seal of office this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
\_\_\_\_\_, City Clerk

MICHAEL BRYMER  
CITY ATTORNEY

WAYMAN A. NEWTON  
MAYOR

LASHAWN PEGUES  
CITY CLERK

## CITY OF TARRANT

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
CATHY ANDERSON  
JOHN T. "TOMMY" BRYANT

COUNCIL MEMBERS  
VERONICA BANDY FREEMAN  
DEBORAH MATTHEWS

TRACIE B. THREADFORD  
MAYOR PRO TEM

Date: 12/29/2022

To: Lilla Arriaga

2200 Etowah Street

From: David Casian

Re: 2200 Etowah Street

### TARRANT CITY COUNCIL HEARING NOTICE

YOU ARE IN VIOLATION OF THE CITY OF TARRANT ORDINANCE(S). A HEARING IS SCHEDULED BEFORE THE CITY COUNCIL ON, 02/06/2023, AT 06:00PM, AT THE TARRANT CITY HALL, COUNCIL CHAMBERS, LOCATED AT 1133 EAST LAKE DRIVE, TARRANT, ALABAMA 35217. YOU MAY ATTEND AND PRESENT EVIDENCE TO THE CITY COUNCIL ON YOUR POSITION. FAILURE TO ATTEND WILL RESULT IN THE CITY COUNCIL MAKING A DETERMINATION FOR CONTINUED LEGAL ACTION PENALTY(S) AND OR ABATEMENT OF THE VIOLATION AT YOUR EXPENSES WITHOUT HEARING YOUR POSITION.

2200 Etowah Street

1

**MICHAEL BRYMER**  
CITY ATTORNEY

**WAYMAN A. NEWTON**  
MAYOR

**LASHAWN PEGUES**  
CITY CLERK

## **CITY OF TARRANT**

1604 Pinson Valley Parkway  
P. O. Box 170220  
Tarrant, Alabama 35217-0220  
205/849-2800  
Fax 205/849-2805

COUNCIL MEMBERS  
**CATHY ANDERSON**  
**JOHN T. "TOMMY" BRYANT**

COUNCIL MEMBERS  
**VERONICA BANDY FREEMAN**  
**DEBORAH MATTHEWS**

**TRACIE B. THREADFORD**  
MAYOR PRO TEM

Date: January 23, 2023

Owner: Lilla Arriaga

Address: 2200 Etowah Street

Re: Property Violation at 2200 Etowah Street

Tax Parcel I.D.: # 23 00 04 3 004 040.000

### **NOTICE OF VIOLATION**

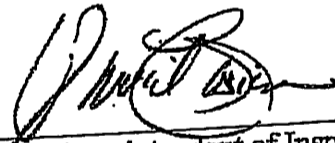
**Compliance Date: February 3, 2023**

Property Owner:

In accordance with the CODE OF ORDINANCES CITY OF TARRANT ALABAMA, Sec. 4-110; on January 23, 2023, a site visit was conducted to verify alleged violations regarding a citizen complaint. The property consists of a Single Family Dwelling, type V construction, R-3 occupancy. The complaint was verified in violation of the Code of Ordinances of the City of Tarrant, constituting a public nuisance and or an attractive nuisance and a threat to the local residences and the community and constituents of the City of Tarrant.

The NOTED VIOLATIONS of the City of Tarrant are provided as attached, followed by repair/correction requirements.

Sincerely,



David Casian, Superintendent of Inspection/  
Director of Public Works

INSPECTION DIVISION

NOTICE TO COMPLY

**ATTACHMENT**

**THE CITY OF TARRANT ORDANANCE GENERAL VIOLATIONS FOR CONSTRUCTION; VEHICLES; NUISANCE; AND GARBAGE**

In accordance with Chapter 9: Article 1: Section 9-2, of the Code of Ordinances of the City of Tarrant your property constitutes a public nuisance and as such is a violation of said Tarrant City Ordinance. This nuisance is also an illegal use of land of the Tarrant City Ordinance and must be abated. The violations that exist are:

**ARTICLE I - IN GENERAL**

**Sec. 4-1. - Building inspector official—Office created.**

**Sec. 4-2. - Same—Enforcement of codes.**

**Sec. 4-3. - Same—Given power of police officer; right-of-entry.**

**Sec. 4-11. - Care of premises.**

**VIOLATION:** Loose trash/garbage observed throughout the property

**Chapter 9 - HEALTH AND SANITATION**

**ARTICLE I - IN GENERAL**

**Sec. 9-2. - Nuisances generally—Creating unlawful.**

**VIOLATION:** The observed condition creates a public nuisance

**Sec. 9-31. - Placement of litter in receptacles so as to prevent scattering.**

**VIOLATION:** A receptacle was observed; however, the conditions were over-flowing indicating the need of additional receptacles

**Sec. 9-32. - Litter in public places generally.**

**VIOLATION:** Conditions of the property and garbage placement allows for loose items to populate public and other private space

**Sec. 9-40. - Litter on occupied private property—Depositing.**

**VIOLATION:** Garbage, trash and debris was observed on property

**Sec. 9-41. - Same—Owner's responsibility.**

**VIOLATION:** Control of all trash, garbage and debris is not regulated to prevent items to spill over to adjoining properties

NOTICE TO COMPLY

INSPECTION DIVISION



**ARTICLE 4. - GENERAL REGULATIONS**

**Sec. 4.03. - Principal and accessory buildings and structures.**

**VIOLATION:**

**Definitions**

**Yard.** An open space between a building or use and the adjoining lot lines, unoccupied and unobstructed by any structure or use from the ground upward. For the purpose of determining the width or depth of a yard, the minimum distance between the lot lines and the principal building shall be used. A required yard shall mean a yard the depth of which is specified in the district regulations.

**VIOLATION:** Vehicle(s) are occupying the required yard

**Sec. 5.03. - R-HD High-Density Single-Family Zone.**

**VIOLATION:** Vehicle(s) are occupying to required yard

**ARTICLE 11. - ADMINISTRATION, ENFORCEMENT, PENALTIES, AMENDMENTS**

**REQUIREMENT/CORRECTIVE MEASSURES:**

- **CLEAN ALL LOOSE TRASH, GARBAGE AND DEBRIS FROM THE YARD OPEN SPACE AND TAKE NECESSARY PRECAUTIONS TO PREVENT SPILL ONTO NEIGHBORING PROPERTIES**
- **REMOVE VEHICLE(S) FROM THE REQUIRED FRONT YARD AREA (VEHICLE PARKING IS ALLOWED TO OCCUPY THE DRIVEWAY**

Failure or refusal to abate the nuisance by the compliance date, will lead to further legal action which may be punishable by a fine of up to \$500.00 per violation. Every day the violation continues constitutes a separate offense for which a fine may be imposed. Additionally, the city will hold a public hearing regarding the nuisance. The City may abate the nuisance or may file a lawsuit to abate the nuisance; which, the total expense will be assessed against property. A site visit must be conducted to verify compliance of this Notice of Violation.

Your immediate compliance with the City of Tarrant's nuisance ordinance is respectfully requested. To assist us in responding to your questions or concerns, we further request that all communication with this department be made in writing at the address listed above and include your telephone number.

NOTICE TO COMPLY

INSPECTION DIVISION

**CITY OF TARRANT**  
**VOUCHER LIST**  
**MONDAY, FEBRUARY 6, 2023**

**GENERAL FUND**

5009	ACCOUNTS PAYABLE RUN	\$ 16,000.00
51200-51224	ACCOUNTS PAYABLE RUN	\$ 64,853.29
5010	ACCOUNTS PAYABLE RUN	\$ 3,968.20
51225-51257	ACCOUNTS PAYABLE RUN	\$ 24,299.62
5128	ACCOUNTS PAYABLE RUN	\$ 57,388.74
51259-51288	ACCOUNTS PAYABLE RUN	\$ 370,069.46

**NET PAYROLL**

1/20/2023	PAY PERIOD 12/17/2022-12/30/2022	\$ 115,590.15
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<u>Bank Name</u>	<u>Bank Number</u>	<u>Payment Number</u>	<u>Vendor Name</u>	<u>Vendor ID</u>	<u>Payment Date</u>	<u>Payment Amount</u>
E911 Account		5009	We R Smart Llc	1887	01/13/2023	\$16,000.00
<b>Bank Total:</b>						<b>\$16,000.00</b>
<b>Bank Payment Count:</b>						<b>1</b>

<u>Bank Name</u>	<u>Bank Number</u>	<u>Payment Number</u>	<u>Vendor Name</u>	<u>Vendor ID</u>	<u>Payment Date</u>	<u>Payment Amount</u>
General Fund	0017572649	51200	Aaa Environmental Services	4	01/13/2023	\$813.21
		51201	Alabama Peace Officers Annuity	160	01/13/2023	\$60.00
		51202	Alsco - Birmingham	1438	01/13/2023	\$74.41
		51203	At & T	407	01/13/2023	\$5.25
		51204	At & T Mobilty	1857	01/13/2023	\$1,252.40
		51205	Atkins & Goolsby	1996	01/13/2023	\$1,984.07
		51206	Baker & Taylor Entertainment	208	01/13/2023	\$203.84
		51207	Birmingham Water Works	16	01/13/2023	\$54.45
		51208	BJCTA BIRMINGHAM JEFFERSON COUNTY TRANSIT AUTHORITY	1974	01/13/2023	\$17,692.68
		51209	City Of Tarrant	32	01/13/2023	\$765.77
		51210	City Of Tarrant Petty Cash	254	01/13/2023	\$142.84
		51211	CIVICPLUS	3226	01/13/2023	\$1,145.00
		51212	Dell Financial Services	975	01/13/2023	\$2.75
		51213	Dolphin Pest Control	62	01/13/2023	\$309.00
		51214	Economic Development Assoc	2085	01/13/2023	\$300.00
		51215	Economic Development Assoc	2085	01/13/2023	\$575.00
		51216	Express Oil Change Llc	66	01/13/2023	\$93.59
		51217	Genesis Tire	1291	01/13/2023	\$1,233.82
		51218	Lowe's	258	01/13/2023	\$2,453.11
		51219	Mcperson Alabama Tax Exempt	96	01/13/2023	\$8,998.97
		51220	O'rear Hardware	1855	01/13/2023	\$85.96
		51221	Quality Petroleum	1132	01/13/2023	\$4,172.20
		51222	Quill	76	01/13/2023	\$213.05
		51223	Spire	1704	01/13/2023	\$5,514.43
		51224	Tarrant Electric Department	111	01/13/2023	\$16,707.49
<b>Bank Total:</b>						<b>\$64,853.29</b>
<b>Bank Payment Count:</b>						<b>25</b>

<u>Bank Name</u>	<u>Bank Number</u>	<u>Payment Number</u>	<u>Vendor Name</u>	<u>Vendor ID</u>	<u>Payment Date</u>	<u>Payment Amount</u>
E911 Account		5010	At & T Mobility	1857	01/20/2023	\$3,968.20
<b>Bank Total:</b>						<b>\$3,968.20</b>
<b>Bank Payment Count:</b>						<b>1</b>

<u>Bank Name</u>	<u>Bank Number</u>	<u>Payment Number</u>	<u>Vendor Name</u>	<u>Vendor ID</u>	<u>Payment Date</u>	<u>Payment Amount</u>
General Fund		51225	Alabama Chld Support	37	01/20/2023	\$1,124.41
		51226	Alabama Crime Victims Comp Com	156	01/20/2023	\$304.16
		51227	Alabama Crime Victims Comp Com	156	01/20/2023	\$94.00
		51228	Alabama Power	12	01/20/2023	\$15.87
		51229	Alacourt.Com	1688	01/20/2023	\$268.07
		51230	Annette Manning	2070	01/20/2023	\$269.98
		51231	Autozone	1005	01/20/2023	\$214.47
		51232	Bennett, Patrick	642	01/20/2023	\$1,070.60
		51233	Bound Tree Medical, Llc	772	01/20/2023	\$996.69
		51234	Bradford W. Caraway	2121	01/20/2023	\$311.54
		51235	City Of Tarrant	32	01/20/2023	\$812.30
		51236	City of Tarrant Petty Cash, Public Works	3246	01/20/2023	\$150.00
		51237	Coleman, Patrick	414	01/20/2023	\$399.99
		51238	Dolphin Pest Control	62	01/20/2023	\$75.00
		51239	Emergency Equipment	1122	01/20/2023	\$470.00
		51240	Finance Department, State	155	01/20/2023	\$1,379.50
		51241	Greater Birmingham	1503	01/20/2023	\$2,659.85
		51242	J.T. Smallwood, Tax Collector	237	01/20/2023	\$179.66
		51243	Jefferson County District	927	01/20/2023	\$467.57
		51244	Jefferson County District	927	01/20/2023	\$19.57
		51245	Knox Company	3230	01/20/2023	\$4,103.00
		51246	Municipal And Commercial Uniform And Equipment, Inc.	134	01/20/2023	\$114.00
		51247	National League of Cities	3245	01/20/2023	\$1,239.00
		51248	Newton, Wayman	1973	01/20/2023	\$41.78
		51249	O'rear Hardware	1855	01/20/2023	\$1,715.29
		51250	Orbls Machinery Birmingham	3236	01/20/2023	\$44.04
		51251	Quill	76	01/20/2023	\$238.41
		51252	Southern States	1244	01/20/2023	\$46.00
		51253	State Judicial Admin Fund	1304	01/20/2023	\$304.16
		51254	Stericycle, Inc.	97	01/20/2023	\$192.95
		51255	United Way Of Central Alabama	241	01/20/2023	\$30.00
		51256	We R Smart Llc	1887	01/20/2023	\$4,400.00
		51257	Wells Fargo Financial Leasing	1315	01/20/2023	\$547.76
<b>Bank Total:</b>						<b>\$24,299.62</b>
<b>Bank Payment Count:</b>						<b>33</b>

Date/Time: 1/27/2023 12:07 PM

City of Tarrant  
Payment Register

User:

Stephanie Cade  
Page 1 of 1

Bank Name  
General Fund

Bank Number  
[REDACTED]

Payment Number  
51258

Vendor Name  
Byars Wright Inc

Vendor ID  
2093

Payment Date  
01/27/2023

Payment Amount  
\$57,388.74

Bank Total:

\$57,388.74

Bank Payment Count:

1

<u>Bank Name</u>	<u>Bank Number</u>				
General Fund	<del>XXXXXXXXXX</del>				
<u>Payment Number</u>	<u>Vendor Name</u>	<u>Vendor ID</u>	<u>Payment Date</u>	<u>Payment Amount</u>	
51259	Aaa Environmental Services	4	01/27/2023	\$892.36	
51260	Affordable Counseling Therapy & Employee Assistance Services	28	01/27/2023	\$150.00	
51261	Affac	98	01/27/2023	\$351.76	
51262	Alabama Crime Victims Comp Com	156	01/27/2023	\$304.16	
51263	Alabama Law Enforcement Agency	1499	01/27/2023	\$3,870.00	
51264	Alabama Municipal Insurance	408	01/27/2023	\$30,000.00	
51265	American Fidelity Assurance	1730	01/27/2023	\$2,369.74	
51266	American Fidelity Assurance	1731	01/27/2023	\$1,970.10	
51267	Avenu	1773	01/27/2023	\$9,041.04	
51268	Baker & Taylor Entertainment	1773	01/27/2023	\$135.36	
51269	Birmingham Water Works	208	01/27/2023	\$1,980.27	
51270	Blue Cross And Blue Shield	16	01/27/2023	\$2,555.88	
51271	Cummins Mid-South Lic	140	01/27/2023	\$1,381.32	
51272	Curtis White	424	01/27/2023	\$416.67	
51273	Dell Financial Services	3145	01/27/2023	\$73.76	
51274	Liberty National	975	01/27/2023	\$612.69	
51275	Massey, Stotser & Nichols, Pc	832	01/27/2023	\$9,860.54	
51276	Microsoft Corporation	1906	01/27/2023	\$136.00	
51277	Municipal Workers Compensation	1310	01/27/2023	\$198,474.00	
51278	Patrick Howle	340	01/27/2023	\$99.00	
51279	Quadient Leasing Usa, Inc	2063	01/27/2023	\$244.83	
51280	Quill	1922	01/27/2023	\$114.49	
51281	Spire	76	01/27/2023	\$4,669.36	
51282	Sun Life Financial	1704	01/27/2023	\$980.28	
51283	Tarrant Board Of Education	1848	01/27/2023	\$89,793.69	
51284	Texas Life Insurance Co.	164	01/27/2023	\$184.60	
51285	United Way Of Central Alabama	1801	01/27/2023	\$44.71	
51286	Vision Service Plan	241	01/27/2023	\$180.60	
51287	WALDREP STEWART & KENDRICK, LLP	1733	01/27/2023	\$1,532.25	
51288	We R Smart Llc	3156	01/27/2023	\$7,650.00	
		1887			
			<b>Bank Total:</b>	<b>\$370,069.46</b>	
			<b>Bank Payment Count:</b>	<b>30</b>	

# TARRANT ELECTRIC DEPARTMENT

## VOUCHER LIST MONDAY, FEBRUARY 6, 2023

### GENERAL FUND

41902-41913	ACCOUNTS PAYABLE RUN	\$ 45,388.28
41914-41924	ACCOUNTS PAYABLE RUN	\$ 48,547.37

System: 2/2/2023 9:33:39 AM  
 User Date: 2/2/2023

City of Tarrant Electric Depar  
 COMPUTER CHECK REGISTER  
 Payables Management

Page: 1  
 User ID: jcash

Audit Trail Code: PMCHK0000931  
 Posting Date: 2/2/2023

Batch ID: CHK02022023  
 Batch Comment:  
 :  
 Checkbook ID: EL02

\* Voided Checks

Check Number	Date	Payment Number	Vendor ID	Check Name	Amount
					\$42,580.00
41914	2/2/2023	0000000000011885	109	ALTRC CAPITAL	\$1,195.50
41915	2/2/2023	0000000000011886	1601	ATKINS & GOOLSBY, INC	\$293.98
41916	2/2/2023	0000000000011887	163	AUTO ZONE	\$66.00
41917	2/2/2023	0000000000011888	20	AAA ENVIRONMENTAL SERVICE	\$2,005.08
41918	2/2/2023	0000000000011889	4395	EXCELETRON SOFTWARE LLC	\$307.85
41919	2/2/2023	0000000000011890	6456	SAFEGUARD	\$810.00
41920	2/2/2023	0000000000011891	8427	LARVELL M. STEWART	\$540.00
41921	2/2/2023	0000000000011892	983	KIMBALL A. KARMONDI	\$208.43
41922	2/2/2023	0000000000011893	CSM004920	MAINSTREET RENEWAL	\$267.21
41923	2/2/2023	0000000000011894	CSM006464	W.A.V.E., INC.	\$273.32
41924	2/2/2023	0000000000011895	CSM101395	TARRANT HOUSING AUTH	
Checks Total:					\$48,547.37

Total Checks: 11



System: 1/26/2023 3:52:51 PM  
User Date: 1/26/2023

City of Tarrant Electric Depar  
COMPUTER CHECK REGISTER  
Payables Management

Page: 1  
User ID: jcash

Audit Trail Code: PMCHK00000930  
Posting Date: 1/26/2023

Batch ID: CHR01262023  
Batch Comment:

Checkbook ID: EL02

\* Voided Checks

Check Number	Date	Payment Number	Vendor ID	Check Name	Amount
41902	1/26/2023	00000000000011872	001756	SHUKRI MUWAKKIL	\$270.00
41903	1/26/2023	00000000000011873	1120	CITY OF TARRANT	\$29,623.47
41904	1/26/2023	00000000000011874	134	VISION SERVICE PLAN	\$151.40
41905	1/26/2023	00000000000011875	154	ANSWERTEL	\$2,770.00
41906	1/26/2023	00000000000011876	1780	MASSEY, STOTER & NICHOLS PC	\$551.25
41907	1/26/2023	00000000000011877	2204	KENNETH OLIVER	\$270.00
41908	1/26/2023	00000000000011878	281	CAPE ELECTRICAL SUPPLY LLC	\$1,309.00
41909	1/26/2023	00000000000011879	2850	WALDREP STEWART & KENDRICK LLP	\$2,227.50
41910	1/26/2023	00000000000011880	295	CENTRAL SERVICE ASSOCIATION	\$6,285.03
41911	1/26/2023	00000000000011881	479	ADS SECURITY	\$1,049.22
41912	1/26/2023	00000000000011882	8427	LARVELL M. STEWART	\$540.00
41913	1/26/2023	00000000000011883	CSM000384	PARADISE INC.	\$341.41
Total Checks: 12					Checks Total: \$45,388.28