

NOTICE OF PUBLIC HEARING

The City Council of the City of Fort Payne, Alabama, will hold a public hearing on Tuesday, April 15, 2025, at 12:30 p.m. in the City Hall Council Chambers, 2nd floor, 100 Alabama Avenue N.W., Fort Payne, Alabama. The purpose of the hearing will be to consider the rezoning of approximately 2.29 acres on DeSoto Parkway adjacent to Time saver convenience store from C-1 to R-1 and owned by Howard and Terri Babb

STATE OF ALABAMA
COUNTY OF DEKALB
CITY OF FORT PAYNE



Ordinance No. 2025-04

AN ORDINANCE TO AMEND THE CITY ORDINANCE ENTITLED "THE ZONING ORDINANCE OF THE CITY OF FORT PAYNE", ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF FORT PAYNE ON APRIL 6, 1976, REFERED TO AND IDENTIFIED IN SECTION 2-2 SHORT TITLE AS "FORT PAYNE ZONING ORDINANCE"

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT PAYNE, ALABAMA AS FOLLOWS:

SECTION 1: Under and pursuant to Section 2-3-2 of the Zoning Ordinance of the City of Fort Payne, adopted by the City Council on April 6, 1976, and under and pursuant to the authority granted in Sections 11-52-77 and 11-52-78, Code of Alabama, 1975 (as supplemented and amended), the City of Fort Payne Zoning Map is amended by changing the area of the real property hereinafter described as follows:

The following described property is hereby changed from C-1 (Highway Business District) to R-1 (Low Density Residential District) and is located at Desoto Pkwy NE- North of, and adjacent to, Timesaver Shell convenience store and is owned by Howard and Terri Babb. The property is better described as follows:

Commencing at the Southeast Corner of the Southeast ¼ of the Southwest ¼ of Section 36, Township 6 South, range 9 East, run N. 88° 02' W. along said section line for a distance of 585.0' to a point; thence run N. 01° 07' W. a distance of 419.4' from the point of beginning; thence continue to run N. 01° 07' W. 412.9' to an iron rod on the south right-of-way of Desoto Parkway (County Road 89); thence run S. 84° 06' W. along said right-of-way for a distance of 263.5' to an iron pin found; thence run S. 06° 58' E. for a distance of

410'; thence run North 84° 06' E. a distance of 222.0', more or less, to the point of beginning. Said property lying and being in the Southeast ¼ of the Southwest ¼ of Section 36, Township 6 South, Range 9 East of the Huntsville Meridian, DeKalb County, Alabama, and containing 2.29 acres, more or less. Addition, Fort Payne, DeKalb County, Alabama

SECTION 2: That the property hereinabove described be outlined and the boundaries established on the “City of Fort Payne Zoning Map”, which map is on file in the office of the building inspector of the City of Fort Payne and the changes as hereinabove described provided delineating the boundary of the real property described above are hereby incorporated into and made part of this ordinance.

SECTION 3: This ordinance effecting a change of boundaries on the “City of Fort Payne Zoning Map” has been published in a newspaper of general circulation published in the City of Fort Payne, once a week for two (2) consecutive weeks in advance of its passage and after a public hearing thereon and after adoption by the City Council of the City of Fort Payne.

SECTION 4: This ordinance shall become effective after its final publication as required by law.

THE CITY OF FORT PAYNE BY:

ATTEST:

Walter Watson
Council President

Robert A. Parker
City Clerk