



**CITY OF DAPHNE
1705 MAIN STREET, DAPHNE, AL
CITY COUNCIL BUSINESS MEETING AGENDA
THURSDAY, JANUARY 23, 2025 at 4:00 PM**

- 1. CALL TO ORDER**
 - A. ROLL CALL**
 - B. INVOCATION** - Father Tuck Bowen, St. Stephen's Charismatic Episcopal Church
 - C. PLEDGE OF ALLEGIANCE**
- 2. PROCLAMATIONS/RECOGNITIONS**
 - A. PROMOTION:** Captain David Smith - Police

PROMOTION: Corrections Officer II Ebony Dread
Corrections Officer II Kaleb Wright
- 3. APPROVE MINUTES**
 - A.** January 6, 2025 regular meeting
- 4. REPORTS OF STANDING COMMITTEES**
 - A. FINANCE COMMITTEE** - Goodlin
 - B. BUILDINGS & PROPERTY COMMITTEE** - Coleman
 - i. Review the minutes from the December 9, 2024 meeting.
 - ii. Review the December 2024 new Construction and Building Reports
Certificates of Occupancy: 25
Permits Issued: 150
New Residential Home Permits: 8
Total Fees: \$50,271.68
 - C. PUBLIC SAFETY COMMITTEE** - Hughes
 - i. Review the minutes from the December 9, 2024 meeting.
 - D. CODE ENFORCEMENT/ORDINANCE COMMITTEE** - Olen
 - E. PUBLIC WORKS COMMITTEE** - Conaway

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS

- A. BOARD OF ZONING ADJUSTMENTS** - Adrienne Jones
- B. DAPHNE PUBLIC SCHOOL COMMISSION** - Conaway
- C. DOWNTOWN REDEVELOPMENT AUTHORITY** - Conaway
- D. INDUSTRIAL DEVELOPMENT BOARD** - Scott
- E. LIBRARY BOARD** - Goodlin
- F. PLANNING COMMISSION** - Olen
- G. RECREATION BOARD** - Hughes
- H. UTILITY BOARD** - Phillips

6. PUBLIC PARTICIPATION

7. MAYOR’S REPORT

8. CITY ATTORNEY REPORT

9. DEPARTMENT HEAD REPORTS

10. CITY CLERK’S REPORT

- A. MOTION** to approve the Daphmont Community Mardi Gras Parade on March 1, 2025 from 2:00 - 3:30pm.
- B. MOTION** to approve the City of Daphne Tree Lighting on December 4, 2025 from 5:00 - 8:00pm with a road closure of Main Street from Belrose Avenue to Trione Street.
- C. MOTION** to approve the City of Daphne Christmas Parade on December 6, 2025 at 11:00am.

11. RESOLUTIONS

- A. 2024 - 57** - Resolution to Vacate a Closed Portion of Austin Road Right of Way
- B. 2025 - 03** - Resolution of Support for Baldwin County Multimodal Connectivity Vision Plan

12. 2nd READ ORDINANCES

- A. 2024 - 45** - Ordinance to Annex Property Contiguous to the Corporate Limits of the City of Daphne - Property Located Southeast of the Intersection of Milton Jones Road and Alabama Highway 181 - Bertolla Properties, LLC, YOTA Properties, LLC, Frederick G. & Thomas Boni, and Sharon and John Christopher Boni
- B. 2024 - 46** - Ordinance to Pre-Zone Property Located Southeast of the Intersection of Austin Road and Alabama Highway 181 – Bertolla Properties, LLC
- C. 2024 - 47** - Ordinance to Annex Property Contiguous to the Corporate Limits of the City of Daphne – Property Located Southeast of the Intersection of Austin Road and Alabama Highway 181 – Bertolla Properties, LLC

13. 1st READ ORDINANCES

- A. 2025 - 01** - Ordinance Regulating Sleeping in Public Places within the City of Daphne

14. COUNCIL COMMENTS

15. ADJOURN

**January 6, 2025
CITY COUNCIL MEETING
REGULAR BUSINESS MEETING
1705 MAIN STREET
DAPHNE, AL
6:00 P.M.**

1. CALL TO ORDER:

There being a quorum present Council President Ron Scott called the meeting to order at 6:00pm.

2. ROLL CALL:

COUNCIL MEMBERS PRESENT: Tommie Conaway, Joel Coleman, Ben Hughes, Ron Scott, Steve Olen, Doug Goodlin and Angie Phillips

Also Present: Patrick Dungan, City Attorney; Chief Tacon, Fire; Chief Gulsby, Police; Adrienne Jones, Planning; Emmie Powell, Library; Vickie Hinman, Human Resources; Andy Bobe, City Engineer; Ange Baggett, Marketing/Tourism; Troy Strunk, City Development; Kathryn Bond, GIS Analyst; Emma Coleman, Junior City Councilmember; Dareon Maynard, Junior City Councilmember; Schuyler Smith, Junior City Councilmember; Merrill Rigsby, Junior City Councilmember; Lakyn Coggin, Junior City Councilmember; and Jessica Linne, Assistant City Clerk.

INVOCATION/PLEDGE OF ALLEGIANCE:

Invocation was given by Pastor Andrew Tewell, Shore Light Baptist Church.

SWEARING IN: Judge Michael Hoyt swore in new Municipal Judge Warren Harbison.

RECOGNITION: Mayor LeJeune and Chief Gulsby recognized Captain Jud Beedy on his retirement from the Police Department.

RECOGNITION: Mayor LeJeune recognized Kathryn Bond, GIS Analyst, on her recent GIS Champion Award.

3. APPROVE THE MINUTES:

The minutes from the December 16, 2024 regular meeting were approved.

4. REPORT OF STANDING COMMITTEES:

A. FINANCE COMMITTEE

Councilwoman Phillips said the minutes from the December 16th meeting are in the packet and gave the Treasurer's Report for November 2024: Unrestricted Fund Balance-\$28,145,147; Total Cash Balance-\$47,626,942; Sales tax for October 2024 -\$2,263,555.39; Lodging Tax for October 2024-\$154,304.17; Debt Summary for November 2024: Warrants-\$30,808,902; Capital Leases: General Fund-\$386,274; Enterprise Fund -\$377,309.

Councilwoman Phillips said the next meeting is January 21st at 4:30pm.

B. BUILDINGS & PROPERTY COMMITTEE

Councilman Goodlin said the next meeting is January 13th at 5:15pm.

C. PUBLIC SAFETY COMMITTEE

Councilman Hughes said the next meeting is January 13th at 4:30pm.

D. CODE ENFORCEMENT/ORDINANCE COMMITTEE

Councilman Olen said the next meeting is February 3rd at 4:30pm.

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6:00 P.M.

E. PUBLIC WORKS COMMITTEE

Councilwoman Conaway said the next meeting is February 3rd at 5:15pm.

MOTION by Councilwoman Conaway to appoint Chris Francis to the Environmental Advisory Committee for a two-year term until January 2027. No second was needed.
MOTION CARRIED UNANIMOUSLY.

5. REPORTS OF SPECIAL BOARDS & COMMISSIONS:

A. Board of Zoning Adjustments

Mrs. Jones said there is no report.

B. Daphne Public School Commission

Councilwoman Conaway said the next meeting is January 27th at 5:30pm at Daphne East Elementary School.

C. Downtown Redevelopment Authority

Councilwoman Conaway said the next meeting is January 16th at 5:30pm.

D. Industrial Development Board

Councilman Scott said the next meeting is January 28th at 4:30pm.

E. Library Board

Councilman Goodlin said the next meeting is January 9th at 4:30pm at the Library.

F. Planning Commission

Councilman Olen said the next meeting is January 23rd at 5:00pm.

G. Recreation Board

Councilman Hughes said there will be no January meeting.

H. Utility Board

Councilman Coleman said the next meeting is January 29th at 5:00pm.

6. PUBLIC PARTICIPATION:

Public participation opened at 6:16pm. No one came forward to speak.

Public participation closed at 6:17pm.

7. MAYOR'S REPORT:

Mayor LeJeune said it was a great holiday season. He introduced the new Public Works' Director, Bobby Purvis.

8. CITY ATTORNEY REPORT:

City Attorney said there was no report.

9. DEPARTMENT HEAD COMMENTS:

Chief Gulsby, Police, said there have been multiple officers deployed and there are upcoming Police Academy graduates.

**January 6, 2025
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Chief Tacon, Fire, thanked Officer Godwin with the Police Department for his recent drone training for the Fire Department.

Ange Baggett, Marketing and Tourism, said she will be attending the Alabama Tourism Board meeting soon.

Emmie Powell, Library, shared about the recent holiday parties at the Library and thanked Public Works for all their help with preparations.

Charlie McDavid, Recreation, said youth basketball league is starting back up as well as registration for spring baseball. He said the next animal shelter adoption is January 18th.

Adrienne Jones, Planning, thanked the Council for recognizing Kathryn Bond and her award.

10. CITY CLERK'S REPORT:

**MOTION by Councilwoman Phillips to approve the Jubilee Festival of Arts in Lott Park and the road closure of Main Street from Magnolia Avenue north to Randall Avenue on October 18, 2025 and October 19, 2025 from 10:00am – 5:00pm. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Phillips to approve the publication and set a public hearing on February 17, 2025 for the Ann White-Spunner, John White-Spunner, B Co., LLC, Jay-E LLC, SRW Investments, LLC and O Company, LLC Pre-Zoning Amendment located Southeast of the intersection of Jonesboro Road and Friendship Road. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Phillips to approve the publication and set a public hearing on February 17, 2025 for the Ann White-Spunner, John White-Spunner, B Co., LLC, Jay-E LLC, SRW Investments, LLC and O Company, LLC Annexation Petition located Southeast of the intersection of Jonesboro Road and Friendship Road. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

MOTION by Councilwoman Conaway to approve the publication and set a public hearing on February 17, 2025 for the East Fish River, LLC Zoning Amendment located five hundred feet northeast of the intersection of County Road 64 and Dixon Lane. Seconded by Councilman Coleman.

Assistant City Clerk read an email from 68Ventures regarding Resolution 2024-57 and Ordinances 2024-45, 2024-46 and 2024-47.

**MOTION by Councilwoman Phillips to table Resolution 2024-57, Ordinances 2024-45, 2024-46 and 2024-47 until the January 21, 2025 Council Meeting. Seconded by Councilman Olen.
MOTION CARRIED UNANIMOUSLY.**

11. RESOLUTIONS:

2024 – 57 – Resolution to Vacate a Closed Portion of Austin Road Right of Way

2025 – 01 – Declaring Certain Personal Property Surplus and Authorizing the Mayor to Dispose of Such Property – Enclosed Trailer

2025 – 02 – Resolution to Appoint the City Judge

**MOTION by Councilwoman Conaway to waive the reading of Resolutions 2025-01 and 2025-02. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to adopt Resolution 2025-01. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilwoman Conaway to adopt Resolution 2025-02. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

12. **2ND READ ORDINANCES:**

2024 – 41 – Ordinance to Adjust Speed Limits and to Post Speed Limit Signs

2024 – 42 – Zoning District Map

2024 – 43 – Ordinance to Pre-Zone Property Located Southeast of Friendship Road and County Road 64 – Bayside Academy, Inc.

2024 – 44 – Ordinance to Annex Property Contiguous to the Corporate Limits of the City of Daphne – Property Located Southeast of Friendship Road and County Road 64 – Bayside Academy, Inc.

2024 – 45 – Ordinance to Annex Property Contiguous to the Corporate Limits of the City of Daphne – Property Located Southeast of the Intersection of Milton Jones Road and Alabama Highway 181 – Bertolla Properties, LLC, YOTA Properties, LLC, Frederick G. & Thomas Boni, and Sharon and John Christopher Boni

2024 – 46 – Ordinance to Pre-Zone Property Located Southeast of the Intersection of Austin Road and Alabama Highway 181 – Bertolla Properties, LLC

2024 – 47 – Ordinance to Annex Property Contiguous to the Corporate Limits of the City of Daphne – Property Located Southeast of the Intersection of Austin Road and Alabama Highway 181 – Bertolla Properties, LLC

**MOTION by Councilman Hughes to waive the reading of Ordinance 2024-41. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to adopt Ordinance 2024-41. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to waive the reading of Ordinance 2024-42. Seconded by Councilwoman Phillips.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to adopt Ordinance 2024-42. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

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REGULAR BUSINESS MEETING
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DAPHNE, AL
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**MOTION by Councilman Hughes to waive the reading of Ordinance 2024-43. Seconded by Councilman Goodlin.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to adopt Ordinance 2024-43. Seconded by Councilman Goodlin.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to waive the reading of Ordinance 2024-44. Seconded by Councilwoman Conaway.
MOTION CARRIED UNANIMOUSLY.**

**MOTION by Councilman Hughes to adopt Ordinance 2024-44. Seconded by Councilman Coleman.
MOTION CARRIED UNANIMOUSLY.**

13. 1ST READ ORDINANCES:

14. COUNCIL COMMENTS

Councilwoman Phillips wished everyone a Happy New Year and congratulated Judge Harbison and Captain Beedy.

Councilman Hughes welcomed Bobby Purvis to Public Works and congratulated Judge Harbison, Captain Beedy and Kathryn Bond.

Councilman Coleman congratulated Judge Harbison, Captain Beedy and Kathryn Bond.

Councilman Olen welcomed Bobby Purvis to Public Works, congratulated Judge Harbison and Kathryn Bond and expressed his appreciation to Captain Beedy.

Council President Scott congratulated Bobby Purvis on his new position and Captain Beedy on his retirement. He congratulated Judge Harbison and thanked Judge Hoyt. He commended Councilman Hughes on his recent recognition.

Mayor LeJeune reminded everyone to be weather aware and take care of your plants and pipes.

15. ADJOURN:

THERE BEING NO FURTHER BUSINESS TO DISCUSS, COUNCIL ADJOURNED AT 6:37PM.

Respectfully submitted by,

Certification of Presiding Officer,

Candace G. Antinarella, MMC, City Clerk

Ron Scott, Council President

BUILDINGS & PROPERTY COMMITTEE MEETING

December 9, 2024, 5:15 p.m.

City Hall, Jubilee Conference Room

1705 Main Street, Daphne, AL 36526

MEETING MINUTES

MEMBERS PRESENT: Councilman Goodlin, Councilwoman Phillips, Councilman Hughes, Councilman Olen and Councilman Scott

MEMBERS ABSENT: Councilwoman Conaway and Councilman Coleman

ALSO PRESENT: Mayor LeJeune, Scott Hetrick, City Attorney; Candace Antinarella, City Clerk; Troy Strunk, City Development; Andy Bobe, City Engineer; BJ Eringman, Public Works; Kelli Reid, Finance; Charlie McDavid, Recreation; Eric Butler, Building Inspection; Ange Baggett, Marketing/Tourism; Jennifer Rulon, Senior Center; Robert Howald, Public Works; Daniel Alvarez, Public Works; Emmie Powell, Library; Vickie Hinman, Human Resources; LeAnn Tacon, Fire Chief; Jensen Graddick, Human Resources; Tyler York, Building Department; Adrienne Jones, Planning; Deaon Bryant, Animal Shelter; Lakyn Coggin, Junior City Councilmember; and Emma Coleman, Junior City Councilmember.

1) CALL MEETING TO ORDER / ROLL CALL

There being a quorum present Councilman Goodlin called the meeting to order at 5:15p.m.

2) MINUTES

Councilman Goodlin reviewed the minutes from the November meeting.

3) PUBLIC PARTICIPATION

4) BUILDING INSPECTION REPORT

Mayor LeJeune recognized Tyler York for his recent Master Code Professional Certification. Eric Butler gave the Building and Permit Report for November.

5) CIVIC CENTER & BAYFRONT PAVILION REPORT

Ange Baggett gave the November Civic Center Report.

6) RECREATION REPORT

Charlie McDavid gave the November Report. Deaon Bryant gave an update on the Animal Shelter.

7) LIBRARY REPORT

Emmie Powell gave the Library Report.

8) FACILITIES REPORT

BJ Eringman gave the Facilities Report.

9) OLD BUSINESS

10) NEW BUSINESS

Vickie Hinman presented on the salary survey appropriation. Council discussed.

MOTION by Councilman Olen to recommend to Council to approve the salary study appropriation choosing the Hybrid option and for grades 31-39 - allowing half of the recommended increase. Seconded by Councilman Scott.

MOTION CARRIED UNANIMOUSLY.

Troy Strunk presented on the Main Street Utility Relocation Project.

**MOTION by Councilman Scott to recommend to Council to authorize the Mayor to enter into Main Street Utility Relocation Project State-Sub-recipient Disaster Assistance Agreement for \$5million for the relocation of utilities in the Olde Towne Daphne area. Seconded by Councilman Olen.
MOTION CARRIED UNANIMOUSLY.**

11) ANY OTHER BUILDINGS AND PROPERTY BUSINESS

Councilman Scott discussed crosswalks in Olde Towne Daphne.

12) NEXT MEETING

The next meeting is scheduled for Monday, January 13, 2025 at 5:15 p.m.

13) ADJOURN

There being no further business to discuss, the Committee adjourned at 5:40pm.

City of Daphne Building Department

2020 / 2021 / 2022 / 2023 / 2024 Comparison Report

	Fees Collected					Permits Issued					CO's Issued				
	2021	2022	2023	2024	2025	2021	2022	2023	2024	2025	2021	2022	2023	2024	2025
Oct	\$94,131.53	\$84,303.63	\$47,086.96	\$ 83,607.35	\$ 143,569.06	357	308	192	223	213	31	40	28	32	17
Nov	\$109,387.14	\$91,672.49	\$50,279.03	\$ 27,758.62	\$58,210.00	378	351	286	166	142	30	30	36	23	12
Dec	\$101,471.36	\$128,605.99	\$57,070.59	\$ 40,344.17	\$ 50,271.68	383	296	216	181	150	43	53	36	33	25
Jan	\$132,049.79	\$259,810.62	\$33,804.54	\$ 163,953.56		372	350	152	295		24	36	33	25	
Feb	\$97,396.64	\$129,315.56	\$44,081.76	\$ 84,412.27		350	292	169	229		32	32	31	23	
Mar	\$95,472.42	\$116,358.20	\$30,603.28	\$ 57,825.99		391	431	181	240		52	84	44	24	
Apr	\$80,088.89	\$60,816.35	\$76,873.19	\$ 171,191.80		373	324	212	348		40	42	27	15	
May	\$101,848.37	\$65,454.25	\$147,875.62	\$ 207,947.06		380	306	288	368		42	48	20	30	
June	\$100,508.32	\$147,395.66	\$234,524.02	\$ 58,420.91		394	355	308	232		50	34	25	43	
July	\$78,547.74	\$87,733.72	\$100,809.42	\$ 69,318.38		408	305	267	273		29	23	13	33	
Aug	\$59,376.50	\$61,504.63	\$60,342.37	\$ 181,357.78		309	299	192	239		30	19	4	29	
Sept	\$93,879.09	\$140,065.18	\$108,322.22	\$ 189,261.78		442	328	277	344		48	40	34	20	
Total	\$1,144,157.79	\$1,373,036.28	\$991,673.00	\$1,335,399.67	\$252,050.74	4537	3945	2740	3138	505	451	481	331	330	54
Percent	NA	20.00%	-27.78%	34.66%		NA	-13.05%	-30.54%	14.53%	%	NA	6.65%	-31.19%	-0.30%	

December FY2024 Building Inspections- **235**

150 Permits issued, 25 Certificate Of Occupancies issued, and 8 New home permits issued

December 9, 2024
PUBLIC SAFETY MEETING MINUTES
1705 MAIN STREET
DAPHNE, AL
4:30 P.M.

1. CALL TO ORDER:

There being a quorum present, Councilman Hughes called the meeting to order at 4:30pm.

2. ROLL CALL:

COUNCIL MEMBERS PRESENT: Council President, Ron Scott, Councilmen Doug Goodlin, Steve Olen and Benjamin Hughes, and Councilwoman Angie Phillips.

ABSENT: Councilwoman Tommie Conaway, and Councilman Joel Coleman

Also Present: Mayor LeJeune, Scott Hetrick, City Attorney; Fire Department; Chief Tacon, Chief Gulsby, Police Department; Candace Antinarella, City Clerk

Junior City Council present:

3. PUBLIC PARTICIPATION:

Curt Fogner, addressed County pedestrian safety at the intersection of County Rd 64/ and Main Street and requested that the City improve pedestrian crosswalks downtown.

4. APPROVAL OF MINUTES FROM PREVIOUS MEETING

Minutes from November 11, 2024 Public Safety meeting were approved as presented.

5. POLICE DEPARTMENT – Chief Gulsby

Old Business: Monthly stats provided.

Vital Scans completed with the Police Department last week.

Recording secretary out, (Christina Brazell).

New Business: Captain Beedy retiring on December 31st.

Cookies with a Cop on Wednesday at East Shore Café at 5:30 p.m.

6. FIRE DEPARTMENT: - Chief Tacon

Old Business: Monthly stats provided.

Spoke on hiring. One hired, paperwork in progress on 3 more.

Fire Department did not get the safety grant.

Mayor is approving 2 more new positions next year.

New Fire truck delayed, looking at delivery date of April, due to delays from Covid.

Mutual Aid discussion.

**December 9, 2024
PUBLIC SAFETY MEETING MINUTES
1705 MAIN STREET
DAPHNE, AL
4:30 P.M.**

New Business:

7. OTHER BUSINESS

(Speed limits within the City)

***Motion by Councilman Olen:** Jubilee Farms speed limits to be posted at 20 mph, Bayfront Dr. speed limit to be posted at 20 mph, and Deer Ave. speed limit to be changed from 30 mph to 25 mph. and also move 2 streets from Section #5 of the list, to Section #4. Seconded by Councilman Scott. All in favor, moved to next Council Meeting.

Adjournment 5:07 p.m.



City of Daphne Event Permit Application

TYPE OF PERMIT: Special Event/Fundraiser Parade/Run (Streets Use) Walk (Sidewalks Only)
 Athletic Complex/Sporting Event Other: _____

APPLICANT & ORGANIZATION INFORMATION

ORGANIZATION NAME: Daphmont Community
APPLICANT NAME: Rev. Bryant Faust
STREET: 1001 Pickett Ave CITY, STATE, ZIP: Daphne AL, 36526
CONTACT PHONE: (251) 463-7090 EMAIL: _____
"ON SITE" CONTACT PERSON DAY OF EVENT: Deborah Faust
CELL PHONE: (251) 463-7090 EMAIL: DFaust1003@yahoo.com

EVENT INFORMATION

EVENT NAME: Daphmont Community Mardi Gras
TYPE OF/PURPOSE OF EVENT: Parade
EVENT DATE: 3/11/2025 TIME (START- END): 2pm to 3:30 pm
ASSEMBLY TIME: 11am - 2pm # PARTICIPANTS/VEHICLES: 20 trucks/trailers
EVENT LOCATION: Daphmont
FULL DESCRIPTION OF EVENT (PLEASE LIST ANY TENTS, STAGING, PORT-O-LETS, OR SIMILAR ITEMS THAT WILL BE USED ON-SITE): _____

SPECIAL REQUESTS

ROAD CLOSURE(S) REQUESTS: Yes* No *If Yes, please indicate which City Route is requested: _____

WILL YOUR EVENT REQUIRE BARRICADES: Yes* No *If Yes, please indicate quantity & location: _____

WILL YOUR EVENT REQUIRE ELECTRICITY: Yes* No *If Yes, you must provide your own extension cords

WILL YOUR EVENT REQUIRE WATER: Yes* No *If Yes, you must provide your own hose(s)

OTHER SPECIAL ITEMS FOR RENT:

TENTS: 20' X 40' # _____ X \$321.00 10' X 10' # _____ X \$123.00/EACH

TABLES: 8' L # _____ X \$45.00/EACH CHAIRS: # _____ X \$12.00/EACH

OTHER SPECIAL REQUESTS: _____

MARKETING & COMMUNICATIONS

PLEASE NOTE: As a City permitted event, the City of Daphne should be listed as a sponsor on all marketing materials promoting your event, such as, but not limited to, posters, social media outlets, website(s), t-shirts, promo items, etc. It is the event organizer's responsibility to request the official City logo from our Marketing & Events Department in a proper format. No other City of Daphne logo should be utilized. Please initial acknowledgement: _____

Is your event open to the general public? Yes* No

* If Yes, do you wish for your event to be listed and/or shared on: www.daphneal.com? Yes No

Facebook.com? Yes No Instagram? Yes No LinkedIn? Yes No

MARKETING CONTACT (IF DIFFERENT THAN EVENT APPLICANT OR "ON SITE" EVENT CONTACT):

NAME: _____ CONTACT PHONE: _____

OTHER MARKETING REQUESTS: _____

REVENUE/BUSINESS LICENSE

WILL SALES BE GENERATED AT YOUR EVENT: Yes** No ** If Yes, please provide your City of Daphne Business License Number here: _____

PLEASE NOTE: If you are providing food trucks or other third-party vendors, they MUST be a licensed business with the City of Daphne.



City of Daphne Event Permit Application

TYPE OF PERMIT:

- Special Event/Fundraiser Parade/Run (Streets Use) Walk (Sidewalks Only)
 Athletic Complex/Sporting Event Other: _____

APPLICANT & ORGANIZATION INFORMATION

ORGANIZATION NAME: CITY OF DAPHNE
APPLICANT NAME: KARA WILBOURN
STREET: 1705 MAIN ST. CITY, STATE, ZIP: DAPHNE, AL 36526
CONTACT PHONE: 251-620-1052 EMAIL: kwilbourn@daphneal.com
"ON SITE" CONTACT PERSON DAY OF EVENT: KARA WILBOURN
CELL PHONE: 251-472-6544 EMAIL: (SAME)

EVENT INFORMATION

EVENT NAME: CITY OF DAPHNE TREE LIGHTING
TYPE OF/PURPOSE OF EVENT: COMMUNITY EVENT
EVENT DATE: THURS, DEC. 4, 2025 TIME (START- END): 5:00-8:00 PM
ASSEMBLY TIME: 2:00 PM # PARTICIPANTS/VEHICLES: VARIES
EVENT LOCATION: DAPHNE CITY HALL
FULL DESCRIPTION OF EVENT (PLEASE LIST ANY TENTS, STAGING, PORT-O-LETS, OR SIMILAR ITEMS THAT WILL BE USED ON-SITE): WORK ORDERS WILL BE SUBMITTED CLOSER TO DATE OF EVENT.

SPECIAL REQUESTS

MAIN ST. -
BEUROSE TO TRIDONE CT.

ROAD CLOSURE(S) REQUESTS: Yes* No *If Yes, please indicate which City Route is requested: _____

WILL YOUR EVENT REQUIRE BARRICADES: Yes* No *If Yes, please indicate quantity & location: PW

WILL YOUR EVENT REQUIRE ELECTRICITY: Yes* No *If Yes, you must provide your own extension cords

WILL YOUR EVENT REQUIRE WATER: Yes* No *If Yes, you must provide your own hose(s)

OTHER SPECIAL ITEMS FOR RENT: *TBD*

TENTS: 20' X 40' # _____ X \$321.00 10' X 10' # _____ X \$123.00/EACH

TABLES: 8' L # _____ X \$45.00/EACH CHAIRS: # _____ X \$12.00/EACH

OTHER SPECIAL REQUESTS: _____

MARKETING & COMMUNICATIONS

PLEASE NOTE: As a City permitted event, the City of Daphne should be listed as a sponsor on all marketing materials promoting your event, such as, but not limited to, posters, social media outlets, website(s), t-shirts, promo items, etc. It is the event organizer's responsibility to request the official City logo from our Marketing & Events Department in a proper format. No other City of Daphne logo should be utilized. Please initial acknowledgement: _____

Is your event open to the general public? Yes* No

* If Yes, do you wish for your event to be listed and/or shared on:
Facebook.com? Yes No Instagram? Yes No www.daphneal.com? Yes No
LinkedIn? Yes No

MARKETING CONTACT (IF DIFFERENT THAN EVENT APPLICANT OR "ON SITE" EVENT CONTACT):

NAME: (SAME) CONTACT PHONE: _____

OTHER MARKETING REQUESTS: _____

REVENUE/BUSINESS LICENSE

WILL SALES BE GENERATED AT YOUR EVENT: Yes** No ** If Yes, please provide your City of Daphne Business License Number here: VARIOUS VENDORS

PLEASE NOTE: If you are providing food trucks or other third-party vendors, they MUST be a licensed business with the City of Daphne.

INDEMNITY & HOLD HARMLESS AGREEMENT

In consideration of the permission granted to me by the City of Daphne to use grounds, sidewalks, and/or streets, I hereby indemnify and hold harmless the City of Daphne, its agents, servants and employees from any and all claims and causes of action that may arise from injury to me or third party using the grounds, sidewalks, and/or streets who are injured or suffer property damage that is in any way caused by my use of the grounds, sidewalks, and/or streets. This indemnity and hold harmless agreement is given to the City of Daphne to protect the City and its agents, servants, and employees from cost of defense and claims for injuries and damages that may be caused either directly or indirectly by my use of grounds, sidewalks, and/or streets.

Further, I have read and understand all rules and regulations according to the City of Daphne Ordinance No. 2017-35 as set forth by the governing body of the City of Daphne and will abide by these rules and regulations. I understand that damage to City property, grounds, sidewalks, and/or streets can and will result in additional fees. I also understand that if at any time the City of Daphne appointed Law Enforcement, Code Enforcement, or other personnel feel that said rules and regulations are not being followed the function will be terminated with no refund of said fees.

I have read and understand the above, including the cancellation and indemnity policies.

APPLICANT SIGNATURE: Kara Wilson DATE: 1/7/2025

INTERNAL USE ONLY

DATE REC'D: 1-9-2025 CITY COUNCIL APPROVAL DATE: _____
FIRE DEPT: St. Andrew APPROVED ROUTE: _____
POLICE DEPT: _____ ROUTE MAP ATTACHED: Yes No
PUBLIC WORKS: [Signature] EVENT FEE: Paid \$ _____ CHK# _____
SPORTS & RECREATION: _____ Waived: _____
MARKETING & EVENTS: _____ PROOF OF INSURANCE REC'D: Yes No
** REVENUE: _____
CITY CLERK APPROVAL: C. Antoniou FINAL APPROVAL DATE: _____



City of Daphne Event Permit Application

TYPE OF PERMIT: Special Event/Fundraiser Parade/Run (Streets Use) Walk (Sidewalks Only)
 Athletic Complex/Sporting Event Other: _____

APPLICANT & ORGANIZATION INFORMATION

ORGANIZATION NAME: CITY OF DAPHNE

APPLICANT NAME: KARA WILBOURN

STREET: 1705 MAIN ST

CITY, STATE, ZIP: DAPHNE, AL 36526

CONTACT PHONE: 251-620-1052

EMAIL: kwilbourn@daphneal.com

"ON SITE" CONTACT PERSON DAY OF EVENT: KARA WILBOURN OR ANGE BAGGETT

CELL PHONE: 251-472-6544

EMAIL: (ABOVE)

EVENT INFORMATION

EVENT NAME: DAPHNE CHRISTMAS PARADE

TYPE OF/PURPOSE OF EVENT: PARADE

EVENT DATE: SAT, DEC 6, 2025

TIME (START- END): 11:00 AM

ASSEMBLY TIME: _____

PARTICIPANTS/VEHICLES: _____

EVENT LOCATION: MAIN ST ROUTE - OLDE TOWNE DAPHNE

FULL DESCRIPTION OF EVENT (PLEASE LIST ANY TENTS, STAGING, PORT-O-LETS, OR SIMILAR ITEMS THAT WILL BE USED ON-SITE): _____

SPECIAL REQUESTS

ROAD CLOSURE(S) REQUESTS: Yes* No *If Yes, please indicate which City Route is requested: XMAS

WILL YOUR EVENT REQUIRE BARRICADES: Yes* No *If Yes, please indicate quantity & location: PW?

WILL YOUR EVENT REQUIRE ELECTRICITY: Yes* No *If Yes, you must provide your own extension cords

WILL YOUR EVENT REQUIRE WATER: Yes* No *If Yes, you must provide your own hose(s)

OTHER SPECIAL ITEMS FOR RENT:

TENTS: 20' X 40' # X \$321.00 10' X 10' # X \$123.00/EACH

TABLES: 8' L # X \$45.00/EACH CHAIRS: # X \$12.00/EACH

OTHER SPECIAL REQUESTS: _____

MARKETING & COMMUNICATIONS

PLEASE NOTE: As a City permitted event, the City of Daphne should be listed as a sponsor on all marketing materials promoting your event, such as, but not limited to, posters, social media outlets, website(s), t-shirts, promo items, etc. It is the event organizer's responsibility to request the official City logo from our Marketing & Events Department in a proper format. No other City of Daphne logo should be utilized. Please initial acknowledgement: _____

Is your event open to the general public? Yes* No

* If Yes, do you wish for your event to be listed and/or shared on:

Facebook.com? Yes No

Instagram? Yes No

www.daphneal.com? Yes No

LinkedIn? Yes No

MARKETING CONTACT (IF DIFFERENT THAN EVENT APPLICANT OR "ON SITE" EVENT CONTACT):

NAME: (SAME)

CONTACT PHONE: _____

OTHER MARKETING REQUESTS: _____

REVENUE/BUSINESS LICENSE

WILL SALES BE GENERATED AT YOUR EVENT: Yes** No ** If Yes, please provide your City of Daphne Business License Number here: _____

PLEASE NOTE: If you are providing food trucks or other third-party vendors, they MUST be a licensed business with the City of Daphne.

INDEMNITY & HOLD HARMLESS AGREEMENT

In consideration of the permission granted to me by the City of Daphne to use grounds, sidewalks, and/or streets, I hereby indemnify and hold harmless the City of Daphne, its agents, servants and employees from any and all claims and causes of action that may arise from injury to me or third party using the grounds, sidewalks, and/or streets who are injured or suffer property damage that is in any way caused by my use of the grounds, sidewalks, and/or streets. This indemnity and hold harmless agreement is given to the City of Daphne to protect the City and its agents, servants, and employees from cost of defense and claims for injuries and damages that may be caused either directly or indirectly by my use of grounds, sidewalks, and/or streets.

Further, I have read and understand all rules and regulations according to the City of Daphne Ordinance No. 2017-35 as set forth by the governing body of the City of Daphne and will abide by these rules and regulations. I understand that damage to City property, grounds, sidewalks, and/or streets can and will result in additional fees. I also understand that if at any time the City of Daphne appointed Law Enforcement, Code Enforcement, or other personnel feel that said rules and regulations are not being followed the function will be terminated with no refund of said fees.

I have read and understand the above, including the cancellation and indemnity policies.

APPLICANT SIGNATURE: Kara Wilbourn DATE: 1/7/2025

INTERNAL USE ONLY

DATE REC'D: 1-9-2025 CITY COUNCIL APPROVAL DATE: _____
FIRE DEPT: L. G. Moore APPROVED ROUTE: _____
POLICE DEPT: _____ ROUTE MAP ATTACHED: Yes No
PUBLIC WORKS: [Signature] EVENT FEE: Paid \$ _____ CHK# _____
SPORTS & RECREATION: [Signature] Waived: _____
MARKETING & EVENTS: _____ PROOF OF INSURANCE REC'D: Yes No
** REVENUE: _____
CITY CLERK APPROVAL: Continuella FINAL APPROVAL DATE: _____



**CITY OF DAPHNE, ALABAMA
RESOLUTION 2024-57**

Resolution to Vacate a Closed Portion of Austin Road Right of Way

WHEREAS, Sharon O. Boni, John Christopher Boni, Frederick G. Boni, Jr., Thomas F. L. Boni and Bertolla Properties, L.L.C., as the abutting property owner of the hereinafter described right-of-way in the City of Daphne, Alabama, has petitioned the City Council of the City of Daphne, Alabama to assent to the vacation and closing by them as abutting property owner of a portion of the right-of-way hereinafter described; and

WHEREAS, it has been shown to the satisfaction of the Daphne City Council that Sharon O. Boni, John Christopher Boni, Frederick G. Boni, Jr., Thomas F. L. Boni and Bertolla Properties, L.L.C., owns all of the property abutting said portion of right-of-way, that the same is not needed as a public road in the City of Daphne, that no property owner owns lots or parcels that will be cut off from access thereby over some other reasonable and convenient way, and that it is in the best interest of the public that such portion of right-of-way be vacated.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF DAPHNE, ALABAMA, that its assent be, and the same hereby is, given to Sharon O. Boni, John Christopher Boni, Frederick G. Boni, Jr., Thomas F. L. Boni and Bertolla Properties, L.L.C., as the abutting property owner, to the vacation and closing of the following portion of right-of-way situate on Austin Road, being more particularly described as follows:

COMMENCE AT THE RECORD LOCATION OF A RAILROAD SPIKE MARKER AT THE NORTHWEST CORNER OF SECTION 26, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA AND RUN THENCE SOUTH 00 DEGREES 22 MINUTES 18 SECONDS WEST, A DISTANCE OF 1300.23 FEET; THENCE RUN NORTH 89 DEGREES 25 MINUTES 53 SECONDS EAST, A DISTANCE OF 243.85 FEET TO A CONCRETE MONUMENT AT THE INTERSECTION OF THE EAST RIGHT-OF-WAY OF STATE HIGHWAY 181 AND THE NORTH RIGHT-OF-WAY OF AUSTIN ROAD FOR THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID NORTH RIGHT-OF-WAY, RUN NORTH 89 DEGREES 25 MINUTES 53 SECONDS EAST, A DISTANCE OF 698.62 FEET TO A CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 60 DEGREES 24 MINUTES 04 SECONDS EAST, A DISTANCE OF 119.65 FEET TO A CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 00 DEGREES 21 MINUTES 50 SECONDS EAST, A DISTANCE OF 20.00 FEET TO A CAPPED REBAR FOUND (DEWBERRY) ON THE SOUTH RIGHT-OF-WAY OF AUSTIN ROAD; THENCE RUN SOUTH 89 DEGREES 26 MINUTES 30 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 803.90 FEET TO A CONCRETE MONUMENT FOUND ON THE AT THE INTERSECTION OF SAID SOUTH RIGHT-OF-WAY AND THE AFOREMENTIONED EAST RIGHT-OF-WAY OF STATE HIGHWAY 181; THENCE RUN NORTH 00 DEGREES 47 MINUTES 47 SECONDS EAST, A DISTANCE OF 80.01 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 1.40 ACRES, MORE OR LESS.

BE IT FURTHER RESOLVED BY THE CITY COUNCIL OF DAPHNE, ALABAMA, that its assent be, and the same hereby is, given to vacate and annul any portion of any map recorded in the Office of the Judge of Probate of Baldwin County, Alabama, which shows the hereinabove described portion of right-of-way in accordance with the laws of the State of Alabama. The filing of this Resolution in the Probate Court of Baldwin County, Alabama, shall divest all public rights and liabilities, including any rights which may have been acquired by prescription, in those parts of the right-of-way vacated. Title and all public rights, including the portion of right-of-way, shall vest in the abutting landowner

pursuant to *Code of Alabama (1975), Sections 23-4-20 and 23-4-2*, provided that entities with utility lines, equipment, or facilities in place at the time of vacation, if any, shall have the right to continue to maintain, extend, and enlarge their lines, equipment, and facilities to the same extent as if the vacation had not occurred. The City Council hereby finds that it is in the interest of the public that this portion of right-of-way be vacated.

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE,
ALABAMA, THIS _____ DAY OF _____, 2024.**

ATTEST:

**Robin LeJeune,
Mayor**

**Candace G. Antinarella, MMC
City Clerk**

CITY OF DAPHNE, ALABAMA

RESOLUTION 2025-03

**RESOLUTION OF SUPPORT FOR BALDWIN COUNTY MULTIMODAL
CONNECTIVITY VISION PLAN**

WHEREAS, the Baldwin County Trailblazers requested the Baldwin County Commission facilitate an effort among its 14 municipalities to develop a county-wide bicycle-pedestrian plan; and

WHEREAS, the Baldwin County Multimodal Connectivity Vision Plan addresses both bicycle and pedestrian needs, with a focus on connecting missing links in the network that provides for connectivity, safety, and additional modal choices to residents and visitors within Baldwin County and to encourage walking and biking as viable options for commuting and recreational purposes; and

WHEREAS, Municipalities can use the county-wide map as a reference tool to guide future infrastructure development as well as make grant applications for its buildout and maintenance more attractive to funders; and

WHEREAS, the City of Daphne supports programs that promote health, wellness, and provide safe and accommodating bicycle and pedestrian infrastructure; now

THEREFORE, BE IT RESOLVED that the City of Daphne supports the Baldwin County Multimodal Connectivity Vision Plan and will use it as a planning guide for future projects in order to gain benefits mentioned above and strengthen the quality of life within Baldwin County.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ day of _____, 2025.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, MMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2024-45**

**ORDINANCE TO ANNEX PROPERTY CONTIGUOUS TO THE
CORPORATE LIMITS OF THE CITY OF DAPHNE**

**Property Located Southeast of the intersection of Milton Jones Road and Alabama
Highway 181
Bertolla Properties, LLC YOTA Properties, LLC, Frederick G. & Thomas Boni, and Sharon
and John Christopher Boni**

WHEREAS, on the 19th day of August, 2024, the Bertolla Properties, LLC YOTA Properties, LLC, Frederick G. & Thomas Boni, and Sharon and John Christopher Boni, being the owner of certain real property hereinafter described, did file with the City Clerk a petition requesting that said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama (the “City”); and

WHEREAS, said petition did contain an accurate description of the property to be annexed together with a map of the said territory showing its relationship to the corporate limits of the City of Daphne, Alabama, and the signatures of all owners of the property described; and

WHEREAS, said petition was presented to the Planning Commission of the City of Daphne at a regular scheduled meeting on October 24, 2024, and the Commission set forth a favorable recommendation for the City Council of the City of Daphne to consider said request for annexation of said property; and

WHEREAS, after proper publication, a public hearing was held by the City Council on December 16, 2024, concerning the petition for annexation.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, AS FOLLOWS:

SECTION ONE: ANNEXATION

The City Council of the City of Daphne finds and declares as the legislative body of the City that it is in the best interest of the citizens of the City and the citizens of the affected area to bring the property described in Section Three of this Ordinance into the corporate limits of the City, and has further determined that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, *et seq.*, Code of Alabama (1975); effective on publication as required by Section 11-42-21, Code of Alabama (1975), as amended.

SECTION TWO: ZONING

At the August 19, 2024, regularly scheduled City Council meeting, Ordinance 2024-25 was adopted pre-zoning the said property as PUD, Planned Unit Development, with the apportionment of said zoning districts to the subject property described therein.

SECTION THREE: DESCRIPTION OF TERRITORY

The boundary lines of the City of Daphne are hereby altered or rearranged so as to include all the territory heretofore encompassed by the corporate limits of the City of Daphne and, in addition thereto, the following described property, to-wit:

Legal Description for Annexation:

PARCEL 1 DESCRIPTION:

COMMENCE AT THE RECORD LOCATION OF A RAILROAD SPIKE MARKER AT THE SOUTHWEST CORNER OF SECTION 23, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA AND RUN THENCE NORTH 89 DEGREES 07 MINUTES 47 SECONDS EAST, A DISTANCE OF 213.73 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND ON THE EAST RIGHT-OF-WAY OF STATE HIGHWAY 181 FOR THE POINT OF BEGINNING; THENCE RUN NORTH 05 DEGREES 43 MINUTES 41 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 232.06 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN NORTH 00 DEGREES 12 MINUTES 02 SECONDS EAST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 325.02 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN NORTH 19 DEGREES 31 MINUTES 58 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 133.06 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN NORTH 00 DEGREES 13 MINUTES 33 SECONDS EAST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 642.92 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN NORTH 02 DEGREES 31 MINUTES 47 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 106.69 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN NORTH 00 DEGREES 12 MINUTES 33 SECONDS EAST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 875.16 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN NORTH 04 DEGREES 27 MINUTES 30 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 304.35 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE ALONG SAID EAST RIGHT-OF-WAY AND A CURVE TO THE LEFT, HAVING A RADIUS OF 9629.51 FEET, AN ARC LENGTH OF 88.46 FEET, (CHORD BEARS NORTH 01 DEGREES 51 MINUTES 58 SECONDS WEST, A DISTANCE OF 88.46 FEET); THENCE DEPARTING SAID EAST RIGHT-OF-WAY, RUN NORTH 89 DEGREES 39 MINUTES 41 SECONDS EAST, A DISTANCE OF 72.33 FEET; THENCE ALONG A CURVE TO THE RIGHT, HAVING A RADIUS OF 1018.00 FEET, AN ARC LENGTH OF 76.27 FEET, (CHORD BEARS SOUTH 88 DEGREES 11 MINUTES 32 SECONDS EAST, A DISTANCE OF 76.26 FEET); THENCE RUN SOUTH 86 DEGREES 02 MINUTES 44 SECONDS EAST, A DISTANCE OF 69.17 FEET; THENCE ALONG A CURVE TO THE LEFT, HAVING A RADIUS OF 982.00 FEET, AN ARC LENGTH OF 73.58 FEET, (CHORD BEARS SOUTH 88 DEGREES 11 MINUTES 32 SECONDS EAST, A DISTANCE OF 73.56 FEET); THENCE RUN NORTH 89 DEGREES 39 MINUTES 41 SECONDS EAST, A DISTANCE OF 47.00 FEET; THENCE RUN NORTH 00 DEGREES 21 MINUTES 08 SECONDS EAST, A DISTANCE OF 505.24 FEET TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (SMITH-CLARK); THENCE RUN NORTH 00 DEGREES 14 MINUTES 08 SECONDS EAST, A DISTANCE OF 793.10 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (ILLEGIBLE); THENCE RUN NORTH 89 DEGREES 45 MINUTES 39 SECONDS EAST, A DISTANCE OF 353.14 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (CA1067LS) ON THE SOUTH RIGHT-OF-WAY OF REBEL ROAD; THENCE ALONG SAID SOUTH RIGHT-OF-WAY AND A CURVE TO THE LEFT, HAVING A RADIUS OF 363.27 FEET, AN ARC LENGTH OF 206.85 FEET, (CHORD BEARS SOUTH 71 DEGREES 27 MINUTES 42 SECONDS EAST, A DISTANCE OF 204.07 FEET) TO A ONE-HALF INCH CAPPED REBAR FOUND (CA1067LS); THENCE RUN SOUTH 87 DEGREES 46 MINUTES 29 SECONDS EAST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 129.87 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (CA1067LS); THENCE ALONG SAID SOUTH RIGHT-OF-WAY AND A CURVE TO THE LEFT, HAVING A RADIUS OF 1710.45 FEET, AN ARC LENGTH OF 185.00 FEET, (CHORD BEARS NORTH 88 DEGREES 33 MINUTES 54 SECONDS EAST, A DISTANCE OF 184.91 FEET) TO A ONE-HALF INCH CAPPED REBAR FOUND (CA1067LS); THENCE ALONG SAID SOUTH RIGHT-OF-WAY AND A REVERSE CURVE TO THE RIGHT, HAVING A RADIUS OF 1882.12 FEET, AN ARC LENGTH OF 135.42 FEET, (CHORD BEARS NORTH 87 DEGREES 31 MINUTES 40 SECONDS EAST, A DISTANCE OF 135.39 FEET) TO A ONE-HALF INCH CAPPED REBAR FOUND (CA1067LS); THENCE DEPARTING SAID SOUTH RIGHT-OF-WAY, RUN SOUTH 00 DEGREES 17 MINUTES 19 SECONDS EAST, A DISTANCE OF 625.89 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (10675); THENCE RUN NORTH 89 DEGREES 45 MINUTES 56 SECONDS EAST, A DISTANCE OF 397.33 FEET TO A THREE-QUARTER INCH CRIMP TOP IRON PIPE FOUND; THENCE RUN SOUTH 00 DEGREES 17 MINUTES 15 SECONDS EAST, A DISTANCE OF 645.62 FEET TO A ONE-HALF INCH CAPPED REBAR SET (SE CIVIL); THENCE RUN NORTH 89 DEGREES 35 MINUTES 52 SECONDS EAST, A DISTANCE OF 148.35 FEET TO A THREE-QUARTER INCH CRIMP TOP IRON PIPE FOUND; THENCE RUN SOUTH 00 DEGREES 15 MINUTES 05 SECONDS WEST, A DISTANCE OF 2278.21 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND

(HMR) ON THE NORTH LINE OF WATERFORD PHASE II SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN SLIDE 2320-A, PROBATE COURT RECORDS, BALDWIN COUNTY, ALABAMA; THENCE RUN SOUTH 89 DEGREES 17 MINUTES 12 SECONDS WEST, ALONG SAID NORTH LINE, A DISTANCE OF 440.18 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (HMR); THENCE RUN NORTH 00 DEGREES 05 MINUTES 10 SECONDS EAST, ALONG SAID NORTH LINE, A DISTANCE OF 51.36 FEET TO A ONE-HALF INCH CAPPED REBAR SET (SE CIVIL); THENCE RUN SOUTH 89 DEGREES 54 MINUTES 53 SECONDS WEST, A DISTANCE OF 50.00 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (ILLEGIBLE); THENCE RUN SOUTH 00 DEGREES 05 MINUTES 10 SECONDS WEST, ALONG SAID NORTH LINE, A DISTANCE OF 19.04 FEET; THENCE RUN SOUTH 89 DEGREES 17 MINUTES 11 SECONDS WEST, ALONG SAID NORTH LINE, A DISTANCE OF 170.44 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (PREBLE-RISH) TO THE WEST LINE OF SAID WATERFORD PHASE II SUBDIVISION; THENCE RUN SOUTH 00 DEGREES 00 MINUTES 27 SECONDS WEST, ALONG SAID WEST LINE, A DISTANCE OF 352.91 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (HMR); THENCE RUN NORTH 89 DEGREES 11 MINUTES 54 SECONDS EAST, ALONG SAID WEST LINE, A DISTANCE OF 20.09 FEET TO A ONE-HALF INCH REBAR FOUND (NO CAP); THENCE RUN SOUTH 00 DEGREES 06 MINUTES 42 SECONDS WEST, ALONG SAID WEST LINE, A DISTANCE OF 1344.98 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (HMR) ON THE NORTH RIGHT-OF-WAY OF AUSTIN ROAD; THENCE RUN SOUTH 89 DEGREES 31 MINUTES 47 SECONDS WEST, ALONG SAID NORTH RIGHT-OF-WAY, A DISTANCE OF 20.19 FEET TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN NORTH 00 DEGREES 07 MINUTES 10 SECONDS EAST, ALONG SAID NORTH RIGHT-OF-WAY, A DISTANCE OF 9.72 FEET TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 89 DEGREES 36 MINUTES 55 SECONDS WEST, ALONG SAID NORTH RIGHT-OF-WAY, A DISTANCE OF 132.40 FEET TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE ALONG SAID NORTH RIGHT-OF-WAY AND A CURVE TO THE RIGHT, HAVING A RADIUS OF 500.00 FEET, AN ARC LENGTH OF 472.01 FEET, (CHORD BEARS NORTH 63 DEGREES 16 MINUTES 37 SECONDS WEST, A DISTANCE OF 454.67 FEET) TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN NORTH 36 DEGREES 13 MINUTES 13 SECONDS WEST, ALONG SAID NORTH RIGHT-OF-WAY, A DISTANCE OF 189.66 FEET TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE ALONG SAID NORTH RIGHT-OF-WAY AND A CURVE TO THE LEFT, HAVING A RADIUS OF 700.00 FEET, AN ARC LENGTH OF 524.56 FEET, (CHORD BEARS NORTH 57 DEGREES 42 MINUTES 39 SECONDS WEST, A DISTANCE OF 512.37 FEET) TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN NORTH 40 DEGREES 24 MINUTES 07 SECONDS WEST, ALONG SAID NORTH RIGHT-OF-WAY, A DISTANCE OF 69.42 FEET TO A FIVE-EIGHTHS INCH REBAR FOUND (NO CAP) ON THE AFOREMENTIONED EAST RIGHT-OF-WAY OF STATE HIGHWAY 181; THENCE RUN NORTH 00 DEGREES 05 MINUTES 56 SECONDS EAST, A DISTANCE OF 597.92 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 169.62 ACRES, MORE OR LESS.

PARCEL 2 DESCRIPTION

COMMENCE AT THE RECORD LOCATION OF A RAILROAD SPIKE MARKER AT THE SOUTHWEST CORNER OF SECTION 23, TOWNSHIP 5 SOUTH, RANGE 2 EAST, BALDWIN COUNTY, ALABAMA AND RUN THENCE NORTH 89 DEGREES 07 MINUTES 47 SECONDS EAST, A DISTANCE OF 213.73 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND ON THE EAST RIGHT-OF-WAY OF STATE HIGHWAY 181; THENCE RUN SOUTH 00 DEGREES 05 MINUTES 56 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 769.38 FEET TO A FIVE-EIGHTHS INCH REBAR (NO CAP) FOR THE POINT OF BEGINNING; THENCE RUN SOUTH 00 DEGREES 10 MINUTES 47 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 474.78 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN SOUTH 23 DEGREES 39 MINUTES 46 SECONDS EAST, A DISTANCE OF 61.83 FEET TO A SIX-INCH SQUARE CONCRETE MONUMENT FOUND ON THE NORTH RIGHT-OF-WAY OF AUSTIN ROAD; THENCE RUN NORTH 89 DEGREES 25 MINUTES 53 SECONDS EAST, ALONG SAID NORTH RIGHT-OF-WAY, A DISTANCE OF 698.62 FEET TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY) ON THE SOUTH RIGHT-OF-WAY OF AUSTIN ROAD; THENCE ALONG SAID SOUTH RIGHT-OF-WAY AND A CURVE TO THE RIGHT, HAVING A RADIUS OF 580.00 FEET, AN ARC LENGTH OF 260.92 FEET, (CHORD BEARS NORTH 49 DEGREES 07 MINUTES 14 SECONDS WEST, A DISTANCE OF 258.72 FEET) TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN NORTH 36 DEGREES 13 MINUTES 13 SECONDS WEST, A DISTANCE OF 189.65 FEET TO A FIVE-EIGHTHS INCH REBAR FOUND (DEWBERRY); THENCE ALONG SAID SOUTH RIGHT-OF-WAY AND A CURVE TO THE LEFT,

HAVING A RADIUS OF 620.00 FEET, AN ARC LENGTH OF 450.09 FEET, (CHORD BEARS NORTH 57 DEGREES 02 MINUTES 23 SECONDS WEST, A DISTANCE OF 440.27 FEET) TO A FIVE-EIGHTHS INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 50 DEGREES 10 MINUTES 14 SECONDS WEST, A DISTANCE OF 57.95 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 5.59 ACRES, MORE OR LESS.

SECTION FOUR: MAP OF PROPERTY

The property hereby annexed into the City of Daphne, Alabama, as described in Section Three of this Ordinance, is set forth on a map of the property attached hereto and made a part of this Ordinance as Exhibit “B” showing its relationship to the corporate limits of the City of Daphne.

SECTION FIVE: EFFECTIVE DATE AND PUBLICATION

This Ordinance shall become effective upon its date of publication as required by Section 11-42-21 Code of Alabama (1975), as amended, and the property described herein shall be then annexed into the corporate limits of the City of Daphne, and a certified copy of the same shall be filed with the Office of the Judge of Probate of Baldwin County, Alabama, in accordance with Section 11-42-21, Code of Alabama (1975), as amended.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS THE ___ DAY OF _____, 202__.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, MMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2024-46**

**Ordinance to Pre-Zone Property Located Southeast of the intersection of
Austin Road and Alabama Highway 181
Bertolla Properties, LLC**

WHEREAS, Bertolla Properties, LLC, as the owner of certain real property located within the unincorporated area of Baldwin County, Alabama, has requested that said property that is currently zoned by the County as RSF-2, Residential Single Family, Residential Single Family Baldwin County District 15, in the extraterritorial planning jurisdiction of the City of Daphne, be pre-zoned as B-2(a), General Business, prior to annexation into the City of Daphne; and

WHEREAS, said real property is located Southeast of the intersection of Austin Road and Alabama Highway 181, being more particularly described as follows:

Legal Description for Property to be Pre-Zoned:

BEGINNING AT A ONE-HALF INCH CAPPED REBAR SET (SE CIVIL) AT THE NORTHWEST CORNER OF COMMON AREA ONE OF JUBILEE FARMS, PHASE ONE, ACCORDING TO THE PLAT THEREOF AS RECORDED IN SLIDES 2682-A, 2682-B, AND 2682-C, PROBATE COURT RECORDS, BALDWIN COUNTY, ALABAMA AND RUN THENCE NORTH 89 DEGREES 34 MINUTES 31 SECONDS EAST, ALONG THE NORTH LINE OF SAID COMMON AREA AND LOT 32 THRU LOT 39, A DISTANCE OF 1240.44 FEET TO A ONE-HALF INCH CAPPED REBAR SET (SE CIVIL) AT THE SOUTHWEST CORNER OF JUBILEE FARMS, PHASE TWO, ACCORDING TO THE PLAT THEREOF AS RECORDED IN SLIDES 2690-D, PROBATE COURT RECORDS, BALDWIN COUNTY, ALABAMA; THENCE RUN NORTH 00 DEGREES 03 MINUTES 18 SECONDS EAST, ALONG THE WEST LINE OF SAID JUBILEE FARMS, PHASE TWO, A DISTANCE OF 902.14 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (DEWBERRY) ON THE SOUTH RIGHT-OF-WAY OF AUSTIN ROAD; THENCE RUN SOUTH 89 DEGREES 32 MINUTES 41 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 400.21 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 00 DEGREES 21 MINUTES 50 SECONDS EAST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 20.00 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 89 DEGREES 26 MINUTES 30 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 803.90 FEET TO A SIX INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN SOUTH 33 DEGREES 38 MINUTES 20 SECONDS WEST, A DISTANCE OF 45.09 FEET TO A SIX INCH SQUARE CONCRETE MONUMENT FOUND ON THE EAST RIGHT-OF-WAY OF STATE HIGHWAY 181; THENCE RUN SOUTH 03 DEGREES 52 MINUTES 38 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 150.82 FEET TO A SIX INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN SOUTH 00 DEGREES 10 MINUTES 44 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 692.30 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 25.22 ACRES, MORE OR LESS.

WHEREAS, at the regular Planning Commission meeting on October 24, 2024, the Commission considered said request and voted to set forth a favorable recommendation to the City Council to pre-zone the property B-2(a), General Business; and,

WHEREAS, due notice of said proposed pre-zoning has been provided to the public as required by law through publication and open display at City Hall, and a public hearing was held before the City Council on December 16, 2024; and,

WHEREAS, the City Council of the City of Daphne, after due consideration and upon consideration of the recommendation and notes of the Planning Commission, deemed that said application for pre-zoning of the above described real property and as set forth on a map of the property attached hereto and made a part of this Ordinance as Exhibit "A" is proper and in the best interest of the health, safety, and welfare of the citizens of the City of Daphne, Alabama; and

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, as follows:

SECTION I: ZONING

That above described real property is hereby pre-zoned B-2(a), General Business, City of Daphne. Upon annexation of the property prior to the expiration of the pre-zoning as set forth in Section IV, the property shall be assigned the zoning district in accordance with the pre-zoning and the zoning ordinance and zoning map shall be amended to reflect said zoning. Should annexation not occur prior to the expiration of this pre-zoning as set forth in Section IV, this pre-zoning shall have no effect and the designation of a zoning district for the property shall be set forth in the annexation ordinance.

Until such time as the property is annexed into the City of Daphne, the property shall remain in the unincorporated area of Baldwin County and zoned in accordance with the Baldwin County Commission’s zoning plan. The County’s zoning for the property at the time the request for pre-zoning was submitted was as RSF-2, Residential Single Family, Residential Single Family, Baldwin County District 15, Exterritorial Planning Jurisdiction.

SECTION II: REPEALER.

All other City Ordinances or parts thereof in conflict with the provisions of this Ordinance, in so far as they conflict, are hereby repealed.

SECTION III: SEVERABILITY.

The provisions of this Ordinance are severable. If any provision, section, paragraph, sentence, or part thereof shall be held unconstitutional or invalid, such decision shall not affect or impair the remainder of said Ordinance, it being the legislative intent to ordain and enact each provision, section, paragraph, sentence, and part thereof separately and independently of each other.

SECTION IV: EFFECTIVE AND EXPIRATION DATE.

This Ordinance shall take effect after the date of its approval by the City Council of the City of Daphne and publication as required by law. Pursuant to Code of Alabama (1975) Section 11-52-85, the zoning of the subject property shall become effective upon the date the territory is annexed into the corporate limits. If any portion of the subject property is not annexed into the corporate limits within 180 days of the initiation of annexation proceedings as provided by law, this pre-zoning shall be null and void. Should the pre-zoning become null and void, the applicant may reapply for pre-zoning at any time as long as an annexation petition is pending.

ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS _____ day of _____, 202__.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, MMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2024-47**

**ORDINANCE TO ANNEX PROPERTY CONTIGUOUS TO THE
CORPORATE LIMITS OF THE CITY OF DAPHNE**

**Property Located Southeast of the intersection of
Austin Road and Alabama Highway 181
Bertolla Properties, LLC**

WHEREAS, on the 22nd day of August, 2024, Bertolla Properties, LLC, being the owner of certain real property hereinafter described, did file with the City Clerk a petition requesting that said tracts or parcels of land be annexed into and become part of the City of Daphne, Alabama (the “City”); and

WHEREAS, said petition did contain an accurate description of the property to be annexed together with a map of the said territory showing its relationship to the corporate limits of the City of Daphne, Alabama, and the signatures of all owners of the property described; and

WHEREAS, said petition was presented to the Planning Commission of the City of Daphne at a regular scheduled meeting on October 24, 2024, and the Commission set forth a favorable recommendation for the City Council of the City of Daphne to consider said request for annexation of said property; and

WHEREAS, after proper publication, a public hearing was held by the City Council on December 16, 2024, concerning the petition for annexation.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, AS FOLLOWS:

SECTION ONE: ANNEXATION

The City Council of the City of Daphne finds and declares as the legislative body of the City that it is in the best interest of the citizens of the City and the citizens of the affected area to bring the property described in Section Three of this Ordinance into the corporate limits of the City, and has further determined that all legal requirements for annexing said real property have been met pursuant to Sections 11-42-20 through 11-42-24, *et seq.*, Code of Alabama (1975); effective on publication as required by Section 11-42-21, Code of Alabama (1975), as amended.

SECTION TWO: ZONING

At the _____, regularly scheduled City Council meeting, Ordinance 2024-__ was adopted pre-zoning the said property as B-2(a), General Business, with the apportionment of said zoning districts to the subject property described therein.

SECTION THREE: DESCRIPTION OF TERRITORY

The boundary lines of the City of Daphne are hereby altered or rearranged so as to include all the territory heretofore encompassed by the corporate limits of the City of Daphne and, in addition thereto, the following described property, to-wit:

Legal Description for Annexation:

BEGINNING AT A ONE-HALF INCH CAPPED REBAR SET (SE CIVIL) AT THE NORTHWEST CORNER OF COMMON AREA ONE OF JUBILEE FARMS, PHASE ONE, ACCORDING TO THE PLAT THEREOF

AS RECORDED IN SLIDES 2682-A, 2682-B, AND 2682-C, PROBATE COURT RECORDS, BALDWIN COUNTY, ALABAMA AND RUN THENCE NORTH 89 DEGREES 34 MINUTES 31 SECONDS EAST, ALONG THE NORTH LINE OF SAID COMMON AREA AND LOT 32 THRU LOT 39, A DISTANCE OF 1240.44 FEET TO A ONE-HALF INCH CAPPED REBAR SET (SE CIVIL) AT THE SOUTHWEST CORNER OF JUBILEE FARMS, PHASE TWO, ACCORDING TO THE PLAT THEREOF AS RECORDED IN SLIDES 2690-D, PROBATE COURT RECORDS, BALDWIN COUNTY, ALABAMA; THENCE RUN NORTH 00 DEGREES 03 MINUTES 18 SECONDS EAST, ALONG THE WEST LINE OF SAID JUBILEE FARMS, PHASE TWO, A DISTANCE OF 902.14 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (DEWBERRY) ON THE SOUTH RIGHT-OF-WAY OF AUSTIN ROAD; THENCE RUN SOUTH 89 DEGREES 32 MINUTES 41 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 400.21 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 00 DEGREES 21 MINUTES 50 SECONDS EAST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 20.00 FEET TO A ONE-HALF INCH CAPPED REBAR FOUND (DEWBERRY); THENCE RUN SOUTH 89 DEGREES 26 MINUTES 30 SECONDS WEST, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 803.90 FEET TO A SIX INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN SOUTH 33 DEGREES 38 MINUTES 20 SECONDS WEST, A DISTANCE OF 45.09 FEET TO A SIX INCH SQUARE CONCRETE MONUMENT FOUND ON THE EAST RIGHT-OF-WAY OF STATE HIGHWAY 181; THENCE RUN SOUTH 03 DEGREES 52 MINUTES 38 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 150.82 FEET TO A SIX INCH SQUARE CONCRETE MONUMENT FOUND; THENCE RUN SOUTH 00 DEGREES 10 MINUTES 44 SECONDS WEST, ALONG SAID EAST RIGHT-OF-WAY, A DISTANCE OF 692.30 FEET TO THE POINT OF BEGINNING. TRACT CONTAINS 25.22 ACRES, MORE OR LESS.

SECTION FOUR: MAP OF PROPERTY

The property hereby annexed into the City of Daphne, Alabama, as described in Section Three of this Ordinance, is set forth on a map of the property attached hereto and made a part of this Ordinance as Exhibit “B” showing its relationship to the corporate limits of the City of Daphne.

SECTION FIVE: EFFECTIVE DATE AND PUBLICATION

This Ordinance shall become effective upon its date of publication as required by Section 11-42-21 Code of Alabama (1975), as amended, and the property described herein shall be then annexed into the corporate limits of the City of Daphne, and a certified copy of the same shall be filed with the Office of the Judge of Probate of Baldwin County, Alabama, in accordance with Section 11-42-21, Code of Alabama (1975), as amended.

APPROVED AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS THE ___ DAY OF _____, 202__.

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, MMC, City Clerk

**CITY OF DAPHNE, ALABAMA
ORDINANCE 2025-01**

**AN ORDINANCE REGULATING SLEEPING
IN PUBLIC PLACES WITHIN THE CITY OF DAPHNE**

WHEREAS, the City Council of the City of Daphne, Alabama deems it to be in the interest of public safety and for the benefit of its citizens to regulate activities conducted on property owned by the City of Daphne (the “City”) located within the City.

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

SECTION 1. Sleeping in vehicles, out-of-doors on City-owned property.

Chapter 14, Article I of the Daphne Code of Ordinances is hereby amended to add the following:

Sec. 14-10. - Sleeping in vehicles, out-of-doors on City-owned property.

(a) It shall be unlawful for any person to sleep in an automobile, van, truck, camper, trailer, or other vehicle of any kind or nature on any City-owned property, including any public rights-of-way but excluding any designated City-owned campsite, between the hours of 10:00 p.m. and 6:00 a.m.

(b) It shall be unlawful for any person to live or sleep in any tent, sleeping bag, or in the open (this being outside of a building/vehicle) on any City-owned property, including any public rights-of-way but excluding any designated City-owned campsite, at any time.

SECTION 2. INCORPORATION IN THE CODE OF ORDINANCES.

The provisions of this Ordinance shall be included in and incorporated in the Code of Ordinances of Daphne, Alabama, as an addition or amendment thereto, and shall be renumbered, if appropriate, to conform to the uniform numbering system of the Code.

SECTION 3. SEVERABILITY.

The provisions, sections, paragraphs, sentences, clauses, phrases, and parts thereof of this Ordinance are severable, and if any provision, section, paragraph, sentence, clause, phrase, or part thereof of this Ordinance shall be declared unconstitutional or invalid by a court of competent jurisdiction, then such ruling shall not affect any other provision, section, paragraph, sentence, clause, phrase, or part thereof, since the same would have been enacted by the Council without the incorporation of any such unconstitutional or invalid provision, section, paragraph, sentence, clause, phrase, or part thereof.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall become effective upon its adoption and publication as provided by law.

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF
DAPHNE, ALABAMA on this the ___ day of _____, 2025.**

Robin LeJeune, Mayor

ATTEST:

Candace G. Antinarella, MMC, City Clerk