

**CITY OF DAPHNE, ALABAMA  
ORDINANCE 2022-71**

**AN ORDINANCE AMENDING THE CITY OF DAPHNE'S  
LAND USE AND DEVELOPMENT ORDINANCE 2011-54, AS ADOPTED BY THE  
CITY COUNCIL ON JULY 18, 2011**

**ARTICLE XLI, MEDICAL OVERLAY DISTRICT**

**WHEREAS**, the City Council of the City of Daphne, after due consideration, believes that certain revisions to the City of Daphne Land Use & Development Ordinance are necessary for the proper administration of said Ordinance; and

**WHEREAS**, at the City of Daphne Planning Commission regular meeting on October 27, 2022, the Commission considered certain proposed amendments to the City of Daphne Land Use & Development Ordinance, Ordinance 2011-54 (as previously amended), and set forth a favorable recommendation to the City Council of the City of Daphne; and

**WHEREAS**, due notice of said proposed amendment has been provided to the public as required by law through publication and open display at the Daphne Public Library and City Hall, and a public hearing was held before the City Council on December 19, 2022.

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

**SECTION 1. ARTICLE XLI, MEDICAL OVERLAY DISTRICT**

The Land Use and Development Ordinance is hereby amended by adding Article XLI, Medical Overlay District, in the form attached hereto as **Appendix 1**, including Exhibits H and H-1 attached thereto.

**SECTION 2. CONFLICT WITH OTHER ORDINANCES**

Any Ordinance heretofore adopted by the City Council of Daphne, Alabama, which is in conflict with this Ordinance, is hereby repealed to the extent of such conflict.

**SECTION 3. SEVERABILITY**

The provisions of this Ordinance are severable. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**SECTION 4. EFFECTIVE DATE**

This Ordinance shall take effect and be in force from and after the date of its approval by the City Council of the City of Daphne and publication as required by law.

**ADOPTED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF DAPHNE, ALABAMA, THIS 3<sup>rd</sup> DAY OF January, 2023.**

ATTEST:

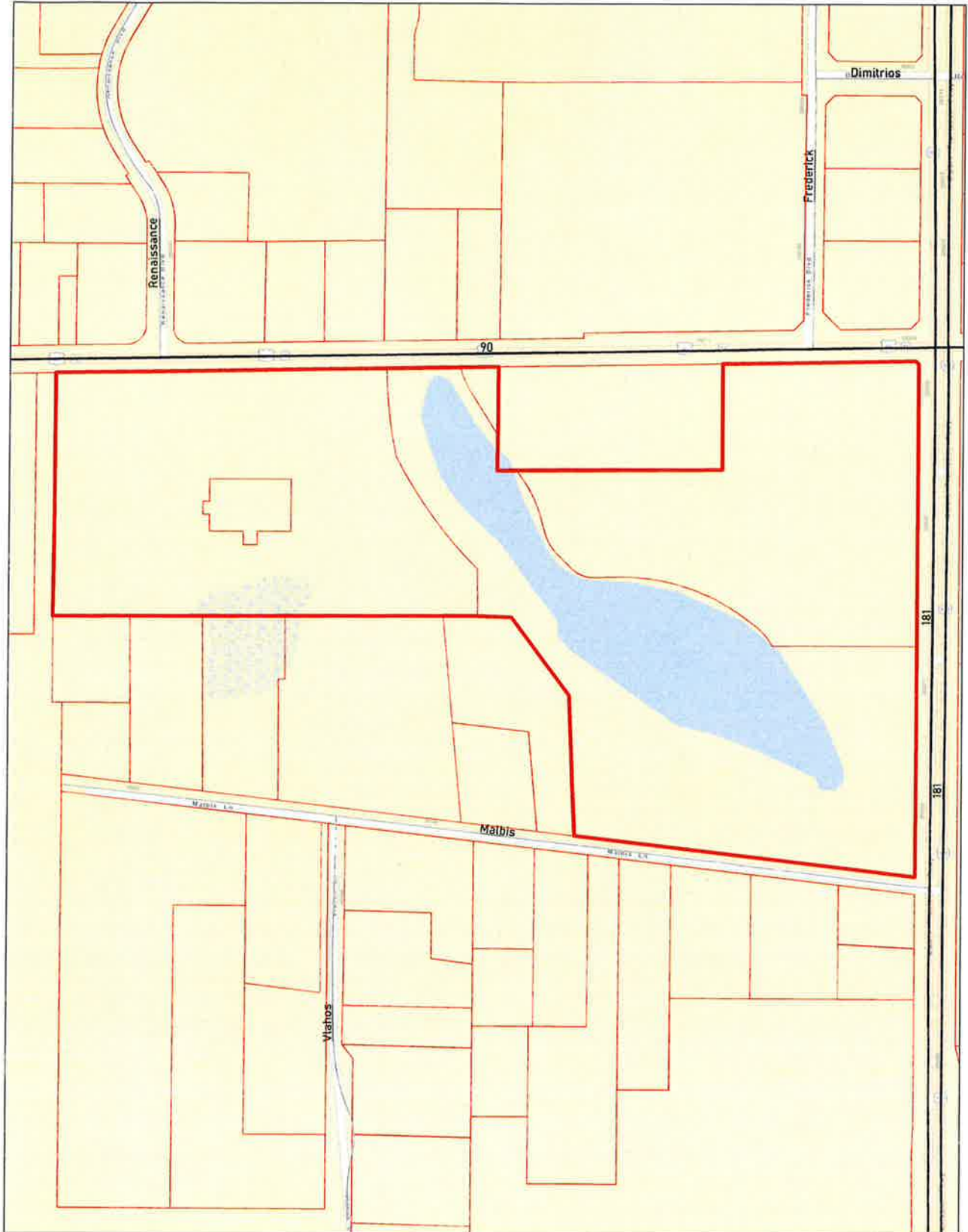
  
Candace G. Antinarella, CMC, City Clerk

  
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Robin LeJeune, Mayor

**APPENDIX 1**

**ARTICLE XLI  
MEDICAL OVERLAY DISTRICT**

(attached)



Maps are for graphical purposes only. They do not represent a legal survey.

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Basemap maintained by ESRI

- Medical Overlay District
- Other Parcels
- Major Roads
- Roads

