

MINUTES

Montevallo City Council Work Session

June 10, 2024

5:30 p.m. at City Hall

Present: Mayor Rusty Nix, Council Member David King, Council Member Lelia Mitchell, Council Member Kenneth Dukes, Council Member Martha Eisenberg, Council Member Sonya Swords. Quorum present.

Work Session Call to Order at 5:30 P.M. by Mayor Nix with Quorum present.

Mayor Nix called for Discussion of New Business Items on Agenda:

- Discussion of Resolution SP24-005 Equipment Storage Area (Beelman Trucking) Recommendation from Montevallo Planning and Zoning Commission adopted 05.16.24
- Discussion of Ordinance # 06102024-024 Article 21 Sign Regulations Ordinance # 06102024-024. (Resolution MZAM24-003 Adopted by Montevallo Planning and Zoning Commission 05.16.15) First Reading
- Discussion of Ordinance # 06102024-025 Article 9A. E-2 Single-Family Estate District. (Resolution MZAM24-004 Adopted by Montevallo Planning and Zoning Commission 05.16.24) First Reading
- Discussion of Request from Montevallo Police Department to declare surplus the following Vehicles: Unit#5- 2014 Ford Interceptor VIN 1FAHP2MK5EG124369, Mileage- 115, 501, Property Sticker # 001314 and Unit#7- 2015 Ford Interceptor, VIN 1FAHP2MK8FG112122, Mileage- 127,457, Property Sticker # 001313, to be sold at Public Auction.
- Discussion of Request for Approval of ABC License Confirmation Number 20240606115352106: for Meri Moon, LLC, Located at 616 and 618 Main Street, Montevallo, AL for Restaurant Retail Liquor.

Mayor Nix Called for Committee Reports:

Council Member King called on Chief Littleton. Chief Littleton read the report for the Police Department; there were 93 Total Reports for the Month of May. See Appendix 1.

Council Member King called on Chief Davis for the Fire Department Report. Chief Davis advised he had no report. It was a busy day with two separate brush fires that got out of hand. The Montevallo Fire and Rescue, with assistance from multiple surrounding city fire departments, successfully put out the fires. He stressed how important it is for departments to support each other.

Mayor Nix called on Council Member Dukes for the Sustainability Report. Council Member Dukes reported Kirk Hamby, Head of Public Works could not attend the meeting due to a family emergency and there was no oral or written report. Council Member Dukes reported there is no Arbor & Beautification Board Meeting this month. Council Member Dukes reported the HPC would like an update on the progress of the Mahler House.

Mayor Nix called on Council Member Eisenberg for Recreation, Preservation and Community Development Reports. Council Member Eisenberg called on Shane Baugh, Parks and Recreation Director. Shane reported an Allstar Tournament was held this past weekend and it was the first in a long time; the park was packed with players, teams, and fans; Tournaments are underway for the season.

Mayor Nix called on Council Member Mitchell for the Education, Arts and Outreach Committee Reports.

Council Member Mitchell called on Marissa Wilson, Parnell Memorial Library. Marissa reported the Library the Summer Reading Program Kick-Off event was a huge success with 450 people in attendance; today the Library had over 80 kids that made travel boxes for the "Adventure Begins" to visit businesses located in the Montevallo Main Street District to collect stamps; the Library will be participating in the Juneteenth event at George Dailey Park; 43 programs are being held during the month of June from magic show, teen entrepreneurship, civic champions, crafts, canning basics, and more. See Appendix 2.

Council Member Mitchell called on Sarah Hogan, Impact Montevallo. Sarah reported on the Safe Schools Conference she and SROs Holloway and Wilhite attended last week; they gained valuable insight and resources; the conference focused on violence and mental health; it was heavy content that inspired reflection. Sarah advised she would finish her report during the Council Meeting. See Appendix 3.

Montevallo City Council Meeting

June 10, 2024

6:00 p.m. at City Hall

Present: Mayor Rusty Nix, Council Member David King, Council Member Lelia Mitchell, Council Member Kenneth Dukes, Council Member Martha Eisenberg, Council Member Sonya Swords. Quorum present.

Pledge of Allegiance

Council Meeting called to order at 6 p.m. by Mayor Rusty Nix.

Public Hearings:

SP24-005 Equipment Storage Area (Beelman Trucking) – Opened at 6:02 p.m. Comments: Randy Goggans, Jeremy Taylor, Entity Engineer. No further comments for or against. Public Hearing Closed at 6:09 p.m.

Public Hearing Article 21. Sign Regulations Ordinance # 06102024-024 – Opened at 6:10 p.m. Language clarifications addressed by Council Member King. No further comments for or against. Public Hearing Closed at 6:12 p.m.

Public Hearing Article 9A. E-2 Single-Family Estate District Ordinance # 06102024-025 – Opened at 6:13 p.m. Comments from Council Member King. No further comments for or against. Public Hearing Closed at 6:16 p.m.

Approval and or corrections of the Minutes 05.28.24 – Motion by Council Member Mitchell, seconded by Council Member Eisenberg, All Ayes, Motion passed.

Recognitions / Awards: Sarah recognized outgoing Montevallo Junior City Council Junior Mayor Kati Simmons with a plaque, and she officially recognized Mary Elizabeth House as the incoming Montevallo Junior City Council Junior Mayor by bestowing her Junior Mayor name badge.

Opportunities for Citizens to speak to the Council: None

Mayor Nix Called for Committee Reports to Continue: Mayor Nix called on Sarah Hogan, Impact Montevallo; she continued with the Safe Schools Conference detailing the myriad of speakers and presentations; Sarah addressed Mayor and Council advising there was a lot of information she's reporting from the conference but how important and beneficial attending these conferences are for her and the SROs and ultimately our youth; she encouraged everyone to read the detailed report submitted for reference and that the resources from the conference will be instituted this coming school year; Camp Journey will be held June 24 – June 26 at Montevallo Middle School with approximately 25 students. See Appendix 3.

Council Member Mitchell called on Montevallo Junior City Council Junior Mayor Mary Elizabeth House for the Montevallo Junior City Council Report (MJCC) Report. Junior Mayor Mary Elizabeth reported that MJCC donated their sno-cone machine for the Parnell Memorial Library Summer Kick-Off event; MJCC will be participating in the Juneteenth Celebration; they are updating their website. See Appendix 4.

Council Member Mitchell reported the University of Montevallo Nursing Program instituted online and the Summer Program is underway.

Council Member Mitchell reported the Boys & Girls Club Summer Registration is open.

Council Member Mitchell reported the America Village is offering Hidden Heroes – A Revolutionary Spy Adventure! June 1st through July 31st.

Mayor Nix called on Council Member Sonya Swords for Finance, MDCD, IDB, Chamber, Main Street. Council Member Swords advised Adele Nelson, Montevallo Chamber of Commerce could not attend the Council meeting due to the Montevallo Farmers' Market. A written report was submitted and is in Council packets. See Appendix 5.

Council Member Swords advised Courtney Bennett, Executive Director, Montevallo Main Street had a meeting/ conflict and could not attend the Council meeting. A written report was submitted and is in Council packets. See Appendix 6.

Public Health & Safety (Police, Fire, Code Enforcement, Housing Abatement, Planning and Zoning) – Reported during City Council Work Session.

Sustainability (Streets & Sanitation, Recycling, Arbor & Beautification, ValloCycle, Environmental Preservation Initiatives, and Historical Commission) – Reported during City Council Work Session.

Recreation, Preservation and Community Development (Parks & Recreation, Youth Athletics, Trails, Annexations) – Reported during City Council Work Session.

Education, Arts & Outreach (Schools, Library, UM, Boys & Girls Club, American Village, Sister City Commission, Artwalk, IMPACT) – Reported during City Council Work Session and City Council Meeting.

Finance, Economic Development & Tourism (Finance, MDCD, IDB, Chamber, Main Street) – Reported during City Council Meeting.

Consent to Pay the Bills: Mayor Nix asked for a Motion to Pay the Bills. Council Member King made a motion to pay the bills, seconded by Council Member Dukes, All Ayes. Motion passed.

New Business:

- Resolution SP24-005 Equipment Storage Area (Beelman Trucking) Recommendation from Montevallo Planning and Zoning Commission adopted 05.16.24. Motion made by Council Member King, Seconded by Council Member Dukes, 5 Ayes, 1 Nay, Council Member Eisenberg; Motion Passed. See Appendix 7.
- Ordinance # 06102024-024 Article 21 Sign Regulations Ordinance # 06102024-024. (Resolution MZAM24-003 Adopted by Montevallo Planning and Zoning Commission 05.16.15) First Reading. See Appendix 8.
- Ordinance # 06102024-025 Article 9A. E-2 Single-Family Estate District. (Resolution MZAM24-004 Adopted by Montevallo Planning and Zoning Commission 05.16.24) First Reading. See Appendix 9.
- Request from Montevallo Police Department to declare surplus the following Vehicles: Unit#5- 2014 Ford Interceptor VIN 1FAHP2MK5EG124369, Mileage- 115, 501, Property Sticker # 001314 and Unit#7- 2015 Ford Interceptor, VIN 1FAHP2MK8FG112122, Mileage- 127,457, Property Sticker # 001313, to be sold at Public Auction. Motion made by Council Member Dukes, Seconded by Council Member Eisenberg, All Ayes, Motion Passed. See Appendix 10.
- Request for Approval of ABC License Confirmation Number 20240606115352106: for Meri Moon, LLC, Located at 616 and 618 Main Street, Montevallo, AL for Restaurant Retail Liquor. Motion made by Council Member King, Seconded by Council Member Dukes, 4 Ayes – King, Dukes, Nix, Swords; 1 Nay, Council Member Mitchell; 1 Abstain, Council Member Eisenberg; Motion Passed. See Appendix 11.

Old Business: None

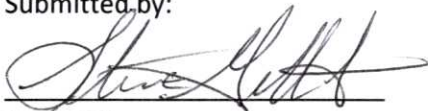
Board Appointments: None

Other Business: None

Citizen Participation: C.P. Bobby Pierson 1131 Oak

Adjourn: Mayor Nix called for a Motion to adjourn the meeting. Motion made by Council Member Mitchell, Seconded by Council Member Dukes, All Ayes. Meeting adjourned at 6:42 p.m.

Submitted by:



Steve Gilbert
City Clerk / Treasurer

PARNELL MEMORIAL LIBRARY

MAY 2024

VISITS TO THE
BUILDING

3,400

CIRCULATION

5,858

CITIZEN SAVINGS

\$128,054.55

PHONE CALLS

90

WIFI &
COMPUTER
SESSIONS

3,127

DATABASE
SEARCHES

180

PROGRAM
PARTICIPATION

718

PROGRAMS:43

- 5 Storytimes
- 5 Take Home Craft Kits
- 4 Pokémon Club
- 3 Homeschool hubs.
- 2 Girls book club
- 1 Boys club
- 5 Script Readers groups
- 5 Tiny Tumbling
- 1 First Time home buyer & lending
- 4 Money matters
- 1 Red cross blood drive

COMMUNITY
MEETINGS

41

PARNELL MEMORIAL LIBRARY

JUNE 10, 2024

- May was a great and busy month.
- We are in full Summer reading! Patrons can download the reader zone app and start logging minutes.
- This past Friday, we had our big summer kick off with over 450 in attendance! Thank you to Impact, the Chamber, Luckys, all who helped with this event.
- Today, we had over 80 kiddos make travel boxes to go around the Montevallo Main Street district to look for "Adventure Begins" stickers in local businesses, to get stamps for their passports.
- Tomorrow, at 11:00, Tommy Johns will be here, with a fun variety show of magic and learning about adventure, thank you to our Sponsor JO & R Painting
- He will also be back tomorrow evening, at 5:30 for a teen boss workshop, to talk to teens about entrepreneurship, and there will be pizza, this event is sponsored by Alabama Custom Trailer and RV.
- Thursday June 13, The David Matthews Civic Center will be hosting a fun free programing, "Civic Champions: Be a Hero in Your Community!" at 2:00. This is a new program they are trying in libraries, and we are happy to have them.
- June 14th, Animal Tales will be here at 2:00
- We have several craft kits going on next week.
- Juneteenth, I will be at the Juneteenth celebration, with Juneteenth crafts and bookmarks, and books. The library will be open with crafts as well.
- June 20th, at 3:00 We are having a canning basics class, with Shelby County Alabama extension office.
- June 21st, Jan the science lady will have adventurous science experiments, at 2:00. This program is sponsored by Chem Aqua.
- June 24th, the Shelby County girl scout will be out with a fun adventure, and camping type program.
- June 28th, James Spann will be here at 10:00 AM

City Council Meeting: June 10, 2024

Ms. Sarah Hogan, program director provided the following report:

- ✚ **Safe Schools Conference:** SROS Wilhite, Holloway and I attended the Safe Schools Conference last week and gain some valuable insight and resources. The content of this years conference centered on violence and mental health. It was heavy content that inspired reflection.
 - Lt. Col. Dave Grossman is an internationally recognized scholar, author, soldier, and speaker who is one of the world's foremost experts in the field of human aggression and the roots of violence and violent crime. Talked about the importance of changing language from shooter to killer which more correctly identifies the issue and changes the language to more negative connotation than a positive one. He stated that sleep deprivation is the number 1 contributing factor to mental illness and violence.
 - Bernie James is a law professor at Pepperdine University School of Law specializing in Civil Rights, Constitutional Law, and Education Law. He highlighted school laws relevant to the work of school resource officers and administrations and our existence to intervene.
 - Frank DeAngelis is the former Principal of Columbine High School and lead the school through the massacre that occurred in April 1999. He walked us through that tragic day and lessons learned and the importance of the tragedy being a marathon and not a sprint, the importance of letting youth and all of us know that we are connected and not alone, we all experience the tragedy differently, but we all experience it.
 - Tony Montalto is a parent who lost his daughter in the Parkland School Shooting and started the organization, Stand with Parkland. He spoke with us about his experience from a parent perspective and the importance of having the right person in the role of SRO. He advocates for a school safety triad including: enhanced school security, mental health screening and support, and responsible firearms ownership.
 - Safer Schools Together is an organization helping schools throughout North America in identifying individuals on the pathway to violence, gang involvement, criminal radicalization, suicide, incidents of racism and targeted hate, as well as threats targeting students, staff, and school communities. Digital leakage was the main topic on how to identify risky behavior in the digital world, social media, websites, etc. They provided us with resources to assist in evaluating potential threats.
 - Michele Gay and Will Chapman are a parent and police officer who experienced the Sandy Hook School Massacre. Michele lost her 6 year old special needs daughter in that attack. They walked us through their perspectives during the

entire day of the tragedy. They identified the lessons learned and what a school should have in place to best prepare for the worst day ever.

- Christy Kane is the owner and clinical director of mental health clinic. She has a Doctorate in psychology and 20+ years experience in the mental health industry. She talked with us about the mental health concerns of today's youth. She shared the following statistics: 1 in 4 youth will deal with a mental crisis this year. For every 2 hours on social media, anxiety and depression increases by 70%. She also walked us through the chemical processing of the brain and how to help youth with activities to soothe during times of distress.
- National Center for Missing & Exploited Children spoke about resources available through the organization. They can assist with the removal of inappropriate photos of children online, sextortion, training for professionals, and educational resources for all age groups for appropriate online interaction. Youth need to be told that there is hope, if you make a mistake online, there is life after the mistake.
- Dr. J. Schoeff, a NASRO, National Association of School Resource Officers, Board Member and former SRO talked about the Heart of Leadership. He shared that the best prevention is loving our youth, "Our kids know if you choose to love them, if you are genuine. You need to love 'em to they wonder why." The importance of being curious about youth behaviors and thoughts versus judgmental and the ability to adaptable. The way to influence others is to add value to them.

The conference was very informative and thought provoking to ensure we are doing all we can to best help our youth. I am grateful that we have two great SROs in Holloway and Wilhite who are dedicated to their role and our youth. I also, thank Chief Littleton for his support of these trainings.

✚ **Summer Reading Kick-off:** Although, we were unable to attend the Summer Reading Kick-Off we were happy to contribute to this awesome event by Parnell Memorial Library and encourage positive behaviors of our youth.

✚ **Camp Journey: As a reminder, Camp Journey is quickly approaching and will be held** June 24 – 26 at the Middle School. This camp is for rising 6th graders and is a fun learning experience to enhance the transition to Middle School. We have approximately 25 students registered and are finalizing our schedule of activities. If you are interested in providing insight to these students, sharing words of wisdom, or just want to come volunteer and play 9 square with us, please let me know.

✚ **MJCC:**

- Tonight, I have the honor of recognizing our outgoing Junior Mayor for 2023 – 2024, Ms. Kati Simmons. Kati is very active in the Montevallo community, playing multiple sports, served as Ms. Montevallo, involved in various school and community

organization, being recognized in Birmingham by the Boys and Girls Club. She lead by example to encourage involvement and participation in your community. We thank her for her hard work during her tenure as Junior Mayor and look forward to seeing her do more great things as she continues to serve on the Junior City Council in a new role as Secretary.

- Last Council meeting, I introduced our newly elected Junior Mayor, Ms. Mary Elizabeth House. It is my pleasure to officially recognize her tonight and bestow her Junior Mayor name badge. I know that she will represent her peers and the City of Montevallo with excellence.

MJCC Report: June 10, 2024

- ✦ We were proud to support Parnell Memorial Library's Summer Reading Kick-Off event by allowing use of our Sno-Cone Machine.

- ✦ We are looking forward to volunteering next week at the 2nd Annual Juneteenth Celebration.

- ✦ We are also working on updating our website. Thank you to Ms. Lisa for all her assistance.

*Due to the Montevallo Chamber hosting the 2024 Montevallo Farmers' Market
Adele will not be able to attend Monday night council meeting
Below is the Chamber Report -*

Chamber City Council Report 06/10/2024

- 1) Montevallo Chamber assisted with the **Summer Reading Kick-Off** on Friday June 7th
- 2) The **14th Annual Montevallo Farmers' Market**, *winner of the Shelby Living Best of the Best Farmers' Market*, Mondays 3-6pm at 660 Main St. behind MFBC.
- 3) Montevallo Chamber will not be hosting a Chamber Luncheon in June
- 4) **Montevallo Community Awards** / Thursday June 20 / 5:30-7:30pm / American Village / Tickets \$25.00 each / Tickets are available from Regions, Trustmark or Chamber -- featuring Live Music by The Swing Kings / Please RSVP by June 14



Adele Nelson
Executive Director
Montevallo Chamber of Commerce
P.O. Box 270 Montevallo, AL 35115
205.665.1519 office
www.montevallocc.com



Report to City Council

June 10, 2024

Updates

- This June, we are celebrating 8 years of being a Designated Main Street community! Montevillo Main Street and Impact Montevillo invite Montevillo residents and visitors to take part in our "For the Love of Main Street" photo contest, which will run from June 1, 2024 to July 8, 2024. This contest is open to youth (ages 5-18) and adults (18+). Photos will be accepted in the following three categories: Faces, Life, and History. Cash prizes will be awarded to the photographers in both the youth and adult categories for photos that receive the most positive feedback and engagement. For more information, visit <https://forms.gle/6Yb9yXN4rbz3jkqeA>.
- Friday Nights at the Cove has enjoyed record attendance this year. Our event on May 31 brought 275 people to Main Street—the largest event we have ever had! Please make plans to join us for our next show on June 28 featuring live music by DreamCatcher and sponsored by Team Lehman – Keller Williams Metro South.
- We were pleased to have a booth at Parnell Memorial Library's Summer Reading Kickoff last week on June 7 and look forward to participating children visiting downtown businesses as part of their summer reading activities, which will run from today through July 12.
- We are also excited to be one of the organizations who will be present at the 2nd Annual Juneteenth Celebration, being held at George Dailey Park on Wednesday, June 19 from 10 AM – 1 PM.
- One position is currently open on our Board of Directors. Any interested parties are welcome to contact me for more information.

Courtney Bennett, Executive Director

**RESOLUTION
OF THE
MONTEVALLO PLANNING AND ZONING COMMISSION**

Case No. SP23-014

Equipment Storage Area Site Development Plan

WHEREAS, Sam Beelman, Transportation Realty, Inc., property owner, has petitioned the City of Montevallo for approval of a site development plan to install a gravel-based parking area for the storage of trucks on 25 acres of property within the Montevallo Industrial Park; and

WHEREAS, the subject property is zoned M-1, Light Industrial District, and located at 412 Industrial Park Road, approximately 1,500 feet north of State Route 25, (Parcel IDs 58-27-8-27-0-001-002.002 and 58-36-1-02-0-001-003.001); and

WHEREAS, site development plans require review by the Montevallo Planning & Zoning Commission for a recommendation to the City Council; and,

WHEREAS, the Montevallo Arbor and Beautification Board reviewed plans and recommended approval as submitted on April 23, 2024; and

WHEREAS, the revised submittal does not alter required buffers; and

WHEREAS, the Montevallo Water Works and Sewer Board had determined the October 03, 2023 plan met the minimum requirements of the *Montevallo Water Works and Sewer Board Standard Specifications*; and

WHEREAS, the submitted plans, dated April 15, 2024 are the same plan design with no additional water lines; and

WHEREAS, the submitted plan set is in accordance with the submitted concept plan for the property that was presented during the rezoning process of the property and approved by City Council in February of 2023; and

WHEREAS, the City Engineer has reviewed the proposed site development plan, dated April 15, 2024, and found it in compliance with the *Montevallo Zoning Regulations*;

NOW, THEREFORE, BE IT RESOLVED by the Montevallo Planning and Zoning Commission that the request from Sam Beelman, Transportation Realty, Inc., for a site development plan to install a gravel-based parking area for the storage of trucks on 25 acres of property within the Montevallo Industrial Park and located 412 Industrial Park Road, approximately 1,500 feet north of State Route 25, (Parcel IDs 58-27-8-27-0-001-002.002 and 58-36-1-02-0-001-003.001); be and the same hereby recommends **APPROVAL/DENIAL** to the Montevallo City Council. “

**STATE OF ALABAMA
SHELBY COUNTY**

I, Steve Gilbert, technical advisor to the Montevallo Planning and Zoning Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Montevallo Planning and Zoning Commission at its meeting held on May 16, 2024.

GIVEN UNDER MY HAND on this the 17th day of May, 2024.


 Steve Gilbert, Clerk/Treasurer, City of Montevallo

Montevallo City Council Resolution SP24-005

Equipment Storage Area Site Development Plan Beelman Trucking

WHEREAS, Sam Beelman, Transportation Realty, Inc., property owner, has petitioned the City of Montevallo for approval of a site development plan to install a gravel-based parking area for the storage of trucks on 25 acres of property within the Montevallo Industrial Park; and

WHEREAS, the subject property is zoned M-1, Light Industrial District, and located at 412 Industrial Park Road, approximately 1,500 feet north of State Route 25, (Parcel IDs 58-27-8-27-0-001-002.002 and 58-36-1-02-0-001-003.001); and

WHEREAS, site development plans require review by the Montevallo Planning & Zoning Commission for a recommendation to the City Council; and,

WHEREAS, the site development plan was approved by the Montevallo Planning & Zoning Commission for a recommendation to the City Council on May 16, 2024 and,

WHEREAS, the Montevallo Arbor and Beautification Board reviewed plans and recommended approval as submitted on April 23, 2024; and

WHEREAS, the revised submittal does not alter required buffers; and

WHEREAS, the Montevallo Water Works and Sewer Board had determined the October 03, 2023 plan met the minimum requirements of the *Montevallo Water Works and Sewer Board Standard Specifications*; and

WHEREAS, the submitted plans, dated April 15, 2024 are the same plan design with no additional water lines; and

WHEREAS, the submitted plan set is in accordance with the submitted concept plan for the property that was presented during the rezoning process of the property and approved by City Council in February of 2023; and

WHEREAS, the City Engineer has reviewed the proposed site development plan, dated April 15, 2024, and found it in compliance with the *Montevallo Zoning Regulations*;

NOW, THEREFORE, BE IT RESOLVED by the Montevallo City Council that the request from Sam Beelman, Transportation Realty, Inc., for a site development plan to install a gravel-based parking area for the storage of trucks on 25 acres of property within the Montevallo Industrial Park and located 412 Industrial Park Road, approximately 1,500 feet north of State Route 25, (Parcel IDs 58-27-8-27-0-001-002.002 and 58-36-1-02-0-001-003.001); is approved and accepted.

STATE OF ALABAMA SHELBY COUNTY

I, Steve Gilbert, City Clerk, do hereby certify that the above is a true and correct copy of a resolution adopted by the Montevallo City Council at its meeting held on June 10, 2024.

GIVEN UNDER MY HAND on this the 11th day of June, 2024.




Steve Gilbert, City Clerk

Ordinance # 06102024-024

Amendments to Article 21 Sign Regulations

The proposed amendment is as follows (~~strikeout~~ text = deleted; underline text = added):

ARTICLE 21. SIGN REGULATIONS**Section 21.01. General Provisions**

The purpose of this Article is to provide the minimum control of signs that ensures the protection of the public safety and general welfare. These provisions are intended to lessen the hazards to pedestrian and vehicular traffic, prevent unsightly and detrimental development which has a blighting influence upon the community, prevent signs from reaching such excessive size or numbers that they obscure one another to the detriment of all concerned, preserve the general character and aesthetic quality of the various areas within the City of Montevallyo and promote a positive City image reflecting order, harmony and pride.

Section 21.02. Definitions.

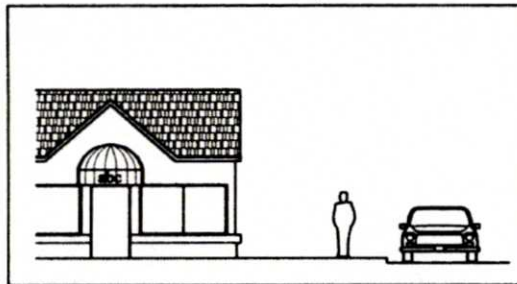
Words and phrases used in this Article shall have the meanings as set forth in this section. Words and phrases not defined in this section but defined elsewhere in the zoning regulations shall be given the meanings as set forth in such regulations. All other words and phrases shall be given their common, ordinary meaning unless the context clearly requires otherwise.

Administrator. The person or his/her duly authorized representative designated by the City Council to administer this Ordinance.

Advertising. Sign copy intended to directly or indirectly promote the sale or use of a product, service, commodity, entertainment, or real or personal property.

Animated Sign. Any sign that uses movement or change of lighting to depict action or create a special effect or scene.

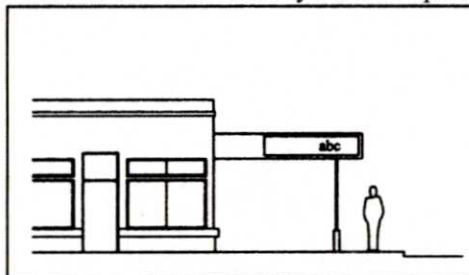
Awning Sign. A sign directly painted or otherwise directly affixed to an awning.



Banner. Any sign of lightweight fabric or similar material that is permanently mounted to a pole or building by a permanent frame at one or more edges. National flags, state or municipal flags or the official flag of any institution or business shall not be considered banners.

Building Marker. Any sign indicating the name of a building, date of construction and incidental information, which is cut into a masonry surface or made of bronze or other permanent material.

Canopy Sign. A sign directly painted or otherwise directly affixed upon a building canopy.



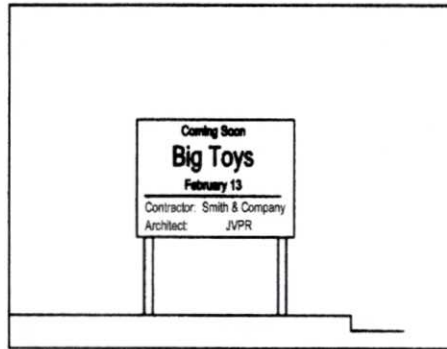
Changeable Copy Sign. A sign or portion thereof with characters, letters, or illustrations that can be

changed or rearranged without altering the face or surface of the sign. A sign on which the message changes more than eight (8) times a day shall be considered an animated sign and not a changeable copy sign. A sign on which the only copy that changes is an electronic or mechanical indication of the time and temperature shall be considered a "time and temperature" portion of the sign and not a changeable copy sign.

Commercially Developed Parcel. A parcel of property on which there is at least one walled and roofed structure used, or designed to be used, for other than residential or agricultural purposes.

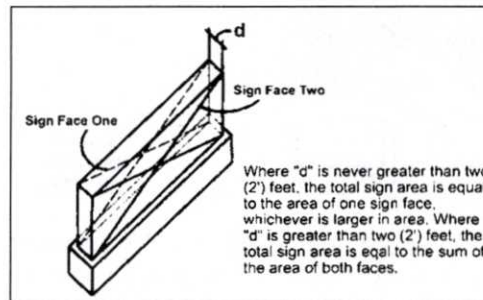
Commercial Occupant. A commercial use, i.e., any use other than residential or agricultural.

Construction Sign. A temporary sign indicating the names of architects, engineers, landscape architects, contractors, and similar artisans involved in the design and construction of a structure or project only during the construction period and only on the premises on which the construction is taking place.



Copy. The linguistic or graphic content of a sign.

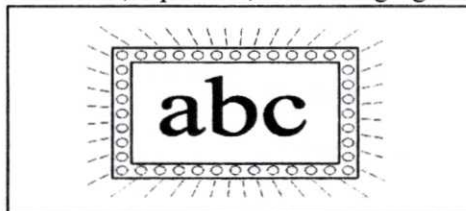
Double-faced Sign. A sign, both sides of which are visible and used as signs. The sign area of a double-faced sign, where the two sign faces are never greater than twenty-four (24) inches apart, shall be computed as the area of one sign face, whichever is greater. When the two sign faces are greater than twenty-four (24) inches apart, the sign area shall be computed as the sum of both faces.



Electric Sign. Any sign containing electric wiring.

Erect a Sign. To construct, reconstruct, build, relocate, raise, assemble, place, affix, attach, create, paint, draw, or in any other way bring into being or establish a sign. It shall not include any of the foregoing activities when performed as an incident to the change of message, or routine maintenance.

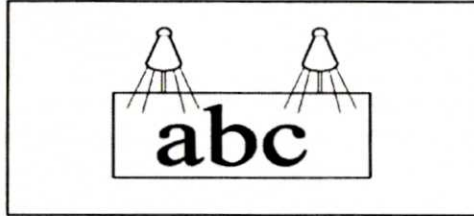
Flashing Sign. A sign with an intermittent, repetitive, or flashing light source.



Frontage. The length of the property line of any one parcel along a street on which it borders.

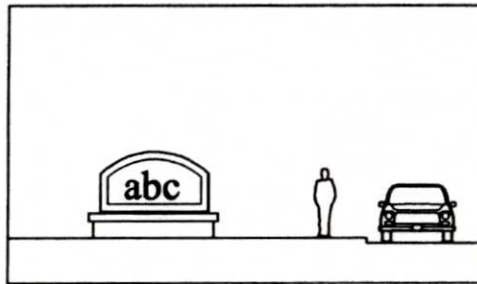
Illuminated Sign. A sign which contains a source of light or which is designed to reflect light from an artificial source including indirect lighting, neon, incandescent lights, back-lighting, and shall also include signs with reflectors that depend upon automobile headlights for an image.

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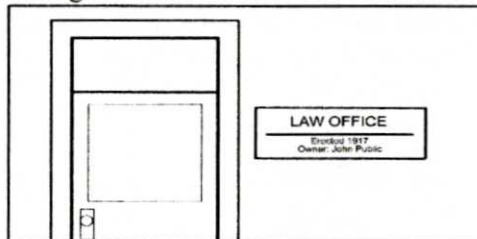
Marquee. A structure projecting from and supported by a building which extends beyond the building line or property line and fully or partially covers a sidewalk, public entrance or other pedestrian way.

Monument sign. A monument sign is a freestanding sign, a wall with a sign permanently attached, or a decorative wall that incorporates a sign. Monument signs are typically constructed low to the ground from natural materials such as stone, brick or wood and surrounded with additional landscape plantings. The sign copy area is attached directly to the base of the sign or otherwise located close to the ground and may be indirectly illuminated. A monument sign shall be no more than ten (10) feet in height except where further restricted and shall have the lowest portion of its sign face no more than three (3) feet above the ground. This is also commonly referred to as a Ground Sign.



Multiple Occupancy Complex. A parcel of property or parcels of contiguous properties, existing as a unified or coordinated project, with a building or buildings housing more than one occupant.

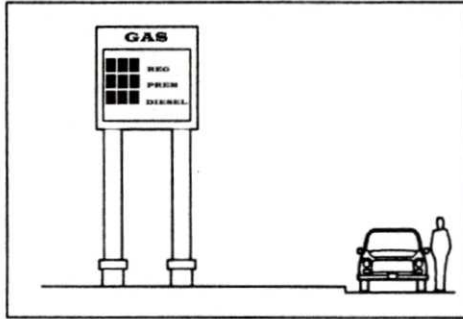
Nameplate Sign. A wall sign indicating the name and/or address of a business.



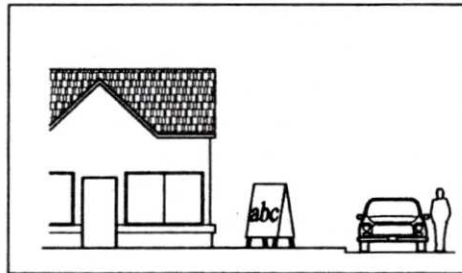
Parcel. A unit of land within legally established property lines. If, however, the property lines are such as to defeat the purposes of these sign regulations or lead to absurd results, a "parcel" may be as designated for a particular site by the Administrator.

Pennant. Any lightweight plastic, fabric, or other material, whether containing a message or not, suspended from a rope, wire, string, or other similar device, designed to move in the wind.

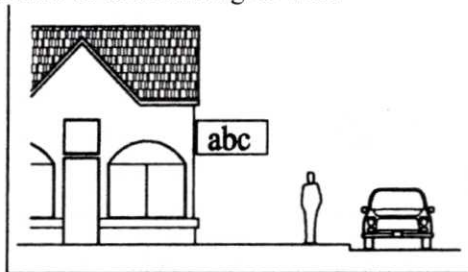
Pole Sign. A freestanding sign mounted above one or more vertical structural members (Also referred to as a *Pylon Sign*).



Portable Sign. Any sign not permanently attached to the ground or other permanent structure, or a sign designed to be transported, including, but not limited to, signs designed to be transported by means of wheels; signs converted to A-frames or T-frames; menu or sandwich board signs; balloons or other inflatable devices used as signs; umbrellas used for advertising; and signs attached to or painted on vehicles parked and visible from the public right-of-way, unless such vehicle is used in the normal day to day operations of the business.

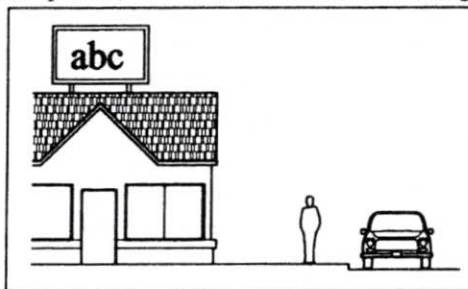


Projecting Sign. A sign affixed to a building or wall in such a manner that its leading edge extends more than six (6) inches beyond the surface of the building or wall.



Roof Line. A horizontal line intersecting the highest point or points of a roof.

Roof Sign. A sign that is mounted on the roof of a building or which is wholly dependent upon a building for support and which projects above the highest point of a building with a flat roof, the eave line of a building with a gambrel, gable, or hip roof, or the deck line of a building with a mansard roof.



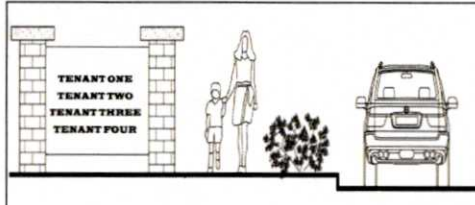
Sign. Any writing, pictorial presentation, number, illustration, decoration, flag, banner, pennant, or other device which is used to announce, direct attention to, identify, advertise or otherwise make anything known. The term sign shall not be deemed to include the terms "building" or "landscaping" or any architectural embellishment of a building not intended to communicate information.

Sign Face Area. The area of any regular geometric shape, which contains the entire surface area of a sign upon which copy may be placed.

Sign Structure. Any construction used or designed to support a sign.

Street. A public or private right of way for vehicular traffic, including highways, thoroughfares, lanes, roads, ways, and boulevards.

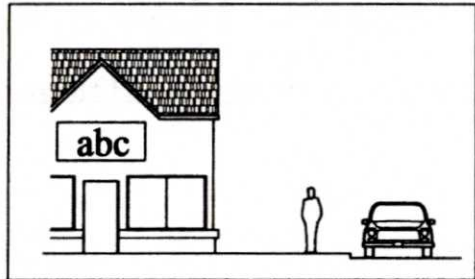
Tenant Sign. A ground sign containing the name of a multi-tenant business center and typically containing the names of the tenants within the development.



Unit. That part of a multiple occupancy complex housing one occupant.

Vehicle Sign. Any sign affixed to a vehicle.

Wall Sign. A sign displayed upon or attached to any part of the exterior of a building, including walls, windows, doors, parapets, marquees and roof slopes of forty-five (45) degrees or steeper.



Window Sign. Any sign, picture, symbol, or combination thereof designed to communicate information about a business, commodity, event, sale, or service that is placed inside or upon a window and is visible from the exterior of the window.

Section 21.03. Measurement Determinations.

A. Number of Signs.

In general, the number of signs shall be the number of non-contiguous sign faces. Multiple non-contiguous sign faces may be counted as a single sign if all the sign faces are included in the geometric figure used for determining the sign area.

B. Sign Face Area.

1. Individual Signs.

The sign face area of individual signs shall be computed by means of the smallest square, circle, rectangle, triangle or combination thereof that will encompass the extreme limits of the writing representation, emblem, or other display, together with any material or color forming an integral part of the background of the display or used to differentiate the sign from the backdrop or structure against which it is placed. This does not include the supporting framework, bracing, or decorative fence or wall when such fence or wall otherwise meets applicable regulations and is clearly incidental to the display itself.

a. Multi-faced Signs.

The sign face area of a sign with more than one face shall be computed by adding together the area of all sign faces visible from any one point. When two sign faces are placed back to back so that both faces cannot be viewed from any point at the same time and when the sign faces are part of the same sign structure and are no more than thirty-six (36) inches apart, the sign face area shall be computed by the measurement of one of the faces.

C. Sign Height.

The height of a sign shall be computed as the distance from the base of the sign at normal grade to the top of the highest attached component of the sign. Normal grade shall be construed to be the lower of existing grade prior to construction or the newly established grade after construction, exclusive of any filling, berming, mounding, or excavating solely for the purpose of locating the sign. In cases in which the normal grade cannot reasonably be determined or where the elevation of the normal grade is below the main traveled way of the adjoining street or highway along which the sign is constructed, sign height shall be computed on the assumption that the elevation of the normal grade at the base of the sign is equal to the elevation of the nearest point of the crown of the adjoining street or highway along which the sign is constructed or the grade of the land at the principal entrance to the principal structure on the parcel, whichever is lower.

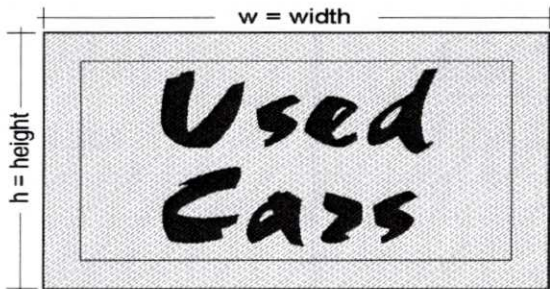
D. Distance Between Signs.

The minimum required distance between signs shall be measured along street rights-of-way from the closest parts of any two signs.

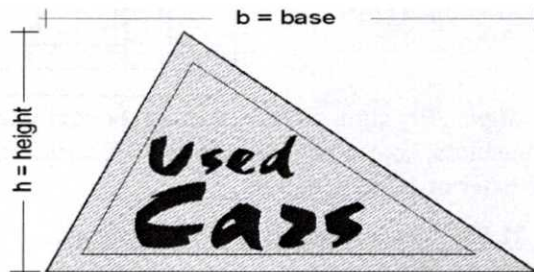
E. Facade Area.

The facade area shall be measured by determining the area within a two-dimensional geometric figure coinciding with the edges of the walls, windows, doors, parapets, marquees, and roof slopes of greater than forty-five (45) degrees that form a side of a building or unit.

Measurement Determination Examples.

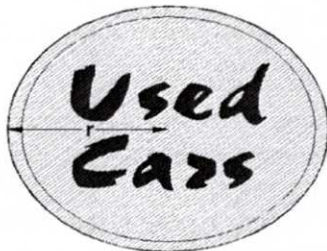


Calculating Area of a Rectangular Sign = $h \times w$



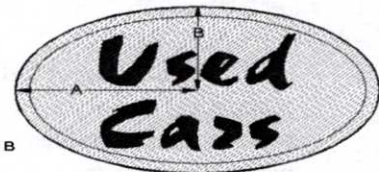
Calculating Area of a Triangular Sign = $1/2 (h \times b)$

$\pi = 3.14159$
EXAMPLE
 r (radius) = 4 feet
 Area = $3.14159 \times 4 \text{ ft}^2$
 Area = 50.265 sq ft

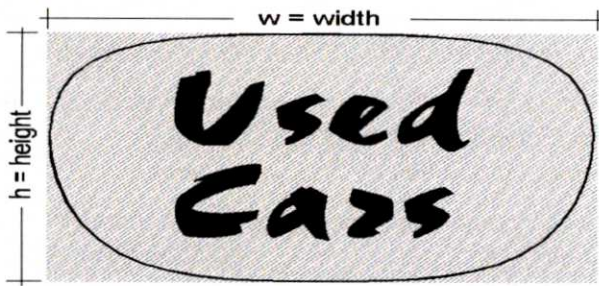


Calculating Area of a Circular Sign = $\pi \times \text{radius}^2$

$\pi = 3.14159$
EXAMPLE
 $A = 3 \text{ ft}$ $B = 4 \text{ ft}$
 Area = $3.14159 \times A \times B$
 Area = 37.699 sq ft



Calculating Area of an Elliptical Sign = $\pi \times A \times B$



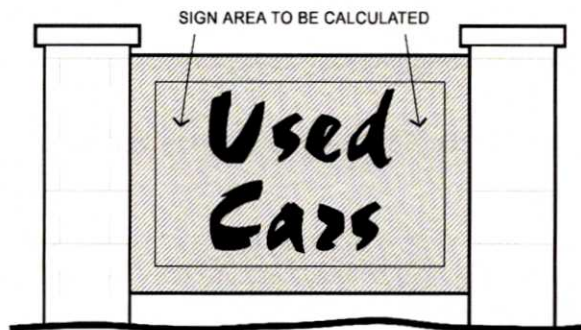
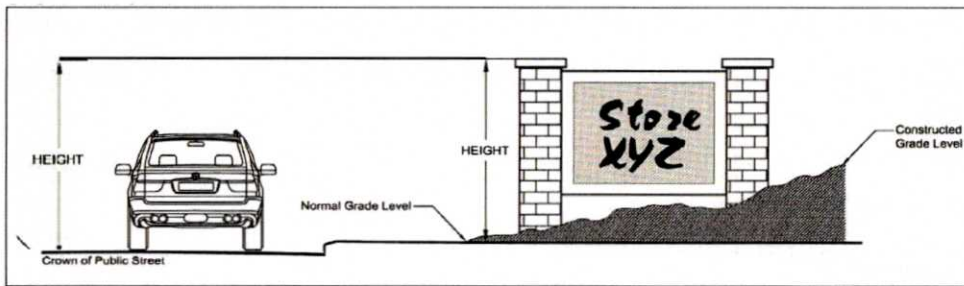
Calculating Area of an Irregular Sign = $h \times w$



Calculating Area of a Sign where Copy Exceeds Sign Area = (height of copy) x (width of copy)



Façade Area



Section 21.04. Exempt Signs.

- A. The following signs are exempt from the requirement that a permit be obtained and shall not be counted toward any restriction regarding the number or area of signs permitted on a parcel provided

they conform to the standards enumerated in this section and provided they are not placed or constructed so as to create a hazard of any kind:

1. Signs that are not designed or located so as to be legible from any street or adjoining property.
2. Signs of two (2) square feet or less and signs that include no letters, symbols, logos or designs in excess of two (2) inches in vertical or horizontal dimension, provided that such sign, or combination of such signs, does not constitute a sign prohibited by these regulations.
3. Signs necessary to promote health, safety and welfare, and other regulatory, statutory, traffic control or directional signs erected on public property with permission as appropriate from the City of Montevallo, the State of Alabama, or the United States.
4. Legal notices and official instruments.
5. Decorative flags and bunting for a celebration, convention, or commemoration of significance to the entire community when authorized by the City of Montevallo for a prescribed period of time.
6. Holiday lights and decorations.
7. Merchandise displayed behind storefront windows so long as no part of the display moves or contains flashing lights.
8. Memorial signs or tablets, historical markers, name of a building and dates of erection when cut into any masonry surface or when constructed of bronze or other incombustible materials and attached to the surface of a building.
9. Signs incorporated into machinery or equipment by a manufacturer or distributor, which identify or advertise only the product or service dispensed by the machine or equipment, such as signs customarily affixed to vending machines, newspaper racks, telephone booths and gasoline pumps.
10. Advertising and identifying signs located on taxicabs, buses, trailers, trucks or vehicle bumpers.
11. Public warning signs to indicate the dangers of trespassing, swimming, animals or similar hazards.
12. Works of art that do not constitute advertising.
13. Signs carried by a person.

Section 21.05. Prohibited Signs

- A. It shall be unlawful to erect, cause to be erected, maintain or cause to be maintained, any sign not expressly authorized by, or exempted from, these regulations. The following signs are expressly prohibited unless otherwise exempted or expressly authorized by this Article:
1. Any sign with a sign face area greater than two hundred (200) square feet.
 2. Signs that are in violation of the building code or electrical code adopted by the City of Montevallo.
 3. Any sign that, in the opinion of the Administrator, does or will constitute a safety hazard.
 4. Portable signs or trailer signs.
 5. Signs with visible moving, revolving, or rotating parts or visible mechanical movement of any description or other apparent visible movement achieved by electrical, electronic, or mechanical means, except for traditional barber poles.
 6. Signs with lights or illuminations that flash, move, rotate, scintillate, blink, flicker or vary in intensity or color except for "time and temperature" signs or signs that identify the price of fuel at a service station or convenience store.

7. Strings of light bulbs used on commercially developed parcels for commercial purposes, other than traditional holiday decorations.
8. Wind signs consisting of one or more banners, flags, pennants, ribbons, spinners, streamers or captive balloons, or other objects or material fastened in such a manner as to move freely upon being subjected to pressure by wind.
9. Signs that incorporate projected images, emit any sound that is intended to attract attention, or involve the use of live animals.
10. Signs that emit audible sound, odor, or visible matter such as smoke or steam.
11. Signs or sign structures that interfere in any way with free use of any fire escape, emergency exit, or standpipe, or that obstruct any window to such an extent that light or ventilation is reduced to a point below that required by any provision of these regulations or any other regulation of the City of Montevallo.
12. Signs that resemble any official sign or marker erected by any governmental agency, or that by reason of position, shape or color, would conflict with the proper functioning of any traffic sign or signal, or be of a size, location, movement, content, color or illumination that may be reasonably confused with or construed as, or conceal, a traffic-control device.
13. Signs that obstruct the vision of pedestrians, cyclists, or motorist traveling on or entering public streets.
14. Non-governmental signs that use the words "stop," "look," "danger" or any similar word, phrase or symbol.
15. Signs, within ten (10) feet of public right of way or one hundred (100) feet of traffic-control lights, that contain red or green lights that might be confused with traffic control lights.
16. Signs that are of such intensity or brilliance as to cause glare or impair the vision of any motorist, cyclist or pedestrian using or entering a public way, or that are a hazard or a nuisance to occupants of any property because of glare or other characteristics.
17. Signs that contain any lighting or control mechanism that causes unreasonable interference with radio, television or other communication signals.
18. Signs that are painted, pasted, or printed on any curbstone, flagstone, pavement, or any portion of any sidewalk or street, except house numbers and traffic control signs.
19. Signs placed upon benches, bus shelters or waste receptacles, except as may be authorized in writing.
20. Signs erected on public property or on private property located on public property (such as private utility poles) other than signs erected by a public authority for public purposes or as otherwise permitted by these regulations.
21. Signs erected over or across any public street except as may otherwise be expressly authorized by these regulations and except governmental signs erected by or on the order of a public officer.
22. Roof signs placed above the roofline of a building or on or against a roof slope of less than forty-five (45) degrees.
23. Vehicle signs with a total sign area in excess of ten (10) square feet when the vehicle is parked for more than sixty consecutive minutes within one hundred (100) feet of any street right-of-way; is visible from the street right-of-way that the vehicle is within one hundred (100) feet of; and is not regularly used in the conduct of the business advertised on the vehicle. A vehicle used primarily for advertising shall not be considered a vehicle used in the conduct of the business.

~~24. Pylon or pole signs are prohibited.~~

Section 21.06. Permitted Signs

A. Generally

The signs enumerated in this section shall be subject to all the terms of this Article including the requirement that a sign permit be obtained prior to erection of any sign. Exemption from the requirement to obtain a sign permit does not necessarily indicate exemption from any other requirement or permit that may be required by this or any other agency.

B. All Parcels

1. Directional Signs. Directional signs limited in area to four (4) square feet, giving directions to motorists regarding the location of parking areas and access drives shall be permitted on all parcels and shall not be counted as part of an occupant's allowable sign area.
2. Flags. Not more than three flags or insignias of governmental, religious, charitable, fraternal or other organizations or institution may be displayed on any one parcel of land. Such flags shall not exceed sixty (60) square feet in area and shall not be flown from a pole the top of which is more than forty (40) feet in height. All flags must be flown in accordance with protocol established by the Congress of the United States for the Stars and Stripes. Any flag not meeting the above requirements shall be considered a banner and shall be subject to the appropriate regulations.
3. Utility Signs. Public utility signs that identify the location of underground utility lines and facilities, high voltage lines and facilities, and other utility facilities and appurtenances are permitted so long as they do not exceed three (3) feet in height, and so long as the sign face does not exceed two (2) square feet.

C. Undeveloped Parcels

Undeveloped parcels may display one (1) square foot of signage per ten (10) feet of frontage up to a maximum of ninety-six (96) square feet. No individual sign shall exceed sixty-four (64) square feet nor exceed ten (10) feet in height. Signs must be spaced at least one hundred (100) feet apart.

D. One-Family and Two-Family Residences

A parcel on which is located a single one-family or two-family residence may display not more than two (2) signs with an aggregate sign area of not more than ten (10) square feet. No individual sign shall exceed six (6) square feet nor exceed four (4) feet in height.

E. Three-Family and Four-Family Residences

A parcel on which is located a single three-family or four-family residence may display not more than four (4) signs with an aggregate sign area of not more than sixteen (16) square feet. No individual sign shall exceed six (6) square feet nor exceed four (4) feet in height.

F. Residential Developments, Farms and Ranches

1. A sign may be displayed at the entrance to a residential development, farm or ranch subject to the following restrictions. One (1) sign is permitted at only one entrance from each abutting street. The sign may be a single sign with two (2) faces of equal size or may be two (2) single-faced

structures of equal size located on each side of the entrance. No face of the sign shall exceed thirty-two (32) square feet in size, and may be illuminated in a steady light only.

2. All such signs shall be maintained perpetually by the developer, the owner of the sign, a pertinent homeowners association or some other person who is legally accountable. Such accountability is required before a permit shall be issued. If, following the issuance of a permit and subsequent erection of such signs, no accountable person accepts legal responsibility to maintain the signs and no other provision has been made for maintenance, the signs shall be removed by the developer or owner.

G. Commercially Developed Parcels

1. Freestanding Signs.

Signs may be placed in a freestanding location on a commercially developed parcel subject to the following limitations:

- a. The permissible number, area, spacing and height of freestanding signs for each multiple occupancy complex and each commercial occupant not located in a multiple occupancy complex shall be determined according to Table 21.4.

	If the frontage on a public right-of-way is:					
	<=50'	>50' & <=100'	>100' & <=200'	>200' & <=300'	>300' & <=400'	>400'
Maximum number of	1	1	1	1	2	3
Maximum total sign	16	32	48	64	80	96
Maximum sign area for	16	32	48	64	80	96
Minimum setback from side	10	15	20	50	50	50
Minimum distance from any other freestanding sign on	n/a	n/a	n/a	n/a	100	100
Maximum height	$\frac{10}{(UC/SCOD)}$ 20	$\frac{10}{(UC/SCOD)}$ 20	$\frac{10}{(UC/SCOD)}$ 20	$\frac{10}{(UC/SCOD)}$ 20	$\frac{10}{(UC/SCOD)}$ 20	$\frac{10}{(UC/SCOD)}$ 20

Table 21.4.

- b. Multiple Frontages. For a parcel having frontage on two (2) or more public streets, each frontage shall be considered separately for the purposes of determining compliance with the above provisions for freestanding signs, but the permitted sign area for one (1) frontage may not be combined with that permitted on another frontage to increase the permitted sign area on one frontage. However, no freestanding sign on one right-of-way may be closer than one hundred (100) feet to a sign on another right-of-way.

2. Building Signs.

Signs not expressly prohibited by this Article may be attached to the wall of a building on a commercially developed parcel subject to the following limitations:

- a. Building signs shall be limited to a maximum height of thirty (30) feet above grade, except that on a building of more than thirty (30) feet in height, a single sign is allowed above thirty (30) feet on each side of the building.
- b. Each multiple occupancy complex may display one (1) building sign on each side of the principal building or buildings in the complex, not to exceed a sign face area of two hundred (200) square feet or five (5) percent of the facade area of the building side, whichever is smaller.
- c. Each occupant of a multiple occupancy complex may display three (3) building signs on any exterior portion of the complex that is part of the occupant's unit, not including common or jointly owned portions, not to exceed a sign face area of two hundred (200) square feet ~~each~~ or a total combined sign face area of ten (10) percent of the facade area of such exterior portion, whichever is smaller.
- d. Each occupant not located in a multiple occupancy complex may display three (3) building signs on each side of the building in which the occupant is located, not to exceed a sign face area of two hundred (200) square feet ~~each~~ or a total combined sign face area of ten (10) percent of the facade area of the building side, whichever is smaller.
- e. Time and Temperature Signs. Time and temperature signs are permitted on commercially developed parcels notwithstanding a general prohibition on changing or animated signs. These signs may only display numerical information and must be kept accurate. They may be freestanding or attached to a building and are subject to the regulations applicable to such signs. They shall be counted as part of the occupant's allowable sign area.
- f. Fuel service stations are permitted to display fuel prices in a digital format in lieu of manual change signs. These signs may only display numerical information and must be kept accurate. They may be freestanding or attached to a building and are subject to the regulations applicable to such signs. They shall be counted as part of the occupant's allowable sign area.

Section 21.07. Design, Construction, Location and Maintenance Standards

A. Compliance with Building and Electrical Codes Required

All permanent signs, and the illumination thereof, shall be designed, constructed and maintained in conformity with applicable provisions of the building and electrical codes adopted by the City of Montevallo. Wherever there is inconsistency between these sign regulations and the building or electrical code, the more stringent requirement shall apply.

B. Illumination Standards

- 1. Sign lighting may not be designed or located to cause confusion with traffic lights.

2. Illumination by floodlights or spotlights is permissible so long as none of the light emitted shines directly onto an adjoining property or into the eyes of motorists or pedestrians using or entering public streets.
3. Illuminated signs shall not have lighting mechanisms that project more than eighteen (18) inches perpendicularly from any surface of the sign over public space.

C. Placement and Clearance Standards

Signs shall be located such that there is at every intersection or driveway, a clear view between heights of three (3) and ten (10) feet in a triangle formed by the corner and points on the curb seventy (70) feet from the intersection or entranceway.

1. Supports for signs or sign structures shall not be placed in or upon a public right of way or public easement, except under the terms of a lease between the owner of the easement or right of way and the owner of the sign.
2. No freestanding sign shall project over a public right of way.
3. No sign or sign structure shall be erected that impedes use of any fire escape, emergency exit, or standpipe.
4. All signs over pedestrian ways shall provide a minimum of seven (7) feet six (6) inches of clearance.
5. All signs over vehicular ways shall provide a minimum of thirteen (13) feet six (6) inches of clearance.
6. No sign or sign structure shall be erected that impedes an unobstructed visibility at a level three (3) feet above the road, measured from the street grade at the center of the closest traffic lane.

D. Relationship to Building Features

1. A building sign shall not extend beyond any edge of the surface to which it is attached, nor disrupt a major architectural feature of the building.
2. A building sign may project no more than four (4) feet perpendicularly from the surface to which it is attached.
3. The combined area of permanent and temporary signs placed on or behind windows shall not exceed twenty-five (25) percent of the total window area at the same floor level on the side of the building or unit upon which the signs are displayed.

E. Maintenance

All signs, including their supports, braces, guys and anchors, electrical parts and lighting fixtures, and all painted and display areas, shall be maintained in accordance with the building and electrical codes adopted by City of Montevallo, and shall present a neat and clean appearance. The vegetation around, in front of, behind, and underneath the base of freestanding signs for a distance of ten (10) feet shall be neatly trimmed and free of unsightly weeds, and no rubbish or debris that would constitute a fire or health hazard shall be permitted under or near the sign.

Section 21.08. Administration.

A. Permits

1. Applicability.

No person shall erect a sign without first obtaining a sign permit therefore, except for the following actions which shall not require a permit:

- a. Changing the copy, announcement or message on a sign;

- b. Cleaning, painting, electrical or comparable maintenance or repair of a sign that does not alter any regulated feature of such sign;
- c. Erecting a sign for which a permit is not required in accordance with §21.04 Exempt Signs or §21.06 (A) Permitted Signs - Generally.

2. Procedure.

All sign permits shall be procured in accordance with the following procedure:

- a. A written application shall be submitted to the Administrator for review and processing. The application will be accepted by the Administrator only upon determination that all requisite documentation and fees accompany the application form. The application shall include such supplementary information as may be specifically requested by the Administrator to determine compliance with these regulations.
- b. The Administrator shall review the application and plans and specifications to determine whether the proposed sign conforms to all applicable requirements of these regulations.
- c. Following review and determination as to conformance with these regulations, the Administrator shall, in a reasonably expeditious manner, either approve or deny the application for the sign permit. In case of denial, the Administrator shall specify the section or sections of these regulations with which the proposed sign is not in conformance.
- d. If an approved sign requires a building permit, the Administrator shall forward a copy of the completed application form and associated plans and specifications to the building official who shall determine whether the proposed sign conforms to all applicable requirements of the building regulations and who shall, in a reasonably expeditious manner, either approve or deny an application for a permit to construct the sign.

3. Submission Requirements.

No request for a sign permit shall be considered complete until all of the following has been submitted to the Administrator:

- a. Application Form.

The application shall be submitted to the Administrator in duplicate on forms made available by the City.

- b. Statement of Authorization.

Any application form which is signed by an individual other than the property owner shall be accompanied by a notarized statement of authorization consenting to the sign placement or, if the property or building upon which the sign is to be located is leased, evidence of the executed lease shall accompany the application form. In the event the building or property is leased and the application form is signed by an individual other than the lessor, the application shall be accompanied by a notarized statement of authorization signed by the lessor consenting to the sign placement and evidence of the executed lease.

- c. Plans and Specifications.

Plans and specifications for any proposed sign shall be submitted in duplicate, drawn to scale and include the following:

- 1) lot frontage on all street rights-of-way;
- 2) facade area of any wall on which a sign is proposed to be placed;
- 3) dimensions and elevations (including the message) of the sign;
- 4) dimensions of the sign's supporting members;
- 5) maximum and minimum height of sign, as measured from finished grade;

- 6) location of the sign in relation to property lines, public rights-of-way, easements, buildings, and other signs on the property;
 - 7) for illuminated signs, the type, placement, intensity and hours of illumination;
 - 8) construction and electrical specifications, for the purpose of enabling determination that the sign meets all applicable structural and electrical requirements of the building code;
 - 9) value of the proposed sign;
 - 10) number, type, location and surface area of all existing signs on the same property and/or building on which the sign is to be located.
- d. Application Fee.

The applicant shall be required to pay an application fee according to the current schedule of fees established by the City Council for the particular category of the application. This fee shall be nonrefundable irrespective of the final disposition of the application.

- e. Permit Expiration.

Sign permit shall be valid for a maximum of sixty (60) days after issuance. Failure to place the sign within the allotted time period shall void the permit and necessitate reapplication.

Section 21.09. Variance.

Any request for a variance from the standards set forth in this Article shall be processed according to the procedures and criteria set forth in Article 26 of this Ordinance.

Section 21.10. Inspections.

The Administrator shall, as each may determine necessary, inspect the property to ascertain that the sign is in accord with all provisions of these regulations and the building regulations, respectively, and in accord with all terms upon which the sign permit may have been conditioned.

Section 21.11. Nonconforming Signs.

- A. A nonconforming sign is any sign within the jurisdiction of the City of Montevallo on the effective date of this Article or any sign existing within any area added to such jurisdiction after the effective date of this Article which is prohibited by or does not conform to the requirements of these regulations.
- B. Subject to the limitations imposed by § 21.13 below, a nonconforming sign may be continued and shall be maintained in good condition as required by these regulations, but it shall not be:
1. Structurally changed to another nonconforming sign, but its pictorial content may be changed.
 2. Structurally altered to prolong the life of the sign, except to meet safety requirements.
 3. Expanded or altered in any manner that increases the degree of nonconformity.
 4. Re-established after damage or destruction if the estimated cost of reconstruction exceeds fifty (50) percent of the appraised replacement cost as determined by the Administrator.
 5. Continued in use when a conforming sign or sign structure shall be erected on the same parcel or unit.
 6. Continued in use when the structure housing the occupancy is demolished or requires renovations the cost of which exceeds fifty (50) percent of the assessed value of the structure.

Section 21.12. Abandoned Signs.

- A. Except as otherwise provided in this Article, any sign that is located on property which becomes vacant and unoccupied, or pertains to a business which does not maintain a current business license, or pertains to a time, event or purpose which is no longer applicable shall be deemed to have been

abandoned. Any abandoned sign shall be prohibited and shall be removed by the owner of the sign or the owner of the property. The frame of an abandoned sign shall not be required to be removed if it conforms to all applicable terms contained in these regulations (including the sign face area for sign replacement yielded by such frame).

- B. Any sign structure which supported an abandoned sign and which structure conforms to all applicable terms contained in these regulations shall be allowed to remain in place. However, in the event a sign structure which supported or supports an abandoned sign is inconsistent with any of the terms contained in these regulations (including the sign face area for sign replacement yielded by the frame) then the sign structure and frame shall be either altered to comply with the terms contained herein or removed by the owner of such structure or the owner of the property.

Section 21.13. Illegal Signs.

- A. The following signs shall be considered to be illegal and a violation of the terms of this Article:
 - 1. A sign erected or maintained after the effective date of this Article that is inconsistent with the terms contained herein;
 - 2. A nonconforming sign which was erected inconsistent with the terms governing location, height, surface area or other regulatory measures applicable at the time of its erection;
 - 3. An abandoned sign.
- B. Upon determination by the Administrator that a certain sign is illegal, the Administrator shall act to remedy the violation, which may include:
 - 1. The issuance of a notice of violation to the individual who owns, is responsible for, or benefits from the display of such sign prescribing the action necessary to make the sign legal and conforming to the terms contained herein or ordering the removal of the illegal sign and also prescribing the time which the individual is afforded to accomplish such action;
 - 2. The City shall have the right to recover from the individual responsible for any such illegal sign the full costs of removal and disposal for any such illegal sign located on public property or on private property including any such illegal sign located within a street right-of-way.
- C. Failure to bring any illegal sign into conformance with the terms contained in this Article or any other violation of the terms contained in this Article shall be considered a violation of the Zoning Ordinance of the City of Montevallo and shall be subject to the remedies and penalties provided by such Ordinance and by State Law.

STATE OF ALABAMA

CITY OF MONTEVALLO, SHELBY COUNTY

I, Steve Gilbert, City Clerk, do hereby certify that the above is a true and correct copy of an Ordinance adopted by the Montevallo City Council at its meeting held on June 10, 2024.

GIVEN UNDER MY HAND on this the 11th day of June, 2024.

Steve Gilbert, Clerk/Treasurer, City of Montevallo

Ordinance #06102024-025

An Ordinance Establishing the E-2 Zoning District (Article 9A)

The proposed amendment is as follows (~~strikeout~~ text = deleted; underline text = added):

ARTICLE 9A. E-2 SINGLE-FAMILY ESTATE DISTRICT

Section 9A.01. Generally.

The regulations set forth in this Article or set forth elsewhere in this Ordinance, when referred to in this Article, are the regulations in the E-2, Single-Family Estate District (2). This district is intended to provide a zoning classification for low-density single-family homes on a minimum lot size of 20,000 square feet. The E-2, Estate District may be applied to any lands for which the Planning and Zoning Commission finds serve as a transitional district between rural density and suburban density properties.

Section 9A.02. Use regulations.

A. Permitted uses. Within "E-2 Single Family Estate" districts, only the following uses and structures designed for such uses shall be permitted:

1. Any use permitted in the E-1 Single Family Estate District.

B. Conditional uses. Within "E-2 Single Family Estate" districts, the following uses may be allowed as conditional uses:

1. Church or other place of worship provided, that any building shall be located not less than 50 feet from any side lot line. (March 18, 2003, page 18M or Resolution # 02-04-08-03)
2. Public school, elementary or high, or a parochial or private school having a curriculum including the same courses as ordinarily given in a public school, but not providing residential accommodations for students; provided, that any such building shall be located not less than 50 feet from any side lot line.
3. Parks
4. Garage Apartment
5. Child Day Care Home
6. Public Facility
7. Public Utility Facility

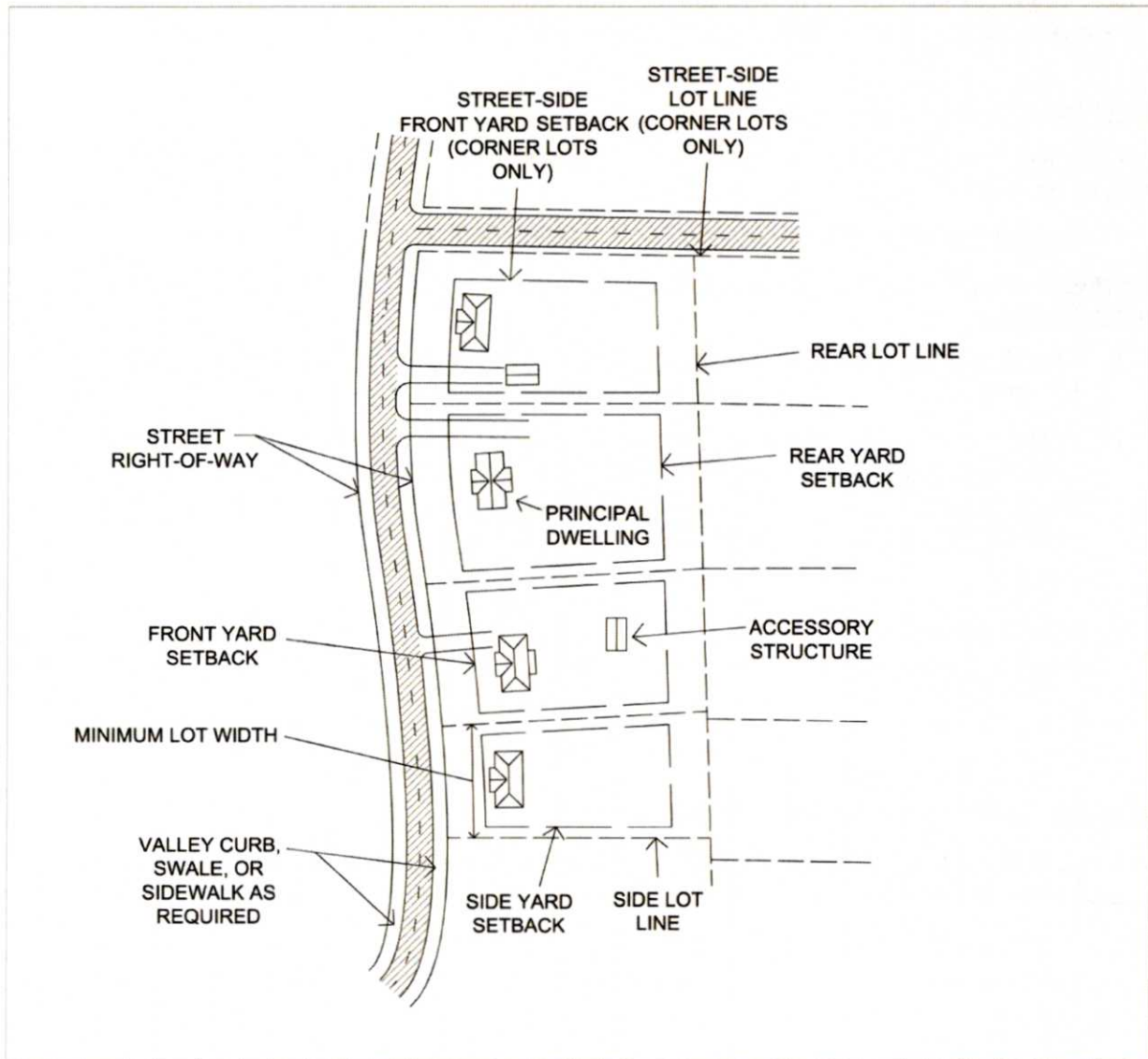
Section 9A.033. Area and dimensional regulations.

Except as provided in Article XXI, XXII, and XXIII, the area and dimensional regulations set forth in the following table shall be observed.

<u>Maximum Height of Structures</u>		<u>Minimum Yards</u>				<u>Minimum Lot Area Per Family</u>	<u>Minimum Lot Width</u>
<u>Stories</u>	<u>Feet</u>	<u>Front</u>	<u>Rear</u>	<u>One Side</u>	<u>Total Both Sides</u>		
<u>2½</u>	<u>35</u>	<u>35</u>	<u>35</u>	<u>10</u>	<u>20</u>	<u>20,000 sq. ft.</u>	<u>100</u>

E-2 ESTATE RESIDENTIAL DISTRICT

Typical Lot Development



ARTICLE 4. ZONE DISTRICTS AND BOUNDARIES

Section 4.01. Establishment of Districts.

In order to carry out the intent and purpose of this Ordinance, the City of Montevallo is hereby divided into the following districts; the location, boundaries, and area of which are and shall be as shown and depicted upon the Zoning Map of the City of Montevallo:

A-R,	Agricultural-Residential District
E-1,	Single-Family Estate District
<u>E-2,</u>	<u>Single-Family Estate District</u>
R-1,	Single-Family District
<u>R-2,</u>	<u>Multiple Single-Family Dwelling District</u>
R-4,	Multiple Dwelling District
PDHD,	Previously Developed High Density District
O & I,	Office and Institutional District
B-1,	Neighborhood Business District
B-2,	General Business District
M-1,	Light Industrial District
SD,	Special District

STATE OF ALABAMA

CITY OF MONTEVALLO, SHELBY COUNTY

I, Steve Gilbert, City Clerk, do hereby certify that the above is a true and correct copy of an Ordinance adopted by the Montevallo City Council at its meeting held on June 10, 2024.

GIVEN UNDER MY HAND on this the 11th day of June, 2024.

Steve Gilbert, Clerk/Treasurer, City of Montevallo

Steve Gilbert

From: Jeremy Littleton
Sent: Monday, June 3, 2024 9:11 AM
To: Steve Gilbert
Subject: Patrol Cars Ready to Surplus

We have two patrol vehicles ready to be sold at auction. They have been stripped of our property, and the graphics have been removed. Please see below for the vehicle information:

Unit#5- 2014 Ford Interceptor
VIN 1FAHP2MK5EG124369
Mileage- 115, 501
Property Sticker # 001314
Alabama Tag- 57385MU (Removed)

Unit#7- 2015 Ford Interceptor
VIN 1FAHP2MK8FG112122
Mileage- 127,457
Property Sticker# 001313
Alabama Tag- 58856MU (Removed)

Jeremy Littleton
Chief of Police
jlittleton@cityofmontevallo.com
Montevallo Police Department
541 Main Street
Montevallo, AL 35115
Phone (205) 665-1264
Fax (205) 666-8399

Confidentiality Notice:

This communication, together with any attachments hereto or links contained herein, is for the sole use of the intended recipients and may provide information that is confidential or legally protected. If you are not the intended recipient, you are hereby notified that any review, disclosure, copying, dissemination, distribution, the taking of any action in reliance on the contents of this information or use of this communication are STRICTLY PROHIBITED. If you have received this communication in error, please notify the sender immediately by return e-mail message or telephone and delete the original and all copies of the correspondence, along with any attachments hereto or links herein, from your system.

"The opinions expressed here are my own and do not reflect those of the City Government, or its Elected officials."



STATE OF ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD ALCOHOL LICENSE APPLICATION



Confirmation Number: 20240606115352106

Type License: 020 - RESTAURANT RETAIL LIQUOR State: \$300.00 County: \$600.00
 Type License: State: County:
 Trade Name: MERI MOON Filing Fee: \$50.00
 Applicant: MERI MOON LLC Transfer Fee:
 Location Address: 616 MAIN ST; 618 MONTEVALLO, AL 35115
 Mailing Address: 1220 HIGHLAND ST MONTEVALLO, AL 35115
 County: SHELBY Tobacco sales: NO Tobacco Vending Machines:
 Product Type: Type Ownership: LLC
 Book, Page, or Document info: 001-126-451
 Do you sell Draft Beer?:
 Date Incorporated: 03/14/2024 State incorporated: AL County Incorporated: SHELBY
 Date of Authority:
 Federal Tax ID: 99-1928749 Alabama State Sales Tax ID: R012159407

Name:	Title:	Date and Place of Birth:	Residence Address:
RACHEL CHRISTINE PHILLIPS 7080277 - AL	MEMBER	03/15/1984 MIAMI, FL	635 MAIN ST MONTEVALLO, AL 35115
CHERYL STEINBACH PATTON 6773944 - AL	MANAGING MEMBER	12/03/1961 DALLAS, TEXAS	1220 HIGHLAND ST MONTEVALLO, AL 35115

Has applicant complied with financial responsibility ABC RR 20-X-5-.14? YES
 Does ABC have any actions pending against the current licensee? NO
 Has anyone, including manager or applicant, had a Federal/State permit or license suspended or revoked? NO
 Has a liquor, wine, malt or brewed license for these premises ever been denied, suspended, or revoked? NO
 Are the applicant(s) named above, the only person(s), in any manner interested in the business sought to be licensed? YES
 Are any of the applicants, whether individual, member of a partnership or association, or officers and directors of a corporation itself, in any manner monetarily interested, either directly or indirectly, in the profits of any other class of business regulated under authority of this act? NO
 Does applicant own or control, directly or indirectly, hold lien against any real or personal property which is rented, leased or used in the conduct of business by the holder of any vinous, malt or brewed beverage, or distilled liquors permit or license issued under authority of this act? NO
 Is applicant receiving, either directly or indirectly, any loan, credit, money, or the equivalent thereof from or through a subsidiary or affiliate or other licensee, or from any firm, association or corporation operating under or regulated by the authority of this act? NO

Contact Person: CHERYL PATTON
 Business Phone: 205-476-8052
 Fax:

Home Phone: 205-746-8721
 Cell Phone: 205-746-8721
 E-mail: CLS.PATTON@GMAIL.COM

PREVIOUS LICENSE INFORMATION:
 Trade Name:
 Applicant:

Previous License Number(s)
 License 1:
 License 2:



STATE OF ALABAMA
ALCOHOLIC BEVERAGE CONTROL BOARD
ALCOHOL LICENSE APPLICATION



Confirmation Number: 20240606115352106

If applicant is leasing the property, is a copy of the lease agreement attached? **YES**
 Name of Property owner/lessor and phone number: **STACIA BRADY 205-436-1919**
 What is lessors primary business? **ADMIN ASSISTANT**
 Is lessor involved in any way with the alcoholic beverage business? **NO**
 Is there any further interest, or connection with, the licensee's business by the lessor? **NO**

Does the premise have a fully equipped kitchen? **YES**
 Is the business used to habitually and principally provide food to the public? **YES**
 Does the establishment have restroom facilities? **YES**
 Is the premise equipped with services and facilities for on premises consumption of alcoholic beverages? **YES**

Will the business be operated primarily as a package store? **NO**
 Building Dimensions Square Footage: **6400** Display Square Footage:
 Building seating capacity: **30** Does Licensed premises include a patio area? **YES**
 License Structure: **MULTI STORY** License covers: **BOTTOM FLOOR**
 Number of licenses in the vicinity: Nearest:
 Nearest school: Nearest church: Nearest residence: **0 blocks**
 Location is within: **CITY LIMITS** Police protection: **CITY**

Has any person(s) with any interest, including manager, whether as sole applicant, officer, member, or partner been charged (whether convicted or not) of any law violation(s)? **NO**

Name:	Violation & Date:	Arresting Agency:	Disposition:



STATE OF ALABAMA

ALCOHOLIC BEVERAGE CONTROL BOARD

ALCOHOL LICENSE APPLICATION



Confirmation Number: 20240606115352106

Initial each

CP CP

In reference to law violations, I attest to the truthfulness of the responses given within the application.

In reference to the Lease/property ownership, I attest to the truthfulness of the responses given within the application.

CP

In reference to ACT No. 80-529, I understand that if my application is denied or discontinued, I will not be refunded the filing fee required by this application.

In reference to Special Retail or Special Events retail license, Wine Festival and Wine Festival Participant Licenses, and Food or Beverage Truck Licenses, I agree to comply with all applicable laws and regulations concerning this class of license, and to observe the special terms and conditions as indicated within the application.

In reference to the Club Application information, I attest to the truthfulness of the responses given within the application.

In reference to the transfer of license/location, I attest to the truthfulness of the information listed on the attached transfer agreement.

CP CP

In accordance with Alabama Rules & Regulations 20-X-5-.01(4), any social security number disclosed under this regulation shall be used for the purpose of investigation or verification by the ABC Board and shall not be a matter of public record.

CP CP

The undersigned agree, if a license is issued as herein applied for, to comply at all times with and to fully observe all the provisions of the Alabama Alcoholic Beverage Control Act, as appears in Code of Alabama, Title 28, and all laws of the State of Alabama relative to the handling of alcoholic beverages.

The undersigned, if issued a license as herein requested, further agrees to obey all rules and regulations promulgated by the board relative to all alcoholic beverages received in this State. The undersigned, if issued a license as herein requested, also agrees to allow and hereby invites duly authorized agents of the Alabama Alcoholic Beverage Control Board and any duly commissioned law enforcement officer of the State, County or Municipality in which the license premises are located to enter and search without a warrant the licensed premises or any building owned or occupied by him or her in connection with said licensed premises. The undersigned hereby understands that he or she violate any provisions of the aforementioned laws his or her license shall be subject to revocation and no license can be again issued to said licensee for a period of one year. The undersigned further understands and agrees that no changes in the manner of operation and no deletion or discontinuance of any services or facilities as described in this application will be allowed without written approval of the proper governing body and the Alabama Alcoholic Beverage Control Board.

CP CP

I hereby swear and affirm that I have read the application and all statements therein and facts set forth are true and correct, and that the applicant is the only person interested in the business for which the license is required.

Applicant Name (print): Rochelle C. Phillips

CHERYL PATTON

Signature of Applicant: Rochelle C. Phillips

Cheryl Patton

Notary Name (print): Anna Washington

Notary Signature: Anna Washington

Commission expires: 3/22/27

Application Taken:	App. Inv. Completed:	Forwarded to District Office:
Submitted to Local Government:	Reviewed by Supervisor:	Received from Local Government:
Received in District Office:		Forwarded to Central Office:

Receipt Confirmation Page

Receipt Confirmation Number: **20240606115352106**

Application Payment Confirmation Number: **100745082**

Payment Summary	
Payment Item	Fee
Application Fee for License 020	\$50.00
Total Amount to be Charged	\$50.00

License Payment Confirmation Number:

Payment Summary			
Payment Item	County Fee	State Fee	Total Fee
020 - RESTAURANT RETAIL LIQUOR	\$600.00	\$300.00	\$900.00
			\$0.00
Total Amount to be Charged	\$600.00	\$300.00	\$900.00

Application Type

Application Type: APPLICATION

Applicant Information

License Type 1: 020 - RESTAURANT RETAIL LIQUOR

License Type 2:

License County: SHELBY

Business Type: LLC

Trade Name: MERI MOON

Applicant Name: MERI MOON LLC

Location Address: 616 MAIN ST; 618
MONTEVALLO, AL 35115

Mailing Address: 1220 HIGHLAND ST
MONTEVALLO, AL 35115

Contact Person: CHERYL PATTON

Contact Home Phone: 205-746-8721

Contact Business Phone: 205-476-8052

Contact Fax:

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Contact Email Address:

Contact Web Address:

