

ORDINANCE NO. 1877

**AN ORDINANCE AMENDING SECTION 109-41(b)(6) OF THE CITY CODE
WITH RESPECT TO THE REQUIREMENT OF A SURVEY FOR ALTERATIONS OR
ADDITIONS TO RESIDENTIAL PROPERTIES**

WHEREAS, it is the desire of the City Council of the City of Mountain Brook, Alabama, that a current legal survey of the property, certified by a licensed surveyor or engineer, for any project which involves either the expansion or modification of the footprint of any building or structure on the property, or the construction or installation of any new building or structure on the property;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mountain Brook the following:

Section 1. Section 109-41(b)(6) of the City Code is hereby repealed and replaced with the following:

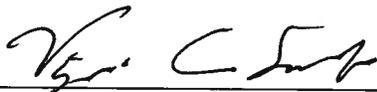
- “(6) A current legal survey of the property, certified by a licensed surveyor or engineer, ^{shall be required} for any project which involves:
- a. the expansion or modification of the footprint of any building or structure on the property, or
 - b. the construction or installation of any new building or structure on the property.”

Section 2. This ordinance is cumulative in nature and is in addition to any power and authority which the City of Mountain Brook may have under any other ordinance or law.

Section 3. If any part, section or subdivision of this ordinance shall be held unconstitutional or invalid for any reason, such holding shall not be construed to invalidate or impair the remainder of this ordinance, which shall continue in full force and effect, notwithstanding such holding.

Section 4. The effective date of this ordinance shall be November 1, 2012.’

ADOPTED: This 10th day of September, 2012.



Virginia C. Smith, Council President

APPROVED: This 10th day of September, 2012.

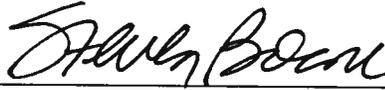


Lawrence T. Oden, Mayor

CERTIFICATION

I, Steven Boone, City Clerk of the City of Mountain Brook, Alabama, hereby certify the above to be a true and correct copy of an ordinance adopted by the City Council of the City of Mountain Brook, Alabama, as its meeting held on September 10, 2012, as same appears in the minutes of record of said meeting, and published by posting copies thereof on September 11, 2012, at the following public places, which copies remained posted for five (5) days as required by law.

City Hall, 3928 Montclair Road, Suite 138
Gilchrist Pharmacy, 2850 Cahaba Road
The Invitation Place, 3150 Overton Road
Piggly Wiggly Foodstore No. 4, 93 Euclid Avenue
Joe Muggs Newsstand/Yogurt Mountain, 2037 Cahaba Road



Steven Boone, City Clerk