ORDINANCE NO. ____

AN ORDINANCE TO AMEND CHAPTER 14 OF THE MOUNTAIN BROOK MUNICIPAL CODE

WHEREAS, the City Council of the City of Mountain Brook, Alabama ("City Council") has enacted regulations that apply to placement of Small Cell Technology Facilities along public right of ways and on private properties within the City;

WHEREAS, said regulations are codified in Chapter 126 of the MB Municipal Code; and

WHEREAS, fees applicable to the regulations in Chapter 126 are set forth in Chapter 14 of the Mountain Brook Municipal Code.

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

SECTION 1. Chapter 14 of the Mountain Brook Municipal Code is amended as follows:

<table>
<thead>
<tr>
<th>CHAPTER 126 - SMALL CELL TECHNOLOGICAL FACILITIES</th>
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<tbody>
<tr>
<td>126-2</td>
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<tr>
<td>126-2(e)(1)</td>
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<td>126-2(e)(1)(2)</td>
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<td>126-2(e)(3)</td>
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<td>126-2(e)(4)</td>
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</tbody>
</table>
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. Repealer. All ordinances or parts of ordinances heretofore adopted by the City Council that are inconsistent with the provisions of this ordinance are hereby expressly repealed.

SECTION 4. If any part, section or subdivision of this ordinance shall be determined to be 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 5. This ordinance shall become effective immediately upon adoption and publication as approved by law.

ADOPTED: This 8th day of March, 2021.

________________________________
Council President

APPROVED: This 8th day of March, 2021.

________________________________
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 March 8, 2021, as same appears in the minutes of record of said meeting, and published by posting copies thereof on March 9, 2021, at the following public places, which copies remained posted for five (5) days as required by law.

City Hall, 56 Church Street  
Gilchrist Pharmacy, 2850 Cahaba Road  
Overton Park, 3020 Overton Road  
Cahaba River Walk, 3503 Overton Road

____________________________________  
City Clerk