PLANNING COMMISSION PACKET

September 24, 2020

Hello All,

Enclosed please find your packet for the Zoom meeting of October 5, 2020.

We have:

- 5 resurveys
- 1 solar array
- Amended development plan for City Fire Department training facility
- Recommendation to City Council private driveway in unopened alley

If you receive any citizen inquiries regarding these cases the plans may be viewed by going to:

www.mtnbrook.org

- Calendar (upper right corner)
- Planning Commission (October 5, 2020)
- Meeting Information (for agenda) and Supporting Documents (to view proposed plans select link associated with the case number)

If you have any questions about these cases please don't hesitate to give me a call at 802-3816 or send me an email at hazend@mtnbrook.org.

Looking forward to seeing you on Monday (on Zoom)! Dana

MEETING AGENDA CITY OF MOUNTAIN BROOK

PLANNING COMMISSION OCTOBER 5, 2020

PRE-MEETING: 4:30 P.M.
REGULAR MEETING: 5:30 P.M.
CITY HALL, 56 CHURCH STREET
MOUNTAIN BROOK, AL 35213

MEETING TO BE HELD VIRTUALLY USING ZOOM VIDEO CONFERENCING (ACCESS INSTRUCTIONS ON MEETING WEBPAGE AT MTNBROOK.ORG)

- 1. Call To Order
- 2. Approval of Agenda
- 3. Approval of Minutes: August 3, 2020 and September 8, 2020
- 4. **Case P-20-21:** Waldrop Resurvey, being a Resurvey of the West Half of Lot 309 of Mountain Brook Estates, as recorded in Map Book 19, Page 40, in the Judge of Probate Office, Jefferson County, Alabama; situated in a portion of the SE ¼ of Section 8, Twp-18, R-2W, Jefferson County, Alabama. **3037 Cambridge Road**
- 5. **Case P-20-22:** Brien Resurvey, being a Resurvey of Part of Lot 5, Shades Valley Gardens, Second Sector, as recorded in Map Book 25, Page 55, in the Judge of Probate Office, Jefferson County, Alabama; situated in the SE ¼ of Section 33, Twp-17S, R-2W, and in the NE ¼ of Section 4, Twp 18S, R2W, Jefferson County, Alabama. **2 West Montcrest Drive**
- 6. Case P-20-24: Lavender Resurvey of Park Lane South, being a Resurvey of the East Half of Lot 7, Lot 6, and the West Half of Lot 5, Block 9, of the First Addition to South Highlands, as recorded in Map Volume 7, Pages 105 and 106, in the Judge of Probate Office, Jefferson County, Alabama; situated in the SE ¼ of Section 6, Twp-18S, R-2W, Jefferson County, Alabama. 2422 Park Lane South
- 7. **Case P-20-25:** Hazelrig Abingdon Road Resurvey, being a Resurvey of Lot 2-A of a Resurvey of Abingdon Estates, Dunn Sector, as recorded in Map Book 123, Page 11, and Lot 15, Abingdon, as recorded in Book 19, Page 87, both in the Judge of Probate Office, Jefferson County, Alabama; and acreage; situated in a portion of the NW ¼ of Section 21, Twp-18S, R-2W, Jefferson County, Alabama. **4111 Abingdon Lane**
- 8. **Case P-20-26:** Resurvey of Lot 10 and Lot 9 of Andrews Addition to Knollwood, being a Resurvey of Lot 10 and Lot 9 of Andrew Addition to Knollwood, as recorded in Map Book 199, Page 22, in the Judge of Probate Office, Jefferson County, Alabama; situated in the SE ¼ of Section 16, Twp-18S, R-2W, Jefferson County, Alabama. **3901 and 3905 Seven Bark Circle**
- 9. P-20-27: Request for approval of the installation of a solar array. 200 Office Park Drive
- 10. **P-20-28:** Request for approval of an amended master development plan for the Mountain Brook Fire Department Training Facility. **3601 East Street**

- 11. **P-20-29:** Request for the installation of a private driveway in a portion of an unpaved public alley right-of-way. **120 Cherry Street**
- 12. Next Meeting: **Monday**, November 2, 2020
- 13. Adjournment



Planning Commission Application PART I

Project Data

Address of Subject Property 3037 CAMBRIDGE ROAD 35223
Zoning Classification
Name of Property Owner(s) JAMIE & DAYID WALDROP
Name of Property Owner(s) JAMIE & DAVID WALDROP Phone Number 205-447-8398 Email dwaldrop@cowin.com
Name of Representative Agent (if applicable)
MICHAEL FRIC DALE
Phone Number 205-873-1676 Email eric@ericdale.com
Name of Engineer or Surveyor WILLIAM CALLAHAN - SOUTH CEHTRAL SURVE
Phone Number 205-229-1993 Email buck@southcentral surveying. com
Property owner or representative agent must be present at hearing
<u>Plans</u>
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific

 \boxtimes

X

questions as to required plans submittal.

August 14, 2020

Planning Commission
City of Mountain Brook, AL

Property Address: 3037 Cambridge Road, Mountain Brook, AL 35223, Zone A

Property Owners: Jamie & David Waldrop

Dear Board Members:

We are asking for approval to properly record this property with the Jefferson County Land Records Office. The original lot was sub-divided into two separate lots by the original developer when homes were built. The newly created lots were not properly recorded at that time.

Thank you for your consideration,

Eig Dale

Eric Dale

ERIC@ERICDALE.COM

P-20-21 Zoning



P-20-21

Resurvey in Residence A zoning

- ✓ "Clean-up" resurvey combining portions of legacy lots.
- May be approved as a final plat; the following corrections for the final plat are required by the Subdivision Regulations, and are suggested as conditions of approval:
 - 1. Change MB signature blocks to "Mountain Brook Planning Commission Chairman" and "Mountain Brook Planning Commission Secretary."
 - 2. Add zoning: "Residence-A"
 - 3. List minimum setbacks: "front 40 feet, sides 15 feet, rear 40 feet."
 - 4. Change easement note to read as follows:

 "All easements shown on this plat are for public utilities, sanitary sewers, storm sewers, and storm ditches and may be used for such purposes to serve property both within and without this subdivision. No permanent structure or other obstruction shall be located, except by the Public Works Department, within the limits of a dedicated easement."
- ✓ Is an established building site that is non-conforming for the Residence A district with respect to lot with (75 feet in lieu of 100 feet) and lot size (11,504 sf in lieu of 30,000).
- Overall layout is acceptable, with the final plat to fully comply with all applicable requirements of the Mountain Brook Subdivision Regulations.
- ✓ No floodplain present.
- On August 17, 2020, the Board of Zoning Adjustment approved variance Case A-20-21, a request to allow additions and alterations to the existing nonconforming home to be located within the front setback at 35 feet in lieu of the required 40 feet, within the right side setback at 8 feet in lieu of the required 15 feet and within the left side setback at 10.8 feet in lieu of the required 15 feet.

• Project Data:

NAME: Resurvey of the West Half of Lot 309 Mountain Brook Estates

CURRENT ZONING: Residence A LOCATION: 3037 Cambridge Road

OWNERS: David and Jamie Waldrop

RESIDENTIAL & COMMERCIAL LAND : 156 SUNSET TRAIL. ALABARTER, ALABAMA 35007 PHONE 205-229-1993 EMAII: buck@southcentraintveying



D & JAMIE WALDROP 'CAMBRIDGE ROAD NTAINN BROOK, AL 35 DAVID 3037

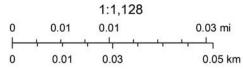
PROJECT NO:

20-06017

P-20-21 Aerial



9/24/2020, 1:32:22 PM



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,



Planning Commission Application PART I

Project Data

Address of Subject Property #2 West Montcrest Drive
Zoning Classification B
Name of Property Owner(s) John Samuel Brien; Kristen Amanda Brien
Phone Number 678-427-4570 Email brienjs@gmail.com
Name of Representative Agent (if applicable)
Eric Dale
Phone Number 205-873-1676 Email eric@ericdale.com
Name of Engineer or Surveyor Buck Callahan
Phone Number 205-229-1993 Email buck@southcentralsurveying.com
Property owner or representative agent must be present at hearing
Plans
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific
questions as to required plans submittal.

X

X

September 10, 2020

Planning Commission
City of Mountain Brook, AL

Property Address: #2 West Montcrest Drive, Mountain Brook, AL 35213, Zone B

Property Owners: Kristen & John Brien

Dear Board Members:

We are asking for approval to properly record this property with the Jefferson County Land Records Office. A portion of the original lot was sub-divided and added to the adjacent lot by the original developer when homes were built. The newly created lots were not properly recorded at that time.

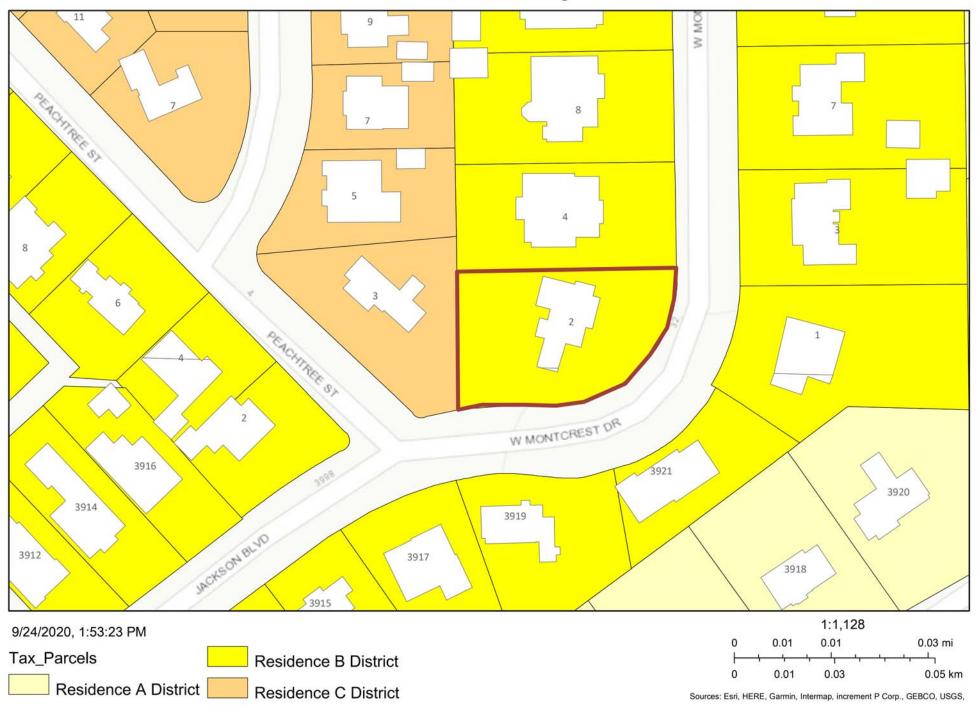
Thank you for your consideration,

Fin Dale

Eric Dale

TEXTS: 205.873.1676 ERIC@ERICDALE.COM

P-20-22 Zoning



P-20-22

Resurvey in Residence B zoning

- ✓ "Clean-up" resurvey combining portions of legacy lots.
- \square May be approved as a final plat.
- ✓ Conforms to the Zoning Regulations for Residence-B.
- ✓ **Overall layout is acceptable**, with the final plat to fully comply with all applicable requirements of the Mountain Brook Subdivision Regulations.
- ✓ No floodplain present.
- On September 21, 2020, the Board of Zoning Adjustment approved variance **Case A-20-25**, a request to allow the additions to an existing single family dwelling to be 11.1 feet from the side property line (north) in lieu of the required 12.5 feet, and 21.6 feet from the secondary front property line (West Montcrest Drive) in lieu of the required 35 feet.

• Project Data:

NAME: A Resurvey of Part of Lot 5, Shades Valley Gardens, Second Sector

CURRENT ZONING: Residence B

OWNERS: John and Kristen Brien

LOCATION: 2 West Montcrest Drive

LCC Surveying, I South Central Surve RESIDENTIAL & COMMRICIAL LAND 5 1.56 SUNSET TRAIL ALABASTER, LAMAMA 35007 PHONE 205-229-1993 EMAIL: buck@southcentralsurveying

ഗ്

SECT

SECOND RESURVEY SHADES VALLEY GARDENS, KRISTEN BRIEN MONTCREST DRIV INN BROOK, AL 3

님 뇽

SHEET No.

of 1

PROJECT NO: 20-06017

A RESURVEY OF PART OF LOT 5, SHADES VALLEY GARDENS, SECOND SECTOR

(AS RECORDED IN MAP BOOK 25 PAGE 55)

SITUATED IN THE SE 1/4 OF SECTION 8, TOWNSHIP 18 SOUTH, RANGE 2 WEST, CITY OF MOUNTAIN BROOK. JEFFERSON COUNTY, ALABAMA.

ZONED: RESIDENCE B

OWNER. JOHN AND KRISTEN BRIEN 2 WEST MONTCREST DRIVE MOUNTAIN BROOK, AL 35223

PREPARED BY-SOUTH CENTRAL SURVEYING, LLC 156 SUNSET TRAIL ALABASTER, AL 35007 (205)-229-1993

STATE OF ALABAMA JEFFERSON COUNTY

SCALE: 1" = 30'

The undersigned, William D. Callahon, xi., Professional Lond Surveyor, State of Alabama, John Samuel Brien and Kristen Amanda Brien, as wewern leaves, earlify that this plant or may eas made paragraph to a survey made by said survey and this plat or may see made by said survey and the plat or may see region in the instance of said owner, that this plat or may is a true and correct map of lands shown therein known as A RESURYEY OF PART OF LOT S. SHADES VALLEY GARDENS, SECONS SECTOR, showing the sub-divisions into this 1s proposed to divide said lands, giving the lengths and angles of each lot and its number, showing the streets, alleys and public grounds, giving the length and width and names of each street as well as the number of each lot and showing the relation of the lands to the recorded subdivision, and that iron pins have been installed at all lot corners and curve points as shown and are designated by small open circles on sold plat or map. Sold owners also certify that they are the owners of sold londs and that the same are not subject to any percise on sold plat or map. Sold Renasont Bank. I further certify that all parts of this survey and drawing have been completed in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabomn to the best of my knowledge, information, and belief.



the undersigned, a Notary Public in and for said county and state, do hereby certify that William D. Callahan, Jr., whose name is signed to the foregoing certificate as surveyor, and who is known to me, acknowledged before me, on this date, that after being duly informed of the contents of said certificate, does execute same voluntarily as such individual with full authority thereof.

Given under my hand and seal this the _____day of ___

Notary Public

MY COMMISSION EXPIRES_

By: ______ John Samuel Brien, Owner

I, the undersigned, a Notary Public in and for said county and state, do hereby certify that John Samuel Brien, whose name is signed to the foregoing certificate as owner, and who is known to me, acknowledged before me, on this date that after being duly informed of the contents of said certificate, does execute same voluntarily as such individual with full authority thereof.

Given under my hand and seal this the____ __day of __

Notary Public

By: _____ Kristen Amanda Brien, Owner

I, the undersigned, a Notary Public in and for sold county and state, do hereby certify that Kristen Amanda Brien, whose name is signed to the foregoing certificate as owner, and who is known to me, acknowledged before me, on this date that after being duly informed of the contents of sold certificate, does execute some voluntarily as such individual with full authority thereof.

Given under my hand and seal this the_____day of ___

Notary Public

By: _____ Officer, Renasant Bank, Mortgagee

I, the undersigned, a Notary Public in and for said county and state, do hereby certify that whose name is signed to the foregoing certificate as mortgages, and who is known to me, acknowledged before me, on this date that after being duly informed of the contents of said certificate, does execute some voluntarily as such individual with full authority thereof.

Given under my hand and seal this the_____day of _____

Notary Public

MY COMMISSION EXPIRES_

MY COMMISSION EXPIRES_

35' SETRACK A=62.30'(R) A=62.46'(M) R=311.85' D=11'28'31' LOT 5-B LOT 5-A 60'(R) 67'(M) WEST MONTCHEST DRIVE 15.32'(R) 15.48'(M)

112 16

CAPPED REBAR

5' ESMT.

10' ESMT.

Mountain Brook Planning Commission Chairman Date Mountain Brook Planning Commission Secretary Date

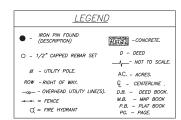
Date

Note:

Environmental Services Department approval indicates that easements have been dedicated for future Jefferson County sanitary sewers, however, this does not mean sanitary sewers have been built or will be built in the future. Any change in the right of way or easement boundaries after the date may void this approval

NOTES:

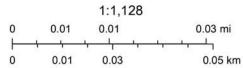
- All easements shown on this plat are for public utilities, sanitary sewers, storm sewers, and storm ditches and may be used for such purposes to serve property both within and without this subdivision. No permanent structure or other obstruction shall be located, except by the Public Works Department, within the
- 2. Basis of bearing is based on plat.
- 3. Surface drainage not within the accepted and maintained Right-Of-Way will not be maintained by City of Vestavia Hills. Contractor and/or developer are responsible for providing building sites free of
- No sub—surface investigation of geological conditions was performed by South Central Surveying, LLC; therefore no reference whatsoever is made as to the suitability for residential construction.
- Consulted the latest Flood Insurance Rate Map (F.I.R.M.), Community Panel Number 01073C0413G, dated September 29, 2006, and found that the parcel shown DOES NOT lie in a special flood hazard area, Zone X.



P-20-22 Aerial



9/24/2020, 1:56:22 PM



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,



Planning Commission Application PART I

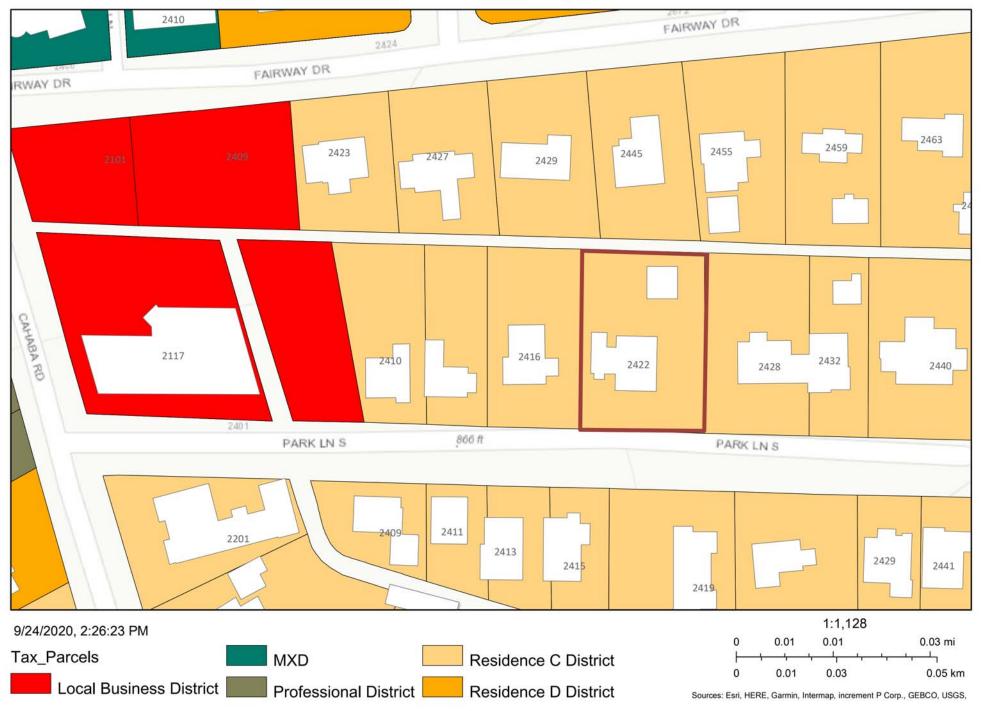
Project Data

Address of Subject Property 2422 PARK LANE SOUTH
Zoning Classification RESIDENCE A C
Name of Property Owner(s) LARRY LAVENDER
Phone Number Email
Name of Representative Agent (if applicable)
RAY WEYGAND
Phone Number 205-942-0086 Email_ray@weygandsurveyor.com
Name of Engineer or Surveyor RAY WEYGAND
Phone Number 205-942-0086 Email_ray@weygandsurveyor.com
Property owner or representative agent must be present at hearing
<u>Plans</u>
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific
questions as to required plans submittal.

 \boxtimes

 \boxtimes

P-20-24 Zoning



P-20-24

Resurvey in Residence C zoning

- ✓ "Clean-up" resurvey combining portions of legacy lots.
- May be approved as a final plat; the following corrections for the final plat are required by the Subdivision Regulations, and are suggested as conditions of approval:
 - 1) note zoning district (Residence C) on plat;
 - 2) add the following easement note: "All easements shown on this plat are for public utilities, sanitary sewers, storm sewers, and storm ditches and may be used for such purposes to serve property both within and without this subdivision. No permanent structure or other obstruction shall be located, except by the Public Works Department, within the limits of a dedicated easement."
- ✓ **Overall layout is acceptable**, with the final plat to fully comply with all applicable requirements of the Mountain Brook Subdivision Regulations.
- ✓ No floodplain present.
- ✓ No relevant history or prior cases.

• Project Data:

NAME: Lavender Resurvey of Park Lane South

CURRENT ZONING: Residence C

OWNER: Larry Lavender

LOCATION: 2422 Park Lane South

LEGEND

SQUARE FEET SO FT. ACRES MORE OR LESS DELTA ANGLE DEFLECTION ANGLE TANGENT RADIUS CHORD LENGTH FSMT FASEMENT EXISTING EX. M.B. MAP BOOK PAGE FND. FOUND RIGHT-OF-WAY ROW REBAR SET MINIMUM CENTERLINE DEED BOOK NOT TO SCALE

LAVENDER RESURVEY OF PARK LANE SOUTH

LOT 6 & THE WEST HALF OF LOT 5,
BLOCK 9 OF THE FIRST ADDITION TO SOUTH HIGHLANDS,
AS RECORDED IN MAP VOLUME 7 PAGES 105 & 106

LOCATED IN THE SE‡ OF SECTION 6. TOWNSHIP 18 SOUTH, RANGE 2 WEST JEFFERSON COUNTY, ALABAMA

WEYGAND SURVEYORS, INC. Ray Weygand, Reg. L.S. #24973 169 Oxmoor Road, Homewood, AL 35209 Phone: (205) 942-0086 Fax: (205) 942-0087



DATE: SEPTEMBER 2020

SET #4 REBAR "WEYGAND" 100.001 LOT 6A 14,155 Sq. Feet +/-0.33 Acres +/-2-100 100.00 50' R.O.W. PARK LANE SOUTH

VICINITY MAP



THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA (ZONE "X") AS PER MAP NO. 01073C0557H, DATED SEPTEMBER 03, 2010.

ZONED : RESIDENCE A FRONT SETBACK ---- 35 FEET REAR SETBACK ---- 35 FEET SIDE SETBACK ----- 10 FEET

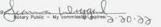
SCALE: 1"=20"





a Notary Public in and for said County and State hereby certify that Ray Weygond, whose name is signed to the foregoing certificate as field Surveyor and who is known to me, acknowledged before me, on this day, that being informed of the contents of the certificate, he secured the same voluntarily on the day the same bears date.

my hand and seal this LO_ day of September, 2020



STATE OF ALABAMA



DATE:

NOTES:
ALL EASEMENTS ON THIS MAP ARE FOR PUBLIC UTILITIES, SANITARY SEWERS, STORM SEWERS, STORM DITCHES, PRIVATE TELEVISION CARLE SYSTEMS, AND
MAY BE USED FOR SUCH PURPOSES TO SERVE PROPERTY BOTH WITHIN AND WITHOUT THIS SUBDIVISION (UNLESS OTHERWISE NOTED). NO PERMANENT
STRUCTURE OR OTHER OSSTRUCTION SHALL BE LOCATION WHITH THE LIGHTS OF A DEBOLATE BASSMONT.

BUILDER IS RESPONSIBLE FOR THE DRAINAGE ON EACH LOT AND IN AND AROUND EACH BUILDING.

BUILDER WILL BE RESPONSIBLE FOR ADJUSTING THE LIDS OR TOP ELEVATION FOR ALL MANHOLES AND YARD INLETS ON EACH LOT.

THE LOT OWNER/BUILDER SHALL USE APPROPRIATE METHODS, WHETHER PIPES, UNDERDRAIN, DITCHES, GRADING OR OTHER MEANS, TO PROVIDE A BUILDING SITE FREE OF SUMFACE OR SUBSURFACE DRAINAGE PROBLEMS WITHOUT ADVERSELY AFFECTING ADJACENT LOTS.

THE LOT OWNER/BUILDER SHALL FIELD VERIFY THE LOCATION AND ELEVATION OF SANITARY SEWER SERVICE LINE OR SEPTIC TANK LOCATION PRIOR TO CONSTRUCTION OF BUILDING FOUNDATIONS.

ELEVATION OF ALL SANITARY SEWER LATERALS TO EACH LOT SHOULD BE VERIFIED BY BUILDER PRIOR TO SETTING LOWEST FLOOR OF RESIDENCE TO BE SERVICED.

NO HOUSE SHALL HAVE A FINISHED FLOOR ELEVATION LESS THAN TWO (2) FEET ABOVE TOP OF ANY ADJACENT STORM SEWER WITHOUT ENGINEER'S APPROVAL

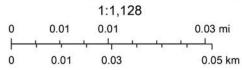
NO FENCE SHALL IMPEDE THE FLOW OF WATER IN ANY DRAINAGE WAY.

WEYGAND SURVEYORS, INC. IS NOT RESPONSIBLE FOR SOIL COMPACTIONS AND DID NOT CONDUCT ANY SURFACE OR SUBSURFACE INVESTIGATIONS. NORTH ARROW SHOWN ON THIS MAP IS NOT TRUE NORTH AND SHOULD ONLY BE CONSIDERED AS APPROXIMATE.

P-20-24 Aerial



9/24/2020, 2:33:05 PM



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,



Planning Commission Application PART I

Project Data

Address of Subject Property 4111 ABINGDON LN
Zoning Classification ESTATE
Name of Property Owner(s) WILLIAM C. HAZELRIG
Phone Number Email_chiph@whinv.com
Name of Representative Agent (if applicable)
RAY WEYGAND
Phone Number 205-942-0086 Email_ray@weygandsurveyor.com
Name of Engineer or Surveyor RAY WEYGAND
Phone Number 205-942-0086 Email ray@weygandsurveyor.com
Property owner or representative agent must be present at hearing
<u>Plans</u>
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific
questions as to required plans submittal.

 \boxtimes

 \boxtimes

P-20-25 Zoning



P-20-25

Resurvey in existing Residence A zoning

- The purpose of this resurvey is to establish the setback configuration on existing lots 1-B and 2-B, and an ingress easement for Lot 3-B. Three lots already exist; no increase in the number of lots is proposed.
- \square May be approved as a final plat.
- ✓ Meets the Zoning Regulations for the Estate Residence district.
- ✓ **Overall layout is acceptable**, with the final plat to fully comply with all applicable requirements of the Mountain Brook Subdivision Regulations.
- ✓ No floodplain present.
- ✓ No relevant history or prior cases.

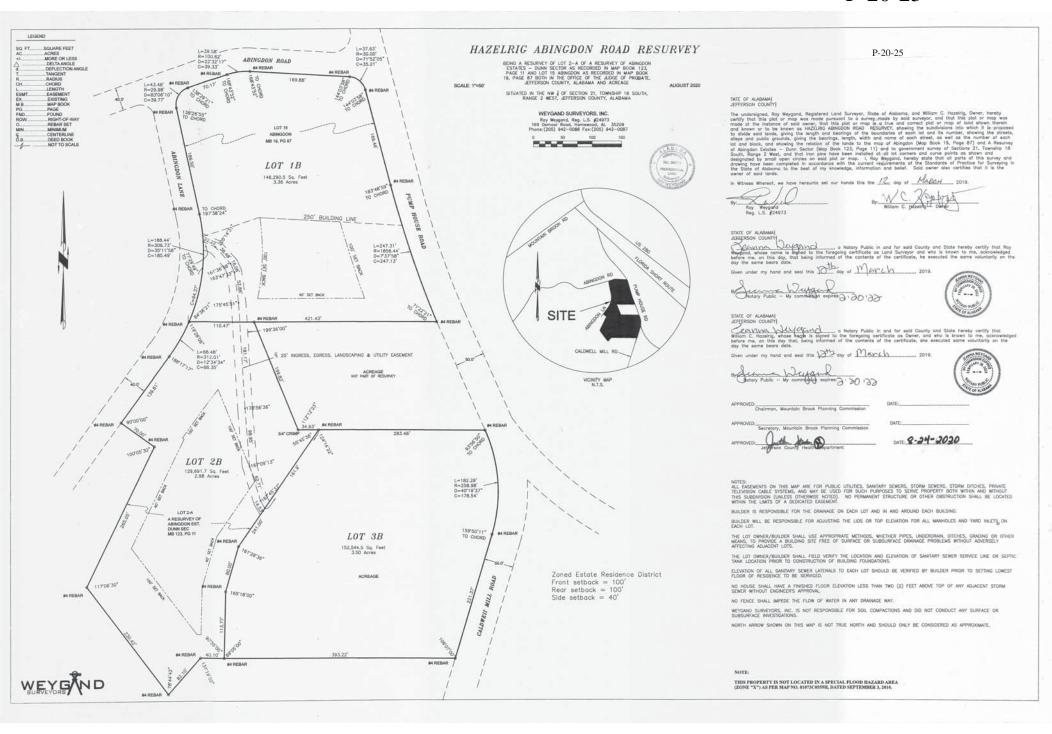
• Project Data:

NAME: Hazelrig Abingdon Road Resurvey

CURRENT ZONING: Estate Residence

OWNER: William C. Hazelrig

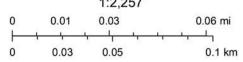
LOCATION: 4111 Abingdon Lane



P-20-25 (N) Aerial



9/24/2020, 3:11:57 PM

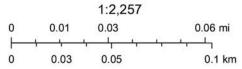


Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,

P-20-25 Aerial



9/24/2020, 3:07:49 PM



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,

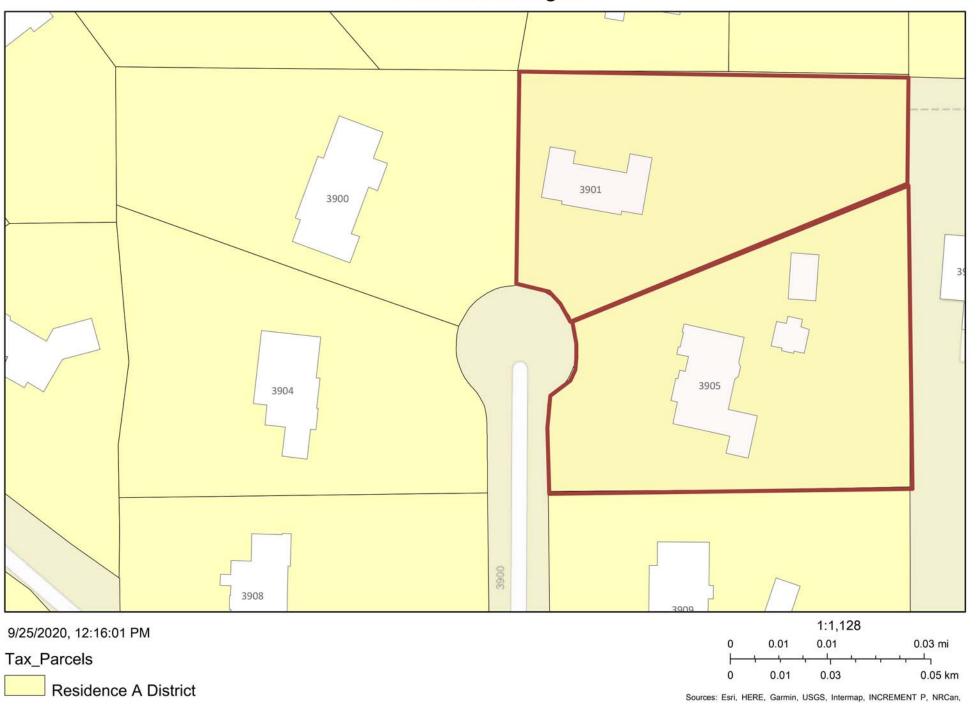


Planning Commission Application PART I

Project Data

Address of Subject Property 3901 & 3905 SEVEN BARK CIR
Zoning Classification RESIDENCE A
Name of Property Owner(s) TOM McKINNON & CHRISTOPHER COOPER
Phone Number Email
Name of Representative Agent (if applicable)
RAY WEYGAND
Phone Number 205-942-0086 Email_ray@weygandsurveyor.com
Name of Engineer or Surveyor RAY WEYGAND
Phone Number 205-942-0086 Email ray@weygandsurveyor.com
Property owner or representative agent must be present at hearing
<u>Plans</u>
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific
questions as to required plans submittal.

P-20-26 Zoning 2



P-20-26

Resurvey in Residence A zoning

- ✓ Resurvey lot line adjustment at the rear of the lots.
- May be approved as a final plat; the following correction for the final plat are required by the Subdivision Regulations, and is suggested as a condition of approval:
 - 1) revise easement note per Section 4.6 of the Subdivision regulations;
- ✓ Meets the Zoning Regulations for the Residence A district.
- ✓ **Overall layout is acceptable**, with the final plat to fully comply with all applicable requirements of the Mountain Brook Subdivision Regulations.
- ✓ No floodplain present.
- ✓ No relevant history or prior cases.

• Project Data:

NAME: Resurvey of Lots 10 & 9 of Andrew's Addition to Knollwood

CURRENT ZONING: Residence A

OWNERS: Tom McKinnon and Christopher Cooper

LOCATION: 3901 and 3905 Seven Bark Circle

LEGEND

SO FT SQUARE FEET ACRES MORE OR LESS **DELTA ANGLE** DEFLECTION ANGLE TANGENT RADIUS CHORD LENGTH EASEMENT EXISTING MAP BOOK

FOUND RIGHT-OF-WAY REBAR SET

CENTERLINE DEED BOOK

RESURVEY OF LOT 10 & 9 OF ANDREWS ADDITION TO KNOLLWOOD

BEING A RESURVEY OF LOT 10 & 9
OF ANDREWS ADDITION TO KNOLLWOOD AS RECORDED
IN MAP BOOK 199, PAGE 22
IN THE OFFICE OF THE JUDGE OF PROBATE
JEFFERSON COUNTY, ALABAMA

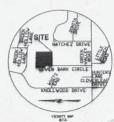
SCALE: 1'=30'

DATE: MARCH 2020

SITUATED IN THE SE K SE 1/4 OF SECTION 16, TOWNSHIP 18 SOUTH, RANGE 2 WEST JEFFERSON COUNTY, ALABAMA

WEYGAND SURVEYORS, INC. Ray Weygand, Reg. L.S. #24973 169 Oxmoor Road, Homewood, AL 35209 Phone: (205) 942-0086 Fax: (205) 942-0087







STATE OF ALABAMAS

STATE OF ALABAMA

Wergand, whose name is signed to the foregoing certificate as Land Surveyor and who is known to me, acknowledged before me, on this day, that being informed of the contents of the certificate, he executed the same voluntarily on the day the same bears date.

The undersigned. Rey Weypond. Registered Lond Surveyor, State of Alabama, and Tarm McClinean and Christopher Cooper, the Cemers, hereby certify that this plat or map was made pursuent to a survey made by said surveyor, and that this plat or map was made surveyor. As the said surveyor, and the this plat or map was made to the said surveyor of the said surveyor. As the said surveyor is not surveyor to the said surveyor of the said surveyor of the said surveyor of the said surveyor. As ESSURVEY OF LOT 10 & 9 OF ANDERES ADDITION TO KNCLLWOOD, showing the subdivisions into which it is proposed to divide said lands, giving the length and bearings of the boundaries of each start at number, showing the strets, oligies and public grounds, giving the bearings, length, width and name of each street, or well as the number all each lot and black, and public grounds, giving the bearings, length, width and name of each street, or well as the number all each lot and black, and public grounds, giving the bearings, length, width and name of each street, or well as the number all each lot and black, and surveyor of the section 16, Township 18 South, Range 2 West, and that law, 18, Ray Weypand, hereby state that all ports of this survey and drawing his man and designated by small open can be the recommendation of the Standards of Procitic for Surveyors of Procitic for Surveyors in the State of Alabama to the best of my knowledge, information and belief. Sold owner also certifies that it is the owner of sold lands.

Given under my hand and seal this Leth day of March

By Story Public - My commission expires: 3. 20:33



STATE OF ALABAMA

McMinon, whose name is wined to the foregoing certificate as Owner, and who is known to me, acknowledged before me, on this day that, being informed of the contents of the certificate, she executed some voluntarily on the day the same bears

Given under my hand and seal this Loth day of March

By Sierra My counting on expires 3. 30 , 99



STATE OF ALABAMA

STATE OF ALABAMA]

LIEFTERSON COUNTY

A Notary Public in and for said County and State hereby certify that Christophe
Cooper, whose name is aligned to the foregoing certificate as Owner, and who is known to me, acknowledged before me, on
this day that, being informed of the contents of the certificate, she executed same voluntarily on the 40 he same bears

Given under my hand and seal this 6th day of March



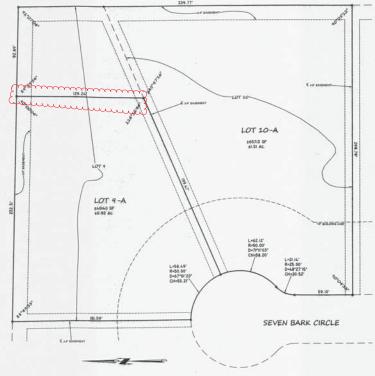
APPROVED: Chairman, Mountain Brook Planning Commission

APPROVED:________Secretary, Mountain Brook Planning Commission

NOTE: Environmental Services Department approval indicates that easements have been dedicated for future Jefferson County sonitary severs however this does not mean sanitary severs however this does not mean sanitary severs however the countries of the this date may void this approvi

Date

NOTES:
ALL EASEMENTS ON THIS MAP ARE FOR PUBLIC LITLINES, SANTARY SEWERS, STORM SEWERS, STORM DITCHES, PRIVATE TELEVISION
CABLE SYSTEMS, AND MAY BE USED FOR SUCH PURPOSES TO SERVE PROPERTY BOTH WITHIN AND WITHOUT THIS SUBDIVISION
(UNLESS OTHERWISE NOTED). NO PERMANENT STRUCTURE OR OTHER OBSTRUCTION SHALL BE LOCATED WITHIN THE LIMITS OF A
DEDICATED EASEMENT.



ZONING: RESIDENCE A FRONT 40' REAR 40' SIDE 15'

NOTE:

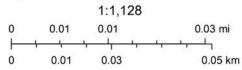
THIS PROPERTY IS NOT LOCATED IN A SPECIAL FLOOD HAZARD AREA (ZONE "X") AS PER MAP NO. 01073C0578H, DATED SEPTEMBER 3, 2010.



P-20-26 Aerial



9/25/2020, 11:31:58 AM



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,



Planning Commission Application PART I

Project Data

Address of Subject Property 200 Office Park Drive, Mountain Brook, AL 35223
Zoning Classification commercial
Name of Property Owner(s) GLO, LLC
Phone Number 205-868-4684 Email_Ladd@laddmgt.com
Name of Representative Agent (if applicable)
Paul Freeman, Eagle Solar and Light, LLC
Phone Number 205-202-2208 Email pfreeman@eaglesolarandlight.com
Name of Engineer or Surveyor
Phone NumberEmail
Property owner or representative agent must be present at hearing
Plans
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific
questions as to required plans submittal.

 \boxtimes

 \boxtimes

Sept 10, 2020

City of Mountain Brook Mountain Brook Planning Commission 56 Church Street Mountain Brook, AL 35213

Request Review of Solar Energy Systems Municipal Code 129-292 Mountain Brook Planning Commission Meeting - October 5, 2020

Enclosed is a request for the City of Mountain Brook Planning Commission to review and approve the installation of Solar Panels as part of a <u>Solar Energy System</u> at the following addresses:

Physical Address: 200 Office Park Drive, Mountain Brook, AL 35223

Owner: GLO, LLC

Property Mailing address: 6 Office Park Circle STE 111, Birmingham, AL 35223

Scope of Project

Three Hundred and thirty-six (336) Solar panels will be installed on the flat roof of the existing commercial building at 200 Office Park Drive to generate energy to be consumed on site. Maximum AC output is 100 kW.

The solar panels and racking will be installed at a 5% tilt on the flat roof and will not extend more than 12 inches from the surface of the roof. A parapet surrounding the edge of roof is higher than the solar and shields roof from public view.

A 4' setback will be mandated from each roof edge.

No part of the roof-mounted Solar Energy System will extend beyond the edge of the roof.

The panels and system are designed to blend into the architecture of the building.

No portion of the solar energy system will be visible from any public street. Photos attached as viewed from Office Park Drive.

Any external electrical lines and conduit will be painted or blended to match the color of the adjacent roofing and walls.

The roof-mounted Solar Energy System will not increase the height of the building.

Attached:

Certified copy of Jefferson Co Tax Assessor record of adjoining property owners.

Solar panel specification sheet.

Jefferson Co tax map of property and adjoining parcels

Aerial map/ satellite image of property

Aerial view of solar array design on roof top.

Photographs of existing building from Office Park Drive.

Cal Jellina September 10, 2020
Paul Freeman, Eagle Solar and Light

(205) 202-2208, pfreeman@eaglesolarandlight.com

P-20-27 Zoning



P-20-27

Petition Summary

Request for approval of the installation of a solar array.

Background

Section 129-292 (Use Exemptions) of the Zoning Code specifies that the installation of equipment and minor structures and improvements that are incidental to the provision of and distribution of gas, electricity, water and telecommunications may be permitted in any zoning district, subject to Planning Commission approval. In conjunction with any such approval, the Planning Commission may impose conditions which promote the purposes of the zoning ordinance.

On April 4, 2016, the Planning Commission approved "Guidelines for Planning Commission Review of Solar Energy Systems." These guidelines are not regulatory but intended for use by the Planning Commission in the review process for alternative solar energy systems. The applicant in the subject case has included these guidelines in his application and has indicated compliance with each item within said document (see applicant's responses in red).

Analysis

The subject solar panel array is a rooftop array atop an office building in Office Park. The proposed equipment is in keeping with the guidelines established by the Planning Commission. See attached specifications for the proposed system.

Appends

LOCATION: 200 Office Park Drive

ZONING DISTRICT: Office Park District

OWNER: GLO, LLC

AGENT: Paul Freeman, Eagle Solar & Light, LLC







REC TWINPEAK 25 MONO 72 SERIES

PREMIUM SOLAR PANELS 100% MADE IN SINGAPORE

REC TwinPeak 2S Mono 72 Series solar panels feature an innovative design with high efficiency and an industry-leading lightweight, yet robust construction, enabling customers to get the most out of the installation area.

Combined with the product quality and reliability of a strong and established European brand, REC TwinPeak 2S Mono 72 Series panels are ideal for all types of commercial rooftop and utility installations worldwide.





IN SHADED CONDITIONS

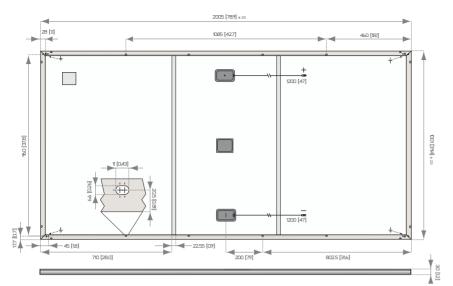


INDUSTRY-LEADING
LIGHTWEIGHT 72-CELL PANEL



PID FREE

REC TWINPEAK 25 MONO 72 SERIES



All measurements in mm [in]

ELECTRICAL DATA @ STC	Product code*: RECxxxTP2SM 72						
Nominal Power - P _{MPP} (Wp)	370	375	380	385	390	395	400
Watt Class Sorting - (W)	0/+5	0/+5	0/+5	0/+5	0/+5	0/+5	0/+5
Nominal Power Voltage - V _{MPP} (V)	39.8	40.1	40.3	40.5	40.7	40.9	41.1
Nominal Power Current - I _{MPP} (A)	9.30	9.36	9.43	9.51	9.58	9.66	9.73
Open Circuit Voltage - V _{OC} (V)	47.0	47.4	48.0	48.6	49.2	49.8	50.4
Short Circuit Current - I _{SC} (A)	10.02	10.04	10.05	10.07	10.08	10.09	10.1
Panel Efficiency (%)	18.4	18.7	18.9	19.2	19.4	19.7	20.0

Values at standard test conditions (STC: air mass AM1.5, irradiance 1000 W/m^2 , temperature 25°C), based on a production spread with a tolerance of $V_{oc} \& I_{sc} \pm 3\%$ within one watt class. At low irradiance of 200 W/m^2 at least 95% of the STC module efficiency will be achieved *Where xxx indicates the nominal power class (P_{MPP}) at STC indicated above, and can be followed by the suffix XV for 1500 V rated modules

ELECTRICAL DATA @ NMOT	Product code*: RECxxxTP2SM 72						
Nominal Power - P _{MPP} (Wp)	276	280	283	287	290	295	298
Nominal Power Voltage - $V_{MPP}(V)$	37.1	37.3	37.5	37.7	37.9	38.1	38.3
Nominal Power Current - I _{MPP} (A)	7.44	7.49	7.54	7.60	7.66	7.73	7.78
Open Circuit Voltage - V _{oc} (V)	43.7	44.1	44.7	45.3	45.8	46.4	46.9
Short Circuit Current - I _{SC} (A)	8.02	8.03	8.04	8.06	8.06	8.07	8.08

Nominal module operating temperature (NMOT: air mass AM1.5, irradiance 800 W/m², temperature 20°C, windspeed 1 m/s). *Where xxx indicates the nominal power class (P NDD) at STC indicated above, and can be followed by the suffix XV for 1500 V rated modules





UL 1703, Fire classification: Type 1 (1500 V XV): Type 2 (1000 V), IEC 61215, IEC 61730, IEC 62804 (PID), IEC 62716 (Ammonia), IEC 61701 (Salt Mist level 6),

ISO 9001: 2015, ISO 14001: 2004, OHSAS 18001: 2007

20 year product warranty

25 year linear power output warranty Max. performance degression of 0.5% p.a. from 97.5% in year 1

See warranty conditions for further details.

20.0% **EFFICIENCY**

YEAR PRODUCT WARRANTY

YEAR LINEAR POWER **DUTPUT WARRANTY**

GENERAL DATA

Cell type: 144 half-cut monocrystalline PERC cells 6 strings of 24 cells in series

Glass: 3.2 mm solar glass with anti-reflection surface treatment

Backsheet: Highly resistant polymeric construction Frame: Anodized aluminum Support bars: Anodized aluminum

3-part, 3 bypass diodes, IP67 rated Junction box: n accordance with IEC 62790

4 mm² solar cable, 1.2 m + 1.2 m Cable: in accordance with EN 50618 Stäubli MC4-Evo2 Connectors:

PV-KBT4-EVO/PV-KST4-EVO (4 mm²) in accordance with IEC 62852, IP68 only when connected

Origin: Made in Singapore

MAXIMUM RATINGS

Operational temperature: -40...+85°C 1000 V / 1500 V Maximum system voltage: 367kg/m²(3600Pa)* Design load (+): snow Maximum test load (+): 550 kg/m² (5400 Pa) Design load (-): wind 163kg/m²(1600Pa)³ Maximum test load (-): 244kg/m² (2400 Pa) Max series fuse rating Max reverse current:

> $+ \, Calculated \, using \, a \, safety \, factor \, of \, 1.5 \,$ *See installation manual for mounting instructions

TEMPERATURE RATINGS

Nominal Module Operating Temperature: 44.6°C(±2°C) Temperature coefficient of P_{MDD} -0.37 %/°C Temperature coefficient of V_{oc} : -0.28 %/°C Temperature coefficient of I_{sc}:

*The temperature coefficients stated are linear values

MECHANICAL DATA

78.9" x 39.4" x 1.2" (2005 x 1001 x 30 mm) **Dimensions**: 21.6 ft² (2.01 m²) Area: Weight: 48.5 lbs (22 kg)







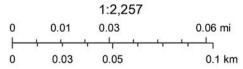


P-20-27 Aerial



9/29/2020, 11:24:25 AM

.....LotLines



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,

ArcGIS Web AppBuilder

City of Mountain Brook

Guidelines for Planning Commission Review of Solar Energy Systems

Whereas Section 129-292 of the Municipal Code allows the installation in or upon a parcel located within any zoning district, such equipment and minor structures and improvements incidental to the provision and distribution of gas, electricity, water and similar services as may be approved by the planning commission; which approval shall be subject to such conditions, if any, which the planning commission may require to promote the purposes of Chapter 129 of the Municipal Code; and

Whereas the planning commission has determined that it is desirable for the City to permit and regulate the use of solar energy in the City of Mountain Brook; and

Whereas the planning commission has determined that the use and regulation of solar energy systems in the City will reduce the need for additional electrical generation and distribution and tend to reduce atmospheric pollution that are considered harmful to the environment; and

Whereas the planning commission recognizes that the purpose of regulating solar energy systems is to provide for appropriate locations for solar energy systems, to ensure compatibility with surrounding uses, and to promote safe and effective use of solar energy to increase opportunities for generation of renewable energy.

Therefore the following are guidelines to be used by the Planning Commission when approval of an application for a solar energy system has been requested:

Definitions:

Solar Energy System (SES). An energy system which converts solar energy to usable thermal, mechanical, chemical or electrical energy to meet all or a portion of the energy requirements of a principal building or an associated accessory structure.

Solar Energy Equipment (SEE). Items including but not limited to solar panels, lines, pumps, batteries, mounting brackets, framing and/or foundation used for or intended to be used for the collection of solar energy in connection with a building on residential, municipal or commercial properties. Solar energy equipment and its use are accessory to the principal use of the property.

Solar Energy Systems, generally.

- 1) SES shall not be commercial operations and are prohibited as a principal use. The main purpose of the SES may not be to generate energy for sale back to the energy grid rather than being consumed on site.
- 2) Abandoned or inactive SES, within twelve (12) months of the cessation of operations, shall be removed by the property owner.

Roof Mounted Solar Energy Systems

- 1) The placement of SES on roofs of principal buildings is preferred and encouraged.
- 2) For pitched, hipped or gambrel roofs, roof mounted SES shall not be more than twelve (12) inches from the surface of the roof at any point, and may not extend above the ridgeline of the roof. The twelve (12) is measured from the upper side of the solar panel.
- 3) For flat roofs or the horizontal portion of mansard roofs, roof mounted SES may extend up to five (5) feet above the highest point of the roof.
- 4) In no instance shall any part of a roof mounted SES extend beyond the edge of the roof.
- 5) Roof mounted SES shall be designed to blend into the architecture of the building.
- 6) No portion of the SES shall be visible from any public street.
- 7) All exterior plumbing and electrical lines must be painted and/or coated to match the color of adjacent roofing material and walls.
- 8) Roof Mounted SES shall be located so as not to increase the total height of the structure above the maximum allowable height of the structure on which it is located, in accordance with the applicable zoning regulations, and may not exceed the height of the ridge of the roof on which it is located.

Ground Mounted Solar Energy Systems

- 1) Ground mounted SES and SEE shall be considered accessory structures and shall be governed in accordance with Section 129-314 of the Municipal Code of the City of Mountain Brook.
- 2) Ground mounted SES shall be of permanent installation and shall not be portable in nature.
- 3) To the extent possible, without compromising the solar SES's access to sunlight, ground mounted SES shall be screened from view at-grade from all adjacent properties.
- 4) No portion of the SES shall be visible from any public street.



Planning Commission Application PART I

Project Data
Address of Subject Property 3601 East Street
Zoning Classification Residence A
Name of Property Owner(s) City of Mountain Brook
Phone Number 205-802-3838 Email Kennedy do mthbrook.org
Name of Representative Agent (if applicable) David Kennedy
Phone Number 205-802-3838 Email Kennedydomthbrook.org
Name of Engineer or Surveyor N A
Phone NumberEmail
Property owner or representative agent must be present at hearing
<u>Plans</u>
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific
questions as to required plans submittal.

 \boxtimes

 \boxtimes



CITY OF MOUNTAIN BROOK FIRE DEPARTMENT

102 Tibbett Street, Mountain Brook, Alabama - 35213 Phone: (205) 802-3838



To: Mountain Brook Planning Commission

From: David Kennedy, Battalion Chief-Safety and Training

Date: September 18, 2020

Subject: Live Fire Training Building

Dear Commission Members:

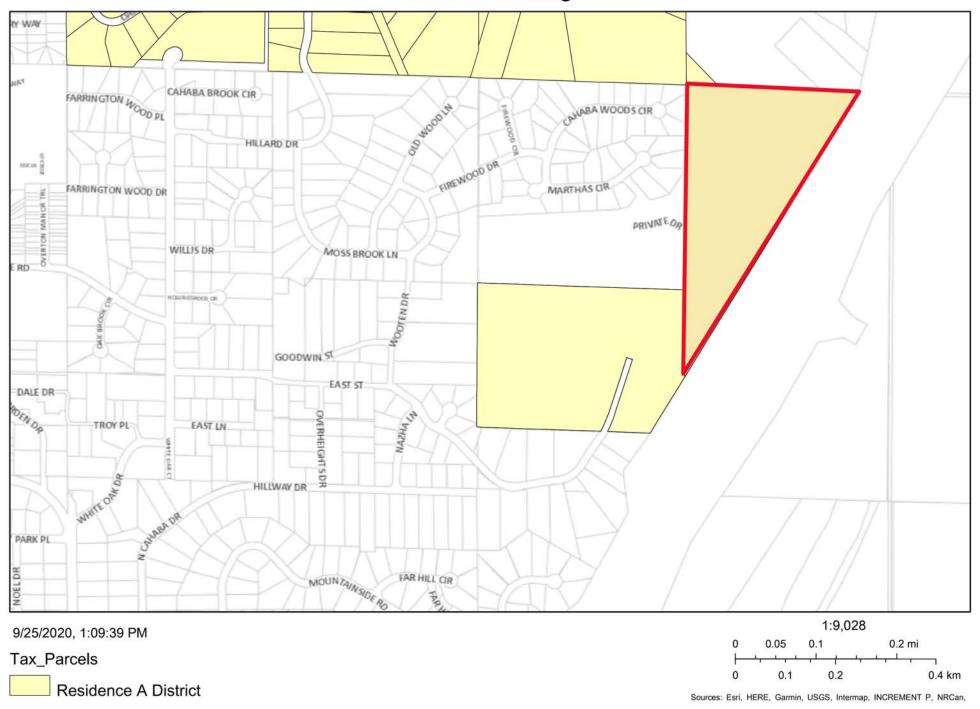
The Mountain Brook Fire Department is excited to present for you consideration – and hopefully affirmation - a drill field project that we have planned and discussed for a few years and now are wanting to make happen. I have attached an aerial view of the location as well as a design layout and sample picture that closely resembles what the final burn building will look like. We already have the concrete pad in place and are ready for the next phase. The next phase will consist of the installation of three full size Conex boxes and one half size Conex box which will be the first floor as well as two other full size Conex boxes which would be the second floor. Upon completion the next step would be the installation of the outside and inside stairways as well as guard rails. The boxes will be bolted to the concrete pad and then welded together. This project is used by Fire Departments across the country for "Live Fire" firefighter training (which is required by ISO and other Fire Department regulatory agencies). The Conex box is a "Railroad Car" and the steel that it is made of is ideal for Live Fire training as it builds up heat and holds heat quickly without any deterioration to the structure itself.

In closing I want to say that we look forward to a training building of this nature and that we are looking forward to presenting our project to you at the Planning Commission meeting.

Respectfully Submitted;

David Kennedy, Battalion Chief-Safety and Training

P-20-28 Zoning



ArcGIS Web AppBuilder

P-20-28

Petition Summary

Request for approval of an amended master development plan for the Mountain Brook Fire Department Training Facility.

Analysis

The subject property contains the Police Department practice shooting range, the Fire Department training tower, and a joint classroom training facility. The proposed facility will consist of metal shipping containers, assembled for use by the Fire Department to train with live fires (contained inside the facility).

This type of training is required for ISO ratings. At present there are only a few such facilities in the state of Alabama, so the city's firefighters have to travel to other facilities for this type of training. Apparently, there are not enough available facilities to support the need for this specific type of training throughout the state.

The proposed base is to be 30' x 40', and the proposed height is 24 feet. The burn building is to be located on the east side of the property, next to Interstate 459. As such, no detrimental effects to adjoining residential properties is anticipated in conjunction with the approval of this facility.

Background

On November 2, 2015, the planning commission approved Case P-15-05, an amended development plan for the subject site to allow the construction of the city's Police/Fire classroom training facility.

Subject Property and Surrounding Land Uses

The subject property contains the Public Works Facility, the Police shooting range, the Police/Fire training classroom facility, and the Fire training tower; with residential properties to the north and west, and Interstate 459 to the east.

Affected Regulation

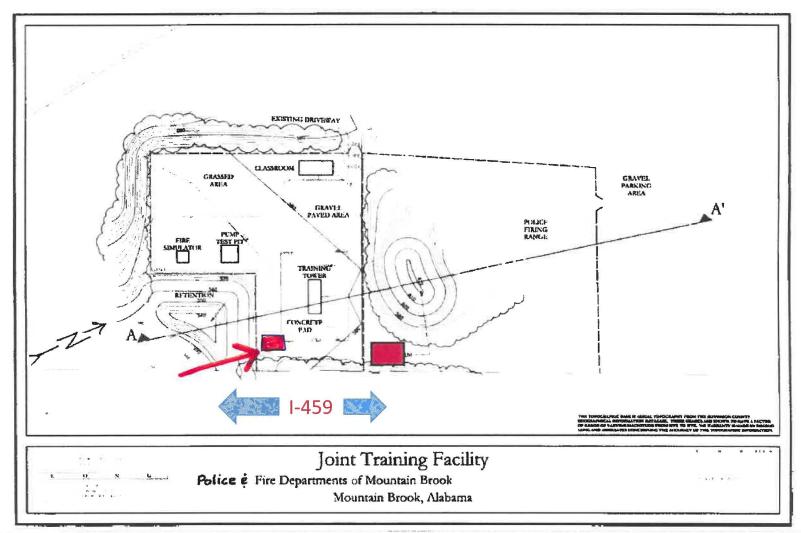
Article III, Residence A District; Section 129-31, Permitted Uses; and 129-32 Conditions on Certain Permitted Uses.

Appends

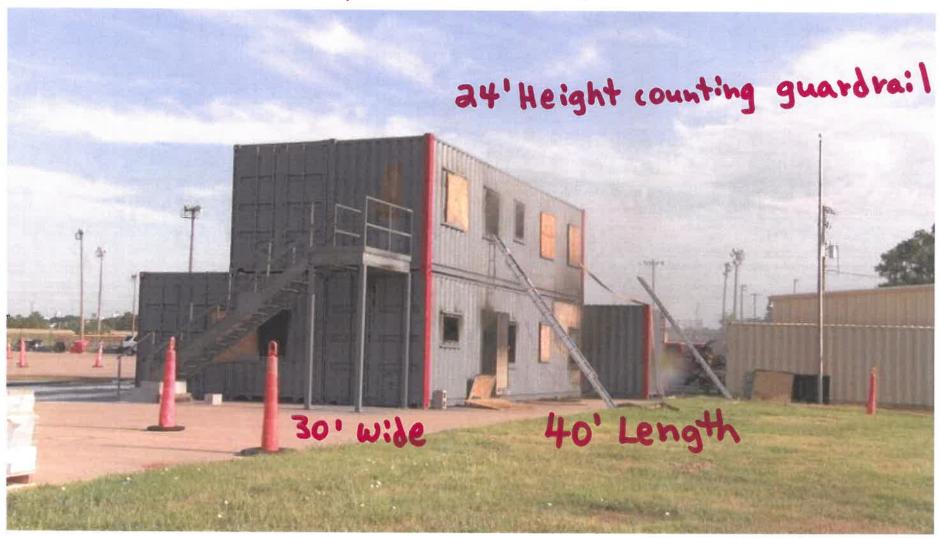
LOCATION: 3601 East Street

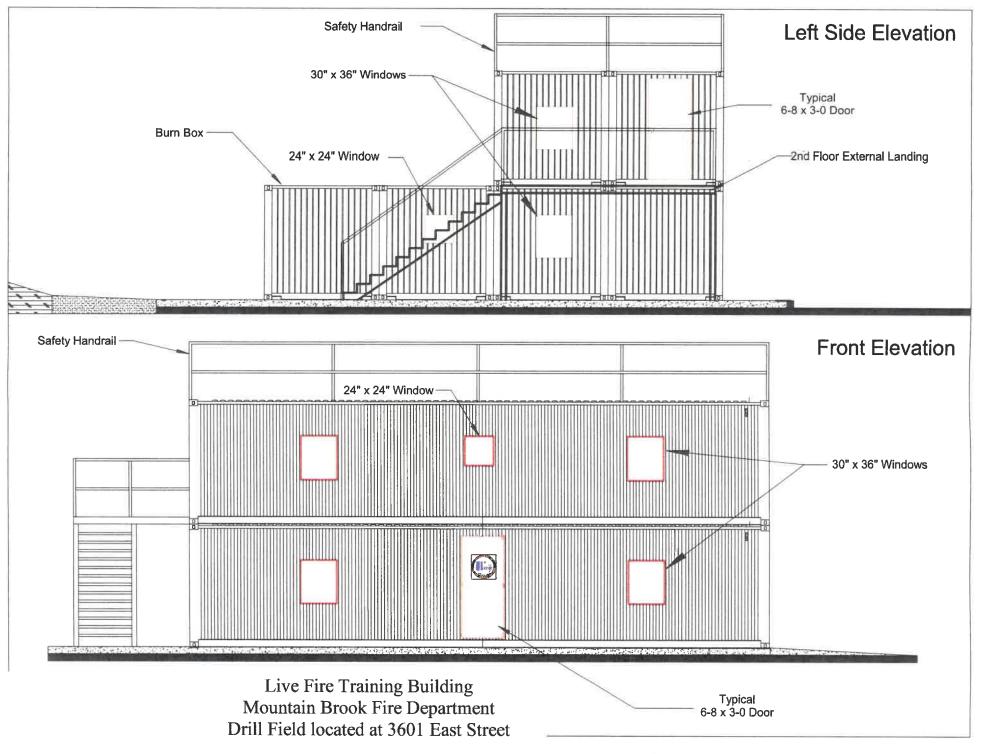
ZONING DISTRICT: Res-A

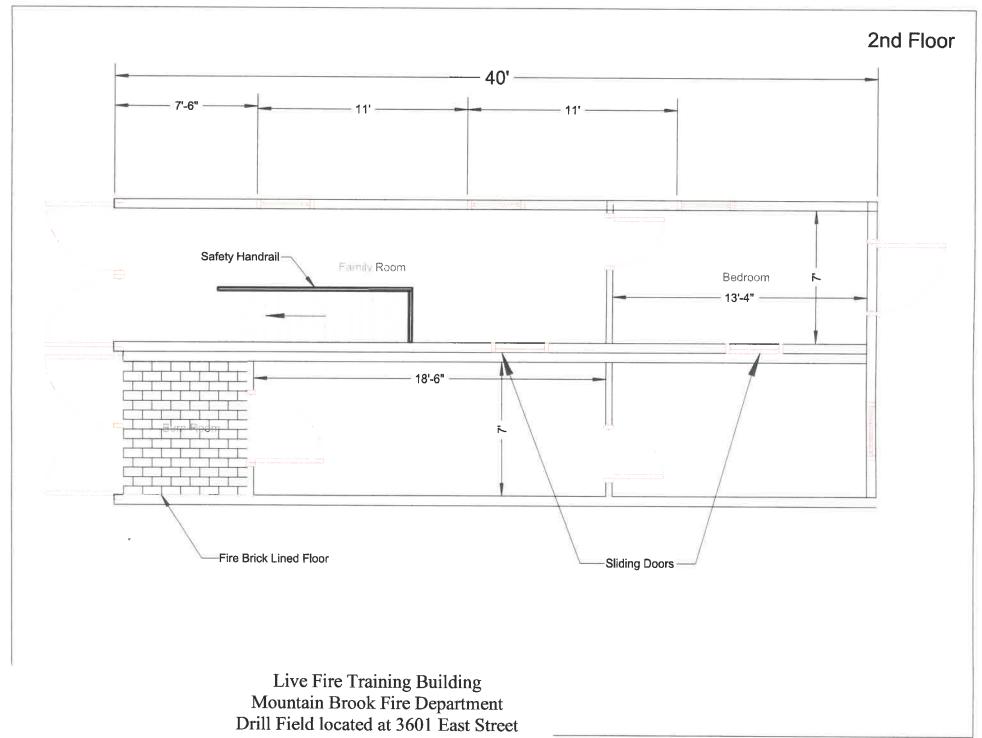
OWNER: City of Mountain Brook



Proposed Live Fire Training Bldg.



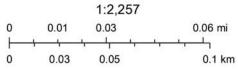




P-20-28 Aerial



9/25/2020, 1:06:41 PM



Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,

ArcGIS Web AppBuilder



Planning Commission Application PART I

Project Data

Address of Subject Property 120 Cherry Street
Zoning Classification Residence C
Name of Property Owner(s) Howel
Phone Number (205) 422-6054 Email howellt@mtnbrook. K12.AL. US
Name of Representative Agent (if applicable)
LAUREN BARRETT, ARCHITECT
Phone Number (205) 531-0118 Email laurence barrettarchetudio. com
Name of Engineer or Surveyor E. CHRIS ECKROATE, P.E.
Phone Number (205) 907-3895 Email chris. eckroate @ caprine eng. com
Property owner or representative agent must be present at hearing
<u>Plans</u>
See applicable Section of the Zoning Ordinance for submittal requirements
pertaining to your particular application. Applicable Code Section may be found
in Part II, list of application types. Contact City Planner with any specific
questions as to required plans submittal.

 \boxtimes

X

Narrative for Request to approve Private Drive in Un-opened Alley

120 Cherry Street September 18, 2020

Teresa Howell, who is the property owner at 120 Cherry Street (Lot 10), would like to gain access to the rear of her property by constructing, at her cost, a driveway extending from behind behind her lot and the adjacent property on Lot 11 to connect to the existing alley that connects between Cherry Street and Main Street. The driveway will be approximately 100' in length.

The proposed driveway, which would be approximately 12' wide, will be located in the 15' wide un-opened alley. The driveway will give Ms. Howell vehicular access to the rear of her home, which currently only has a limited parking pad accessed from Cherry Street. This work would be completed before the current home is removed and a new home constructed on the lot.

The proposed surface design of the driveway, will be designed by Chris Eckroate, P.E. of Caprine Engineering, LLC will be submitted to the City Engineer for approval. The design of the driveway will take into consideration mitigating any stormwater runoff that occurs when the driveway is installed in the alley, which is currently overgrown with weed and tree cover.

Sincerely, Teresa Howell Owner

P-20-29 Zoning



ArcGIS Web AppBuilder

P-20-29

Petition Summary

Request to install a private driveway in a portion of an unpaved public alley (right-of-way).

Background

The city of Mountain Brook's right-of-way network contains many unimproved (unpaved) alleys; particularly on the north side of Euclid Avenue in Crestline. A close field check of these unopened alleys reveals the existence of many paved improvements in these rights-of way, installed by adjoining homeowners over the years.

Many of the older private improvements have been installed without permission from the city; some likely predate the incorporation of these properties into the city of Mountain Brook. Other, newer installations have been granted permission from the city. (For examples of such improvements see attached maps depicting other, similar private improvements in public rights-of-way in the vicinity).

Approval Process

Over the past few years, the city has formulated a process whereby property owners may petition the city council for permission to improve portions of public alleys for private use. The mechanism utilized for this process has been an "encroachment permit," whereby the city grants permission for use of the right-of-way by a private party. Permission to improve has been granted on the condition that the property owner enters into a hold harmless agreement with the city. Said agreement ensures that the property owner has no actual ownership rights to the public alley, and that should the city wish to use the right-of-way in the future, it has the right to do so (regardless of any related damage to or loss of private improvements the city may have previously granted).

This method appears to have worked well with regard to ownership and use of the public alley, but there have been some unanticipated drainage/run-off issues related to the paving of these alleys, particularly when such improvements have been installed on the high side of Euclid Avenue in Crestline.

Planning Commission Role

The city council has suggested that the planning commission play an advisory role in the review process for encroachment permits; taking a look at the design and materials proposed in such improvements, and then making a recommendation to the city council in each case.

Analysis for Subject Application

In conjunction with the construction of a new single family dwelling at 120 Cherry Street, the applicant proposes an access drive within the adjoining unimproved alley to the rear of the lot. The alley right-of-way is 15 feet wide, and the proposed paved driveway is 11 feet wide and 100 feet long (it spans the back property line of the subject

property and three other properties along the rear alley). See attached survey and paving plan for improvement design.

Subject Property and Surrounding Land Uses

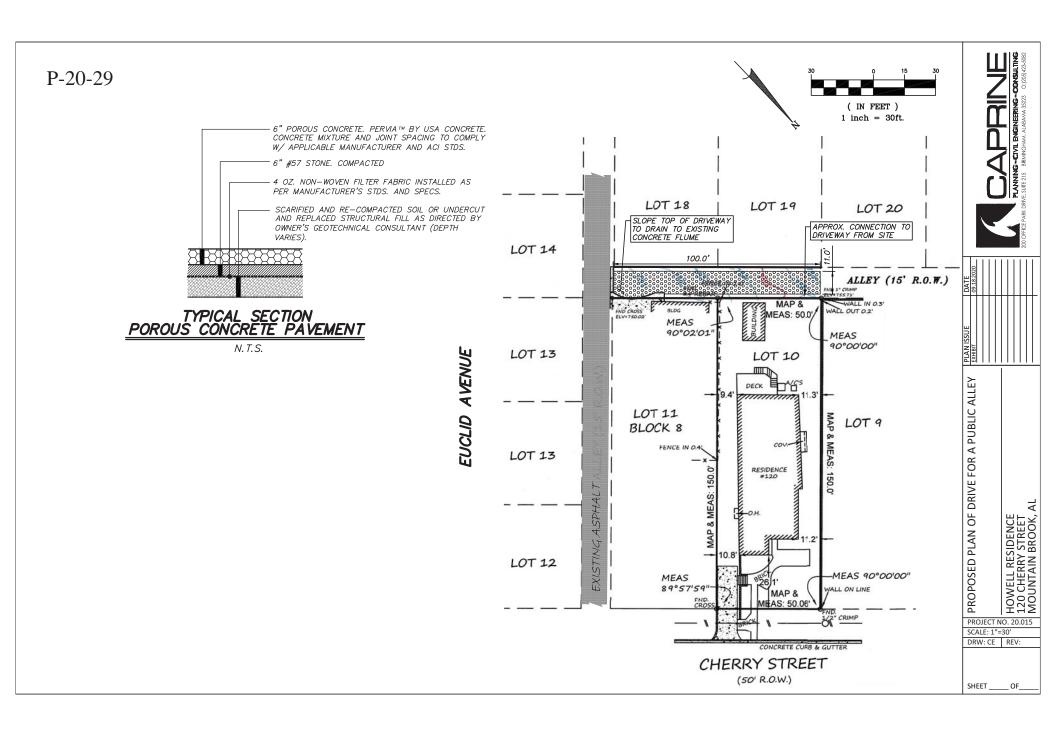
The subject property is a single family site, and is surrounded by same.

Appends

LOCATION: 120 Cherry Street

ZONING DISTRICT: Res-C

OWNER: Teresa Howell





Mountain Alley

View from the paved east-west alley; facing north toward the subject area (to the left of detached garage).

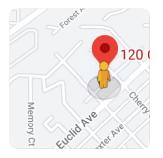


Image capture: Jun 2015 © 2020 Google

Mountain Brook, Alabama



Street View





Mountain Alley

View of rear of homes that face Euclid Avenue (across paved east-west alley from subject improvements).

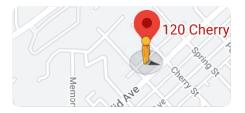


Image capture: Jun 2015 © 2020 Google

Mountain Brook, Alabama



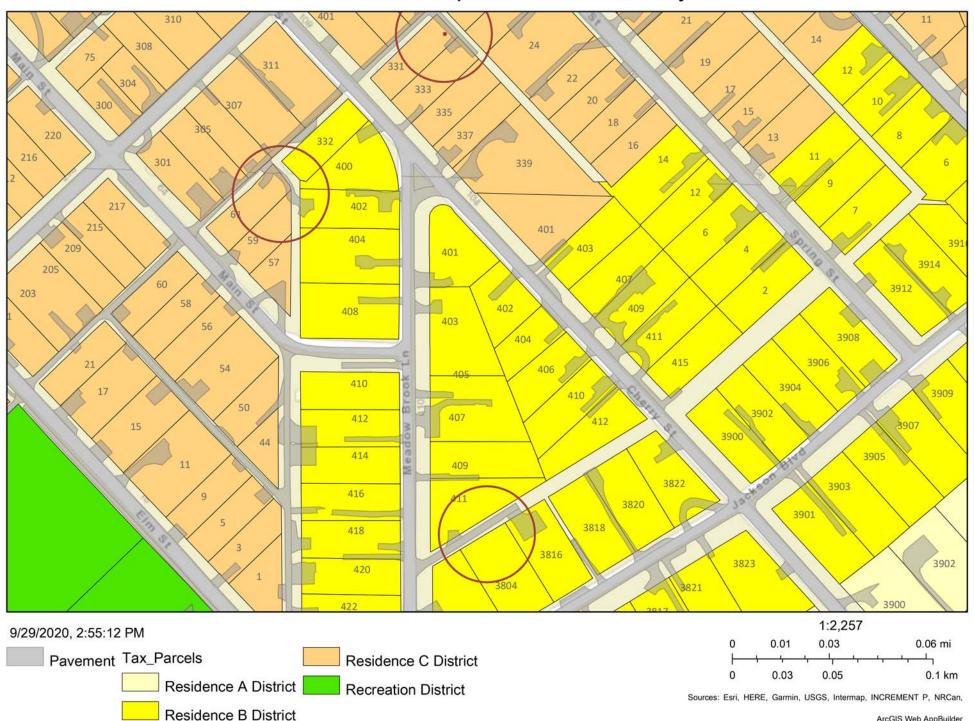
Street View



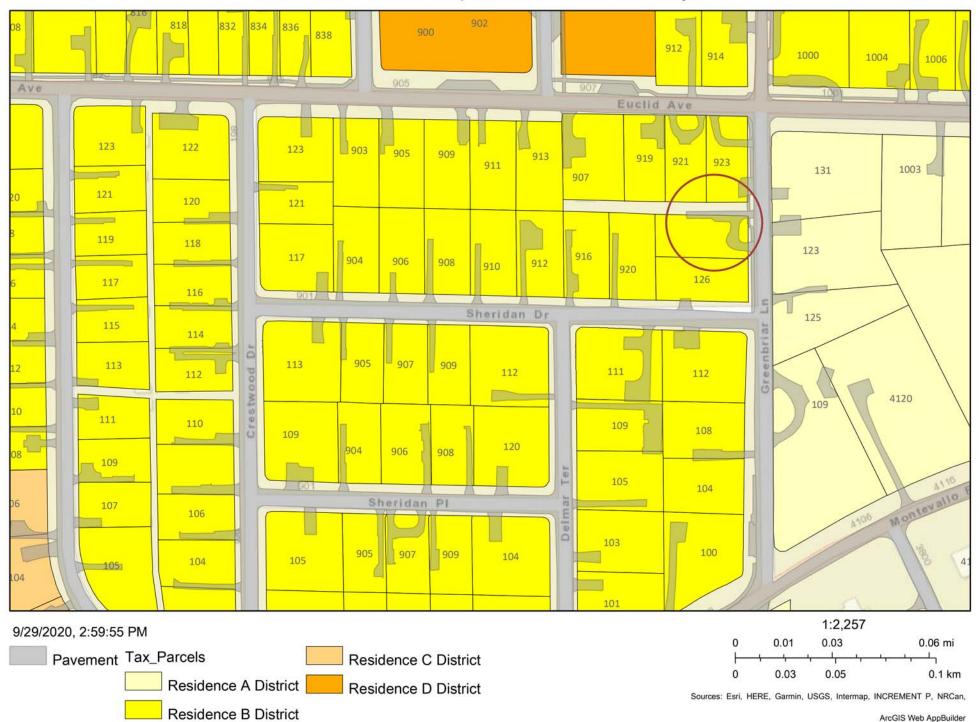
P-20-29 Private Improvements in Vicinity



P-20-29 Private Improvements in Vicinity -2



P-20-29 Private Improvements in Vicinity -3



P-20-29 Aerial



9/25/2020, 1:00:37 PM 0.01 0.01 0.03 mi

> 0.03 Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS,

> > ArcGIS Web AppBuilder

0.05 km

0.01