

ORDINANCE NO. 98-161

**ORDINANCE ELIMINATING PLANNING & ZONING BOARD
AND SUBDIVISION REGULATIONS**

WHEREAS, the Town Council of the Town of Brookwood did by ordinance on the 29th day of August, 1995 create a planning commission for the Town of Brookwood pursuant to §§ 11-52-1 through 11-52-30, Code of Alabama (1975); and

WHEREAS, the Town of Brookwood did adopt subdivision regulations pursuant to Title 11, Chapter 52, Code of Alabama (1975), on or about the 25th day of June, 1995; and

WHEREAS, the Town of Brookwood has sought to enforce these subdivision regulations for over two years. During that time it has become apparent that the subdivision regulations are difficult to enforce, expensive to administer and propose a substantial burden upon the citizens of the Town of Brookwood without a corresponding benefit thereto; and

WHEREAS, the Town of Brookwood's current budget does not contain sufficient funds to fully administer the subdivision regulations and proceed to the next level of regulation which would be desired, that being zoning regulations for the Town of Brookwood; and

WHEREAS, the Town of Brookwood Town Council deems it in the best interest of the health, safety and welfare of the citizens of the Town of Brookwood to abolish the Planning and Zoning Commission and repeal all subdivision regulations and any amendments thereto enacted prior to the date of this ordinance.

WHEREFORE, IT IS HEREBY ORDAINED by the Town of Brookwood Town Council as follows:

1. Effective March 4, 1998, the Town of Brookwood subdivision regulations shall be repealed. Furthermore, the Planning and Zoning Commission be dissolved.

2. The Town of Brookwood may at any time it feels that it is in the best interest of the health, safety and welfare of the citizens of the Town of Brookwood again enact subdivision regulations and create a Planning and Zoning Board consistent with the Code of Alabama. Further, this Ordinance shall in no way hinder this council, or any future council from lawfully enacting subdivision regulations, zoning regulations, or any such similar regulation and enforce the same.

3. The Town Council of the Town of Brookwood expresses its deepest gratitude to those individuals who have served on the Town of Brookwood Town Council by devoting their time, efforts and energies in the oversight and enforcement of the subdivision regulations.

Further, the Town of Brookwood Town Council hopes that these individuals will continue to be involved in the community and merely shift their efforts into other areas where volunteers are so desperately needed.

ADOPTED AND APPROVED this 3 day of March, 1998.

BROOKWOOD TOWN COUNCIL

BY: Alton C. Nyché
Mayor

ATTEST:

Linda Barger
Town Clerk

NOTARY PUBLIC STATE OF ALABAMA AT LARGE.
MY COMMISSION EXPIRES: July 6, 1998.
BONDED THRU NOTARY PUBLIC UNDERWRITERS.

I hereby certify that the above and foregoing Ordinance was posted on the 18 day of March, 1998, at the following locations:

1. Town Hall
2. Wendy's
3. Stalder
4. Jerry's

Linda Barger
Town Clerk