

Resolution 2021-R-94

Agreement to Extend Time for Appeal of Demolition Order by City Council on Siesta Motel

WHEREAS, on March 18, 2021, the City Council held a public hearing and afterward approved Resolution No. 2021-R-22 determining that the structures located at 2510 Crestwood Boulevard, Irondale, Alabama (previously known as the “Siesta Motel”) (hereinafter referred to as the “Property”) are unsafe to the extent that such structures constitute a public nuisance;

WHEREAS, the City Council ordered demolition of the structures on the Property thirty (30) days following the date of Resolution No. 2021-R-22 as required by law to allow time for any desired appeal by the Property owner;

WHEREAS, the City Council was presented with the owner’s request to rezone the Property from a Light Industrial District (I-1) to an R-4 Multi-Family District to allow a development thereon by purchasers of the Property and has voted against this request;

WHEREAS, the owner of the Property has requested by and through its attorney that the time for appeal allowed under Alabama law be extended for thirty (30) days from the date of this resolution to allow to evaluate its options concerning development of the Property;

WHEREAS, the City Council agreed to toll the time for appeal of its condemnation order through Resolution No. 2021-R-42 until Friday, May 21, 2021 at the request of the Property owner’s attorney; and

WHEREAS, after a second request of the owner of the Property, the City Council further agreed to toll the time for appeal of its condemnation order through Resolution No. 2021-R-44 until Friday, June 18, 2021;

WHEREAS, the owner’s attorneys and the prospective purchaser have scheduled a meeting with Butch Jerrolds, the City’s Land Use Consultant, on Tuesday, June 15, 2021 at 3:00 p.m. to discuss the development of the Property and to present plans related thereto for review and discussion; and

WHEREAS, the owner’s attorney has again requested for a third time that the City Council agree to toll the time for appeal of its condemnation order to allow time for the prospective purchaser to meet with the present a development plan to the City of Irondale.

WHEREAS, after a third request of the owner of the Property, the City Council further agreed to toll the time for appeal of its condemnation order through Resolution No. 2021-R-56 until Tuesday, September 14, 2021;

WHEREAS, the owner's attorney has again requested for a fourth time that the City Council agree to toll the time for appeal of its condemnation order to allow time for the prospective purchaser to meet with the present a development plan to the City of Irondale.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Irondale that the City agrees to toll the time for appeal of its condemnation order for ___ days from the date of this resolution at the request of Property owner's attorney.

ADOPTED & APPROVED: This 1st day of September, 2021.

David Spivey, City Council President

APPROVED:

James D. Stewart, Jr., Mayor

ATTESTED:

Lu Jackson, City Clerk

CERTIFICATION

I, Lu Jackson, City Clerk of the City of Irondale, Alabama, hereby certify that the above to be a true and correct copy of a resolution adopted by the City Council of the City of Irondale at its regular meeting held on September 1, 2021, as same appears in the minutes of record of said meeting.

Lu Jackson, City Clerk