COUNCIL MEETING
CITY OF HOMEWOOD
November 9, 2026
6:00 p.m.

Proclamation recognizing November as Epilepsy awareness Month
Presentation from Maribeth Thomas from Prescott House

Resolution No. 26-129 ***Ordinance No. 3003***

Call to Order:
Invocation:
Roll Call:
Reading of the Minutes: Council Meeting of October 26, 2026
Board Vacancies:
Additions to Agenda: ***Items from Pre-Council Agenda may be added***

RESOLUTIONS

09.11.26 Request for consideration of approval of vouchers for period of October 27, 2026 through November 9, 2026 – **J.J. Bischoff, Chief of Staff; Kellie Lee, Accountant; Aspen Collins, Finance Director**

18.10.26 Request to authorize the City Manager to execute an agreement with the Alabama Emergency Management Agency for participation in the Alabama Mutual Aid System – **Chief Brandon Broadhead, Fire Chief**

05.11.26 Request to adopt a procedure allowing ordinances to be introduced by title and summarized instead of being read in full **– Keith Jackson & Jay Murrill, City Attorneys**

20.10.26 Request for consideration of a resolution assenting to the City of Mountain Brook's proposed annexation of property located outside the corporate limits of the City of Homewood – **Keith Jackson, Jay Murrill, City Attorney**

ORDINANCES

06.11.26 Request for consideration of amending Section 2-30 of the Code of Ordinances of the City of Homewood to provide for staff presentations before motions and to regulate Council discussion **– Keith Jackson & Jay Murrill, City Attorneys**

07.11.26 Request for consideration of amending Section 2-34 of the Code of Ordinances of the City of Homewood to authorize the presiding officer of the City Council to make and second motions **– Keith Jackson & Jay Murrill, City Attorneys**

08.11.26 Request for consideration of amending Section 2-40 of the Code of Ordinances of the City of Homewood to adopt Robert's Rules of Order Newly Revised (12th Edition) and to Establish Parliamentary Procedures for Pre-Council Meetings **– Keith Jackson & Jay Murrill, City Attorneys**

15.10.26 Request to grant the City Engineer authority to make minor striping changes on City streets – **Amy Zari, City Engineer**

23.07.26 Request for consideration to limit locations on EV charging stations – **Brandon Broadhead, Fire Chief (Carried Over 10/26/26)**

PUBLIC HEARINGS

22.09.26 **Public Hearing held on October 26, 2026 at 6:00 p.m.** to declare property at 1600 Berry Road a Public Nuisance due to excessive growth **– Scott Cook, Code Enforcement (Public Hearing held 10/26/26 and Item Carried Over)**

24.09.26 **Public Hearing held on October 26, 2026 at 6:00 p.m.** to declare property at 139 State Farm Parkway a Public Nuisance due to excessive growth **– Scott Cook, Code Enforcement (Public Hearing held 10/26/26 and Item Carried Over)**

08.10.26 **Public Hearing set for November 23, 2026 at 6:00 p.m.** for property at 832 Greens Springs – **Conrad Garrison, Zoning Administrator**

09.10.26 **Public Hearing set for November 23, 2026 at 6:00 p.m.** to declare property at 1625 26th Avenue S a Public Nuisance due to excessive growth **– Scott Cook, Code Enforcement**

10.10.26 **Public Hearing set for November 23, 2026 at 6:00 p.m.** to declare property at 316 Carr Ave a Public Nuisance due to excessive growth **– Scott Cook, Code Enforcement**

11.10.26 **Public Hearing set for November 23, 2026 at 6:00 p.m.** to declare property a 1616 Barry Ave a Public Nuisance due to excessive growth **– Scott Cook, Code Enforcement**

10.11.26 Request for consideration of an ABC 020 – Restaurant Retail Liquor for Chili's at 209 State Farm Parkway **– Bo Seagrist, City Clerk**

Announcements:
Mayor Comments:

AGENDA ITEM 18.10.26

RESOLUTION NO. 26-_____

WHEREAS, the State of Alabama, acting through the Alabama Emergency Management Agency ("AEMA"), administers the Alabama Mutual Aid System ("AMAS") to coordinate mutual aid among participating political subdivisions during emergencies and disasters; and

WHEREAS, the City of Homewood, Alabama (the "City") desires to continue its participation in AMAS pursuant to the Alabama Mutual Aid System Agreement attached hereto as Exhibit A and incorporated herein by reference (the "Agreement"); and

WHEREAS, the Agreement establishes procedures for requesting and providing emergency assistance, identifies the responsibilities of participating political subdivisions, and provides for reimbursement of eligible costs; and

WHEREAS, the City Council finds that continued participation in AMAS will strengthen the City's emergency preparedness and response capabilities, promote intergovernmental cooperation, protect the public health, safety, and welfare, and serve a valid and sufficient public purpose.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

1. That the City's continued participation in the Alabama Mutual Aid System and the Agreement attached hereto as Exhibit A are hereby approved.

2. That the City Manager is authorized to execute the Agreement on behalf of the City and to take such actions and execute such related documents as may be reasonably necessary to implement the Agreement and maintain the City's participation in AMAS.

3. That this Resolution shall become effective immediately upon its adoption by the City Council.

ADOPTED and **APPROVED** by the City Council of the City of Homewood, Alabama this the _____day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

EXHIBIT A

ALABAMA MUTUAL AID SYSTEM

THIS AGREEMENT IS ENTERED INTO BETWEEN THE STATE OF ALABAMA, ALABAMA EMERGENCY MANAGEMENT AGENCY AND AMONG EACH POLITICAL SUB-DIVISION OF THE STATE THAT EXECUTES AND ADOPTS THE TERMS AND CONDITIONS CONTAINED HEREIN, BASED UPON THE FOLLOWING:

WHEREAS, the State Emergency Management Act of 1955, as codified in Section 31-9-01 et seq. Code of Alabama (1975) as amended, hereinafter referred to as the "State Emergency Management Act", authorizes the state and its political subdivisions to develop and enter into mutual aid agreements for reciprocal emergency aid and assistance in case of emergencies too extensive to be dealt with unassisted; and

WHEREAS, the State Emergency Management Act sets forth details concerning powers, duties, rights, privileges, and immunities of political subdivisions of the state rendering outside aid; and

WHEREAS, the State Emergency Management Act, authorizes the State to enter into a contract on behalf of the State for the lease or loan to any political subdivision of the state any real or personal property of the state government or the temporary transfer or employment of personnel of the state government to or by any political subdivision of the state; and

WHEREAS, the State Emergency Management Act, authorizes the governing body of each political subdivision of the state to enter into such contract or lease with the state, accept any such loan, or employ such personnel, and such political subdivision may equip, maintain, utilize, and operate any such property and employ necessary personnel therefore in accordance with the purposes for which such contract is executed, and to otherwise do all things and perform any and all acts which it may deem necessary to effectuate the purpose for which such contract was entered into; and

WHEREAS, the State Emergency Management Act, authorizes the Alabama Emergency Management Agency, hereinafter referred to as "State EMA", to make available any equipment, services, or facilities owned or organized by the state or its political subdivisions for use in the affected area upon request of the duly constituted authority of the area or upon the request of any recognized and accredited relief agency through such duly constituted authority; and

WHEREAS, the State Emergency Management Act, authorizes the State EMA to call to duty and otherwise provide, within or without the state, such support from available personnel, equipment, and other resources of state agencies and the political subdivisions of the state as may be necessary to reinforce emergency management agencies in areas stricken by emergencies; and

WHEREAS, the State of Alabama is geographically vulnerable to hurricanes, tornadoes, freshwater flooding, sinkhole formations, and other natural disasters that in the past have caused severe disruption of essential human services and severe property damage to public roads, utilities, buildings, parks, and other government owned facilities; and

WHEREAS, the Parties to this Agreement recognize that additional manpower and equipment may be needed to mitigate further damage and restore vital services to the citizens of the affected community should a disaster, whether by natural causes or as a consequence to an enemy attack, sabotage or hostile action occur; and

WHEREAS, to provide the most effective mutual aid possible, each participating political subdivision, intends to foster communications between the personnel of other political subdivisions by visits, compilation of asset inventories, exchange of information and development of plans and procedures to implement this Agreement;

WHEREAS, to provide the most effective mutual aid possible, all activities performed under this agreement are hereby recognized to be governmental functions, and thus enjoy immunity from liability for torts as provided by law, enumerated in subsection (a) of Section 31-9-16 Code of Alabama (1975) as amended. All persons responding under the operational control of the State EMA are recognized to be emergency management workers on the behalf of the State, for purposes of liability. Neither the State or the participating political subdivisions nor their employees, except in cases of willful misconduct, gross negligence or bad faith shall be liable for the death of or injury to persons or for damage to property when complying or attempting to comply with the statewide mutual aid system, enumerated in Subsection (b) of Section 31-9-16 Code of Alabama (1975) as amended.

NOW, THEREFORE, the Parties hereto agree as follows:

SECTION 1. DEFINITIONS

A. "AGREEMENT" - The Alabama Mutual Aid System Agreement for Emergency Response/Recovery. Political subdivisions of the State of Alabama may become a party to this Agreement by executing a copy of this Agreement and providing a copy with original signatures and authorizing resolution(s) to the State EMA. Copies of the agreement with original signatures and copies of authorizing resolutions shall be filed and maintained at the State EMA in Clanton, Alabama. For the purposes of this Agreement, a Volunteer Fire Department/Association and/or a Mutual Aid team composed of volunteer members, as defined below, are not considered a political subdivision. Such Volunteer Associations are deemed "sub-contractors" to the political subdivisions that have secured such volunteer services for the purposes of fulfilling that political subdivisions obligations agreed to in this instrument.

B. "EMERGENCY MANAGEMENT WORKER" (RESPONDER) - An emergency management worker is defined as anyone possessing special skills, qualifications, training, knowledge and experience in the public or private sectors that would be beneficial to a participating political subdivision in response to a locally declared emergency as defined in any applicable law or ordinance or authorized drill or exercises; and who is requested and/or authorized to respond. Under this definition, an emergency management worker may or may not be required to possess a license, certificate, permit or other official recognition for their expertise in a particular field or area of knowledge. An emergency management worker could include, but is in no way limited to, the following regardless of compensation: law enforcement officers, fire fighters, emergency medical services personnel, physicians, nurses, other public health personnel, emergency management personnel, public works personnel, local emergency debris removal teams, those persons with specialized equipment operations skills or training or any other skills needed to provide aid in a declared emergency.

C. "VOLUNTEER MEMBER" – An emergency management worker, which is not personally compensated for their local emergency response duties and/or labor performed within the jurisdiction of their residence or employment. As a condition of their appointment as a recognized task force team member, Volunteer Members agree to waive any claim to personal compensation from the responding political subdivision or reimbursement from State EMA.

D. "REQUESTING POLITICAL SUBDIVISION" - The participating political subdivision entity requesting aid in the event of an emergency. Each requesting political subdivision shall coordinate requests for state or federal emergency response assistance through its local EMA director or designee.

E. "ASSISTING POLITICAL SUBDIVISION" - The participating political subdivision entity furnishing equipment, services and/or manpower to the requesting political subdivision.

F. "AUTHORIZED REPRESENTATIVE" - An employee(s) or official of a participating political subdivision authorized in writing by that government to request, offer, or provide assistance under the terms of this Agreement. The list of authorized representatives for the participating political subdivision executing this Agreement shall be attached as Appendix A to the executed copy of the Agreement supplied to the State EMA, and shall be updated as needed by each participating political subdivision.

G. "STATE EMA" - Alabama Emergency Management Agency, Clanton, Alabama.

H. "FEMA" – Federal Emergency Management Agency, Washington, D.C.

I. "EMERGENCY" - Any occurrence, or threat thereof, whether natural, or caused by man, in war or in peace, which results or may result in substantial injury or harm to the population or substantial damage to or loss of property.

J. "DISASTER" - Any natural, technological, or civil emergency that causes damage of sufficient severity and magnitude to result in a proclamation of a State of Emergency by the Governor, or a Declaration signed by the President of the United States.

K. "PARTICIPATING POLITICAL SUBDIVISION" - The governmental entity within the borders of the State of Alabama, which executes this Alabama Mutual Aid System Agreement and supplies a complete, executed copy to the State EMA.

L. "NON-PROFIT ORGANIZATION" - A non-profit organization, corporation or other legal entity as defined by state law whose mission is to provide an emergency response function to the general public for no monetary compensation (volunteer) as defined in §6-5-336 Code of Alabama 1975, as amended.

M. "PERIOD OF ASSISTANCE" - The period of time beginning with the departure of any personnel of the Assisting political subdivision from any point for the purpose of traveling to the requesting political subdivision's jurisdiction in order to provide assistance and ending upon the return of all personnel and equipment of the assisting political subdivision, after providing the assistance requested, to their residence or regular place of work, whichever occurs first. The period of assistance shall not include any portion of the trip to the requesting political subdivision or the return trip from the requesting political subdivision during which the personnel of the assisting political subdivision are engaged in a course of conduct not reasonably necessary for their safe arrival at or return from the Requesting political subdivision.

N. "WORK OR WORK-RELATED PERIOD" - Any period of time in which either the personnel or equipment of the assisting political subdivision are being used by the requesting political subdivision to provide assistance and for which the requesting political subdivision will reimburse the assisting political subdivision. Specifically included within such period of time are rest breaks when the personnel of the Assisting political subdivision will return to active work within a reasonable time. Specifically excluded from such period of time are breakfast, lunch, and dinner breaks.

SECTION 2. RESPONSIBILITIES

It shall be the responsibility of each participating political subdivision with jurisdiction over and responsibility for the local emergency management agency within that certain subdivision to do the following:

a. Identify potential hazards that could affect the participant using an identification system common to all participating jurisdictions.
b. Conduct joint planning, intelligence sharing and threat assessment development with contiguous participating political subdivisions, and conduct joint training at least biennially.
c. Identify and inventory the current services, equipment, supplies, personnel and other resources related to planning, prevention, mitigation, and response and recovery activities of the participating political subdivision.
d. Adopt and put into practice the standardized incident management system approved by the State EMA.

SECTION 3. PROCEDURES

Requests for assistance under this Agreement shall be limited to emergency public safety events that exceed the resources of the local jurisdiction, thus creating the need for outside assistance. Should a political subdivision exceed available resources within their jurisdiction and/or those resources provided by other political subdivisions or private entities through pre-existing local or regional mutual aid agreements or compacts; then such participating political subdivisions may request mutual aid assistance from the State EMA.

When a participating political subdivision either becomes affected by, or is under imminent threat of, an emergency or disaster, it may invoke emergency related mutual aid assistance by an official request communicated in writing to the State EMA. The official request shall be made by resolution by the appropriate governing body of the participating political subdivision or by an authorized representative(s). The request shall be submitted to the State EMA by the local emergency management director. Such procedures are essential to the continuity and efficiency of operation and compliance is critical. Request for mutual aid assistance under this agreement may be communicated to the State EMA orally, provided such request is reduced to writing, properly executed and transmitted to the State EMA as soon as practical.

A. ASSESSMENT OF AVAILABILITY OF RESOURCES AND ABILITY TO RENDER ASSISTANCE - When contacted by the State EMA, the governing body of any participating political subdivision agree to assess their government's situation to determine available personnel, equipment and other resources.

All participating political subdivisions shall render assistance to the extent personnel, equipment and resources are available. Each participating political subdivision agrees to render assistance in accordance with the terms of this Agreement to the fullest extent possible. When the appropriate governing body or its authorized representative(s) determines that their participating political subdivision has available personnel, equipment or other resources, they shall so notify the State EMA, and provide the information listed below. The State EMA shall, upon response from sufficient participating parties to meet the needs of the requesting political subdivision, notify the authorized representative of the requesting political subdivision and provide them with the following information, to the extent known:

1. A complete description of the personnel, equipment, and materials to be furnished to the requesting political subdivision;
2. The estimated length of time the personnel, equipment, and materials will be available;
3. The areas of experience and abilities of the personnel and the capability of the equipment to be furnished;
4. The name of the person or persons to be designated as supervisory personnel; and
5. The estimated time when the assistance provided will arrive at the location designated by the authorized representative of the requesting political subdivision.

MISCELLANOUS PROCEDURES:

[Refer to the Alabama Mutual Aid System Concept of Operations, (Current Version; AEMA).]

SECTION 4. REIMBURSABLE EXPENSES

The terms and conditions governing reimbursement for any assistance provided under this agreement shall be in accordance with the following provisions.

A. PERSONNEL - During the period of assistance, the assisting political subdivision shall continue to pay its employees according to its then prevailing ordinances, rules, and regulations. The State EMA shall from any available source, reimburse at a rate of 100% the assisting political subdivision for all direct and indirect payroll costs and expenses incurred during the period of assistance, including, but not limited to, employee pensions and benefits, and the pro rata portion of the cost for workman's compensation insurance, as determined by Generally Accepted Accounting Principles (GAAP). State EMA is prohibited from granting reimbursement for overtime payroll costs, unless such compensation is in accordance with payroll policies previously established for normal day to day non-disaster activities. Volunteers, as defined in Section 1, will not be reimbursed for labor performed while participating under this agreement. While providing services to the requesting political subdivision, employees of the assisting political subdivision shall remain as employees of their respective agency while responding to, or performing an emergency mutual aid function on behalf of the State EMA and until which time the emergency management worker is relieved of further emergency mutual aid responsibility by a duly authorized official.

B. EQUIPMENT – Unless otherwise agreed to as provided herein, the assisting political subdivision shall be reimbursed by any available source, or by the State EMA, for the use of its equipment during the period of assistance according to the pre-established FEMA hourly rate cost codes, the actual replacement, operation, and maintenance expenses incurred or the rental rate blue-book for construction equipment if approval by the State EMA or FEMA. The assisting political subdivision shall pay for all repairs to its equipment as determined necessary by its on-site supervisor(s) to maintain such equipment in safe and operational condition. In the event replacement of equipment becomes necessary, State EMA shall not reimburse any replacement cost(s) incurred above the current fair market value of the equipment at issue. At the request of the assisting political subdivision, fuels, miscellaneous supplies, and minor repairs may be provided by the State EMA, if practical. The total equipment charges to the State EMA shall be reduced by the total value of the fuels, supplies, and repairs furnished by the State EMA and by the amount of any insurance proceeds received by the assisting political subdivision.

C. MATERIALS AND SUPPLIES - Unless otherwise agreed to as provided herein, the assisting political subdivision shall be reimbursed for all materials and supplies used or damaged during the period of assistance, except for the costs of equipment, fuel and maintenance materials, labor and supplies, which shall be included in the equipment rate established in 3.B. above, unless such damage is caused by gross negligence, willful and wanton misconduct, intentional misuse, or recklessness of the assisting political subdivision's personnel. The assisting political subdivision's personnel shall use reasonable care under the circumstances in the operation and control of all materials and supplies used by them during the period of assistance. The measure of reimbursement shall be determined in accordance with 44 CFR 206.228. In the alternative, the parties may agree that the State EMA will replace, with like kind and quality as determined by the assisting political subdivision, the materials and supplies used or damaged. If such an agreement is made, it shall be reduced to writing and transmitted to the State EMA.

D. RECORD KEEPING - The assisting political subdivision shall maintain records and submit invoices for reimbursement direct to the STATE EMA using a format commonly used by the State of Alabama or required by FEMA publications, including 44 CFR Part 13 and applicable Office of Management and Budget Circulars. State EMA finance personnel shall provide information, directions, and assistance for record keeping to assisting political subdivision personnel.

E. PAYMENT - The assisting political subdivision shall bill the State EMA for all reimbursable expenses with an itemized invoice as soon as practicable after the expenses are incurred, but not later than forty (40) calendar days following the period of assistance, unless the deadline for identifying damage is extended in accordance with 44 CFR Part 206. The State EMA shall pay the bill, or advise of any disputed items, not later than forty (40) calendar days following the billing date. Should State EMA fail to reimburse an assisting political subdivision within forty (40) days following the date the political subdivision applies for such reimbursement, such political subdivision shall no longer be required to fulfill the requirements of this agreement until such reimbursement is made by the State EMA. These time frames may be modified by mutual agreement.

F. PAYMENT BY OR THROUGH THE ALABAMA EMERGENCY MANAGEMENT AGENCY - The State EMA may reimburse the assisting political subdivision for all actual and necessary travel and subsistence expenses for personnel providing assistance pursuant to the request of the State EMA.

The assisting political subdivision shall be responsible for making written request to the State EMA for reimbursement of travel and subsistence expenses. The assisting political subdivision's written request should be submitted as soon as possible, not to exceed forty (40) days after expiration of the period of assistance. The State EMA shall provide a written response to said requests within forty (40) days of actual receipt. In the event that an affected jurisdiction requests assistance without forwarding said request through the State EMA, or an assisting political subdivision provides assistance without having been requested by the State EMA to do so, the State EMA shall not be liable for reimbursement of any of the cost(s) of assistance incurred. The State EMA may serve as the eligible entity for requesting reimbursement of eligible costs from FEMA. Any costs to be so reimbursed by or through the State EMA shall be determined in accordance with 44 CFR 206.228. The State EMA may authorize applications for reimbursement, of eligible costs for the non-federal share portion, from the undeclared disaster portion, of the Governor's Contingency Fund created in accordance with Section 36-13-1 et seq. Code of Alabama (1975) as amended, or by any other legally authorized appropriation or fund. Such applications shall be evaluated pursuant to rules established by the State EMA, and may be funded only to the extent of available state or federal funds.

SECTION 5. INSURANCE

Each participating political subdivision shall bear the risk of its own actions, as it does with its day-to-day operations, and determine for itself what kinds of insurance, and in what amounts, it should carry. If a participating political subdivision is insured, its file shall contain a letter from its insurance carrier(s) stating in affect that insurance coverage will follow the employee or volunteer, their vehicles and their agency's liability upon leaving its local jurisdiction. If a participating political subdivision is self-insured, its file shall contain a copy of a resolution authorizing its self-insurance program. Specifically, regarding workman's compensation liability of self-insured parties, evidence of a certificate of self-insurance, with a resolution reflecting such status, and a copy of which must be attached to the executed copy of this Agreement, which is filed with the State EMA. Each Assisting political subdivision shall be solely responsible for determining that its insurance is current and adequate prior to providing assistance under this agreement. The amount of reimbursement from the State EMA or the requesting political subdivision shall be reduced by the amount of any insurance proceeds to which the assisting political subdivision is entitled as a result of losses experienced in rendering assistance pursuant to this Agreement.

SECTION 6. LIABILITY

To the extent permitted by law, including those in accordance with Section 31-9-16 and Section 11-98-2 Code of Alabama (1975) as amended, and without waiving sovereign immunity, or those limitations provided by law, each political subdivision to this Agreement shall be responsible for any and all claims, demands, suits, actions, damages, and causes of action related to or arising out of or in any way connected with its own actions, and the actions of its personnel, in providing mutual aid assistance rendered or performed pursuant to the terms and conditions of this Agreement.

SECTION 7. LENGTH OF TIME FOR EMERGENCY RESPONSE

The duration of response to said state of emergency, declared by the requesting political subdivision, is limited to 72 hours (3) days. It may be extended, if necessary.

SECTION 8. TERM

This Agreement shall be in effect for one (1) year from the date hereof and shall automatically be renewed in successive one (1) year terms unless terminated in writing by the participating political subdivision. Notice of such termination shall be made in writing and shall be served personally or by registered mail upon the Director, State EMA, which shall provide copies to all other participating parties. Written notification shall be submitted no later than sixty (60) days prior the requested date of termination.

SECTION 9. EFFECTIVE DATE OF THIS AGREEMENT

This Agreement shall be in full force and effect upon approval by the participating political subdivision and upon proper execution hereof.

SECTION 10. ROLE OF ALABAMA EMERGENCY MANAGEMENT AGENCY

The responsibilities of the State EMA under this Agreement are to: (1) request mutual aid on behalf of a participating political subdivision, under the circumstances identified in this Agreement; (2) coordinate the provision of mutual aid to a requesting political subdivision, pursuant to the provisions of this Agreement; (3) serve as the eligible entity for requesting reimbursement of eligible costs from the Alabama Department of Finance upon a proclaimed State of Emergency, or from the U.S. Department of Homeland Security, FEMA, and/or all other supporting federal agencies upon a presidential disaster declaration; (4) serve as central depository for executed Agreements; and (5) maintain a current listing of participating political subdivisions with their authorized representative and contact information, and to provide a copy of the listing to each of the participating political subdivisions on an annual basis during the second quarter of the calendar year.

SECTION 11. SEVERABILITY; EFFECT ON OTHER AGREEMENTS

Should any portion, section, or subsection of this Agreement be held to be invalid by a court of competent jurisdiction, that fact shall not affect or invalidate any other portion, section or subsection; and the remaining portions of this Agreement shall remain in full force and affect without regard to the section, portion, or subsection or power invalidated.

In the event that any parties to this agreement have entered into other mutual aid agreements, or inter-local agreements, pursuant to Section 31-9-9 et seq. Code of Alabama (1975) as amended, those parties agree that said agreements are superseded by this agreement only for emergency management assistance and activities performed in catastrophic emergencies pursuant to this agreement. In the event that two or more parties to this agreement have not entered into another mutual aid agreement, and the parties wish to engage in mutual aid, then the terms and conditions of this agreement shall apply unless otherwise agreed between those parties.

SECTION 12. MISCELLANEOUS:

Capacity - Each political subdivision that has entered into this agreement represents and warrants to the other as follows:

A. That it is a legal government entity duly organized and in good standing pursuant to all applicable laws, rules and regulations. That each has full power and capacity to enter into this agreement, to perform and to conclude the same including the capacity, to the extent applicable, to grant, convey and/or transfer; areas, assets, facilities, properties, (both real and personal), permits, consents and authorizations and/or the full power and right to acquire and accept the same.

B. That to the extent required, each political subdivision has obtained the necessary approval of its governing body or board and a resolution or other binding act has been duly and properly enacted by such governing body or board authorizing this agreement and said approval has been reduced to writing and certified or attested by the appropriate official of the political subdivision.

C. That each political subdivision has duly authorized and empowered a representative to execute this agreement on their respective behalf and the execution of this agreement by such representative fully and completely binds the political subdivision to the terms and conditions hereof.

D. That absent fraud, the execution of this agreement by a representative of the political subdivision shall constitute a certification that all such authorizations for execution exist and have been performed and the other political subdivision shall be entitled to rely upon the same.

E. That each political subdivision represents and warrants to the other that there is no litigation, claim or administrative action threatened or pending or other proceedings to its knowledge against it which would have an adverse impact upon this transaction or upon either's ability to conclude the transaction or perform pursuant to the terms and conditions of this agreement.

F. That each political subdivision has obtained any and all required permits, approvals and/or authorizations from third parties to enable it to fully perform pursuant to this agreement.

Third political subdivision - It is the intent of the parties hereto that there shall be no third political subdivision beneficiaries to this agreement.

Final Integration - This Agreement constitutes the entire agreement of the parties, as a complete and final integration thereof with respect to its subject matter. All written or oral understandings and agreements heretofore had between and among the parties are merged into this Agreement, which alone fully and completely expresses their understandings. No representation, warranty, or covenant made by any political subdivision which is not contained in this Agreement or expressly referred to herein has been relied on by any political subdivision in entering into this Agreement.

Force Majeure - Neither political subdivision to this agreement shall hold the other political subdivision responsible for damages or delay in performance caused by acts of God, strikes, lockouts or other circumstances beyond the reasonable control of the other or the other political subdivision's employees, agents or contractors.

Amendment in Writing - This Agreement may not be amended, modified, altered, changed, terminated, or waived in any respect whatsoever, except by a further agreement in writing, properly executed by all of the parties.

Binding Effect - This agreement shall bind the parties and successors.

Construction - This Agreement shall be construed in its entirety according to its plain meaning and shall not be construed against the political subdivision that provided or drafted it.

Mandatory and Permissive - "Shall", "will", and "agrees" are mandatory; "may" is permissive.

Governing Laws - The laws of the State of Alabama shall govern the validity of this Agreement, the construction of its terms, the interpretation of the rights, the duties of the parties, the enforcement of its terms, and all other matters relating to this Agreement.

Prohibition on Assignment and Delegation - No political subdivision to this Agreement may assign its interests or obligations hereunder without the written consent of all other parties hereto obtained in advance of any such assignment or delegation. No such assignment or delegation shall in any manner whatsoever relieve any political subdivision from its obligations and duties hereunder and such assigning or delegating political subdivision shall in all respects remain liable hereunder irrespective of such assignment or delegation.

Waiver - Non enforcement of any provision of this agreement by either political subdivision shall not constitute a waiver of that provision, nor shall it affect the enforceability of that provision or of the remaining terms and conditions of the agreement.

IN WITNESS WHEREOF, the parties set forth below have duly executed this Agreement on the date set forth below:

ATTEST:
LOCAL GOVERNMENT AGENCY

By: _____ **Date:** _____

Its: _____
Mayor/County Commissioner

By: _____ **Date:** _____

Its: _____
County Sheriff

ACKNOWLEDGED AND AGREED BY THE ALABAMA EMERGENCY MANAGEMENT AGENCY

_____ **Date:**_____

BRUCE P. BAUGHMAN, Director

AGENDA

ITEM

05.11.26

RESOLUTION NO. 26-____

WHEREAS, the City of Homewood has transitioned to the council-manager form of municipal government pursuant to the Council-Manager Act of 1982, Ala. Code § 11-43A-1, *et seq.*

WHEREAS, Ala. Code § 11-43A-24 requires every ordinance introduced before the City Council to be in writing and read in full before a vote is taken, unless the City Council's previously adopted rules of procedure provide otherwise; and

WHEREAS, the City Council desires to adopt a procedure under which the full text of an ordinance will not be read aloud before a vote if the title of the ordinance is read aloud and the ordinance is summarized in accordance with this Resolution; and

WHEREAS, the City Council has considered the matter and has determined that adopting this procedure will promote the efficient conduct of Council meetings, be in the public interest, and serve a public purpose.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

1. That, pursuant to Ala. Code § 11-43A-24, the City Council does by the adoption of this Resolution dispense with the requirement that the complete text of each ordinance be read aloud before a vote is taken.

2. That, before a vote is taken on an ordinance, the title of the ordinance shall be read aloud and a summary of the purpose and material provisions of the ordinance shall be presented to the City Council.

3. That every proposed ordinance shall be in writing and that, absent exigent circumstances, a complete copy of the proposed ordinance shall be provided to each Council member and posted on the City's website at least twenty-four (24) before a vote is taken.

4. That this Resolution does not dispense with or otherwise modify any requirement governing the introduction, consideration, publication, or adoption of an ordinance, including the requirement for unanimous consent to consider an ordinance intended to be of a permanent operation at the meeting at which it is introduced when such consent is required by law.

5. That this Resolution shall become effective immediately upon its adoption by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____ day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

AGENDA ITEM 20.10.26

RESOLUTION NO. 2026-____

WHEREAS, FPL Brookwood, LP, an Alabama limited partnership (the "Owner"), owns that certain real property located in unincorporated Jefferson County, Alabama, being more particularly described in Exhibit A (the "Property"); and

WHEREAS, Owner desires to annex the Property into the corporate limits of the City of Mountain Brook, Alabama pursuant to Ala. Code § 11-42-21; and

WHEREAS, the Property is located in the overlapping police jurisdictions of both the City of Homewood, Alabama and the City of Mountain Brook, Alabama; and

WHEREAS, as contemplated under subsection (c) of the above-referenced statute, due to the overlapping police jurisdictions, Owner requests that the City of Homewood, Alabama assent to the annexation of the Property into the corporate limits of the City of Mountain Brook, Alabama.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF HOMEWOOD, ALABAMA, AS FOLLOWS:

1. The City of Homewood, Alabama hereby assents to the annexation of the Property into the corporate limits of the City of Mountain Brook, Alabama under Ala. Code § 11-42-21(c).

2. The assent granted by this Resolution is limited exclusively to the annexation of the Property described in Exhibit A pursuant to Ala. Code § 11-42-21(c). This Resolution does not constitute approval of any other annexation, de-annexation, development plan, land use, infrastructure improvement, or other governmental action.

3. Nothing in this Resolution shall be construed as a waiver, relinquishment, or modification of any right, jurisdiction, regulatory authority, taxing authority, or governmental responsibility of the City of Homewood except to the extent necessarily resulting from the lawful annexation of the Property into the corporate limits of the City of Mountain Brook.

4. This Resolution shall become effective immediately upon adoption by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

Exhibit A

A parcel of land situated in the Northeast 1/4 of Section 17, Township 18 South, Range 2 West, Jefferson County, Alabama, being more particularly described as follows:
Commence at the Southwest corner of the S.W 1/4 of the N.E. 1/4 of Section 17, Township 18 South, Range 2 West, Jefferson County, Alabama; thence in a Northerly direction along the West line of the N.E. 1/4 of said Section a distance of 1234.88 feet to a point on the Southeasterly right-of-way line of Shades Creek Parkway; thence 52°32'32" to the right in a Northeasterly direction a distance of 9.52 feet to the P.C. (point of curve) of a curve to the right having a radius of 1512.02 feet and a central angle of 0°54'04"; thence in a Northeasterly direction along the arc of said curve and along the Southeasterly right-of-way line of Shades Creek Parkway a distance of 11.89 feet to a point; thence 90°00' to the left (angle measured to tangent) in a Northwesterly direction a distance of 25.00 feet to a point on a curve to the right having a radius of 1537.02 feet and a central angle of 8°44'58"; thence 90°00' to the right (angle measured to tangent) in a Northeasterly direction along the arc of said curve and along the Southeasterly right-of-way line of Shades Creek Parkway a distance of 234.71 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northeasterly direction along the Southeasterly right-of-way line of Shades Creek Parkway a distance of 150.00 feet to the P.C. (point of curve) of a curve to the left having a radius of 1737.02 feet and a central angle of 9°16'30"; thence Northeasterly direction along the arc of said curve and along the Southeasterly right-of-way line of Shades Creek Parkway a distance of 281.19 feet to a point on the Southerly right-of-way line of U.S. Highway 280; thence 65°42' to the right (angle measured to tangent) in a Southeasterly direction along the Southerly right-of-way line of U.S. Highway 280 a distance of 373.42 feet to the Point of Beginning of the parcel herein described; thence continue in a Southeasterly direction along the Southerly right-of-way line of U.S. Highway 280 a distance of 33.39 feet to a point; thence 55°03' to the left in a Northeasterly direction along the Southerly right-of-way line of U.S. Highway 280 a distance of 10.84 feet to a point; thence 89°59'41" to the right in a Southeasterly direction (leaving said right-of-way) a distance of 122.23 feet to a point; thence 116°22'03' to the right in a Westerly direction a distance of 199.20 feet to a point on a curve to the right having a radius of 107.91 feet and a central angle of 50°25'47"; thence 67°45'14" to the left (angle measured to tangent) in a Southwesterly direction along the arc of said curve a distance of 94.98 feet to the P.C.C. (point of compound curve) of a curve to the right having a radius of 215.00 feet and a central angle of 8°58'18"; thence in a Southwesterly direction along the arc of said curve a distance of 33.67 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 115.80 feet to a point; thence 0°42'49" to the right in a Southwesterly direction a distance of 121.73 feet to a point on a curve to the right having a radius of 598.11 feet and a central angle of 3°49'09"; thence 20°47'49" to the right in a Northwesterly direction along the arc of said curve a distance of 39.87 feet to the P.R.C. (point of reverse curve) of a curve to the left having a radius of 90.00 feet and a central angle of 26°34'05"; thence in a Northwesterly, Westerly and Southwesterly direction along the arc of said curve a distance of 41.73 to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 8.93 feet to the P.C. (point of curve) of a curve to the left having a radius of 156.00 feet and a central angle of 31°14'41"; thence in a Southwesterly direction along the arc of said curve a distance of 85.07 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 5.42 feet to the P.C. (point of curve) of a curve to the left having a radius of 385.00 feet and a central angle of 12°41'24"; thence in a Southwesterly direction along the arc of said curve a distance of 85.27 feet to the P.R.C. (point of reverse curve) of a curve to the right having a radius of 104.53 feet and a central angle of 46°16'48"; thence in a Southwesterly direction along the arc of said curve a distance of 84.43 feet

to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southwesterly direction a distance of 25.38 feet to the P.C. (point of curve) of a curve to the right having a radius of 130.00 feet and a central angle of 28°39’25”; thence in a Southwesterly, Westerly and Northwesterly direction along the arc of said curve a distance of 65.02 feet to the P.C.C. (point of compound curve) of a curve to the right having a radius of 171.77 feet and a central angle of 23°54’37”; thence in a Northwesterly direction along the arc of said curve a distance of 71.68 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Northwesterly direction a distance of 18.81 feet to a point; thence 97°14’24” to the right in a Northeasterly direction a distance of 542.00 feet to the P.C. (point of curve) of a curve to the right having a radius of 175.00 feet and a central angle of 53°23’59”; thence in a Northeasterly, Easterly and Southeasterly direction along the arc of said curve a distance of 163.10 feet to the P.T. (point of tangent) of said curve; thence tangent to said curve in a Southeasterly direction a distance of 204.89 feet to the P.C. (point of curve) of a curve to the left having a radius of 250.00 feet and a central angle of 27°32’09”; thence in a Southeasterly direction along the arc of said curve a distance of 120.15 feet to the Point of Beginning.

Containing 176,982 square feet or 4.063 acres.

AGENDA

ITEM

06.11.26

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 2-30 OF THE CODE OF ORDINANCES OF THE CITY OF HOMEWOOD, ALABAMA, TO PROVIDE FOR STAFF PRESENTATIONS BEFORE MOTIONS AND TO REGULATE COUNCIL DISCUSSION

WHEREAS, the City Council desires to modify its parliamentary rules to permit appropriate City personnel to summarize agenda items before a motion and second while preserving orderly parliamentary debate by Council members;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOMEWOOD, ALABAMA, AS FOLLOWS:

Section 1. Amendment of Section 2-30.
Section 2-30 of the Code of Ordinances of the City of Homewood, Alabama, which codified Ordinance No. 1395, § 9 adopted on November 10, 1980, is hereby amended in its entirety to read as follows:

Sec. 2-30. Motions; presentation of agenda items; discussion.

(a) Motions in Writing. Motions shall be reduced to writing when required by the presiding officer of the Council or any member of the Council. All resolutions and ordinances shall be in writing.

(b) Staff Presentations. Before a motion has been made and seconded on an agenda item, the presiding officer may recognize the City Manager, City Attorney, City Clerk, or other appropriate City officer or employee to introduce or summarize the item, explain its purpose, or provide factual or technical information relevant to its consideration. Such presentation shall not constitute debate by the Council.

(c) Council Discussion. At regular and special Council meetings, Council members shall not engage in substantive discussion or debate on an agenda item until a motion has been made and seconded and the question is pending before the Council. Before a motion is seconded, a member may request identification of the item or clarification of the wording of a proposed motion, but shall not debate its merits.

(d) Pre-Council Meetings. The restriction on Council member discussion in subsection (c) shall not apply to Pre-Council meetings, which shall be governed by the procedures adopted under Section 2-40.

Section 2. Severability. If any provision of this ordinance is held invalid, the remaining provisions shall remain in full force and effect.

Section 3. Effective date. This ordinance shall become effective upon its adoption and publication or posting as required by law.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama, this the ___ day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

This notice posted: _____, 2026

At the following locations: Mayor's Office (City Hall), Homewood Public Library, Homewood Senior Center (Oak Grove Road) and Lee Community Center (Rosedale)

And at www.cityofhomewood.com

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned City Clerk of the City of Homewood, do hereby certify that the foregoing Ordinance No. _____ is a true and correct copy of an ordinance passed by the City Council of said City at a regular meeting held on _____, 2026, a quorum being present, and as same appears of record in Minute Book No. _____.

_____
City Clerk, City of Homewood

AGENDA

ITEM

07.11.26

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 2-34 OF THE CODE OF ORDINANCES OF THE CITY OF HOMEWOOD, ALABAMA, TO AUTHORIZE THE PRESIDING OFFICER OF THE CITY COUNCIL TO MAKE AND SECOND MOTIONS

WHEREAS, the City Council previously consisted of eleven members and with its 2025 change in form of government now consists of five members; and

WHEREAS, the City Council finds that its reduced membership warrants updating its rules of procedure to permit the presiding officer to participate in making and seconding motions without relinquishing the chair;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOMEWOOD, ALABAMA, AS FOLLOWS:

Section 1. Amendment of Section 2-34.
Section 2-34 of the Code of Ordinances of the City of Homewood, Alabama, which codified Ordinance No. 1395, § 13, adopted on November 10, 1980, is hereby amended in its entirety to read as follows:

> **Sec. 2-34. Participation of presiding officer.**
> The presiding officer of the council may make and second motions, participate in discussion and debate, and vote on matters before the Council without relinquishing the chair, subject to the same rules applicable to other councilmembers.

Section 2. Severability. If any provision of this ordinance is held invalid, the remaining provisions shall remain in full force and effect.

Section 3. Effective date. This ordinance shall become effective upon its adoption and publication or posting as required by law.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama, this the _____ day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

This notice posted: _____, 2026

At the following locations: Mayor's Office (City Hall), Homewood Public Library, Homewood Senior Center (Oak Grove Road) and Lee Community Center (Rosedale)

And at www.cityofhomewood.com

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned City Clerk of the City of Homewood, do hereby certify that the foregoing Ordinance No. _____ is a true and correct copy of an ordinance passed by the City Council of said City at a regular meeting held on _____, 2026, a quorum being present, and as same appears of record in Minute Book No. _____.

_____
City Clerk, City of Homewood

AGENDA

ITEM

08.11.26

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 2-40 OF THE CODE OF ORDINANCES OF THE CITY OF HOMEWOOD, ALABAMA, TO ADOPT ROBERT'S RULES OF ORDER NEWLY REVISED (12TH EDITION) AND TO ESTABLISH PARLIAMENTARY PROCEDURES FOR PRE-COUNCIL MEETINGS

WHEREAS, the City Council desires to update its parliamentary authority and to establish procedures appropriate for the conduct of Council and Pre-Council meetings

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOMEWOOD, ALABAMA, AS FOLLOWS:

Section 1. **Amendment of Section 2-40.** Section 2-40 of the Code of Ordinances of the City of Homewood, Alabama, which codified Ordinance No. 1395, § 22 adopted on November 10, 1980, is hereby amended in its entirety to read as follows:

Sec. 2-40. Robert's Rules of Order; parliamentary procedures.

(a) Council Meetings. Except as otherwise provided by applicable law, this Code, or other rules of procedure duly adopted by the City Council, *Robert's Rules of Order Newly Revised (12th Edition)* is hereby adopted as the parliamentary authority governing the transaction of business at all regular and special meetings of the City Council.

(b) Pre-Council Meetings. Pre-Council meetings of the City Council shall ordinarily be conducted as work sessions without application of formal parliamentary procedures. The presiding officer shall conduct such meetings, determine the order in which agenda items are considered, and maintain order during discussion. When the presiding officer determines that parliamentary procedures are appropriate for the consideration or disposition of a matter, including when the City Council is to take formal action, the presiding officer may invoke the rules and procedures applicable to small boards, as set forth in Robert's Rules of Order Newly Revised (12th Edition). Upon the request of any two Council members, the question of whether to invoke such rules for a particular matter shall be submitted to the City Council for determination by majority vote, without debate. Such rules shall govern the consideration and disposition of the matter for which they are invoked, except as otherwise provided by applicable law, this Code, or other rules of procedure duly adopted by the City Council.

(c) Compliance with Applicable Law. Nothing in this section shall supersede or modify any requirement imposed by the laws of the State of Alabama, including the Alabama Open Meetings Act, or any other applicable provision of this Code.

Section 2. Severability. If any provision of this ordinance is held invalid, the remaining provisions shall remain in full force and effect.

Section 3. Effective date. This ordinance shall become effective upon its adoption and publication or posting as required by law.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama, this the ___ day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

This notice posted: _____, 2026

At the following locations: Mayor's Office (City Hall), Homewood Public Library, Homewood Senior Center (Oak Grove Road) and Lee Community Center (Rosedale)

And at www.cityofhomewood.com

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned City Clerk of the City of Homewood, do hereby certify that the foregoing Ordinance No. _____ is a true and correct copy of an ordinance passed by the City Council of said City at a regular meeting held on _____, 2026, a quorum being present, and as same appears of record in Minute Book No. _____.

_____
City Clerk, City of Homewood

AGENDA ITEM 15.10.26

ORDINANCE NO. _____

AN ORDINANCE ASSIGNING TO THE CITY ENGINEER AUTHORITY TO MAKE CERTAIN ADMINISTRATIVE ROADWAY STRIPING CHANGES

WHEREAS, the City of Homewood has transitioned to the council-manager form of municipal government pursuant to the Council-Manager Act of 1982, Ala. Code § 11-43A-1, et seq., under which the determination of matters of municipal policy remains vested in the City Council while the administration of municipal affairs is assigned to the City's administrative organization;

WHEREAS, Ala. Code § 11-43A-19 authorizes the City Council, by ordinance, to assign additional functions or duties to municipal offices and departments; and

WHEREAS, the City of Homewood owns, maintains, and regulates public streets and traffic-control markings within the City; and

WHEREAS, minor adjustments to roadway striping may be needed to correct existing markings, improve safety, or conform the markings to accepted engineering standards without materially changing traffic operations; and

WHEREAS, the City Engineer has identified the Federal Highway Administration's "Manual on Uniform Traffic Control Devices," the National Association of City Transportation Officials' "Urban Street Design Guide," and the American Association of State Highway and Transportation Officials' "A Policy on Geometric Design of Highways and Streets" as the principal standards and guidance applicable to roadway striping, lane widths, and intersection design; and

WHEREAS, the City Council desires to assign the technical administration of minor roadway striping changes to the City Engineer while retaining Council approval over material traffic-control decisions.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOMEWOOD, ALABAMA, as follows:

Section 1. For purposes of this Ordinance, "Applicable Standards" means applicable law and the then-current editions of the Federal Highway Administration's "Manual on Uniform Traffic Control Devices," the National Association of City Transportation Officials' "Urban Street Design Guide," and the American Association of State Highway and Transportation Officials' "A Policy on Geometric Design of Highways and Streets" as applicable to the particular roadway or intersection.

Section 2. Pursuant to Ala. Code § 11-43A-19, the City Council assigns to the City Engineer the function and duty of reviewing and making Minor Striping Changes on City streets. A "Minor Striping Change" is a change to the location, dimensions, or configuration of pavement markings that, in the professional judgment of the City Engineer, is needed to correct existing striping or comply with the Applicable Standards and does not materially change traffic control or vehicular traffic operations. Minor Striping Changes may include relocating a stop bar, adjusting lane widths or lane lines, and adding or modifying striped buffers along the edge of a roadway. The City Engineer may direct that existing roadway striping be changed when necessary to comply with the Applicable Standards. Individual approval by the City Council shall not be required for a Minor Striping Change made pursuant to this Ordinance.

Section 3. Nothing in this Ordinance authorizes the City Engineer, without prior approval of the City Council, to erect or install a new stop sign, establish or stripe a new crosswalk, install a new yield sign, create or remove a bicycle lane, or make any other change that materially alters traffic control or vehicular traffic operations.

Section 4. The City Engineer shall report all Minor Striping Change made pursuant to this Ordinance during the preceding 12 months to the City Council during the budget hearings held in advance of the City Council adopting the annual budget. The report shall identify the location and briefly describe the change and the Applicable Standards supporting it.

Section 5. If any part, provision, or section of this Ordinance is declared unconstitutional or invalid by a court of competent jurisdiction, all other parts, provisions, and sections not thereby affected shall remain in full force and effect.

Section 6. All ordinances or parts of ordinances in conflict with this Ordinance are repealed to the extent of the conflict.

Section 7. This Ordinance shall become effective immediately upon its adoption by the City Council, or as otherwise becoming law.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____ day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

This notice posted: _____, 2026

At the following locations: Mayor's Office (City Hall), Homewood Public Library, Homewood Senior Center (Oak Grove Road) and Lee Community Center (Rosedale)

And at www.cityofhomewood.com

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned City Clerk of the City of Homewood, do hereby certify that the foregoing Ordinance No. _____ is a true and correct copy of an ordinance passed by the City Council of said City at a regular meeting held on _____, 2026, a quorum being present, and as same appears of record in Minute Book No. _____.

_____
City Clerk, City of Homewood

AGENDA

ITEM

23.07.26

ORDINANCE NO. _____

AN ORDINANCE TO ADD ARTICLE XI ENTITLED "REGULATION OF ELECTRIC VEHICLE CHARGING STATIONS" TO CHAPTER 5 ENTITLED "BUILDING AND CONSTRUCTION" OF THE CODE OF ORDINANCES OF THE CITY OF HOMEWOOD, ALABAMA.

WHEREAS, the City Council is authorized pursuant to Ala. Code §§ 11-45-1, *et seq.* to enact ordinances protecting the public health, safety, and welfare;

WHEREAS, the City Council has previously adopted the Code of Ordinances of the City of Homewood, Alabama, including Chapter 5 entitled "Building and Construction";

WHEREAS, the City Council finds that lithium-ion battery thermal events differ materially from conventional vehicle fires because they may involve thermal runaway, rapid heat release, prolonged burning, re-ignition, significant smoke production, the potential release of flammable and toxic gases, and suppression techniques that may require substantially greater time, water, and firefighter resources than many conventional vehicle fires;

WHEREAS, the City Council further finds that the installation and operation of electric vehicle charging stations within parking structures may increase the frequency, duration, or intensity of battery charging activities in those locations and therefore warrants additional regulation where charging infrastructure is proposed in parking structures associated with occupied buildings;

WHEREAS, the City Council further finds that parking structures located below occupied buildings or structurally integrated with occupied buildings present heightened life-safety concerns because smoke, heat, combustion byproducts, firefighting operations, and damage to structural or life-safety systems may directly affect occupants of the associated building and may impede evacuation, emergency access, and firefighting operations;

WHEREAS, the City Council further finds that below-grade parking structures present unique fire protection and life-safety challenges because they typically have limited natural ventilation, restricted points of ingress and egress, constrained firefighter access, reduced opportunities for smoke and heat dissipation, and increased reliance upon mechanical ventilation and active fire protection systems, all of which may complicate emergency response to a lithium-ion battery thermal event;

WHEREAS, the City Council further finds that even where a parking structure is open to the atmosphere, electric vehicle charging stations located immediately adjacent to occupied buildings may expose those buildings and their occupants to heat, smoke, radiant energy, emergency operations, and other consequences of a lithium-ion battery thermal

event that are materially different from charging stations located farther from occupied structures;

WHEREAS, the City Council further finds that the potential life and safety risks of a fire diminish as the distance between the charging location and the occupied structure increases and that establishing a minimum separation distance for charging stations in open-air parking structures adjacent to occupied spaces is a reasonable means of reducing those risks while allowing continued deployment of electric vehicle charging infrastructure elsewhere within such parking structures;

WHEREAS, the City Council further finds that parking structures vary substantially in age, construction type, ventilation characteristics, fire resistance, fire suppression systems, occupancy relationships, and emergency access, and that regulations based upon those objective physical characteristics are reasonably related to protecting public health, safety, and welfare while permitting the continued deployment of electric vehicle charging infrastructure in locations presenting lesser life-safety concerns;

WHEREAS, the City Council further finds that the installation of fixed electric vehicle charging infrastructure is a building improvement that concentrates battery charging activities at predictable locations for extended periods of time and therefore presents fire protection and life-safety considerations different from the transient parking of motor vehicles;

WHEREAS, the City Council further finds that protecting adjacent buildings, occupants, emergency responders, and property from the consequences of lithium-ion battery thermal events constitutes a legitimate exercise of the City's police powers in furtherance of the public health, safety, and welfare;

WHEREAS, the City Council further finds that this Ordinance establishes minimum local life-safety requirements in addition to otherwise applicable building, electrical, and fire code requirements and is intended to supplement, rather than conflict with, those requirements; and

WHEREAS, any distinction in this Ordinance based upon the number of dwelling units within a building is intended solely to distinguish the physical scale, occupancy characteristics, parking configuration, and life-safety considerations associated with charging installations and is not intended to establish, amend, or enforce any zoning classification or land-use restriction;

WHEREAS, the City Council finds that the principal concern addressed by this Ordinance is not the operation or parking of electric vehicles themselves, but rather the installation of fixed charging infrastructure in parking structures where a thermal event could reasonably be expected to expose first responders to heightened life and fire safety risks, or to expose occupants of adjacent occupied buildings to heightened life and fire safety risks, and that this Ordinance is intended to regulate the location of charging

infrastructure based upon building characteristics rather than to prohibit the ownership, operation, or parking of electric vehicles.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Homewood, Alabama, at a regular meeting duly assembled, a quorum being present, as follows:

Section 1. Article XI entitled "Regulation of Electric Vehicle Charging Stations" is added to Chapter 5 of the Code of Ordinances to read as follows:

ARTICLE XI. REGULATION OF ELECTRIC VEHICLE CHARGING STATIONS

Sec. 19-124. Purpose and Intent.

The purpose of this Article is to protect the public health, safety, and welfare through the regulation of electric vehicle charging stations located in parking structures presenting elevated fire protection and life-safety concerns. This Article is intended to regulate charging infrastructure and does not prohibit the lawful parking of electric vehicles. This Article does not establish or modify any zoning classification, permitted use, density limitation, or other land-use regulation. Any distinction based upon the number of dwelling units within a structure is adopted solely as a building-scale and life-safety classification for purposes of regulating Electric Vehicle Charging Stations and shall not affect the zoning status or lawful use of any property. This Article applies only to Electric Vehicle Charging Stations located within Parking Structures as defined in this Article. Charging stations serving exclusively residential buildings containing, collectively, not more than four dwelling units are exempt from this Article. This exemption does not excuse compliance with otherwise applicable building, electrical, and fire codes.

Sec. 19-125. Definitions.

For purposes of this Article, the following words and phrases shall have the meanings ascribed to them unless the context clearly indicates otherwise:

"Below-Grade Parking Structure" means any Parking Structure or portion of a Parking Structure located wholly or partially below the adjacent finished grade and intended for the parking or storage of motor vehicles. If a Parking Structure contains one or more levels wholly or partially below the adjacent finished grade but also contains parking levels not wholly or partially below the adjacent finished grade, restrictions herein regarding Below-Grade Parking Structures shall apply only to those levels that are wholly or partially below the adjacent finished grade. All other parking levels must comply with the other provisions of this Article.

“Building Official” means the individual designated by the City to administer and enforce the City’s adopted building, residential, electrical, mechanical, plumbing, and related construction codes, or the Building Official’s authorized designee.

“Charging Port” means an outlet or connector capable of charging one vehicle independently.

“Electric Vehicle Charging Station” means equipment installed for the purpose of transferring electrical energy from an electrical source to the battery or energy storage system of a plug-in electric vehicle, including all associated wiring, raceways, conduit, disconnecting means, overcurrent protection devices, pedestals, mounting equipment, communication equipment, and related appurtenances necessary for its operation.

“Equivalent Protection” means an alternative method, material, design, technology, or system approved under the applicable alternative-method provisions of the City’s adopted construction codes and supported by written findings identifying the requirement being satisfied and the basis for determining equivalent protection.

“Existing Installation” means an Electric Vehicle Charging Station lawfully installed and operational before the effective date of this Article pursuant to all permits and approvals required at the time of installation.

“Fire Code Official” means the individual designated by the City to administer and enforce the adopted fire code, or the official’s authorized designee.

“In-Kind Replacement” means replacement of an Existing Installation with charging equipment that remains in the same mounting location or within the boundaries of the existing equipment pad, as applicable; does not increase the physical footprint of the Existing Installation; and does not constitute a Substantial Modification.

“New Installation” means any Electric Vehicle Charging Station installed on or after the effective date of this Article. The term New Installation does not include an In-Kind Replacement approved under Section 19-129.

“Occupied Structure” means any building, structure, or portion thereof designed, intended, or used for human occupancy or habitation, including any structure containing residential, commercial, office, institutional, governmental, educational, or assembly uses.

“Open-Air Parking Structure” means a Parking Structure, or a parking level or portion thereof, whose exterior openings satisfy the natural-ventilation opening requirements of Section 406.5.2 of the 2021 International Building Code. The term excludes any Below-Grade Parking Structure.

“Parking Structure” means any building, structure, or portion thereof, whether publicly or privately owned, used primarily for the parking or storage of motor vehicles, whether above grade, below grade, or a combination thereof. The term includes parking structures serving commercial, office, medical, institutional, governmental, educational, retail, assembly, mixed-use, and residential buildings. The term excludes any garage, carport, or other parking area serving exclusively one or more residential buildings containing, collectively, not more than four dwelling units. For purposes of this definition, all dwelling units in residential buildings served by the same parking structure shall be counted together.

“Substantial Modification” means any alteration of an Existing Installation that results in one or more of the following:
(1) An increase in the rated amperage of a circuit or feeder dedicated to the charging equipment, or an increase in the amperage allocated to charging equipment on a shared circuit or feeder;
(2) An increase in the maximum rated charging output, measured in kilowatts, of any Charging Port;
(3) An increase in the number of Charging Ports; or
(4) An enlargement, measured in square feet, of any equipment pad or an increase in the number of parking spaces occupied by charging equipment.

Routine maintenance, repairs, and replacement of equipment do not constitute a Substantial Modification unless they result in a change specified above.

Words or phrases not defined in this Article shall have the meanings assigned to them in the International Fire Code, International Building Code, National Electrical Code (NFPA 70), and other codes adopted by the City or, to the extent not defined in any such sources, shall have their ordinary meanings as defined in commonly used dictionaries. If a conflict exists, the definition contained in this Article shall control.

Sec. 19-126. Electric Vehicle Charging Stations in Certain Parking Structures Prohibited.

The Building Official shall not issue a permit for a New Installation, relocation, or Substantial Modification of Electric Vehicle Charging Stations:

(1) in Below-Grade Parking Structures;

(2) in enclosed Parking Structures located beneath or structurally integrated with an Occupied Structure; and

(3) in Open-Air Parking Structures where the shortest horizontal distance between the exterior housing of any charging unit and the nearest exterior wall enclosing space designed or intended for human occupancy, other than parking, is less than

thirty (30) feet. Wiring, raceways, conduit, and remote electrical distribution or disconnect equipment shall not establish the charging-unit measurement point.

Sec. 19-127. Permit Required.
No New Installation, relocation, In-Kind Replacement, or Substantial Modification of an Electric Vehicle Charging Station covered by this Article shall be undertaken until a permit has been issued by the Building Official following review and written recommendation of the Fire Code Official.

Sec. 19-128. Approval Standards.
For applications otherwise eligible for consideration under this Article, including for New Installations, Substantial Modifications, and In-Kind Replacements, the Building Official shall not approve an application unless the Building Official makes written findings that the proposed installation complies with this Article and all applicable building, electrical, and construction codes, including any alternative method approved in accordance with those codes. Additionally, the Fire Code Official shall determine in writing whether the proposed work complies with the applicable fire-code requirements governing fire suppression, detection, ventilation or smoke management, emergency electrical disconnects, and firefighter access. The Building Official shall not approve an application under this Article until receiving the Fire Code Official's written findings that the proposed work complies with the same or, alternatively, that the proposed work provides Equivalent Protection as determined by the Fire Code Official, but in no event shall Equivalent Protection overcome the restrictions of Section 19-126 of this Article. Any required corrective measure or condition of approval shall identify the specific provision of this Article or an adopted code authorizing the requirement and the physical condition making that requirement applicable. Notwithstanding the provisions of this Section 19-128, for an In-Kind Replacement application analyzed under Section 19-129, review shall address compliance of the replacement work with applicable construction codes and shall not require elimination of a location expressly permitted to continue under Section 19-129.

If the Building Official determines that an application does not satisfy the requirements of this Article, the Building Official shall issue a written decision. The written decision shall identify the specific provisions of this Article or other applicable codes that have not been satisfied and the factual findings supporting the determination. Nothing in this section requires the Building Official to prepare or design revisions to an application, and no written decision shall be construed as a guarantee that any modified application will be approved.

A written decision issued under this section shall constitute the final administrative decision for purposes of any appeal authorized by this Article.

Sec. 19-129. Existing Installations.

Electric Vehicle Charging Stations lawfully existing in the City on the effective date of this Article may continue in lawful operation. Ordinary maintenance and repair that does not constitute a Substantial Modification may be performed without compliance with this Article. Any expansion, relocation, or Substantial Modification of an Existing Installation shall comply with this Article. Upon application for an In-Kind Replacement of an Existing Installation, the Building Official shall approve its replacement with an In-Kind Replacement. An In-Kind Replacement shall remain subject to any otherwise applicable permitting requirements of this Article and the City's adopted construction codes. An approved In-Kind Replacement retains the Existing Installation's status under this section and is not prohibited by Section 19-126. The replacement work shall comply with otherwise applicable construction codes.

Sec. 19-130. Enforcement.
Following written notice and reasonable opportunity to cure, violations of this Article shall constitute municipal offenses subject to penalties authorized by the City of Homewood Code of Ordinances § 1-8. The City may also pursue injunctive relief and other lawful remedies.

Sec. 19-131. Appeals.
Notwithstanding any contrary provision of the City's Fire Code, any person aggrieved by a final decision of the Building Official or Fire Code Official under this Article may appeal such decision to the Construction Board of Adjustments and Appeals established pursuant to the City's adoption of the International Property Maintenance Code. The Board is expressly authorized to hear and decide appeals under this Article, notwithstanding any limitation of its jurisdiction to matters arising under the International Property Maintenance Code. The Board shall not have the authority to waive the express prohibitions or minimum separation requirements herein or otherwise to approve variances from the requirements of this Article.

Any final decision of the Building Official or Fire Code Official under this Article shall be in writing, state the grounds for the decision, and be delivered to the applicant. The appeal period herein shall begin upon delivery of the decision to the applicant. An appeal of any decision under this Article must be commenced by filing written notice with the City Clerk within fifteen (15) days after delivery of the final decision being appealed. The notice shall identify the decision being appealed and shall state the grounds upon which the appellant contends that the Building Official or Fire Code Official incorrectly interpreted or applied this Article or another applicable building, electrical, fire, or construction code. Failure to timely file the required notice shall constitute a waiver of the administrative appeal provided by this section.

The Board's review shall be limited to the interpretation and application of this Article and applicable building, electrical, fire, and construction codes. The Board may affirm, reverse, or modify the decision appealed from to the extent authorized

by this Article and the ordinances establishing and governing the Board. The Board shall have no authority under this Article to grant a variance from, modify, or determine the application of the City's zoning ordinance.

Section 2. All other provisions of the Code of Ordinances shall remain in full force and effect.

Section 3. If any part, provision, or section of this Ordinance is declared invalid by a court of competent jurisdiction, such declaration shall not affect the remaining provisions.

Section 4. This Ordinance shall become effective upon its adoption and publication as required by law.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this ____ day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

AGENDA

ITEM

22.09.26

RESOLUTION NO. 26-____

WHEREAS, the City Council of the City of Homewood has previously codified in the Code of Ordinances Article IV entitled "Abatement of Weeds" of Chapter 11 entitled "Health and Sanitation" relating to weeds upon any property within the City of Homewood, Alabama; and

WHEREAS, the Building Regulations Superintendent or his designee has notified the owner of the property described herein to properly remove the weeds located on such property, which is dangerous to public health, safety and welfare, pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood; and

WHEREAS, the City Council has been requested to determine whether or not a public nuisance exists on the following described property:

1600 Berry Road
Homewood, Alabama 35209
Parcel ID No. 29-00-26-1-001-017.000

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

1. That the City Council, after public hearing, does find and determine that a public nuisance does exist on the property identified hereinabove and does further find that the owner of the property has been given notice pursuant to Article IV entitled "Abatement of Weeds" of Chapter 11, entitled "Health and Sanitation" of the Code of Ordinances of the City of Homewood to remove and abate such nuisance.

2. That the owners or occupants of the property identified above have failed or refused to abate the nuisance after notice of such condition has been provided to the owner and time being given for the abatement of such nuisance pursuant to the Code of Ordinances.

3. That the City Council does by the adoption of this Resolution declare that a public nuisance exists, and that the owner of the property has failed to remove weeds as defined in Article IV of Chapter 11 of the Code of Ordinance located on the property, which the Council has determined by the adoption of this Resolution to be dangerous to the public health, safety and welfare in violation of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood.

4. That the City Council does by the adoption this Resolution authorize the Building Regulations Superintendent or his designees to abate the nuisance on the property identified above pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood or the Code of Alabama, and does authorize that any work necessary to be performed may be performed by the City, its agents, employees or representatives or by independent contractors.

5. That the Building Regulations Superintendent is authorized and directed to take whatever steps are necessary in order to abate the existing public nuisance and to bring the property

incompliance with the terms of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood in removing the weeds located on the property in violation of the Code of Ordinances.

6. That, upon the completion of the abatement of the nuisance, the City Clerk and Building Regulations Superintendent shall provide the City Council with notice of the costs and that further action shall be taken at that time in order to reimburse the City for the costs of the abatement and the administrative costs associated therewith, pursuant to Article IV of Chapter 11 of the Code of Ordinances and the Code of Alabama.

7. That this Resolution shall become effective immediately upon its adoption by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

AGENDA

ITEM

24.09.26

RESOLUTION NO. 26-____

WHEREAS, the City Council of the City of Homewood has previously codified in the Code of Ordinances Article IV entitled "Abatement of Weeds" of Chapter 11 entitled "Health and Sanitation" relating to weeds upon any property within the City of Homewood, Alabama; and

WHEREAS, the Building Regulations Superintendent or his designee has notified the owner of the property described herein to properly remove the weeds located on such property, which is dangerous to public health, safety and welfare, pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood; and

WHEREAS, the City Council has been requested to determine whether or not a public nuisance exists on the following described property:

139 State Farm Parkway
Homewood, Alabama 35209
Parcel ID No. 29-00-23-4-008-004.000

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

1. That the City Council, after public hearing, does find and determine that a public nuisance does exist on the property identified hereinabove and does further find that the owner of the property has been given notice pursuant to Article IV entitled "Abatement of Weeds" of Chapter 11, entitled "Health and Sanitation" of the Code of Ordinances of the City of Homewood to remove and abate such nuisance.

2. That the owners or occupants of the property identified above have failed or refused to abate the nuisance after notice of such condition has been provided to the owner and time being given for the abatement of such nuisance pursuant to the Code of Ordinances.

3. That the City Council does by the adoption of this Resolution declare that a public nuisance exists, and that the owner of the property has failed to remove weeds as defined in Article IV of Chapter 11 of the Code of Ordinance located on the property, which the Council has determined by the adoption of this Resolution to be dangerous to the public health, safety and welfare in violation of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood.

4. That the City Council does by the adoption this Resolution authorize the Building Regulations Superintendent or his designees to abate the nuisance on the property identified above pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood or the Code of Alabama, and does authorize that any work necessary to be performed may be performed by the City, its agents, employees or representatives or by independent contractors.

5. That the Building Regulations Superintendent is authorized and directed to take whatever steps are necessary in order to abate the existing public nuisance and to bring the property

incompliance with the terms of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood in removing the weeds located on the property in violation of the Code of Ordinances.

6. That, upon the completion of the abatement of the nuisance, the City Clerk and Building Regulations Superintendent shall provide the City Council with notice of the costs and that further action shall be taken at that time in order to reimburse the City for the costs of the abatement and the administrative costs associated therewith, pursuant to Article IV of Chapter 11 of the Code of Ordinances and the Code of Alabama.

7. That this Resolution shall become effective immediately upon its adoption by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

AGENDA

ITEM

08.10.26

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CERTAIN CONDITIONS AND STIPULATIONS GOVERNING THE DEVELOPMENT OF THE PROPERTY LOCATED AT 832 GREENSPRINGS HIGHWAY AS SET FORTH IN ORDINANCE NO. 1359 OF THE CITY OF HOMEWOOD, PREVIOUSLY ADOPTED ON FEBRUARY 9, 1981, AND THEREAFTER AMENDED BY THE ADOPTION OF ORDINANCE NO. 2216 ON SEPTEMBER 27, 2004.

WHEREAS, certain conditions and stipulations governing the development of the property located at 832 Greensprings Highway, more particularly described hereinbelow, in the City of Homewood, Jefferson County, Alabama (the "Property"), were approved by the City and set forth by the adoption of Ordinance No. 1359 on February 9, 1981, a copy of which is attached hereto as Exhibit A (the "Governing Conditions"). Pursuant to Ordinance No. 1359, the Governing Conditions are declared to be attached covenants that run with the land, regardless of any change in ownership or zoning of the Property; and

WHEREAS, the Property was thereafter taken out of the City of Homewood's General Business (B-2) Zoning District and rezoned to the City's Greensprings Urban Renewal District (GURD) Zoning District by the adoption of Ordinance 2216 on September 27, 2004. The Governing Conditions of Ordinance No. 1359 remain with the Property; and

WHEREAS, the owner of the Property has requested that the Governing Conditions for the Property be amended; and

WHEREAS, the Planning Commission of the City of Homewood, Alabama, has favorably recommended to the City Council that the provisions of Section 1(2) of Ordinance No. 1359 be amended by reducing the requirement of a 20-foot wide green belt buffer along the westerly 20-foot portion of the subject property with the requirement of a 10-foot wide landscape buffer, as generally depicted in the proposed Site Layout Plan and Landscape Plan attached hereto as Exhibit B, in compliance with the City of Homewood's current Greensprings Urban Renewal Zoning District (GURD) classification; and

WHEREAS, the Planning Commission of the City of Homewood, Alabama, has ***un***favorably recommended to the City Council that the provisions of Section 1(4) of Ordinance No. 1359 be amended by changing the current limited vehicular access status to and from the subject property via Raleigh Avenue to full vehicular access status to and from the subject property via Raleigh Avenue, as generally depicted in the proposed Site Layout Plan and Landscape Plan attached hereto as Exhibit B; and

WHEREAS, the proposed amendment is consistent with the City's plans and serves the public interest; and

WHEREAS, the City Council of the City of Homewood has found it necessary and desirable that an Ordinance amending Section 1(2) and Section 1(4) of Ordinance No. 1359 related

to the described parcel of property be considered and has set a public hearing on said Ordinance on **November 23, 2026**, and has directed the City Clerk to give notice thereof, as provided by law.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HOMEWOOD, ALABAMA, AS FOLL,OWS:

Section 1. That Section 1 of Ordinance No. 1359 of the City of Homewood, previously adopted on February 9, 1981, a copy of which is attached hereto as Exhibit A, be and the same is hereby amended to read, in its entirety, as follows:

> Section 1. That the following described parcel of property located in the City of Homewood, Jefferson County, Alabama, more particularly described as follows (the "Property):
>
> 832 Greensprings Highway
> Homewood, Alabama 35209
> Parcel ID No. 29 00 23 1 003 024.000
>
> Lot 1 K F C Addition to Homewood PB 180 PG 12
>
> More particularly described as follows:
>
> That part of the NE ¼ of the NE ¼ of Section 23, Township 18 South, Range 3 West, more particularly described as follows:
>
> Begin at the Southwest corner of the NE ¼ of the NE ¼ of said Section 23; thence north along the west line of said forty for 150 feet; thence east and parallel with the south line of said forty for 233.7 feet to a point on the westerly right-of-way line of the Greensprings Highway; thence along said Greensprings Highway a distance of 138.9 feet in a southeasterly direction; thence 44.3 feet along the right-of-way line of said highway to the south line of the NE ¼ of the NE ¼; thence west along said south line 282 feet to the point of beginning.

Pursuant to the adoption of Ordinance 2216 on September 27, 2004, the Property is zoned in the City's Greensprings Urban Renewal District (GURD) Zoning District, subject to the following conditions and stipulations, which shall attach to and run with the land:

(1) That no driveway or entrance for entrance to or exit from the above-described property to or from Greensprings Highway hereafter shall be constructed, maintained or used, or be permitted to be constructed, maintained or used, for said purpose or purposes by the person or party then owning said Property, except at or

near the northeasterly corner of said parcel of the Property, where the same abuts on Greensprings Highway;

(2) That a buffer zone and green belt no less than ten (10) feet in width shall be created, constructed on and established along the westerly twenty (20) feet of aforesaid property, which said buffer zone and green belt shall not be used for off-street parking of motor vehicles or for any other business or commercial uses and purposes other than as a buffer zone and green belt related to the GURD Zoning District uses of the remaining portion of aforesaid parcel of the Property;

(3) That no driveway or entrance to or from Raleigh Avenue hereafter shall hereafter be constructed, maintained or used for said purpose or purposes by the person or party then owning said property, except at or near the intersection of the northerly line of Raleigh Avenue and the easterly line of said buffer zone and green belt; and

(4) That motor vehicles, as defined in the Highway Code of Alabama, using said driveway or entrance for ingress to said driveway or entrance, or parcel of the Property, from Raleigh Avenue, shall no longer be restricted and may enter said driveway or entrance, or said parcel of the Property, by making either a right-hand turn or left-hand turn from Raleigh Avenue, at any time.

Section 2. That from and after the enactment of this Ordinance by the City Council of the City of Homewood, or its otherwise becoming a law, the uses and restrictions applicable to the GURD Zoning District as set out in Ordinance No. 2933 (the Zoning Ordinance) of the City of Homewood previously adopted and as heretofore amended, together with the conditions and stipulations in this Ordinance set out hereinabove, control the uses made of and permitted on the Property described in Section 1 hereof.

Section 3. That on **November 23, 2026, at 6:00 p.m.**, in the City Hall of the City of Homewood, Alabama, be, and the same hereby is, fixed as the time when, and the place where, the City Council will hold a public hearing on the proposed amendment of Ordinance No. 1359, at which time all interested parties may appear and be heard.

Section 4. That the City Clerk shall give notice of the time and place of such hearing by posting a copy of this Ordinance at the places listed below once a week for two consecutive weeks in advance of its passage, and, in addition thereto, shall give not less than fifteen (15) days' notice in writing prior to **November 23, 2026**, to all owners of property located in whole, or in part, within 500 feet from the boundaries of the above described property, as shown on the records in the office of the Tax Assessor of Jefferson County, Alabama, on a date not more than one (1) year prior to the date of said notice.

Section 5. That if any part, provision, or section of this Ordinance is declared to be unconstitutional or invalid by any court of competent jurisdiction, all other parts, provisions or sections of this Ordinance not thereby affected shall remain in full force and effect.

Section 6. That this Ordinance shall become effective immediately upon its passage and approval by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama, this the ___ day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

This notice posted: _____, 2026

At the following locations: Mayor's Office (City Hall), Homewood Public Library, Homewood Senior Center (Oak Grove Road) and Lee Community Center (Rosedale)

And at www.cityofhomewood.com

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned City Clerk of the City of Homewood, do hereby certify that the foregoing Ordinance No. _____ is a true and correct copy of an ordinance passed by the City Council of said City at a regular meeting held on _____, 2026, a quorum being present, and as same appears of record in Minute Book No. _____.

_____
City Clerk, City of Homewood

EXHIBIT A

ORDINANCE NO. 1389

AN ORDINANCE TO FURTHER AMEND ORDINANCE NO. 260 OF THE CITY OF HOMEWOOD, ALABAMA, ENTITLED "THE ZONING ORDINANCE OF THE CITY OF HOMEWOOD, ALABAMA", AS HERETOFORE AMENDED BY ORDINANCE NO. 732 ADOPTED ON THE 11TH DAY OF DECEMBER, 1961.

WHEREAS, the Planning Commission of the City of Homewood, Alabama, has approved and recommended to the City Council that Ordinance No. 260 of the City of Homewood, Alabama, entitled "The Zoning Ordinance of the City of Homewood, Alabama", as heretofore amended by Ordinance No. 732 adopted on the 11th day of December, 1961, be further amended by zoning the property described in Section 1 hereof as "Zone B-2", subject to the hereinafter provided conditions and stipulations, and

WHEREAS, the City Council has found it necessary and desirable that the zoning on the hereinafter described parcel of property be changed as aforesaid and has set a public hearing on said ordinance on the 9th day of February, 1981, and has directed the City Clerk to give notice thereof, as provided by law.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Homewood, Alabama, that Ordinance No. 260 of said City, as heretofore amended by Ordinance No. 732, and the Zoning Map of said City, as adopted by the City Council of said City, be and the same hereby are amended as follows:

Section 1. That the following described parcel of property located in the City of Homewood, Jefferson County, Alabama, more particularly described as follows:

That part of the NE¼ of the NE¼ of Section 23, Township 18 South, Range 3 West, more particularly described as follows:

Begin at the Southwest corner of the NE¼ of the NE¼ of said Section 23; thence north along the west line of said forty for 150 feet; thence east and parallel with the south line of said forty for 238.7 feet to a point on the westerly right-of-way line of the Green Springs Highway; thence along said Green Springs Highway a distance of 138.9 feet in a southeasterly direction; thence 44.8 feet along the right-of-way line of said highway to the south line of the NE¼ of the NE¼; thence west along said south line 282 feet to the point of beginning.

be and the same hereby is zoned "Zone B-2", subject to the following conditions and stipulations, which shall attach to and run with the land: (1) That no driveway or entrance, for entrance to, or exit from, the above-described property to, or from, Green Springs Highway, hereafter shall be constructed, maintained or used, or be permitted to be constructed, maintained or used, for said purpose, or purposes, by the person, or party, then owning said property, except at, or near, the Northeasterly corner of said parcel of property, where same abuts on Green Springs Highway; (2) that a buffer zone and green belt not less than twenty (20) feet in width shall be created, constructed on and established along the westerly twenty (20) feet of aforesaid parcel of property, which said buffer zone and green belt shall not be used for off-street parking of motor vehicles or for any other business or commercial uses and purposes other than as a buffer zone and green belt related to the B-2 uses of the remaining portion of aforesaid parcel of property; (3) that no driveway or entrance, to, or from, Raleigh Avenue, hereafter shall hereafter be constructed, maintained or used for said purpose, or purposes by the person or party, then owning said property except at, or near the intersection of the northerly line of Raleigh Avenue and the easterly line of said buffer zone and green belt; (4) that no motor vehicle, as defined in the Highway Code of Alabama, using said driveway for ingress to said driveway, or parcel of property, from Raleigh Avenue, shall enter said driveway, or said parcel of property, except by making a right hand turn from Raleigh Avenue, at any time, and that no such motor vehicle using said driveway for egress from said driveway, or parcel of property, into Raleigh Avenue, shall enter Raleigh Avenue, except by making a right hand turn from said driveway or said parcel of property at any time.

Section 2. That from and after enactment of this ordinance by the City Council of the City of Homewood and its approval by the Mayor, or its otherwise becoming a law, the uses and restrictions applicable to "Zone B-2", as set out in Ordinance No. 260 of the City of Homewood adopted and amended by Ordinance No. 732, as aforesaid, together with the conditions and stipulations hereinabove set out, shall govern and control the uses made

of and permitted on the property described in Section 1 hereof.

Section 3. That the 9th day of February, 1981, at 6:30 o'clock P.M., in the City Hall of the City of Homewood, Alabama, be and the same is hereby fixed as the time when and the place where the City Council will hold a public hearing on said proposed amendment of said ordinance, at which time, all interested parties may appear and be heard.

Section 4. That the City Clerk shall give notice of the time and place of such hearing by publishing a copy of this ordinance in the Shades Valley Sun once a week for two consecutive weeks in advance of its passage, and, in addition thereto, shall give not less than fifteen (15) days notice in writing prior to February 9, 1981, to all owners of property located, in whole, or, in part, within 500 feet from the boundaries of the above-described property, as shown on the records in the office of the Tax Assessor of Jefferson County, Alabama, on a date not more than one (1) year prior to the date of said notice.

Section 5. That if any part, provision or section of this ordinance is declared to be unconstitutional or invalid by any court of competent jurisdiction, all other parts, provisions or sections of this ordinance not thereby affected shall remain in full force and effect.

Section 6. That said Ordinance No. 260, as heretofore amended by said Ordinance No. 732, and as hereby amended, shall remain and continue in full force and effect.

Section 7. That this ordinance shall become effective immediately upon its passage and approval by the City Council and Mayor of the City of Homewood, Alabama.

Done this 9th day of February, 1981.

Melvin H. Forester
President of City Council

APPROVED:

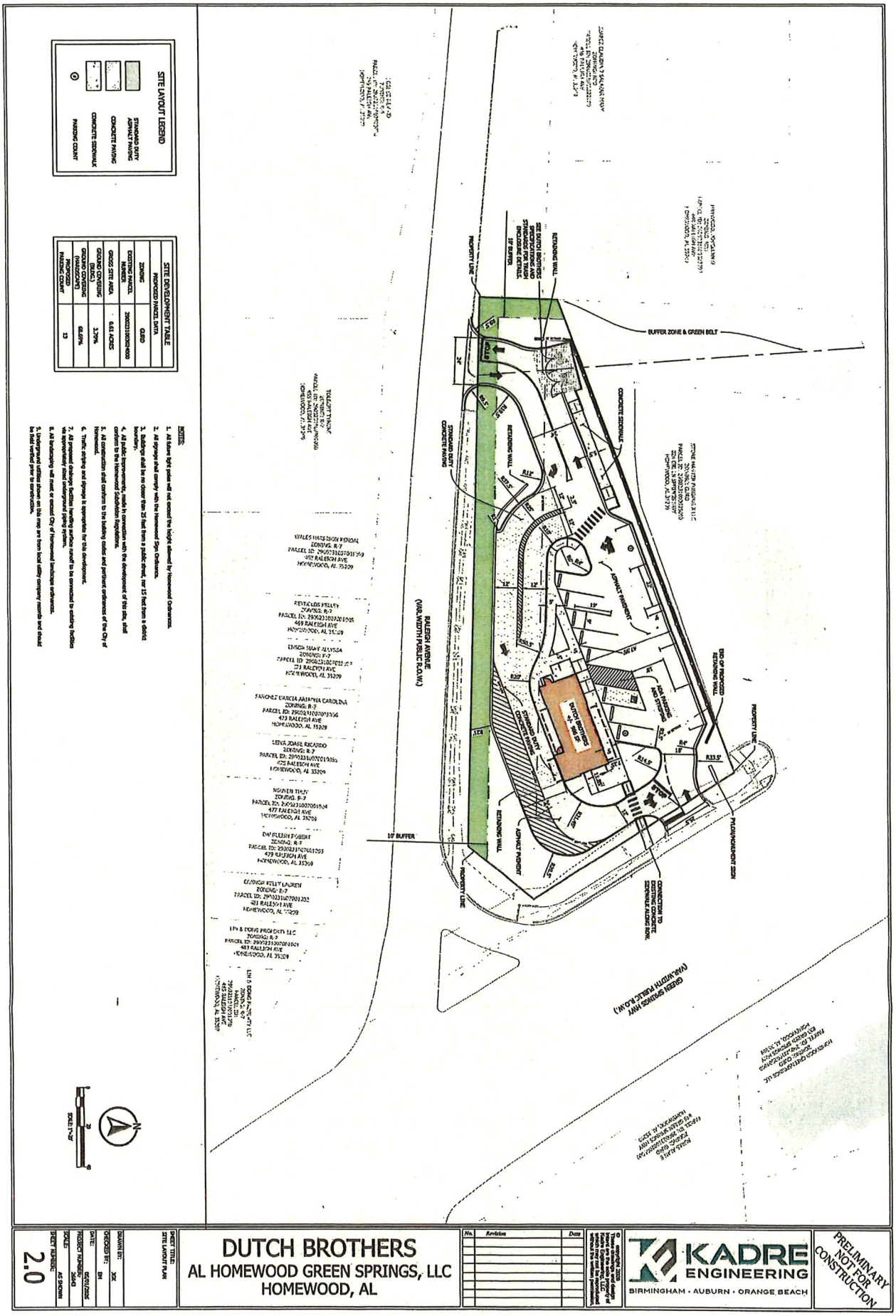
Reynaldos
Mayor

ATTEST: Marilyn W. Grubbs, City Clerk

Published Shades Valley Sun: 1-21-81
1-28-81
2-11-81

Posted 2-10-81 Mayor's office, -3-
Homewood Library and Recreation Center

EXHIBIT B



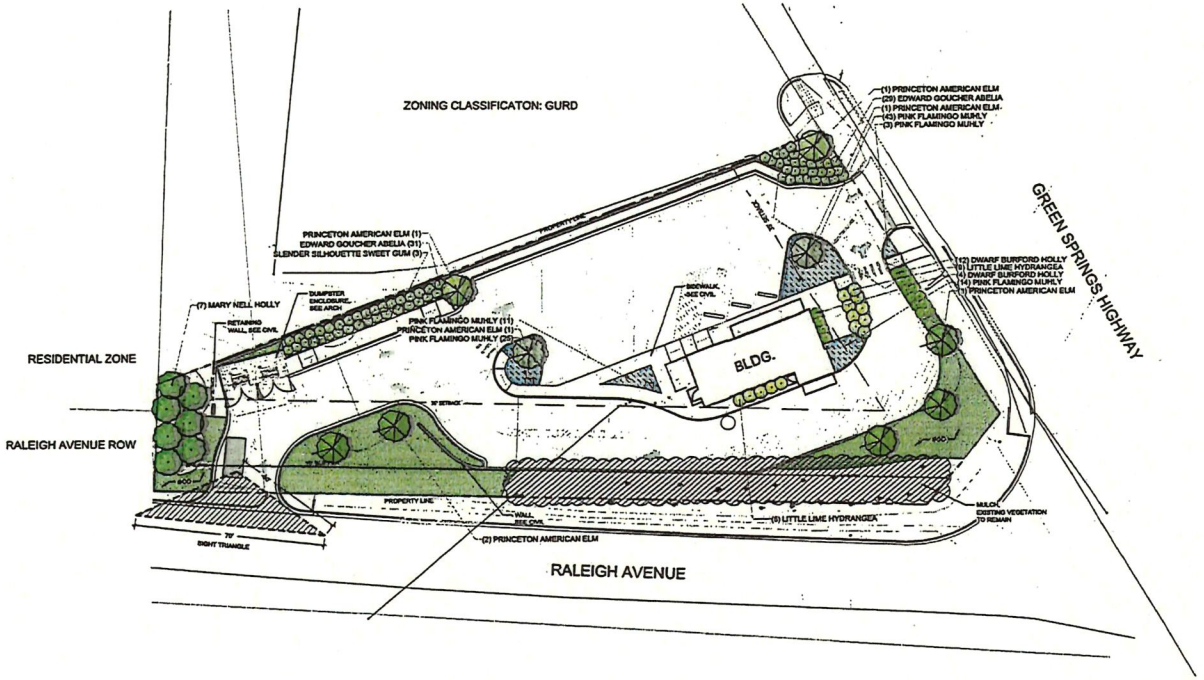
DUTCH BROTHERS
AL HOMEWOOD GREEN SPRINGS, LLC
HOMEWOOD, AL

No.	Revision	Date

KADRE ENGINEERING
BIRMINGHAM · AUBURN · ORANGE BEACH

PRELIMINARY NOT FOR CONSTRUCTION

SHEET TITLE: SITE LAYOUT PLAN
DRAWN BY: JDC
CHECKED BY: BH
DATE: 05/31/2024
PROJECT NUMBER: 2043
SCALE: AS SHOWN
SHEET NUMBER: 2.0



PLANT SCHEDULE

SYMBOL	QTY	BOTANICAL NAME	COMMON NAME	CAL.	HT.	SPREAD	SPACING	REMARKS
TREES								
	7	ILEX X 'MARY NELL'	MARY NELL HOLLY	B & B	10-12'	10' - 12' MIN.	10' O.C.	HEALTHY, FULL TO GROUND
	3	LIQUIDAMBAR STYRACIFLUA 'SLENDER SILHOUETTE'	SLENDER SILHOUETTE SWEET GUM	2.5" CAL. MIN./B&B	14' - 16' MIN.	1.5' - 2.5' MIN.	AS SHOWN	STRONG CENTRAL LEADER, HEALTHY
	9	ULMUS AMERICANA 'PRINCETON'	PRINCETON AMERICAN ELM	3" MIN.	13'	5' - 6' MIN.	AS SHOWN	STRONG CENTRAL LEADER
SYMBOL	QTY	BOTANICAL NAME	COMMON NAME	SIZE	HT.	SPREAD	SPACING	REMARKS
SHRUBS								
	60	ABELIA X 'EDWARD GOUCHER'	EDWARD GOUCHER ABELIA	3 GAL.	36" MIN.	4'-5'	4' O.C.	
	14	HYDRANGEA PANICULATA 'LITTLE LIME'	LITTLE LIME HYDRANGEA	3 GAL	18"	18"-24" MIN.	4' O.C.	FULL, HEALTHY PLANT
	16	ILEX CORNUTA 'DWARF BURFORD'	DWARF BURFORD HOLLY	3 GAL	24"	18" - 18"	5' O.C.	FULL HEALTHY PLANT
SYMBOL	QTY	BOTANICAL NAME	COMMON NAME	CONT	HT.	SPREAD	SPACING	REMARKS
GROUND COVERS								
	3,562 SF	CYNODON DACTYLON	BERMUDAGRASS	SOD			36" O.C.	NO WEED, TO BE LAID WITHIN 48 HOURS OF BEING CUT
	96	MUHLENBERGIA X 'PINK FLAMINGO'	PINK FLAMINGO MUHLY	3 GAL	24"	-	36" O.C.	FULL HEALTHY PLANT

Renta
URBAN · LAND · DESIGN
205.545.7439
3336 Caldwell Mill Rd
Birmingham, AL 35243
renta-ulc.com
KADR-3603

PRELIMINARY NOT FOR CONSTRUCTION

KADRE ENGINEERING
BIRMINGHAM · AUBURN · ORANGE BEACH

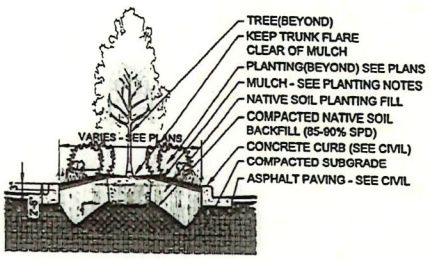
© copyright 2026
These drawings and design intent are the sole property of Kadre Engineering, LLC which may not be reproduced without the written permission.

No.	Revision	Date

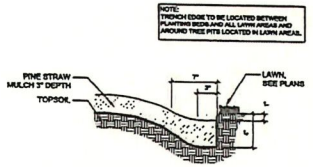
DUTCH BROTHERS
AL HOMEWOOD GREEN SPRINGS, LLC
HOMEWOOD, ALABAMA

SHEET TITLE: LANDSCAPE PLAN

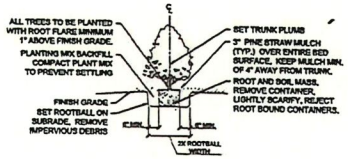
DRAWN BY: SKA
CHECKED BY: TJC
DATE: 05/23/26
PROJECT NUMBER: 26043
SCALE: AS SHOWN
SHEET NUMBER: L2.00



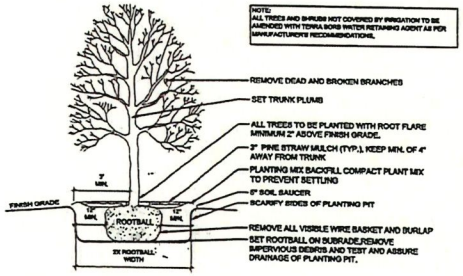
1 TREE IN PARKING ISLAND



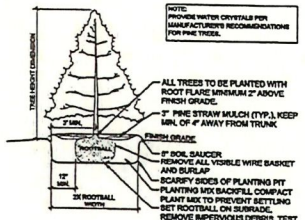
2 TRENCH EDGE FOR ALL PLANT BEDS



3 TYPICAL CONTAINERIZED SHRUB PLANTING



4 TYPICAL TREE PLANTING



5 EVERGREEN TREE PLANTING

Homewood, AL - Zoning Ordinance

Jan-24

ARTICLE IX. TREE PROTECTION AND LANDSCAPE
Sec. H. - Tree and Landscape Requirements.

C. Location of trees: Canopy trees:
Minimum ~40 feet apart, Understory trees: ~10 to 20 feet apart

2. Perimeter VA Landscape Area (PVA):
a. A perimeter VA landscape (PVA) shall be provided along the outside of an off-street parking and vehicular use area (VA).
b. PVA landscape area must be a minimum of 15 feet wide as measured from the back of curb of the VA toward the property boundary.
c. The PVA shall be landscaped at a rate of 1 canopy tree per 50 linear feet of perimeter curb and gutter, excluding required egress width.
d. 30 shrubs per 100 linear feet
All shrubs shall be a minimum of 36 inches in height at installation.

Required: [illegible] Provided: [illegible] * Due to site restraints, quantity was met by placing ajacent to the required location.

Minimum Tree Density Required: 16 trees per 0-1 acre

Required: [illegible] Provided: [illegible]

4. Foundation Landscaping:
(1) A minimum of 50% of the linear feet of any side of a building facing a public street must be planted.

Required: [illegible] Provided: [illegible]

(2) Plantings must be placed adjacent to building sides or provided in planters near the building sides.
(3) Planting areas must be a minimum of 3 feet in width, excluding a minimum 2-foot-wide strip along the curb for vehicular overhang, unless wheel stops are used.
(5) Shrubs planted immediately adjacent to the building shall be a minimum of 18 inches in height at installation.

PAGE 110: Sec. I. Buffer strip.
(1) A buffer strip (as defined in Article II) shall be provided:
c. Where a non-residential district abuts a residential district.
(1) At its narrowest point, it has a level, horizontally measured width of ten (10) feet minimum
(4) Entire area to be covered

Required: [illegible] Provided: [illegible]

Renta
URBAN • LAND • DESIGN
708.345.7629
5004 Caldwell Mill Rd
Birmingham, AL 35243
rentadesign.com
KADRE-25003

PRELIMINARY NOT FOR CONSTRUCTION

KADRE ENGINEERING
BIRMINGHAM - AUBURN - ORANGE BEACH

© copyright 2026
These drawings and design intent are the sole property of Kadre Engineering, LLC which may not be reproduced without the written permission.

No.	Revision	Date

DUTCH BROTHERS
AL HOMEWOOD GREEN SPRINGS, LLC
HOMEWOOD, ALABAMA

SHEET TITLE: LANDSCAPE PLAN

DRAWN BY:	SKA
CHECKED BY:	TJC
DATE:	04/23/26
PROJECT NUMBER:	26043
SCALE:	AS SHOWN
SHEET NUMBER:	L2.1

Bo Seagrist

From: Nick Sims
Sent: Tuesday, November 3, 2026 12:32 PM
To: Spence Henderson
Cc: Bo Seagrist; Cale Smith
Subject: Re: Concern Regarding Proposed Dutch Bros Drive-Through at Raleigh & Green Springs

Hi Spence,

Thank you for your email. I've ccd our City Clerk in reply so your comments can be added to the record and shared with all of Council.

Thanks

Nick Sims
City Councilor, Ward 2
City of Homewood
C (205) 821-9917
nick.sims@homewoodal.org
www.cityofhomewood.com

From: Spence Henderson <mshender4@gmail.com>
Sent: Tuesday, 03 November 2026 11:14:24
To: Nick Sims <nick.sims@homewoodal.org>
Subject: Concern Regarding Proposed Dutch Bros Drive-Through at Raleigh & Green Springs

This message needs your attention

- This is a personal email address.
- You've never replied to this person.

Mark Safe Report Powered by Mimecast

Good morning Councilman Sims,

I am a constituent in your district and recently learned about the proposed Dutch Bros drive-through coffee shop at the intersection of Raleigh Avenue and Green Springs Highway. I wanted to reach out and express my concerns about the proposal.

I am particularly concerned about the potential traffic impacts at an already busy intersection, especially given its proximity to a school and the congestion during morning drop-off hours. Adding a popular drive-through coffee shop could create additional traffic conflicts during an already busy time of day.

I also believe this proposal runs counter to Homewood's efforts to maintain and improve its walkable neighborhoods and make Green Springs more welcoming and safer for pedestrians and cyclists. Raleigh is one of the more important pedestrian and bicycle crossings along this stretch of Green Springs, providing neighborhood connectivity until you reach the Broadway crossing farther south.

I occasionally bike from Edgewood to Patriot Park, and this crossing is an important connection between neighborhoods, parks, and the surrounding pedestrian and bicycle routes. Placing a drive-through on such a prominent corner could undermine those connections and make an already challenging corridor less safe and accessible.

Homewood's walkability is one of the things that makes the city special, particularly in neighborhoods like Edgewood and West Homewood. I would hate to see a development decision compromise those qualities, especially when the city has an opportunity to continue improving Green Springs for people walking and biking.

I respectfully ask that you oppose approving this property for drive-through use and consider the long-term impacts on traffic, pedestrian safety, and neighborhood connectivity.

Thank you for your time and for representing our district.

Best,
Spence
917 Irving Rd

AGENDA

ITEM

09.10.26

RESOLUTION NO. 26-____

WHEREAS, the City Council of the City of Homewood has previously codified in the Code of Ordinances Article IV entitled "Abatement of Weeds" of Chapter 11 entitled "Health and Sanitation" relating to weeds upon any property within the City of Homewood, Alabama; and

WHEREAS, the Building Regulations Superintendent or his designee has notified the owner of the property described herein to properly remove the weeds located on such property, which is dangerous to public health, safety and welfare, pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood; and

WHEREAS, the City Council has been requested to determine whether or not a public nuisance exist on the following described property:

1625 26th Avenue South
Homewood, Alabama 35209
Parcel ID No. 28-00-07-3-007-004.000

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

1. That the City Council, after public hearing, does find and determine that a public nuisance does exist on the property identified hereinabove and does further find that the owner of the property has been given notice pursuant to Article IV entitled "Abatement of Weeds" of Chapter 11, entitled "Health and Sanitation" of the Code of Ordinances of the City of Homewood to remove and abate such nuisance.

2. That the owners or occupants of the property identified above have failed or refused to abate the nuisance after notice of such condition has been provided to the owner and time being given for the abatement of such nuisance pursuant to the Code of Ordinances.

3. That the City Council does by the adoption of this Resolution declare that a public nuisance exists, and that the owner of the property has failed to remove weeds as defined in Article IV of Chapter 11 of the Code of Ordinance located on the property, which the Council has determined by the adoption of this Resolution to be dangerous to the public health, safety and welfare in violation of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood.

4. That the City Council does by the adoption this Resolution authorize the Building Regulations Superintendent or his designees to abate the nuisance on the property identified above pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood or the Code of Alabama, and does authorize that any work necessary to be performed may be performed by the City, its agents, employees or representatives or by independent contractors.

5. That the Building Regulations Superintendent is authorized and directed to take whatever steps are necessary in order to abate the existing public nuisance and to bring the property

incompliance with the terms of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood in removing the weeds located on the property in violation of the Code of Ordinances.

6. That, upon the completion of the abatement of the nuisance, the City Clerk and Building Regulations Superintendent shall provide the City Council with notice of the costs and that further action shall be taken at that time in order to reimburse the City for the costs of the abatement and the administrative costs associated therewith, pursuant to Article IV of Chapter 11 of the Code of Ordinances and the Code of Alabama.

7. That this Resolution shall become effective immediately upon its adoption by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

AGENDA

ITEM

10.10.26

RESOLUTION NO. 26-____

WHEREAS, the City Council of the City of Homewood has previously codified in the Code of Ordinances Article IV entitled "Abatement of Weeds" of Chapter 11 entitled "Health and Sanitation" relating to weeds upon any property within the City of Homewood, Alabama; and

WHEREAS, the Building Regulations Superintendent or his designee has notified the owner of the property described herein to properly remove the weeds located on such property, which is dangerous to public health, safety and welfare, pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood; and

WHEREAS, the City Council has been requested to determine whether or not a public nuisance exist on the following described property:

316 Carr Avenue
Homewood, Alabama 35209
Parcel ID No. 29-00-14-4-014-007.000

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

1. That the City Council, after public hearing, does find and determine that a public nuisance does exist on the property identified hereinabove and does further find that the owner of the property has been given notice pursuant to Article IV entitled "Abatement of Weeds" of Chapter 11, entitled "Health and Sanitation" of the Code of Ordinances of the City of Homewood to remove and abate such nuisance.

2. That the owners or occupants of the property identified above have failed or refused to abate the nuisance after notice of such condition has been provided to the owner and time being given for the abatement of such nuisance pursuant to the Code of Ordinances.

3. That the City Council does by the adoption of this Resolution declare that a public nuisance exists, and that the owner of the property has failed to remove weeds as defined in Article IV of Chapter 11 of the Code of Ordinance located on the property, which the Council has determined by the adoption of this Resolution to be dangerous to the public health, safety and welfare in violation of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood.

4. That the City Council does by the adoption this Resolution authorize the Building Regulations Superintendent or his designees to abate the nuisance on the property identified above pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood or the Code of Alabama, and does authorize that any work necessary to be performed may be performed by the City, its agents, employees or representatives or by independent contractors.

5. That the Building Regulations Superintendent is authorized and directed to take whatever steps are necessary in order to abate the existing public nuisance and to bring the property

incompliance with the terms of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood in removing the weeds located on the property in violation of the Code of Ordinances.

6. That, upon the completion of the abatement of the nuisance, the City Clerk and Building Regulations Superintendent shall provide the City Council with notice of the costs and that further action shall be taken at that time in order to reimburse the City for the costs of the abatement and the administrative costs associated therewith, pursuant to Article IV of Chapter 11 of the Code of Ordinances and the Code of Alabama.

7. That this Resolution shall become effective immediately upon its adoption by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk

AGENDA

ITEM

11.10.26

RESOLUTION NO. 26-____

WHEREAS, the City Council of the City of Homewood has previously codified in the Code of Ordinances Article IV entitled "Abatement of Weeds" of Chapter 11 entitled "Health and Sanitation" relating to weeds upon any property within the City of Homewood, Alabama; and

WHEREAS, the Building Regulations Superintendent or his designee has notified the owner of the property described herein to properly remove the weeds located on such property, which is dangerous to public health, safety and welfare, pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood; and

WHEREAS, the City Council has been requested to determine whether or not a public nuisance exist on the following described property:

1616 Barry Avenue
Homewood, Alabama 35209
Parcel ID No. 29-00-12-1-008-002.000

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Homewood, Alabama, at a regular meeting, duly assembled, a quorum being present, as follows:

1. That the City Council, after public hearing, does find and determine that a public nuisance does exist on the property identified hereinabove and does further find that the owner of the property has been given notice pursuant to Article IV entitled "Abatement of Weeds" of Chapter 11, entitled "Health and Sanitation" of the Code of Ordinances of the City of Homewood to remove and abate such nuisance.

2. That the owners or occupants of the property identified above have failed or refused to abate the nuisance after notice of such condition has been provided to the owner and time being given for the abatement of such nuisance pursuant to the Code of Ordinances.

3. That the City Council does by the adoption of this Resolution declare that a public nuisance exists, and that the owner of the property has failed to remove weeds as defined in Article IV of Chapter 11 of the Code of Ordinance located on the property, which the Council has determined by the adoption of this Resolution to be dangerous to the public health, safety and welfare in violation of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood.

4. That the City Council does by the adoption this Resolution authorize the Building Regulations Superintendent or his designees to abate the nuisance on the property identified above pursuant to Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood or the Code of Alabama, and does authorize that any work necessary to be performed may be performed by the City, its agents, employees or representatives or by independent contractors.

5. That the Building Regulations Superintendent is authorized and directed to take whatever steps are necessary in order to abate the existing public nuisance and to bring the property

incompliance with the terms of Article IV of Chapter 11 of the Code of Ordinances of the City of Homewood in removing the weeds located on the property in violation of the Code of Ordinances.

6. That, upon the completion of the abatement of the nuisance, the City Clerk and Building Regulations Superintendent shall provide the City Council with notice of the costs and that further action shall be taken at that time in order to reimburse the City for the costs of the abatement and the administrative costs associated therewith, pursuant to Article IV of Chapter 11 of the Code of Ordinances and the Code of Alabama.

7. That this Resolution shall become effective immediately upon its adoption by the City Council.

ADOPTED and APPROVED by the City Council of the City of Homewood, Alabama this the _____day of _____, 2026.

_____
Mayor

ATTEST:

_____
City Clerk