

Example Ordinance

ORDINANCE NO. 36-2019

AN ORDINANCE AMENDING THE CODE OF ORDINANCES FOR THE CITY OF MONTGOMERY, ALABAMA CHAPTER 5, ARTICLE III, SECTION 5-483: WELLS PROHIBITED IN THE CAPITAL CITY PLUME SITE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MONTGOMERY, ALABAMA, that Chapter 5, Article III, Section 5-483 of the Code of Ordinances for the City of Montgomery, Alabama be amended and the following adopted:

Sec. 5-483. - Capital City Plume Area Requirements.

Section 1. Capital City Plume Site Area Defined

For purposes of the requirements of this Ordinance, the Capital City Plume Site area shall be defined as the following:

An area bordered on the West by the Alabama River, going North along the river to the extension of Goldbug Street, going East along the extension of Goldbug Street to Union Street, going South along Union Street to Washington Avenue, going West along Washington Avenue to Commerce Street, then going Northwest along Commerce Street to the Alabama River.

Section 2. Wells

It shall be unlawful for any person or entity to dig any wells or use any existing wells in the site identified as the Capital City Plume Site.

Section 3. Soil Vapor Barriers

A vapor retarder shall be required in accordance with the International Building Code and applicable EPA vapor intrusion guidelines for all new foundations located within the designated Capital City Plume Site.

Section 4. Certain Uses of First Floor Prohibited in Single Block Area

Schools, daycare facilities or residential use of first floor shall be prohibited in the single block area bordered on the west by N. McDonough Street, on the north by E. Jefferson Street, on the east by N. Hull Street and on the south by Madison Avenue.

Section 5. Alabama Department of Environmental Management

- (a) Requirements set forth in this Section are in compliance with Institutional Controls submitted in the Institutional Controls Plan by the Downtown Environmental Alliance and accepted by the Alabama Department of Environmental Management.
- (b) Any amendments or modifications to this Section are subject to notice, review and consent by the Alabama Department of Environmental Management.

ADOPTED this the 3rd day of September, 2019.

Brenda Gale Blalock
BRENDA GALE BLALOCK, CITY CLERK

APPROVED: SEP - 4 2019

Todd Strange
TODD STRANGE, MAYOR

36-2019



STATE OF ALA. MONTGOMERY CO.
I CERTIFY THIS INSTRUMENT WAS FILED ON
RLPY 05287 PG 0560 2019 Sep 19 02:55PM
STEVEN L. REED
JUDGE OF PROBATE

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|--------------------|--------|
| INDEX | \$5.00 |
| REC FEE | \$2.50 |
| CERT | \$1.00 |
| CHARGE-OTHER TOTAL | \$8.50 |
| 350533 | |

Clerk: #108 02:57PM