
Public Notice

NOTICE OF CONSIDERATION AND PUBLIC HEARING REGARDING AMENDMENT TO ZONING ORDINANCE

The Council of the City of Guntersville, Alabama will hold a public hearing and consider the adoption of a zoning ordinance for the City of Guntersville, Alabama pursuant to Alabama code §11-52-77 that pertains to property to be annexed into the city limits of Guntersville, Alabama. The Council will consider the ordinance and hold Public Hearing where all persons who desire shall have an opportunity of being heard in opposition to or in favor of this ordinance at 6:00 p.m. on December 1, 2014 in the Guntersville Town Hall located at 340 Blount Avenue, Guntersville, Alabama. The proposed ordinance in its entirety reads as follows:

An Ordinance to amend the "Zoning Ordinance Of The City Of Guntersville, Alabama," identified as Ordinance No. 1042, adopted June 3, 2013 in order to provide discretion as to the zoning of newly annexed property

ORDINANCE NO. _____

Whereas, the public welfare requiring it and pursuant to and under the authority conferred by Code of Alabama 1975, as amended, Section 11-52-70 et seq.,

Now, therefore, be it resolved, by the City Council of the City of Guntersville that the Zoning Ordinance of the City of Guntersville, Alabama is hereby revised as follows:

The prior Article 14-3 is hereby repealed and the following language shall be inserted:

Article 14-3 Procedure for Evaluating and Zoning Newly Annexed Land

A. Annexation requests shall first be reviewed by the Planning Commission which shall submit a report to the city council.

B. Newly annexed land to the City of Guntersville shall be zoned at the time of annexation.

C. The property owner shall state in writing in the petition for annexation the type of zoning classification requested. The property owner shall also indicate in the annexation petition whether it will accept a more restrictive zoning classification than the requested classification.

D. After notice as required by law as to annexation and zoning procedures, the City Council shall determine whether the zoning classification requested or a more restrictive zoning classification shall apply to the

real property to be annexed pursuant to the petition of annexation and subject to the provisions of subsection E herein.

E. If the property owner will not accept a more restrictive zoning classification then the petition for annexation shall be considered by the City Council only as to the specific zoning classification requested.

F. Any change in the zoning classification after the original classification upon annexation shall be made as an amendment to this zoning ordinance in the manner set forth in Section 14-1 and 14-2 of this Article.

Now therefore, be it ordained by the City Council of the City of Guntersville, Alabama that the Zoning Ordinance of the City be amended as herein before described.

Betty Jones, City Clerk.

Zoning 1

Public Notice

NOTICE OF FORECLOSURE

Default having been made in the payment of the indebtedness secured by that certain mortgage dated December 2, 2009, executed by Trent Williams, an unmarried man, to Mortgage Electronic Registration Systems, Inc. solely as nominee for First Lenders Mortgage Corp., which mortgage was recorded on December 7, 2009, in Book 4743, Page 346, of the mortgage records in the Office of the Judge of Probate of Marshall County, Alabama, which mortgage was, duly transferred and assigned to EverBank, notice is hereby given that pursuant to law and the power of sale contained in said mortgage, the undersigned will sell at public outcry, to the highest bidder for cash, in front of the Gunter Avenue entrance to the Marshall County Courthouse at Guntersville, Alabama, during the legal hours of sale on January 6, 2015, the following described real estate, situated in Marshall County, Alabama, to-wit:

All of Lot 15, Block 1, of Plantation Manor Second Addition to the City of Albertville, as recorded in Plat Book 7, Page 71, in the Judge of Probate Office of Marshall County, Alabama.

This sale is made for the purpose of paying the indebtedness secured by said mortgage as well as expenses of foreclosure. EverBank, Transferee.

Robert J. Wermuth/cfs, Attorney for Mortgagee, Stephens Millirons, P.C., P.O. Box 307, Huntsville, Alabama 35804.

T. Williams 3W-11/12

Public Notice

NOTICE OF DIVORCE ACTION

Norman W. Hayes, whose whereabouts are unknown, must answer Wendy L. Hayes's petition for divorce and other relief by November 21, 2014, or, thereafter, a judgment by default may be rendered against him in Case No. DR-2014-900385, Circuit Court of Marshall County.

Done the 15th day of November, 2014.

Cheryl Pierce, Clerk of the Circuit Court of County.

Cary McWhorter, 303 Cain St. NE. Suite E, Decatur, Alabama.

Attorney for Wendy Hayes.

W. Hayes 4W-11/5

Public Notice

ESTATE NOTICE Notice of Service by Publication

Antionette Cahill Smith Crowson Fillmore who appears to be avoiding service, must answer defendant/petitioner Dennis Kent Smith's petition for modification and amendment to petition for modification relating to child custody and support by 01/07/2015 or, thereafter, a judgment in favor of defendant/petitioner may be rendered against her in Case No. DR2006-200291.01, Circuit Court of Marshall County, Alabama.

Done on Oct. 16, 2014.

Cheryl Pierce, Clerk of the Marshall County Circuit Court.

Dan Warnes (WAR016), Warnes & Logan, Attorneys for Defendant, P.O. Drawer 906, Guntersville, Alabama 35976. 256-582-6914.

A. Fillmore 3W-11/5

Public Notice

ESTATE NOTICE Notice of Final Settlement

A hearing on the petition for final settlement of Michael Bevel, personal representative in the Estate of Donald R. Bevel, Deceased, Case Number 13-354, Probate Court of Marshall County, Alabama shall be held on Dec. 11, 2014, at 9:00 o'clock A.M.

Tim Mitchell, Probate Judge.

D. Bevel 3W-11/5

Public Notice

ESTATE NOTICE

In the Probate Court of Marshall County, Alabama. Case No. 14-306.

In Re: The Matter of the Estate of Ellen Arlene Berard, Deceased.

Personal Representative's Notice to File Claim

Letters Testamentary as persons representative of the Will of Ellen Arlene Berard, deceased, having been granted to

the Dana Adams on the 16th day of October, 2014, by the Honorable Tim Mitchell, Judge of Probate of said County, notice is hereby given that all persons having claims against the Estate of Ellen Arlene Berard, as cited above, are hereby required to present the same within the time allowed by law, or the same will be barred.

Dana Adams, personal representative.

E. Berard 3W-11/5

Public Notice

COMPLETION

Legal completion for Sunset 20334.

Notice of Completion: In accordance with Chapter 1 Title 39, Code of Alabama 1975, notice is hereby given that Layne Heavy Civil, Inc., Contractor, has completed the contract for the Sunset Water Treatment Plant Expansion for the Guntersville Water and Sewer Board, Owner. Any claims held against same shall be itemized, notarized and presented to the Engineer of the Sunset Water Treatment Plant Expansion for the Guntersville Water and Sewer Board, Guntersville, Alabama at his office within the time and manner required by law, or same will be barred. CH2M Hill, 2400 Crestmoor Road, Suite 205; Nashville, Tennessee 37215.

Layne 4W-11/5

Public Notice

ESTATE NOTICE Personal Representative's Notice to File Claims

State of Alabama, Marshall County Probate Court. Case No. 14-349.

In the Matter of the Estate of Jerry Allen Holliday, Deceased.

Letters Testamentary as Personal Representative of the Will of Jerry Allen Holliday, Deceased, having been granted to the undersigned on the 17th day of October, 2014, by the Hon. Tim Mitchell, Judge of Probate of said County, notice is hereby given that all persons having claims against said estate are hereby required to present the same within the time allowed by law, or the same will be barred.

Darren F. Holliday.

Tim Mitchell, Probate Judge.

J. Holliday 3W-11/12

Public Notice

PUBLIC NOTICE – 210/330 Alabama Department of Environmental Management

Notice of Application for National Pollutant Discharge Elimination System (Npdes) Permit, Air Permit, And Re-

quest For Comments

Marshall County

Reed Contracting Services, Inc., 2512 Triana Boulevard, Huntsville, AL 35805, has submitted air and water permit applications for a proposed sandstone quarry, with associated processing equipment, at 3345 Feemster Gap Road, Guntersville, Marshall County.

Reed Contracting Services, Inc. has applied for issuance of a National Pollutant Discharge Elimination System (NPDES) Permit, NPDES No. AL0082490, for proposed discharges of treated drainage from a crushed stone mine, wet preparation, and associated areas to groundwater and Red Hill Branch, classified as Fish & Wildlife in the Tennessee River Basin. The Department has tentatively determined that the proposed actions described in this notice are consistent with the Water Quality Rules including the Department's Anti-degradation Rules.

Reed Contracting Services, Inc. has also applied for an Air Permit, Facility No. 711-0068, which would authorize the construction and operation of a sandstone crushing, screening, and conveying operation. Emissions of particulate matter would be minimized by the use of wet suppression. The Department has also tentatively determined that the limitations proposed by the company would properly limit air emissions and would satisfy the requirements of the Department's Air Pollution Control Rules and Regulations.

Copies of the draft permits, conditions, and limitations as applicable are available for public inspection electronically via <http://www.adem.state.al.us/PublicNotice/PublicNotice.htm>, and at the following location Monday – Friday (except legal holidays), 8:00 am to 5:00 pm. A nominal fee for copying and/or mailing may be charged. Arrangements for copying should be made in advance.

Ronald W. Gore, Chief, Air Division, ADEM, 1400 Coliseum Blvd., [Mailing address: PO Box 301463; Zip 36130-1463], Montgomery, Alabama 36110-2059. (334) 271-7861.

Persons wishing to comment may do so, in writing, to the Department's named contact above within 30 days following the publication date of this notice. In order to affect final decisions, comments must offer technically substantial information that is applicable to the proposed permit. All comments must be received by 5:00 PM on December 5, 2014.

A written request for a public hearing may also be filed within that 30-day period and must state the nature of the is-

ssues proposed to be raised in the hearing. The Director shall hold a public hearing whenever it is found, on the basis of hearing requests, that there exists a significant degree of public interest in the permit application.

After consideration of all written comments, review of any public hearing record, and consideration of the requirements of the Alabama Air Pollution Control Act, the Federal Clean Air Act and applicable regulations, the Department will make a final determination. The Department will develop a response to comments, which will become part of the public record and will be available to persons upon request. Notice will be sent to any person requesting notice of the final action.

The Department maintains a list of interested individuals who are mailed legal notices regarding proposed permits. If you wish to receive such notices, contact the Permits & Services Division via telephone (334-271-7714), e-mail (permitsmail@adem.state.al.us), or postal service (P.O. Box 301463, Montgomery, AL 36130-1463).

This notice is hereby given on this 5th day of November, 2014, by authorization of the Alabama Department of Environmental Management.

Lance R. LeFleur, Director.

Reed 1W 11/5

Public Notice

ESTATE NOTICE Personal Representative's Notice to File Claims

State of Alabama, Marshall County Probate Court. Case No. 14-196.

In the Matter of the Estate of Dottie Sue Purselley, Deceased.

Letters Testamentary as Personal Representative of the Will of Dottie Sue Purselley, deceased, having been granted to the undersigned on the 16th day of October, 2014, by the Hon. Tim Mitchell, Judge of Probate of said County, notice is hereby given that all persons having claims against said estate are hereby required to present the same within the time allowed by law, or the same will be barred.

Bobby Wayne Purselley.

D. Purselley 3W-11/5

