



# Baldwin County Planning & Zoning Department

## Baldwin County Planning Commission Staff Report

**Case No. Z25-12**

**Ewing Property**

**Rezone RSF-E, Single Family Estate District to RA, Rural Agricultural**

**May 1, 2025**

### Subject Property Information

**Planning District:** 22  
**General Location:** North side of County Road 20 and west of Stucki Road off Fell Road  
**Physical Address:** 26534 Fell Rd  
**Parcel Numbers:** 05-62-02-04-0-001-008.012  
**Existing Zoning:** RSF-E, Single Family Estate District  
**Proposed Zoning:** RA, Rural Agriculture  
**Existing Land Use:** Vacant  
**Proposed Land Use:** Residential  
**Acreage:** 20.1 ± acres  
**Applicant:** Michael & Nicole Ewing  
2970 Florence Rd  
Powder Springs, GA 30127  
**Owner:** Same  
**Lead Staff:** Crystal Bates, Planning Technician II  
**Attachments:** *Within Report*

	Adjacent Land Use	Adjacent Zoning
North	Residential	RA, Rural Agriculture
South	Residential	RSF-E, Residential Single-Family Estate
East	Residential/Vacant	RA, Rural Agriculture District
West	Residential/Vacant	RA, Rural Agriculture District

### Summary

The subject property is approximately 21.1 acres and is currently zoned as RSF-E, Residential Single Family Estate District. A request has been made to change the designation to RA, Rural Agriculture, to later be able to build a 2<sup>nd</sup> dwelling with no size limitations' majority of the adjacent parcels along Fell Rd are designated for RA, Rural Agriculture, and the parcel is over the 3 acre minimum and the property owner would like to be able to use property at the fullest.

## Section 4.1 RSF-E, Residential Single Family Estate District

4.1.1 *Generally.* This zoning district is provided to afford the opportunity for the choice of a very low density residential environment consisting of single family homes on estate size lots.

4.1.2 *Permitted uses.* Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following uses and structures designed for such uses shall be permitted:

- (a) The following general industrial uses: extraction or removal of natural resources on or under land.
- (b) The following transportation, communication, and utility uses: water well (public or private).
- (c) Agricultural uses.
- (d) Single family dwellings including manufactured housing and mobile homes.
- (e) Accessory structures and uses.
- (f) The following institutional use: church or similar religious facility.

4.1.3 *Conditional Use Commission Site Plan Approval.* Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following uses and structures designed for such uses may be allowed by the site plan approval process:

- (a) Outdoor recreation uses.
- (b) The following institutional uses: day care home; fire station; school (public or private).
- (c) The following general commercial uses: country club.
- (d) The following local commercial use: bed and breakfast or tourist home (see *Section 13.10: Bed and Breakfast Establishments*).

4.1.4 *Special exception.* Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following use and structures designed for such use may be allowed as a special exception: Not Applicable

4.1.5 *Area and dimensional ordinances.* Except as provided by Section 2.3: *Establishment of Zoning in Planning Districts*, Section 12.4: *Height Modifications*, Section 12.5: *Yard Requirements*, Section 12.6: *Coastal Areas*, Section 12.8: *Highway Construction Setbacks*, Section 18.4 *Variances*, and Article 20: *Nonconformities*, the area and dimensional ordinances set forth below shall be observed.

Maximum Height of Structure	35-Feet
Maximum Height in Habitable Stories	2 ½
Minimum Front Yard	40-Feet
Minimum Rear Yard	40-Feet
Minimum Side Yards	15-Feet
Minimum Lot Area	80,000 Square Feet
Minimum Lot Width at Building Line	165-Feet
Minimum Lot Width at Street Line	165-Feet
Maximum Ground Coverage Ratio	.35

4.1.6 *Area and dimensional modifications.* Within the RSF-E district, area and dimensional requirements may be reduced, as set forth below, where property is divide among the following legally related family members: spouse, children, siblings, parents grandparents, grandchildren, or step-related individuals of the same status.

Minimum Front Yard	30-Feet
Minimum Rear Yard	30-Feet
Minimum Side Yards	10-Feet
Minimum Lot Area	40,000 Square Feet
Minimum Lot Width at Building Line	120-Feet
Minimum Lot Width at Street Line	120-Feet

## Section 3.2 RA, Rural Agricultural District

**3.2.1 Generally.** This zoning district provides for large, open, unsubdivided land that is vacant or is being used for agricultural, forest or other rural purposes.

**3.2.2 Permitted uses.** Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following uses and structures designed for such uses shall be permitted:

- (a) The following general industrial uses: extraction or removal of natural resources on or under land.
- (b) The following transportation, communication, and utility uses: water well (public or private).
- (c) Outdoor recreation uses.
- (d) The following general commercial uses: animal clinic and/or kennel; farm implement sales; farmers market/truck crops; nursery; landscape sales; country club.
- (e) The following local commercial uses: fruit and produce store.
- (f) The following institutional uses: church or similar religious facility; school (public or private).
- (g) Agricultural uses.
- (h) Single family dwellings including manufactured housing and mobile homes.
- (i) Accessory structures and uses.

**3.2.3 Special exceptions.** Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following uses and structures designed for such uses may be allowed as special exceptions: Not Applicable

**3.2.4 Conditional Use Commission Site Plan Approval.** Except as provided by *Section 2.3: Establishment of Zoning in Planning Districts*, the following uses and structures designed for such uses may be allowed by the site plan approval process:

- (a) Transportation, communication, and utility uses not permitted by right.
- (b) Institutional uses not permitted by right.

## Agency Comments

USACE, James Buckelew:

ADEM, Scott Brown:

Subdivisions, Shawn Mitchell: A subdivision is not requested at this time.

Civil Engineer, Tyler Austin: No Comments

## Staff Analysis and Findings

The criteria for reviewing zoning amendments are outlined in Section 19.6 of the Baldwin County Zoning Ordinance. Staff carefully considered all of these factors during the evaluation of the application.

The subject property is situated in Planning District 22, zoning was adopted in November 19, 2002. Following this adoption, there have been minimal changes in the local area. The proposed amendment appears to be a logical expansion and aligns with the existing development patterns in the area, as most adjacent uses and zones are Rural Agricultural. The proposed RA, Rural Agricultural zoning aims to offer large, open, unsubdivided land that is vacant or is being used for agricultural, forest or other rural purposes. Low-density residential development that maintains the rural character of the district is permitted in accordance with the permitted uses and area and dimensional requirements of this section. Future Land use map (FLUM) Map shows this area as Moderate Development Potential, Conversation Development and Rural Development.

## Staff Comments and Recommendation

As previously mentioned, the subject property encompasses approximately 21.1 acres and is currently zoned as RSF-E, Residential Single Family Estate District. A request has been submitted for the designation of RA, Rural Agricultural, to facilitate 2 single family dwellings on the parcel. The majority of the adjacent parcels along Fell Rd are designated for RA, purposes, and the applicant believes that the optimal use for this property is Rural Agricultural. Staff has carefully evaluated all relevant factors concerning this application and recommends that the rezoning application be approved.

Unless information to the contrary is revealed at the public hearing, staff feels this rezoning application should be recommended for **APPROVAL**.\*

*\*On rezoning applications, the Planning Commission will be making a recommendation to the County Commission.*



## Property Images

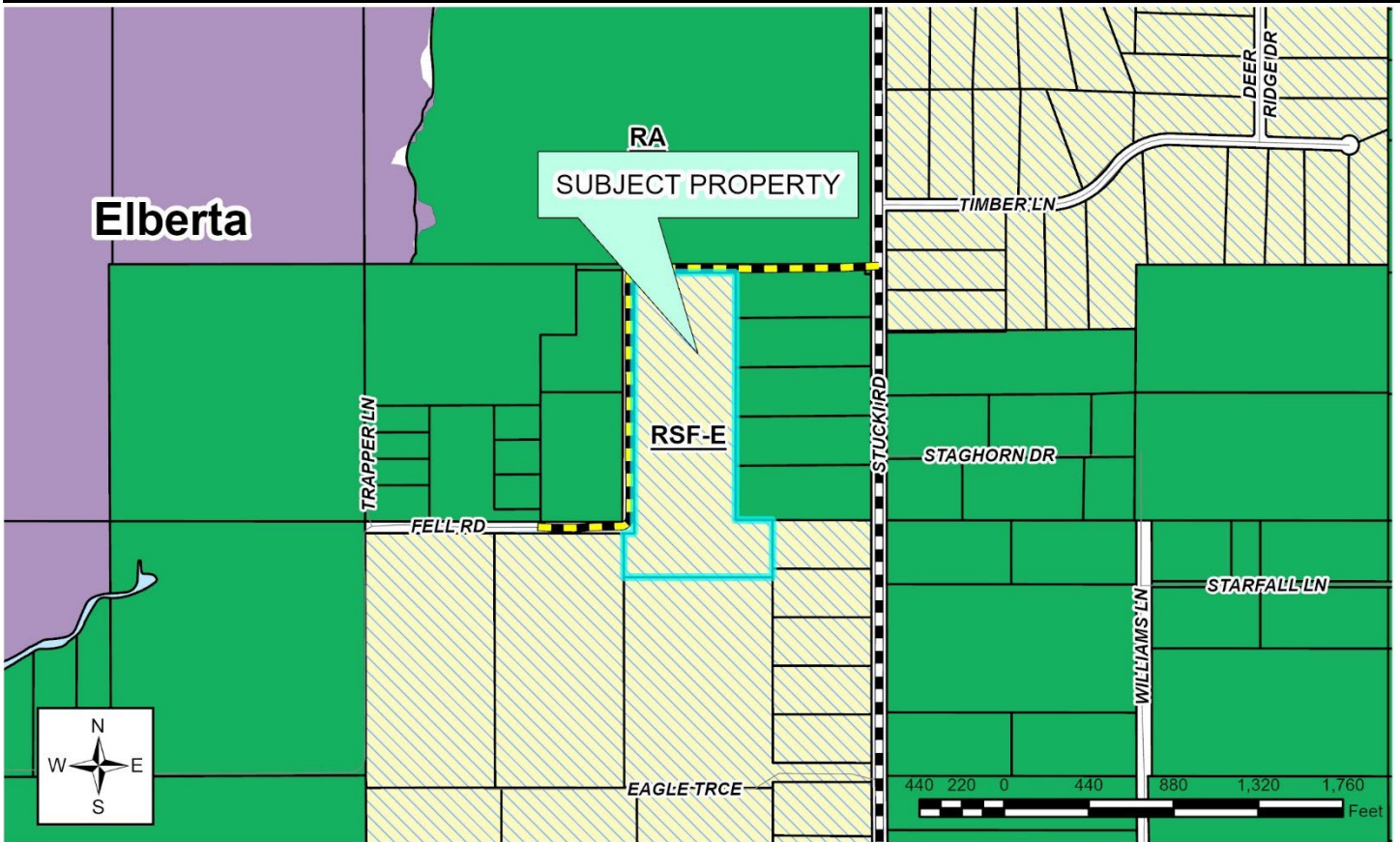




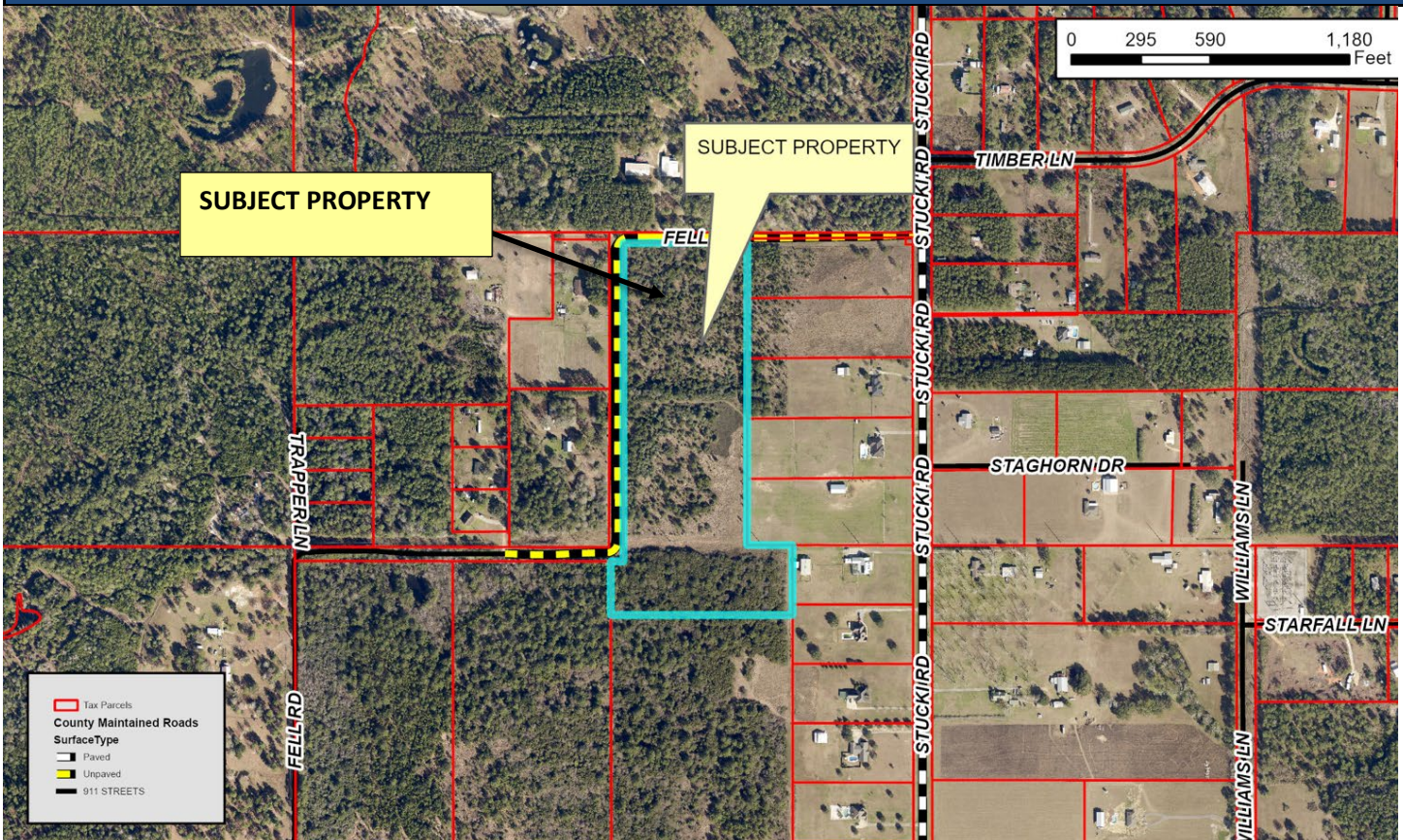




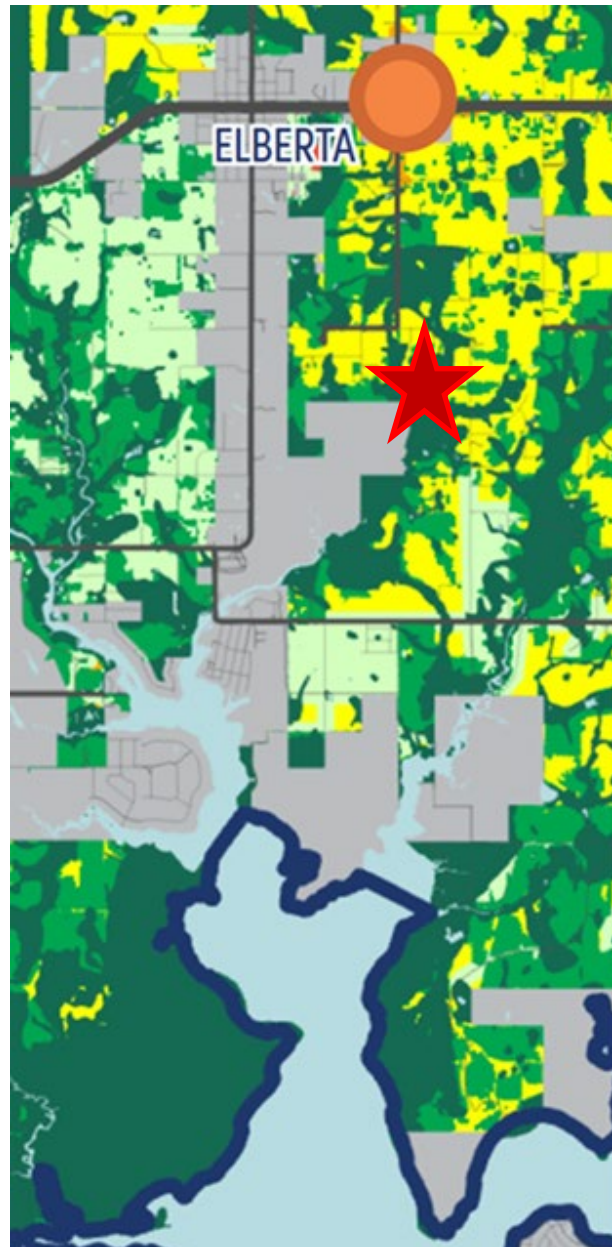
# Locator Map



# Site Map





**LEGEND****PLACE TYPES**

- IDEAL CONSERVATION/PRESERVATION
- CONSERVATION DEVELOPMENT POTENTIAL
- RURAL/AGRICULTURE/LID POTENTIAL
- MODERATE DEVELOPMENT POTENTIAL
- MID-DENSITY DEVELOPMENT POTENTIAL
- HIGH-DENSITY DEVELOPMENT POTENTIAL

MUNICIPAL JURISDICTIONS

**NODE TYPES**

- RURAL CROSSROADS CENTER
- NEIGHBORHOOD CENTER
- VILLAGE CENTER
- URBAN MIXED-USE CENTER
- COMMERCIAL/INDUSTRIAL CENTER