

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 11/7/2013

Action Requested By:
Planning

Agenda Item Type
Resolution

Subject Matter:

Rezoning of Property.

Exact Wording for the Agenda:

Resolution to set a public hearing of an ordinance rezoning property lying east of Highway 53 and on the north side of Mastin Lake Road from Commercial Industrial Park District to Highway Business C-4 District.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

Recommended by Planning Commission.
Public Hearing Date: December 19, 2013

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: _____



Date: 10/23/2013

RESOLUTION NO. 13-

WHEREAS, the Planning Commission of the City of Huntsville, Alabama, has given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The rezoning of certain lands lying east of Highway 53 and on the north side of Mastin Lake Road from Commercial Industrial Park District to Highway Business C-4 District.
- (2) The first publication of this resolution, this synopsis, and the ordinance hereinafter set out at length shall be in the Huntsville Times on the _____ day of _____, 2013, and the second publication shall be one week thereafter on the _____ day of _____, 2013, both of which publications shall be at least 15 days in advance of the date of the public hearing hereinafter referred to.

WHEREAS, it is the judgement and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of an amendment to the Zoning Ordinance of the City of Huntsville, Alabama, in accordance with said request;

NOW, THEREFORE, **BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, as follows:

1. That the City Council of the City of Huntsville, Alabama, shall meet at 6:00 p.m. on the _____ day of _____, 2013, in the Council Chambers of the City of Huntsville Administration Building at 308 Fountain Circle in the City of Huntsville, Alabama, for the purpose of holding a public hearing at which time and place all persons, parties in interest and cities who desire, shall have an opportunity to be heard in opposition to or in favor of said ordinance amending the Zoning Ordinance of the City of Huntsville, Alabama.

2. That the proposed amendment to the Zoning Ordinance of the City of Huntsville, Alabama, is substantially in words and figures as follows:

ORDINANCE NO. 13-

AN ORDINANCE TO AMEND THE ZONING ORDINANCES OF THE
CITY OF HUNTSVILLE, ALABAMA

The public welfare requiring it, and under authority granted by Section 11-52-78 of the 1975 Code of Alabama, **BE IT ORDAINED** by the City Council for the City of Huntsville, Alabama, as follows:

1. That the following area, lying east of Highway 53 and on the north side of Mastin Lake Road, which area is now shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Commercial Industrial Park District shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Highway Business C-4 District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Section 17, Township 3 South, Range 1 West of the Huntsville Meridian, in the City of Huntsville, Madison County, Alabama, more particularly described as beginning at the southeast corner of said Section 17; thence along the south boundary Due West 928.07 feet to the point of true beginning; thence from the point of true beginning Due West 671.99 feet; thence leaving said boundary North 00 degrees 29 minutes 52 seconds East 1244.83 feet; thence North 89 degrees 52 minutes 11 seconds East 50.90 feet; thence South 50 degrees 59 minutes 57 seconds East 43.61 feet; thence South 77 degrees 00 minutes 00 seconds East 190.79 feet; thence South 71 degrees 36 minutes 22 seconds East 194.92 feet; thence South 48 degrees 03 minutes 04 seconds East 223.72 feet; thence South 40 degrees 47 minutes 08 seconds East 119.54 feet; thence South 21 degrees 00 minutes 00 seconds East 461.20 feet; thence South 00 degrees 40 minutes 45 seconds West 133.21 feet; thence North 89 degrees 16 minutes 35 seconds West 200.00 feet; thence South 00 degrees 29 minutes 48 seconds West 325.24 feet to a point located on the south boundary of said Section 17 to the point of true beginning and containing 19.29 acres, more or less.

2. The boundaries of the above district as described and defined above are hereby established and shall be shown on the Official Zoning Maps of the City of Huntsville, Alabama, on file in the Planning Division of the Urban Development Department, in accordance with the various classifications herein enumerated and hereafter the regulations governing said district under the Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

ORDINANCE NO. 13-

3. This ordinance shall take effect from and after the date of publication.

ADOPTED this the _____ day of _____, 2013.

President of the City Council of
the City of Huntsville, Alabama.

APPROVED this the _____ day of _____, 2013.

Mayor of the City of Huntsville,
Alabama

RESOLUTION NO. 13-

ADOPTED this the _____ day of _____, 2013.

President of the City Council of
the City of Huntsville, Alabama.

APPROVED this the _____ day of _____, 2013.

Mayor of the City of Huntsville,
Alabama

PROPOSED HIGHWAY BUSINESS C-4 DISTRICT

