

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 on an ordinance rezoning property lying generally on the west side of King Drake Road and north of Caldwell Lane from Planned Development - Housing District, LUI Rating 37, to Residence 1-A 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 generally on the west side of King Drake Road and north of Caldwell Lane from Planned Development-Housing District, LUI Rating 37, to Residence 1-A 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

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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 generally on the west side of King Drake Road and north of Caldwell Lane, which area is now shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Planned Development-Housing District, LUI Rating 37, shall be shown and classified on the Official Zoning Maps of the City of Huntsville, Alabama, as Residence 1-A District, in the Zoning Ordinances of the City of Huntsville, Alabama, said property being particularly described as follows:

All that part of Section 23, Township 4 South, Range 1 East of the Huntsville Meridian in the City of Huntsville, Madison County, Alabama, more particularly described as beginning at a point located North 02 degrees 32 minutes 44 seconds West 661.94 feet from the center of the east boundary of said Section 23; said point is further described as being located on the west right-of-way of King Drake Road; thence North 00 degrees 24 minutes 57 seconds East and along the west right-of-way of King Drake Road for 666.09 feet to the point of true beginning; thence from the point of true beginning South 89 degrees 30 minutes 21 seconds West 693.41 feet; thence North 45 degrees 29 minutes 39 seconds East 84.85 feet; thence South 89 degrees 30 minutes 21 seconds East 633.41 feet; thence South 00 degrees 29 minutes 39 seconds West 60.00 feet to the point of true beginning and containing 0.91 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.

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

ORDINANCE NO. 10-

**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 RESIDENCE 1-A DISTRICT

