CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number_____

Meeting Type: Regular

Meeting Date: 3/13/2014

Action Requested By:
Planning

Agenda Item Type
Resolution

Subject Matter:

Zoning of Newly Annexed Property.

Exact Wording for the Agenda:

Resolution to set a public hearing of an ordinance zoning newly annexed property lying east of Old Big Cove Road and north of Hampton Ridge Drive 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: April 24, 2014

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: [signature]

Date: 2/26/2014

revised 3/12/2012

RESOLUTION NO. 14-_____

WHEREAS, certain property has recently been annexed to the City of Huntsville, Alabama; and

WHEREAS, said property is now legally part of the incorporated municipality of the City of Huntsville, Alabama, and as such is subject to the laws and ordinances governing the City of Huntsville, Alabama; and

WHEREAS, said property, having been outside the boundaries of the City of Huntsville, Alabama, prior to the annexing of same to the City of Huntsville, Alabama, has never been subject to the Zoning Ordinances of the City of Huntsville, Alabama; and

WHEREAS, the Planning Commission of the City of Huntsville, Alabama, has recommended to the City Council of the City of Huntsville, Alabama, that an ordinance be given consideration placing said zoning regulations into effect, synopsis of which is as follows:

(1) The zoning of newly annexed land lying east of Old Big Cove Road and north of Hampton Ridge Drive 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 _____, 2014, and the second publication shall be one week thereafter on the _____ day of _____, 2014, 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 _____ 2014, 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. 14-

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 Old Big Cove Road and north of Hampton Ridge Drive, which area is a newly annexed area of the City of Huntsville, Madison County, Alabama, and which has not been zoned previously, 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 described as follows:

> All that part of the Northwest Quarter of Section 35, 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 at the southwest corner of Section 35; thence from the point of beginning and along the west boundary of said Section 35 Due North 2681.19 feet; thence leaving said boundary South 88 degrees 26 minutes 35 seconds East 687.38 feet to a point; said point is further described as the point of true beginning; thence from the point of true beginning North 04 degrees 44 minutes 25 seconds West 620.80 feet; thence North 14 degrees 10 minutes 20 seconds West 214.63 feet; thence North 76 degrees 34 minutes 40 seconds East 297.58 feet; thence South 14 degrees 28 minutes 42 seconds East 20.10 feet; thence North 75 degrees 31 minutes 18 seconds East 210.00 feet; thence South 14 degrees 28 minutes 42 seconds East 5.69 feet; thence North 75 degrees 31 minutes 18 seconds East 160.00 feet; thence South 14 degrees 28 minutes 42 seconds East 190.86 feet; thence South 05 degrees 20 minutes 11 seconds West 28.88 feet; thence North 89 degrees 25 minutes 33 seconds East 711.10 feet; thence South 08 degrees 28 minutes 11 seconds East 783.85 feet to a point; thence North 89 degrees 20 minutes 30 seconds West 1421.79 feet to the point of true beginning and containing 26.66 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

ORDINANCE NO. 14-

Zoning Ordinance of the City of Huntsville, Alabama, shall apply to the area so described.

The Official Zoning Maps of the City of Huntsville, Alabama, as last amended, are hereby further altered, changed and modified in accordance with Section 1 above.

ADOPTED this the _____ day of _____, 2014.

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

APPROVED this the _____ day of _____, 2014.

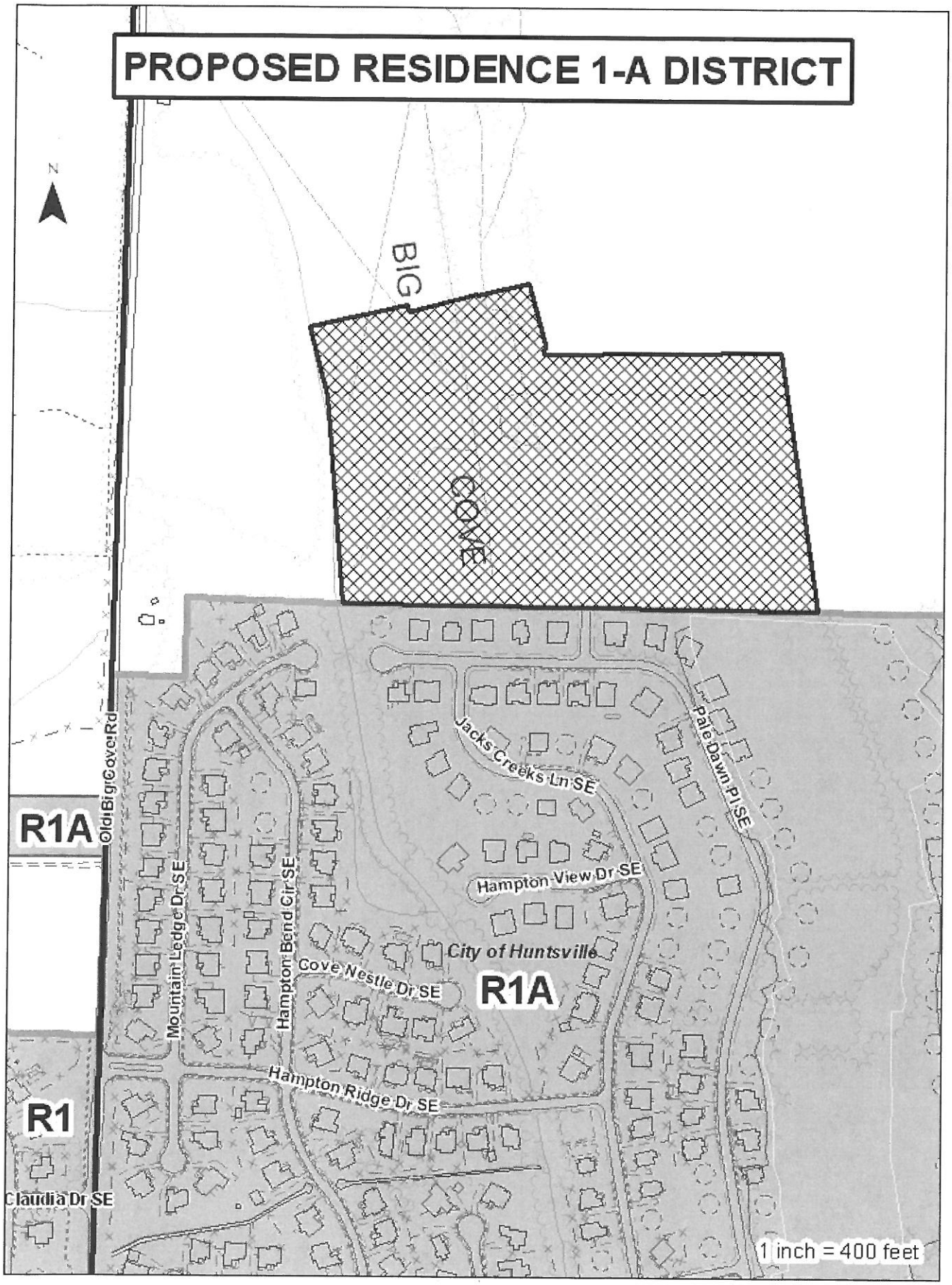
_____
Mayor of the City of Huntsville, Alabama

RESOLUTION NO. 14-_____

ADOPTED this the _____ day of _____, 2014.

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

APPROVED this the _____ day of _____, 2014.

_____
Mayor of the City of Huntsville,
Alabama

PROPOSED RESIDENCE 1-A DISTRICT