

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 5/8/2014

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 on the west side of Dug Hill Road and north of Raintree Road to Residence 1 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: June 26, 2014

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head:

Michael H. Jordan

Date: 4/23/2014

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 on the west side of Dug Hill Road and north of Raintree Road to Residence 1 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 on the west side of Dug Hill Road and north of Raintree Road, 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 District in the Zoning Ordinances of the City of Huntsville, Alabama, said property being described as follows:

All that part of the Southeast Quarter of Section 2, 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 southeast corner of said Section 2; thence from the point of beginning and along the south boundary of said Section 2 Due West 1,156.91 feet; thence leaving said boundary North 11 degrees 19 minutes 29 seconds West 551.01 feet to a point located on the centerline of Dug Hill Road; said point is further described as the point of true beginning; thence from the point of true beginning South 89 degrees 51 minutes 39 seconds West 21.61 feet to a point located at the southeast corner of Lot 1, No Block of Mara's Acres, as recorded in the Office of the Judge of Probate of Madison County, Alabama, Plat Book 19, Page 97; thence North 89 degrees 22 minutes 30 seconds West 371.62 feet to a point located at the southwest corner of said Lot 1; thence North 00 degrees 37 minutes 29 seconds East 106.00 feet to a point located at the northwest corner of said Lot 1; thence South 89 degrees 22 minutes 15 seconds East 72.60 feet; thence North 86 degrees 07 minutes 14 seconds East 114.64 feet; thence North 81 degrees 59 minutes 19 seconds East 129.02 feet to a point located at the northeast corner of said Lot 1; thence North 83 degrees 10 minutes 54 seconds East 22.57 feet a point located on the centerline of Dug Hill Road; thence South 23 degrees 00 minutes 00 seconds East 111.28 feet; thence South 18 degrees 00 minutes 02 seconds East 36.99 feet to the point of true beginning and containing 0.99 acres, more or less.

ORDINANCE NO. 14-

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.

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-

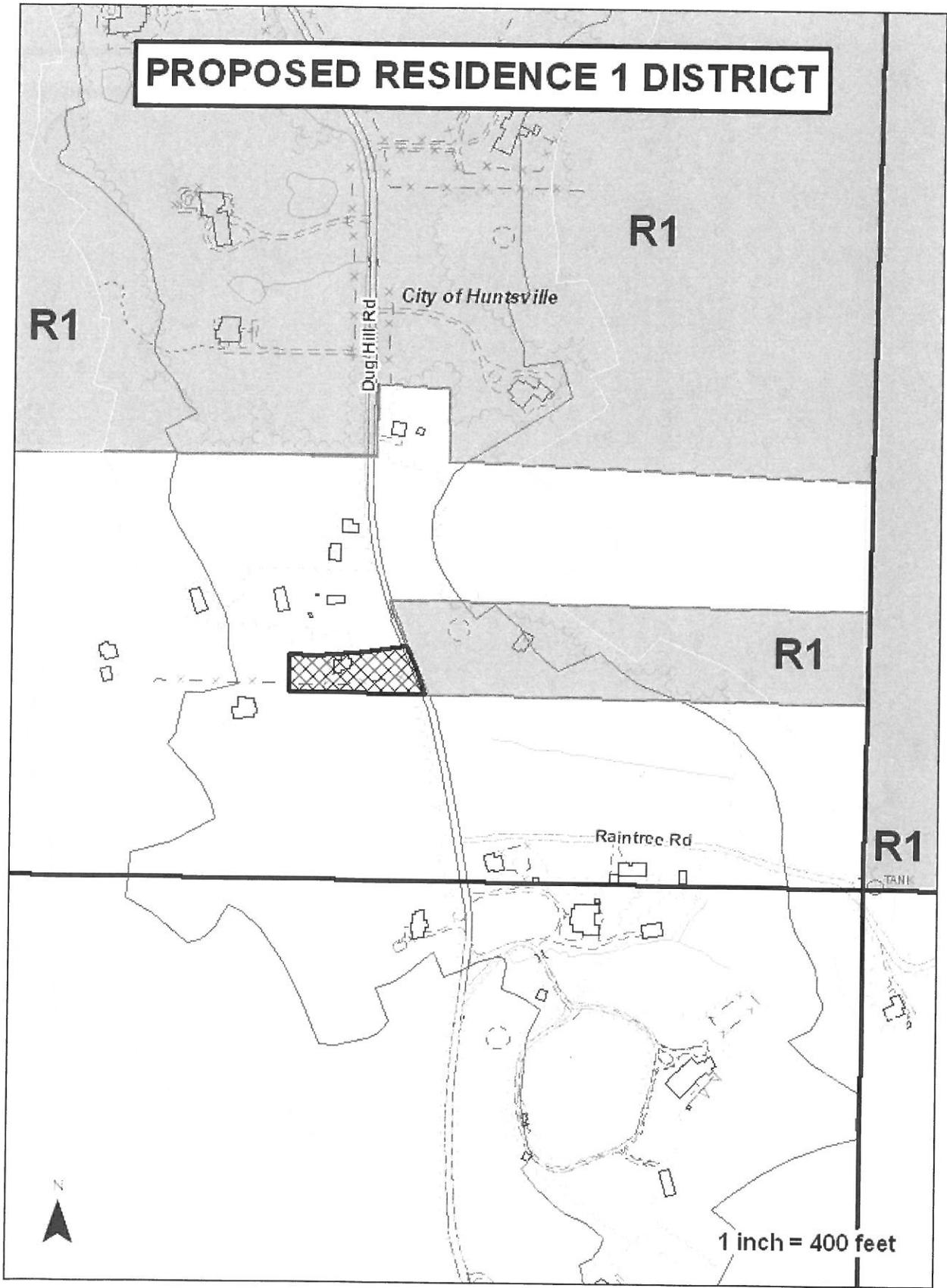
ADOPTED this the _____ day of _____, 2014.

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 DISTRICT



R1

R1

City of Huntsville

Dug Hill Rd

R1

Raintree Rd

R1

TANK



1 inch = 400 feet