

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number \_\_\_\_\_

Meeting Type: Regular

Meeting Date: 6/12/2014

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 south side of Olmstead Road and west of Taylor Road 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: July 24, 2014

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: Micereed B. Jordan

Date: 5/28/2014

**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 south side of Olmstead Road and west of Taylor Road 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 29th day of June, 2014, and the second publication shall be one week thereafter on the 6th day of July, 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 24th day of July 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

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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 on the south side of Olmstead Road and west of Taylor 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-A 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 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 Lot 5, Block 2, Mountain View Acres Subdivision, as recorded in the Office of the Judge of Probate of Madison County, Alabama, Plat Book 5, Page 5; thence from the point of beginning North 03 degrees 03 minutes 25 seconds East 219.42 feet to a point located at the northwest corner of said Lot 5; said point is further described as being located on the south right-of-way of Olmstead Road; thence leaving said right-of-way North 02 degrees 45 minutes 51 seconds East 52.71 feet to a point located on the north right-of-way of Olmstead Road; thence along said right-of-way South 88 degrees 28 minutes 29 seconds East 215.88 feet; thence leaving said right-of-way South 03 degrees 44 minutes 06 seconds West 52.52 feet to a point located at the northeast corner of said Lot 5; said point is further described as being located on the south right-of-way of Olmstead Road; thence leaving said right-of-way South 03 degrees 13 minutes 12 seconds West 220.10 feet to a point located at the southeast corner of said Lot 5; thence North 88 degrees 21 minutes 26 seconds West 214.35 to the point of true beginning and containing 1.36 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. 14-

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-

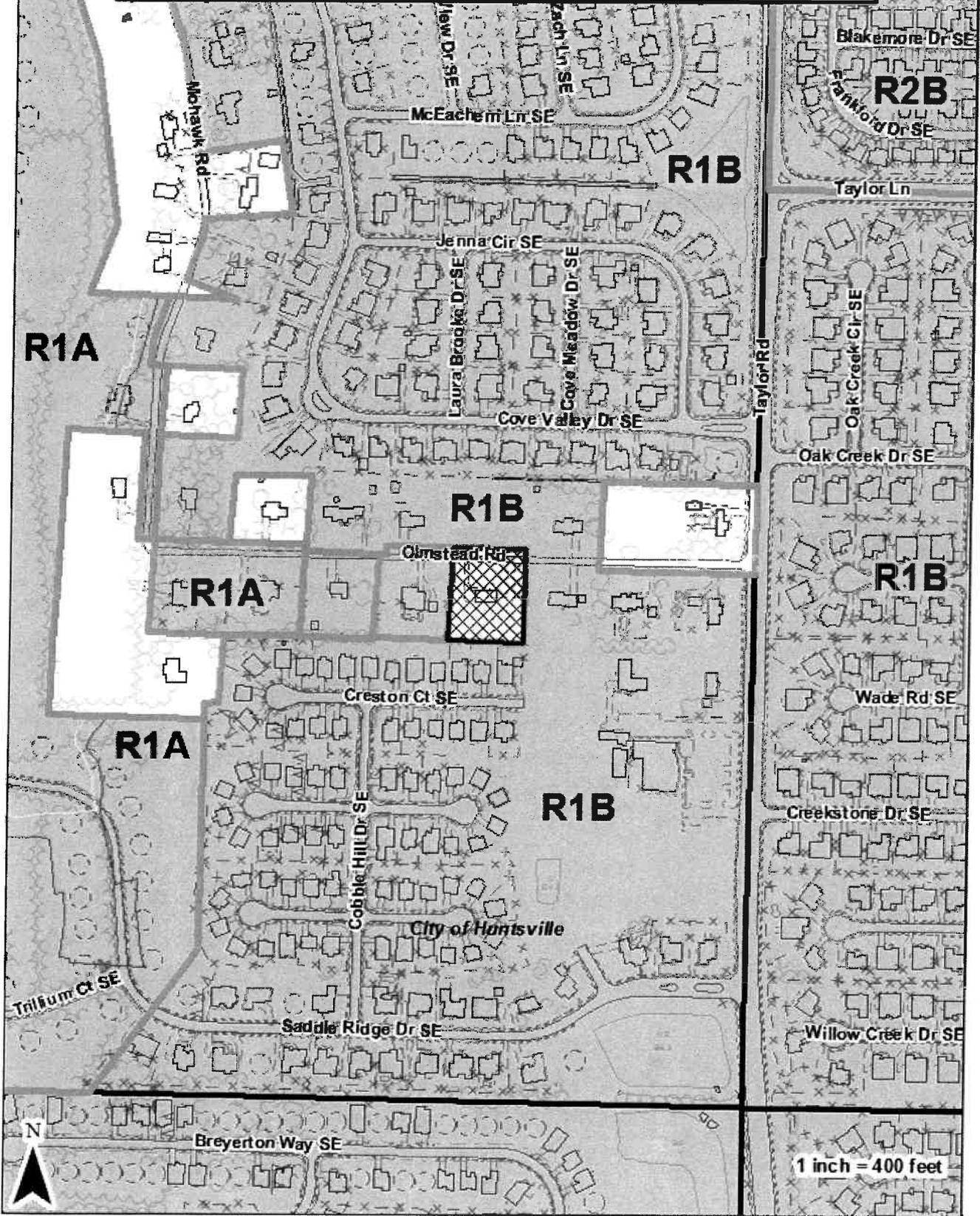
ADOPTED this the 12th day of June, 2014.

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

APPROVED this the 12th day of June, 2014.

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Mayor of the City of Huntsville,  
Alabama

# PROPOSED RESIDENCE 1-A DISTRICT



R1A

R1B

R2B

R1B

R1A

R1B

R1A

R1B

R1B

R1B



1 inch = 400 feet