SUBSTITUTE A

RESOLUTION No. 14-_____

WHEREAS, the City of Huntsville ("Licensor") entered into a license agreement with Dwight Wright ("Licensee")on July 25, 2013, as authorized by Resolution No. 13-568; and

WHEREAS, the license agreement granted Licensee a license to construct a fence upon, and within, the right-of-way of Kildare Street in the City of Huntsville; and

WHEREAS, Licensor retained the right to revoke the license agreement at any time in its sole discretion, without further liability to the Licensee; and

WHEREAS, Licensee commenced construction of a fence approximately 12 to 15 feet in height within the Kildare Street right-of-way; and

WHEREAS, Licensee had represented to the Licensor, and Licensor had been led to believe, that the fence to be constructed would be much more modest in size and of a type commensurate with the architectural style or period of the adjoining house or neighborhood; and

WHEREAS, the fence as constructed presents a safety hazard to persons within the right-of-way of Kildare Street and is aesthetically unacceptable to the Licensor; and

WHEREAS, the City Council of the City of Huntsville believes it to be in the best interest of the citizens of Huntsville to revoke the license agreement and remove the fence from the right-of-way of Kildare Street.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Huntsville, Alabama, that the license agreement referenced hereinabove and approved by Resolution No. 13-568 of the City Council of the City of Huntsville, Alabama, on July 25, 2013, is hereby revoked.

BE IT FURTHER RESOLVED, that the Licensee is requested to remove all fence materials from the right-of-way within sixty (60) days from the date of this Resolution. Any remaining materials will be removed by the City of Huntsville at its convenience and in a manner as determined in the sole discretion of the Director of Public Works Services.

ADOPTED this the 10th day of July, 2014.

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

APPROVED this the 10th day of July, 2014.

_____
Mayor of the City of
Huntsville, Alabama