

# CITY COUNCIL AGENDA ITEM COVER MEMO

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

Meeting Type: Regular

Meeting Date: 11/6/2014

Action Requested By:  
Planning

Agenda Item Type  
Resolution

Subject Matter:

Rezoning of Property.

Exact Wording for the Agenda:

Resolution to set a public hearing of an ordinance zoning newly annexed property lying on the east and west sides of Mooresville Road and on the north side of Huntsville Brownsferry Road to Highway Business C-4 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 18, 2014

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: \_\_\_\_\_

Date: 10/28/2014

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 east and west side of Mooresville Road and on the north side of Huntsville Brownsferry Road to Highway Business C-4 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:

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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 east and west side of Mooresville Road and on the north side of Huntsville Brownsferry 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 Highway Business C-4 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 31 and the Southwest Quarter of Section 32, Township 3 South, Range 3 West, of the Huntsville Meridian, Limestone County, Alabama, more particularly described as beginning at a point located at the southeast corner of Section 31; said point is further described as the centerline of Huntsville Brownsferry Road; thence from the point of beginning and along the south boundary of said Section 31 North 88 degrees 14 minutes 10 seconds West 2,673.21 feet; thence leaving said centerline North 01 degrees 24 minutes 08 seconds East 2,658.19 feet; thence South 89 degrees 18 minutes 43 seconds East 659.48 feet; thence South 00 degrees 29 minutes 32 seconds West 1,104.12 feet; thence South 88 degrees 35 minutes 26 seconds East 1020.00 feet; thence South 01 degrees 04 minutes 30 seconds West 209.51 feet; thence South 88 degrees 54 minutes 18 seconds East 109.63 feet; thence South 01 degrees 08 minutes 14 seconds West 206.88 feet; thence South 88 degrees 36 minutes 40 seconds East 858.96 feet to a point located on the centerline of Mooresville Road; thence along said centerline South 01 degrees 09 minutes 08 seconds West 1,063.94 feet; thence leaving said centerline South 88 degrees 12 minutes 33 seconds East 301.15 feet; thence South 01 degrees 14 minutes 27 seconds East 100.00 feet to a point located on the centerline of Huntsville Brownsferry Road; thence along said centerline North 88 degrees 14 minutes 10 seconds West 307.28 feet to the point of beginning and containing 103.94 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

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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

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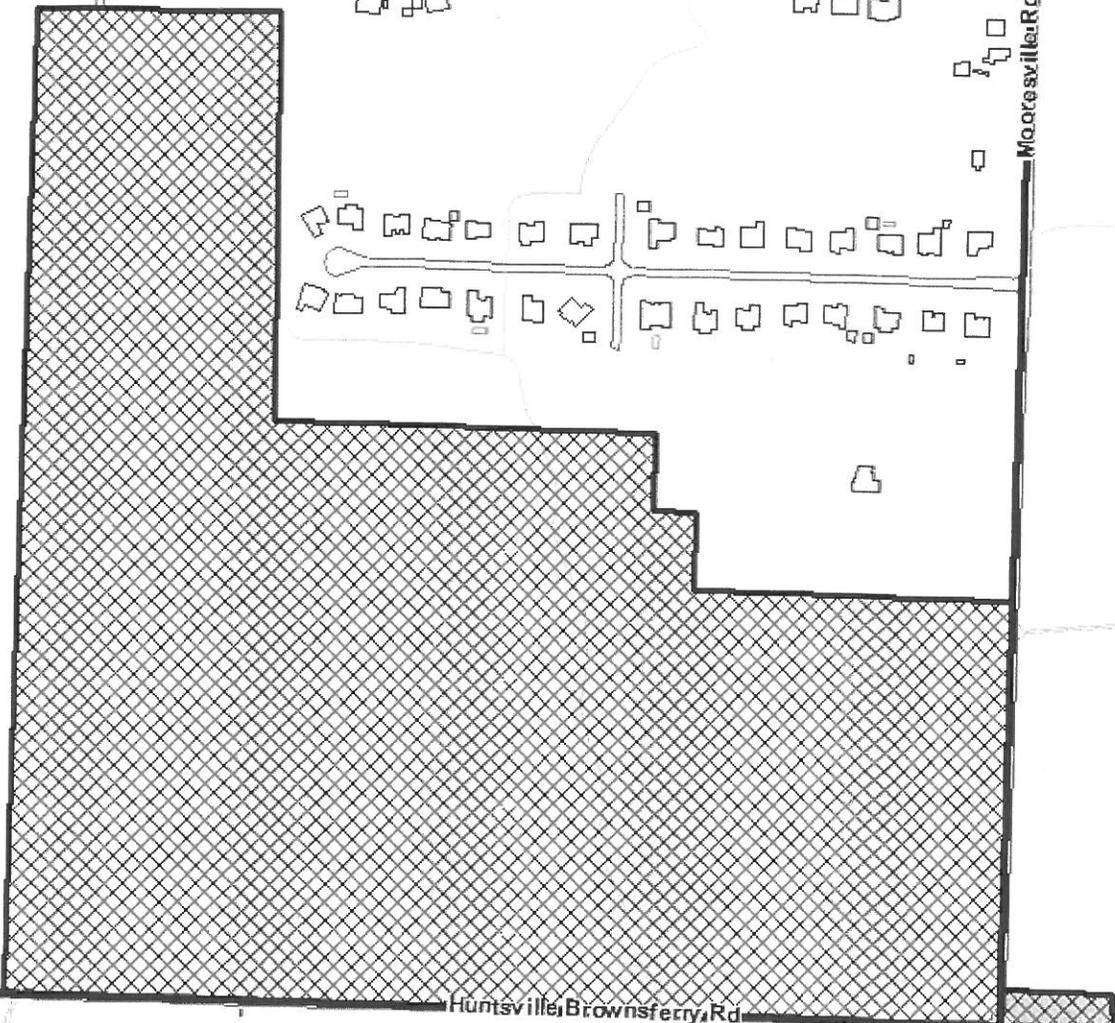
ADOPTED this the \_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_  
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 HIGHWAY BUSINESS C-4 DISTRICT



Moorsville Rd

Huntsville Brownsferry Rd

**C4**

City of Huntsville



1 inch = 500 feet