

CITY COUNCIL AGENDA ITEM COVER MEMO

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

Meeting Type: Regular

Meeting Date: 5/12/2016

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 east side of Forrest Hills Drive and south of Dug Hill 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 23, 2016

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 4/27/2016

RESOLUTION NO. 16-

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 side of Forrest Hills Drive and south of Dug Hill 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 \_\_\_\_\_, 2016, and the second publication shall be one week thereafter on the \_\_\_\_ day of \_\_\_\_\_, 2016, 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 \_\_\_\_\_ 2016, 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:

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, on the east side of Forrest Hills Drive and south of Dug Hill 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 Section 11, 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 11; thence from the point of beginning and along the south boundary of said Section 11 Due East 1,768.29 feet; thence leaving said boundary North 03 degrees 44 minutes 17 seconds West 1,048.06 feet to a point located on the east right-of-way of Forest Hills Drive; said point is further described as the point of true beginning; thence from the point of true beginning and along said right-of-way the following bearings and distances: North 14 degrees 48 minutes 35 seconds West 9.87 feet, North 31 degrees 43 minutes 21 seconds West 9.51 feet, North 44 degrees 59 minutes 49 seconds West 7.87 feet, North 59 degrees 16 minutes 51 seconds West 9.10 feet, North 72 degrees 39 minutes 22 seconds West 7.35 feet, North 83 degrees 52 minutes 02 seconds West 6.45 feet, and North 83 degrees 13 minutes 16 seconds West 9.43 feet; thence leaving said right-of-way North 00 degrees 21 minutes 37 seconds East 86.58 feet; thence South 89 degrees 47 minutes 30 seconds West 32.39 feet; thence North 01 degrees 09 minutes 42 seconds East 176.30 feet; thence North 44 degrees 23 minutes 31 seconds East 312.19 feet to a point; thence South 39 degrees 49 minutes 04 seconds East 426.95 feet; thence South 03 degrees 51 minutes 00 seconds West 215.22 feet; thence North 86 degrees 09 minutes 20 seconds West 406.27 feet to the point of true beginning and containing 4.20 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 \_\_\_\_\_, 2016.

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

APPROVED this the \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

RESOLUTION NO. 16-

ADOPTED this the \_\_\_\_ day of \_\_\_\_\_, 2016.

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

APPROVED this the \_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Mayor of the City of Huntsville,  
Alabama

# PROPOSED RESIDENCE 1 DISTRICT

