

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 6/9/2016

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 Weatherford Drive and on the north side of Harbin 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 28, 2016

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 5/25/2016

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 given consideration to an amendment to the Zoning Ordinance, a synopsis of said amendment being as follows:

- (1) The zoning of newly annexed land lying on the east side of Weatherford Drive and on the north side of Harbin 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 _____ 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:

ORDINANCE NO. 16-

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 east side of Weatherford Drive and on the north side of Harbin 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 particularly described as follows:

All that part of Section 16, Township 3 South, Range 2 West, of the Huntsville Meridian, in the City of Huntsville, Madison County, Alabama, more particularly described as beginning at a point located at the northwest corner of Lot 124, according to the Map or Plat of survey of Hermitage Phase II, a resubdivision of Tract 2 Hermitage Phase I recorded in Plat Book 46, Pages 39 & 40, as same is recorded in the Office of the Judge of Probate of Madison County, Alabama, Plat Book 46, Page 67 & 68; said point is further described as being located on the east right-of-way of Weatherford Drive; thence leaving said right-of way South 89 degrees 24 minutes 31 seconds East 120.00 feet to a point located at the northeast corner of said Lot 124; thence leaving said existing corporate limits South 00 degrees 35 minutes 18 seconds West 180.00 feet to a point located on the southeast corner of Lot 124; said point is further described as the north right-of-way of Weatherford Drive; thence said right-of-way the following bearings and distances: North 89 degrees 26 minutes 56 seconds West 70.00, North 84 degrees 51 minutes 30 seconds West 7.85 feet, North 75 degrees 51 minutes 28 seconds West 7.85 feet, North 66 degrees 51 minutes 26 seconds West 7.85 seconds West 7.85 feet, North 48 degrees 51 minutes 22 seconds West 7.85 feet, North 39 degrees 51 minutes 21 seconds West 7.85 feet, North 30 degrees 51 minutes 19 seconds West 7.85 feet, North 21 degrees 51 minutes 17 seconds West 7.85 feet, North 12 degrees 51 minutes 15 seconds West 7.85 feet, and North 03 degrees 51 minutes 13 seconds West 7.85 feet to a point located on the east right-of-way of Weatherford Drive; thence along said right-of-way North 00 degrees 34 minutes 02 seconds East 130.00

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feet to the point of beginning and containing 0.48 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.

3. This ordinance shall take effect from and after the date of publication.

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-A DISTRICT

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