

CITY COUNCIL AGENDA ITEM COVER MEMO

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

Meeting Type: Regular

Meeting Date: 9/8/2016

Action Requested By:  
Planning

Agenda Item Type  
Resolution

Subject Matter:

Zoning Ordinance Amendment.

Exact Wording for the Agenda:

Amend Article 27 – VILLAGE BUSINESS C-6 DISTRICT, Section 27.2 - Density Controls, by amending subsection 27.2(2) to update language concerning rear yard requirements.

**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: October 27, 2016

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Select...

Department Head: 

Date: 8/24/2016

RESOLUTION NO. 16-

**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) Amend Article 27 - VILLAGE BUSINESS C-6 DISTRICT, Section 27.2 - Density Controls, by amending subsection 27.2(2) to update language concerning rear yard requirements.
- (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 judgment and opinion of the City Council of the City of Huntsville, Alabama, that consideration should be given to the adoption of said amendment to the Zoning Ordinance of the City of Huntsville, Alabama;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Huntsville, Alabama, as follows:

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.

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, that the Zoning Ordinance of the City of Huntsville, Alabama, as adopted on the 21st day of March 1963, as amended, is hereby further amended as follows:

Section 1. Amend ARTICLE 27 - VILLAGE BUSINESS C-6 DISTRICT, Section 27.2 - Density Controls, by amending subsection 27.2(2):

- (2) Minimum rear yard requirements: None, except that when the rear lot line abuts a residential district, except across a street, a rear yard of twenty-five (25) feet is required of which the first five (5) feet of the required rear yard shall be landscaped with a minimum of one small Type 3 or Type 4 tree and six (6) shrubs per each linear fifty (50) feet of yard or portion thereof, and the area shall be planted with a permanent evergreen ground cover or turf grass.

to read as follows:

- (2) Minimum rear yard requirements: None, except that when the rear lot line abuts a residential district, except across an alley or street, a rear yard of twenty-five (25) feet is required of which the first five (5) feet of the required rear yard shall be landscaped with a minimum of one small Type 3 or Type 4 tree and six (6) shrubs per each linear fifty (50) feet of yard or portion thereof, and the area shall be planted with a permanent evergreen ground cover or turf grass.

Section 2. This ordinance shall take effect from and after the date of its 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