



HUNTSVILLE

The Star of Alabama

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: 10.2.

Meeting Type: City Council Regular Meeting

Meeting Date: 12/2/2021

Type of Action: Approval/Action

Agenda Type: CITY COUNCIL

Subject:

Resolution to set a public hearing on the zoning of 12.82 acres of land lying on the east of Old Big Cove Road and north of Camp Ground Road to Highway Business C-4 District; and the introduction of an Ordinance pertaining to the same. (Set January 27, 2022 Regular Council Meeting) (Planning)

Account Number:**City Obligation Amount:****Total Project Budget:****Other Comments:**

Recommended by Planning Commission

Grant Funded:**Grant Name - Resolution #:****Resolution #:****ATTACHMENTS:**

Description

- ☐ Moon Zoning
- ☐ Moon Zoning Resolution
- ☐ Moon Zoning Ordinance
- ☐ Moon Zoning Map

RESOLUTION NO. 21-

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 of Old Big Cove Road and north of Camp Ground 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 2nd day of January, 2022, and the second publication shall be one week thereafter on the 9th day of January, 2022, 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 5:30 p.m. on the 27th day of January, 2022, 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 No. 21-____, which is introduced by the City Council of the City of Huntsville on the 2nd day of December, 2021, 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. 21-

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, on the east of Old Big Cove Road and north of Camp Ground 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 particularly described as follows:

All that part of Section 14, 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 said Section 14; thence North 72 Degrees 41 Minutes 46 Seconds East, 356.80 feet to a point; said point is further described as the Point of True Beginning; thence from the Point of True Beginning, North 00 Degrees 08 Minutes 55 Seconds East, 618.67 feet to a point; thence South 67 Degrees 00 Minutes 00 Seconds East, 231.81 feet to a point; thence South 87 Degrees 00 Minutes 00 Seconds East, 609.91 feet to a point; thence South 88 Degrees 11 Minutes 50 Seconds East, 111.20 feet to a point; thence North 00 Degrees 09 Minutes 49 Seconds West, 118.29 feet to a point; thence North 00 Degrees 52 Minutes 00 Seconds East, 679.20 feet to a point; thence South 88 Degrees 36 Minutes 47 Seconds East, 49.37 feet to a point; thence South 00 Degrees 52 Minutes 00 Seconds West, 660.27 feet to a point; thence South 01 Degree 20 Minutes 43 Seconds East, 398.66 feet to a point; thence South 03 Degrees 59 Minutes 44 Seconds West, 84.40 feet to a point; thence South 01 Degree 45 Minutes 43 Seconds West, 151.18 feet to a point; thence North 89 Degrees 41 Minutes 58 Seconds West, 983.35 feet to the Point of True Beginning and containing 12.82 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 _____, 2022.

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

APPROVED this the _____ day of _____, 2022.

Mayor of the City of Huntsville, Alabama

ADOPTED this the ____ day of _____, 2021.

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

APPROVED this the ____ day of _____, 2021.

Mayor of the City of Huntsville, Alabama

PROPOSED HIGHWAY BUSINESS C-4 DISTRICT

