



# HUNTSVILLE

The Star of Alabama

## CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: 10.1.

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 15.94 acres of land lying on the south of US Hwy 72 West and east of Burgreen 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

- ☐ Welch Zoning
- ☐ Welch Zoning Resolution
- ☐ Welch Zoning Ordinance
- ☐ Welch 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 south of US Hwy 72 West and east of Burgreen 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 2<sup>nd</sup> day of January, 2022, and the second publication shall be one week thereafter on the 9<sup>th</sup> 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 27<sup>th</sup> 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 2<sup>nd</sup> 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**

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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 south of US Hwy 72 West and east of Burgreen Road, which area is a newly annexed area of the City of Huntsville, Limestone 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 25, Township 3 South, Range 3 West of the Huntsville Meridian, in the City of Huntsville, Limestone County, Alabama more particularly described as beginning at a point located at the southeast corner of said Section 25; thence North 67 Degrees 41 Minutes 38 Seconds West 1884.16 feet to a point; said point is further described as the Point of True Beginning; thence North 79 Degrees 32 Minutes 43 Seconds West 355.46 feet to a point; thence North 79 Degrees 32 Minutes 44 Seconds West 142.99 feet to a point; thence North 73 Degrees 23 Minutes 54 Seconds West 337.07 feet to a point; thence North 2 Degrees 23 Minutes 44 Seconds East 12.21 feet to a point; thence North 2 Degrees 23 Minutes 45 Seconds East 350.86 feet to a point; thence North 85 Degrees 29 Minutes 17 Seconds West 300.99 feet to a point; thence North 1 Degrees 27 Minutes 28 Seconds West 146.31 feet to a point; thence South 88 Degrees 8 Minutes 39 Seconds East 186.5 feet to a point; thence North 0 Degrees 57 Minutes 0 Seconds East 355.93 feet to a point; thence South 73 Degrees 48 Minutes 46 Seconds East 707.22 feet to a point; thence South 2 Degrees 26 Minutes 58 Seconds West 325.74 feet to a point; thence South 82 Degrees 50 Minutes 27 Seconds East 280.22 feet to a point; thence South 3 Degrees 46 Minutes 42 Seconds West 512.87 feet to the point of true beginning and containing 15.94 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 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.

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

**APPROVED** this the \_\_\_\_ day of \_\_\_\_\_, 2021.

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Mayor of the City of Huntsville, Alabama

# PROPOSED HIGHWAY BUSINESS C-4 DISTRICT

