



# HUNTSVILLE

The Star of Alabama

## CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: b.5.

Meeting Type: City Council Regular Meeting

Meeting Date: 6/11/2020

Type of Action: Approval/Action

Agenda Type: CITY COUNCIL

**Subject:**

Resolution to set a public hearing on the zoning of 21.61 acres of land lying on the east side of US Highway 431 and north of Cullom Boulevard to Highway Business C-4 District; and the introduction of an Ordinance pertaining to the same. (Set July 23, 2020 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

- ☐ Humphrey Zoning
- ☐ Humphrey Zoning Ordinance
- ☐ Humphrey Zoning Resolution

**RESOLUTION NO. 20-**

**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 US Highway 431 and north of Cullom Boulevard 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 28<sup>th</sup> day of June, 2020, and the second publication shall be one week thereafter on the 5<sup>th</sup> day of July, 2020, 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 23<sup>rd</sup> day of July, 2020, 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. 20-\_\_\_\_, which is introduced by the City Council of the City of Huntsville on the 11<sup>th</sup> day of June, 2020, 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. 20-**

**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, east of US Highway 431 and north of Cullom Boulevard, 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 the southeast quarter of Section 36, 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 northwest corner of the southwest quarter of Section 36; thence from the point of beginning South 77 Degrees 57 Minutes 16 Seconds East 3,395.39 to a point; said point is further described as the point of true beginning; thence from the Point of True Beginning North 89 Degrees 31 Minutes 27 Seconds East 1,676.13 feet to a point; thence South 6 Degrees 5 Minutes 29 Seconds West 694.52 feet to a point; thence North 89 Degrees 24 Minutes 3 Seconds West 629.71 feet to a point; thence South 89 Degrees 59 Minutes 59 Seconds West 260.89 feet to a point; thence North 89 Degrees 59 Minutes 47 Seconds West 86.51 feet to a point; thence South 89 Degrees 46 Minutes 47 Seconds West 116.5 feet to a point; thence North 36 Degrees 23 Minutes 25 Seconds West 126.00 feet to a point; thence North 37 Degrees 12 Minutes 37 Seconds West 373.41 feet to a point; thence North 37 Degrees 15 Minutes 34 Seconds West 343.92 feet to the point of true beginning and containing 21.61 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.

**ORDINANCE NO. 20-**

**ADOPTED** this the 23<sup>rd</sup> day of July, 2020.

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

**APPROVED** this the 23<sup>rd</sup> day of July, 2020.

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Mayor of the City of Huntsville, Alabama

**RESOLUTION NO. 20-**\_\_\_\_\_

**ADOPTED** this the 11<sup>th</sup> day of June, 2020.

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

**APPROVED** this the 11<sup>th</sup> day of June, 2020.

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Mayor of the City of Huntsville, Alabama

# PROPOSED HIGHWAY BUSINESS C-4 DISTRICT

