

**PUBLIC HEARING AGENDA
PRATTVILLE CITY COUNCIL
TUESDAY, OCTOBER 4, 2016
6:00 P.M.**

ROLL CALL:

CALL TO ORDER:

1. RESOLUTION: To Authorize the Mayor to have Various Weeded Lots Abated per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended. (Sponsored By: Councilor Starnes)

2. ORDINANCE: To Rezone Property Located at 642 West 4th Street from B-2 (General Business) to T-2 (Mobile Home Parks). (Sponsored By: Council President Pro Tempore Striplin)

HELD FROM SEPTEMBER 6, 2016

DRAFT

1 **RESOLUTION**

2
3 [To Authorize the Mayor to have Various Weeded Lots Abated per Title 11, Chapter 67 of the
4 *Code of Alabama, 1975, as Amended.*]

5
6 {Sponsored By: Councilor Starnes}

7
8 **WHEREAS**, an abundance of overgrown grass or weeds:

- 9
10 1. is injurious to the public health, safety and general welfare by providing a breeding
11 ground and shelter for rats, mice, snakes and mosquitoes and other vermin;
12 2. may cause the further spread of weeds;
13 3. may hide debris, such as glass or metal, that could inflict injury on a person going to
14 such property; and
15 4. may also pose a fire hazard and respiratory hazard; and
16

17 **WHEREAS**, the City Council of the City of Prattville declared in Resolution Book
18 2016-A, Page 150 that the abundance of overgrown grass and weeds at various addresses in
19 the City of Prattville constituted a public nuisance and set a public hearing to discuss said
20 nuisances; and
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24 **WHEREAS**, notice, as required by §11-67-62 of the *Code of Alabama, 1975, as*
25 amended, was provided in *The Prattville Progress*, by certified mail, and by signage on the
26 subject property; and
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30 **WHEREAS**, the Prattville Police Department Code Enforcement Officer has
31 inspected the properties listed in Resolution Book 2016-A, Page 150 , adopted on September
32 6, 2016 and determined that the public nuisance still exists; and
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36 **WHEREAS**, the City Council of the City of Prattville held the required public hearing
37 at 6:00 p.m. on October 4, 2016 permitting the owners of same properties listed in
38 Resolution Book 2016-A, Page 150 to present evidence, objections and protest regarding the
39 proposed removal of weeds.
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44 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of
45 Prattville declares that the abundance of overgrown grass and weeds on the properties
46 continue to be a public nuisance:
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- 49
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51 • **232 Easy Street** - Willie L. & Reginald Benson, 125 Windingham Rd, Huntsville AL 35806 (19-
52 03-08-1-004-036.000)

53
54 **BE IT FURTHER RESOLVED** that:

55 The Mayor shall have the overgrown grass and weeds on the property listed above cut or
56 removed using city forces or the private contractors listed in Attachment A. Any property
57 owner shall have the right to have any weeds removed at his or her own expense provided
58 the removal is done prior to the commencement of work by employees or agents of the
59 City of Prattville. The Mayor shall keep an accounting of all costs related to the removal of
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1 overgrown grass and weeds and report such cost to the City Council following their
2
3 removal.

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5 **ADOPTED THIS 4TH DAY OF OCTOBER, 2016.**
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9 _____
10 By: Willie L. Wood, Jr., President
11 Prattville City Council

12 **AUTHENTICATED THIS 4TH DAY OF OCTOBER, 2016.**
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15 _____
16 By: Cathy Dickerson
17 City Clerk
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19 **APPROVED:**
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23 By: Bill Gillespie, Jr.
24 Mayor
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DRAFT

1 **HELD FROM SEPTEMBER 6, 2016**
2 **ORDINANCE**

3
4 [To Rezone Property Located at 642 West 4th Street from B-2 (General Business) to T-2
5 (Mobile Home Parks).]

6
7 {Sponsored By: Council President Pro Tempore Striplin}

8
9 **BE IT ORDAINED** by the City Council of the City of Prattville, Alabama, as follows:

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11 **THAT** the Zoning ordinance of the City of Prattville, Alabama adopted on February 10,
12
13 1950, subsequently amended from time to time, and the zoning map adopted on the 1st day of
14
15 May, 1987, are hereby amended to reclassify the property described in Attachment “A” and
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17 displayed in Attachment “B” from B-2 (General Business) to T-2 (Mobile Home Parks).; and

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19 **THAT** this proposed Ordinance was advertised for two (2) weeks in the Prattville
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21 Progress, a newspaper of general circulation within the City Limits of the City of Prattville,
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23 and that the City Council of the City of Prattville, at its Public Hearing on the 4th day of
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25 October, 2016 at 6:00 p.m., considered said proposed Ordinance and that at such time
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27 and place all persons who desired had an opportunity to be heard in favor of or in
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29 opposition to such Ordinance.

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31 **ALL** other items and provisions of the Zoning Ordinance of the City of Prattville not
32
33 herein specifically amended shall remain in full force and effect.

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35 **THE** amendments herein contained were considered and approved by the City of
36
37 Prattville Planning Commission on July 21, 2016.

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39 **THIS** Ordinance shall become effective upon its passage and execution as provided by
40
41 law.

42
43 **ADOPTED THIS 4TH DAY OF OCTOBER, 2016.**

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47 _____
48 By: Willie L. Wood, Jr., President
49 Prattville City Council

50 **AUTHENTICATED THIS 4TH DAY OF OCTOBER, 2016.**

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54 _____
55 By: Cathy Dickerson
56 City Clerk

57 **APPROVED:**

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61 _____
62 By: Bill Gillespie, Jr.
63 Mayor

DRAFT