

MEMORANDUM

DATE: August 17, 2016

TO: Planning Commissioners

CC: Mayor Don Kyle; Wally Terry; Herman Marks; Tony

Powell; Tom Polk; Carl Prewitt; Planning Staff

PLANNING COMMISSION MEETING

August 23, 2016

Pre-meeting – 2:15 p.m. (Annex)

Meeting – 3:15 p.m. (Council Chambers)

Agenda Planning Commission

City of Decatur, AL August 23, 2016

Time: 3:15 PM

City Council Chambers

Commissioners: Tracy Tubbs, Chairman; Kent Lawrence, Vice Chairman; Gary Borden, Secretary; Chuck Ard; Frances Tate; Joseph Wynn; Nell Standridge; Eddie Pike; Em Barran

1. CALL MEETING TO ORDER						
2. APPROVAL OF MINUTES- July 19, 2016						
3. PUBLIC HEARI	NG					
		PAGE/MAP				
Zoning						
A. 1304-16	(North of Highway 20 on the west side of Red Hat RD.)	1/7-8				
PLAT REVIEW						
A. H.C. & Lula I	Mae Ryan Family Subdivision – Minor Plat (North of Chestnut Mountain Rd. SW and west & east of Danville Rd. SW)	1/9 see plat				
B. Point Mallard	Centre – Minor Plat (North of Point Mallard Parkway (Hwy 67) and west of Indian Hills Rd. SE)	2/10 see plat				
SITE PLANS						
A. 546-16	Point Mallard Centre (North of Point Mallard Parkway (Hwy 67) and west of Indian Hills Rd. SE)	2/11 see plat				
4. CONSENT AGE	NDA					
CERTIFICATES						
A. 3319-16	Certificate to Consolidate (North of Montgomery St. SW and east side of Old Moulton Road)	3/12-13				
B. 3320-16	Certificate to Subdivide &Consolidate (South of Tammy Street SW and east side of Longbow Dr. SW)	4/14-15				

C. 3321-16	Certificate to Consolidate (South of Kensington Way SW and west side of Monterey Drive SW)	4/16-17
D. 3322-16	Certificate to Subdivide &Consolidate (North of Old Moulton Rd. SW and east of Woodall Road)	4/18-19
E. 3323-16	Certificate to Subdivide (North of Auburn Dr. SW and southeast of Old Moulton Rd.)	5/20-21
F. 3324-16	Certificate to Subdivide &Consolidate (South of Chapel Hill Rd. SW and east side of South Woodtrail Road, SW)	5/22-23
G. 3325-16	Certificate to Subdivide (South of Bird Spring Road and east side of Baker Rd.)	5/24-26
Н. 3326-16	Certificate to Consolidate & Subdivide (South of Neel School Rd. and east side of Kirby Bridge Rd.)	6/27-29
I. 3327-16	Certificate to Subdivide &Consolidate (North of Hunterwood Drive SE and east of Hickory Hill Dr. SE)	6/30-33

Minutes Zoning Committee August 16, 2016

PUBLIC HEARING

Zoning

1304-16

Applicant: City of Decatur

Owner: Hickory Creek Properties (John Eyster)

Zoning: Recently Annexed

Acreage: 17.28

Request:

To zone approximately 17.28 acres of recently annexed property to M2 (GENERAL

INDUSTRIAL ZONE)

Location:

North of Highway 20 on the west side of Red Hat RD

Recomm:

The Zoning Committee recommends approval. That is in conformance with the

Comprehensive Plan and the surrounding properties.

Minutes Subdivision Committee August 16, 2016

Plat Reviews

H.C. and Lula Mae Ryan Family Subdivision - Minor Plat

Applicant: Bryan Gibson for Owner: Ryan Family

Zoning: AG-1, Agricultural Acreage: 31.04 acres

Request:

Minor plat approval to subdivide 31.11 acres into 9 tracts of 6.28 acres, .35 acres .45 acres, .35 acres, .37 acres, .68 acres, 9.44 acres, 6.35 acres and 3.72 acres

Location:

North of Chestnut Mountain Rd. SW and west & east of Danville Rd. SW

Conds:

- 1. Payment of \$145 for the plat application fee
- 2. Payment of \$71.28 for notification of adjacent property owners
- 3. Payment of \$21.00 for plat recording fee
- 4. Provide a "Title Opinion" to the Planning Department by a licensed AL Attorney
- 5. Dedicate a 10' electrical easement (5' either side) on Tract 8 (Joe Wheeler Electric)

Minutes Subdivision Committee August 16, 2016

Pts. of Info:

(1) Any relocation of utilities will be at the owner's expense.

(2) If, and when the owners of Tract 5 acquire the property to the north it shall be Consolidated with said Tract 5

Recomm:

Approval with stated conditions

Point Mallard Centre - Minor Plat

Applicant: Blake McAnally

Zoning: B-2, General Business

Owner: Teramore Development LLC

Acreage: 16.9 acres

Request:

Minor plat approval for the development of a new shopping center

Location:

North of Point Mallard Parkway (Hwy 67) and west of Indian Hills Rd. SE

Conds:

- 1. Payment of \$115.74 for notification of adjacent property owners
- 2. Payment of \$21.00 for plat recording fee
- Provide a "Title Opinion" to the Planning Department from a licensed AL Attorney
- 4. The retention areas are to be maintained by the developer/future property owners and this to be stated with a plat note on the plat
- 5. Provide Planning Department with recorded document showing responsibility for maintenance of retention ponds and offsite landscaping buffer
- 6. Health Department approval required for Tract 2
- 7. Amend plat to show State Plan coordinates based on NAD83 AL West Zone
- 8. Show as a plat note: The location of Point Mallard Center will be affected by the Preliminary Flood Insurance Rate Map to be issued in May 2018. The area is affected by a Zone A floodplain, a special flood hazard area that is backwater from Flint Creek North Tributary 1.

Pt. of Info:

Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

Site Plan Review

Point Mallard Centre

Applicant: Theo Stone

Zoning: B-2, General Business

Owner: Teramore Development LLC

Acreage: 16.9 acres

Request:

Site plan approval for the development of a new shopping center

Location:

North of Point Mallard Parkway (Hwy 67) and west of Indian Hills Rd. SE

Minutes Subdivision Committee August 16, 2016

Conds:

1. Provide irrigation plans for Centre

- 2. Amend landscaping plan to show a 20' landscaped buffer at the north property line adjacent to the R-1 (buffer to include irrigation)
- 3. Amend site plan civil drawings to show 24' of asphalt along Indian Hills Rd. to back side of property (approved by City Engineer)
- 4. Amend site plan to show redesign for truck access on Indian Hills Rd. SE and provide a plat note to state: "Truck deliveries shall ingress and egress from Hwy. 67 only."
- 5. Add the following to the General Site Notes #4: The location of Point Mallard Center will be affected by the Preliminary Flood Insurance Rate Map to be issued in May 2018. The area is affected by a Zone A floodplain, a special flood hazard area that is backwater from Flint Creek North Tributary 1.

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

CONSENT AGENDA

Certificates

3319-16 Certificate to Consolidate

Applicant: Lee Greene Owner: Daniel Booker Zoning: R-2, SF Residential Acreage: Approx. 1.32 acres

Request:

Consolidate two tracts of .66 acres into one tract of 1.32 acres

Location:

North of Montgomery St. SW and east side of Old Moulton Road

Conds:

- 1. Provide copy of deed showing ownership of the property
- 2. Payment of recording fees
- 3. Provide signed letter from property owner requesting consolidation of property
- 4. Amend survey to show four state plane coordinates based on NAD83 AL West Zone
- 5. Verify/obtain septic tank approval
- 6. Show/dedicate 10' (5' either side) easement for existing power line on the east property line

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions.

Certificate to Subdivide and Consolidate 3320-16

Applicant: Lee Greene

Zoning: R-2 and AG-1

Owner: Journey, Howard, Hughes & Hill

Acreage: Approximately 1 acre

Request:

Subdivide two .09 acre tracts and consolidate each with the adjoining subdivision

parcels in Longleaf Estates Subdivision

Location:

South of Tammy Street SW and east side of Longbow Dr. SW

Conds:

Provide signed letter from all property owners requesting subdivision and 1. consolidation

Payment of recording fees 2.

3. Amend survey to show Lot 3

Show/dedicate easement for existing electric line on the source tract C – per DU 4.

Dedicate easement for existing gas line on Lot 3, Longleaf Estates, Add. #4 - per

DU

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

Certificate to Consolidate 3321-16

Applicant: Harry Vice

Owner: Davidson Homes LLC

Zoning: R-5, Patio Home

Acreage: .34 acres

Request:

Consolidate Lot 1 and Lot 2 of Cedar Grove, Add. No. 3 into one tract of .34 acres

Location:

South of Kensington Way SW and west side of Monterey Drive SW

Conds:

- Payment of recording fees 1.
- Provide copy of deed showing property ownership 2. Provide a stamped and sealed survey for recording 3.

Amend survey to show four state plane coordinates based on NAD83 AL West 4.

Zone

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

Certificate to Subdivide and Consolidate 3322-16

Applicant: North AL Engineering

Owner: Same Rita Hazel & Marlon Waters

Zoning: AG-1, Agricultural

Acreage: 17.76 acres

Request:

Subdivide .51 acres from a 17.13 acre tract and consolidate with a .63 acres tract

creating two tracts of 1.14 acres and 16.62 acres

Location:

North of Old Moulton Rd. SW and east of Woodall Road

Minutes **Subdivision Committee** August 16, 2016

Conds:

1. Payment of recording fees

Amend survey to show four state plane coordinates based on NAD83 AL West 2.

Zone on the survey

Verify/obtain septic tank approval for Unit 1 3.

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

Certificate to Subdivide 3323-16

Applicant: Ricky Wilhite Owner: Vernon Lane

Zoning: ID & R-2 Acreage: 37.33 acres

Request:

Subdivide 37.33 acres into two tracts of 5.01 acres and 32.32 acres

Location:

North of Auburn Dr. SW and southeast of Old Moulton Rd.

Conds:

Payment of recording fees 1.

Amend survey to show existing electric & gas easements - per DU 2.

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated condition

Certificate to Subdivide and Consolidate 3324-16

Applicant: Ricky Wilhite

Zoning: AG-1, Agricultural Acreage: 12.78 acres Owner: Donnie & Dianne Lane

Request:

Consolidate a 2.78 acre tract and 10 acres into one tract and subdivide into two tracts

of 5.00 acres and 7.78 acres

Location:

South of Chapel Hill Rd. SW and east side of South Woodtrail Road, SW

Conds:

Payment of recording fees 1.

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated condition

Certificate to Subdivide 3325-16

Applicant: Pugh Wright McAnally Owner: Idlewind, LLC

Zoning: PJ – Outside Corp Limits

Acreage: 9.13 acres

Request:

Subdivide 9.13 acres into two tracts of 4.13 acres and 5 acres

Location:

South of Bird Spring Road and east side of Baker Rd.

Conds:

1. Payment of recording fees

2. Amend survey to show new Baker Rd. ROW

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

3326-16 Certificate to Consolidate and Subdivide

Applicant: Pugh Wright McAnally

Zoning: PJ – Outside Corp Limits

Owner: James Powers & Elizabeth Johnson

Acreage: 76.13 acres

Request: subdivide

Consolidate a 6.09 acre tract and 70.04 acre tract into one tract of 76.13 acres and

Into two tracts of 1.24 acres and 74.89 acres

Location:

South of Neel School Rd. and east side of Kirby Bridge Rd.

Conds:

1. Payment of recording fees

2. Provide a stamped and sealed survey for recording

Verify/obtain septic tank approval for Unit 1

4. Amend page 2 of certificate with proper wording for PJ and correct spelling of Kirby Bridge Road on page 4

5. Provide electrical easements –to be reviewed & approved by Joe Wheeler

Electric

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

3327-16 Certificate to Subdivide and Consolidate

Applicant: Pugh Wright McAnally Owner: Rachel Hunt Estate

Zoning: R-1 & AG-1 Acreage: 3.97 acres

Request:

Subdivide 3.97 acres into three tracts of 1.93 acres, .92 acres and 1.12 acres

Location:

North of Hunterwood Drive SE and east of Hickory Hill Dr. SE

Conds:

1. Verify/obtain septic tank approvals for all three tracts

2. Provide a stamped and sealed survey for recording

3. Payment of recording fees

4. Provide a letter from property owner requesting subdivision

5. Provide a copy of the deed showing ownership

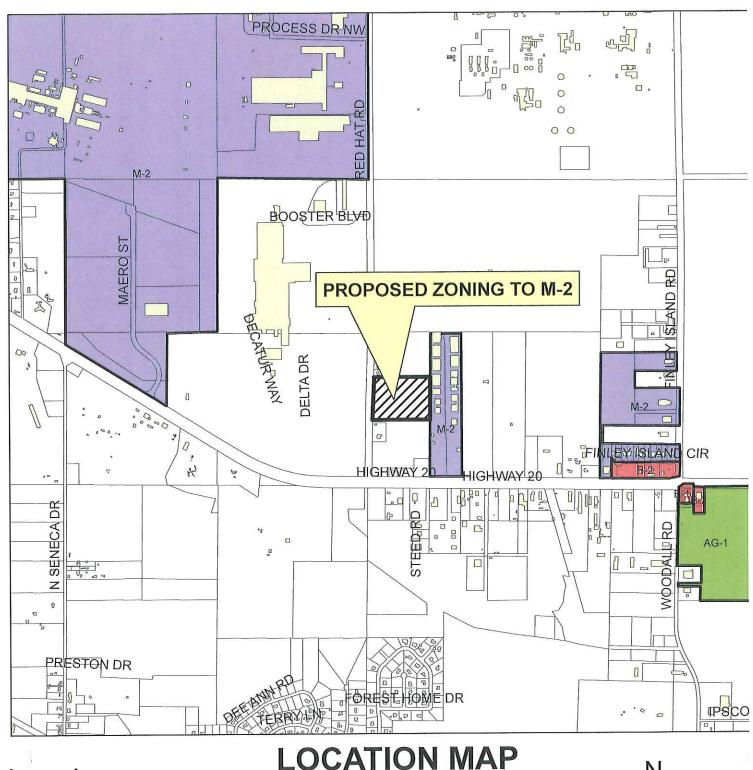
6. Amend survey to show existing electrical poles on Units 1 & 3

Pt. of Info: Any relocation of utilities will be at the owner's expense.

Recomm:

Approval with stated conditions

ZONING REQUEST NO. 1304-16 FROM NEWLY ANNEXED TO M-2 17.28 ACRES



Legend

Buildings

APPLICANT: JOHN EYSTER, JR.

Ownership

SUBJECT PROPERTY

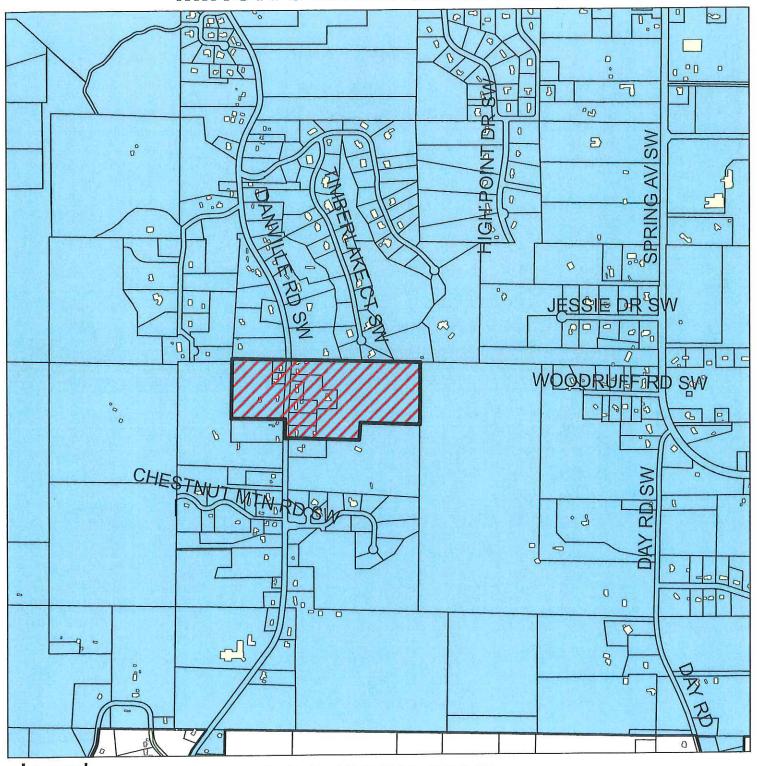
PROPERTY NEWLY ANNEXED

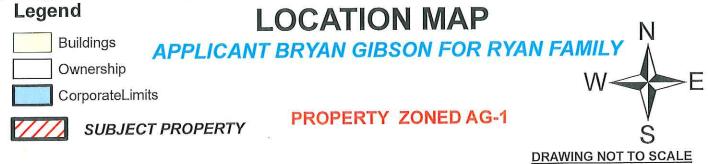


Sec. 25-12. - Industrial district requirements.

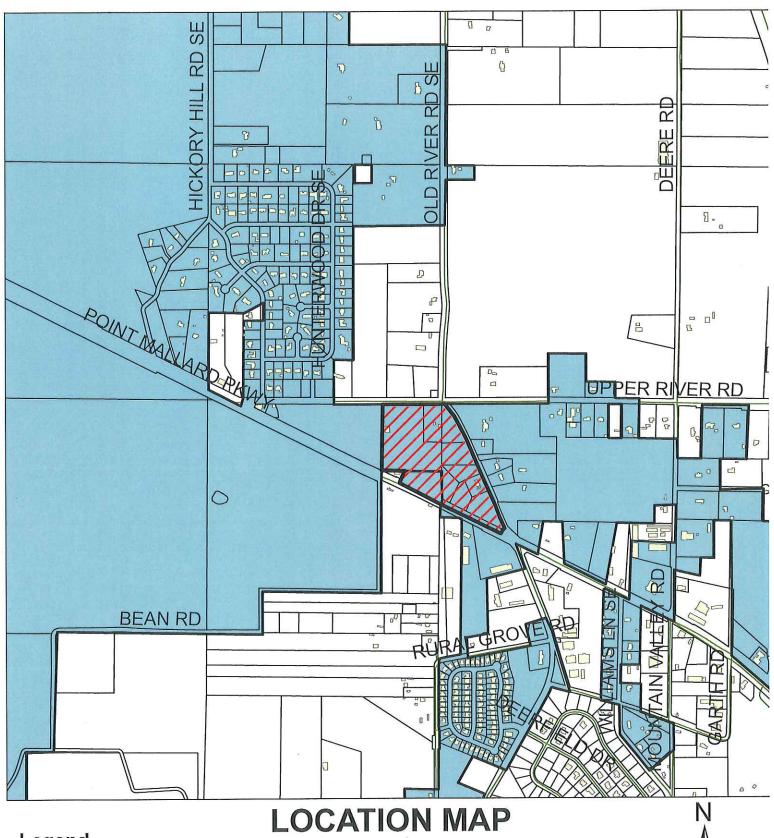
District	USE REGULATIONS	SPACE AND HEIGHT REGULATIONS	District
M-2 (General Industry)	Uses permitted: Off-premises sale of alcoholic beverages; clubs; and on premises and off premises sale of alcoholic beverages by clubs when duly licensed as a class I club by the City of Decatur and the Alabama Alcoholic Beverage Control Board and pursuant to the Alcoholic Beverage Licensing Code; any industrial, service or commercial use, except those which in the opinion of the Building Inspector would cause noise, smoke, gas, vibration, fumes, dust or other objectionable conditions which would affect a considerable portion of the city. Uses permitted on appeal: Any industrial service or commercial use, and subject to such conditions and safeguards as the Board of Adjustment may require to preserve and protect any portions of the city which otherwise could be adversely affected. Residences and apartments shall be subject to all district requirements of the R-4 Residence District as specified in section 25-10 hereof. Uses prohibited: Businesses licensed under the Deferred Presentment Services Act and/or, Pawnshop Act and/or, Dealers in Gold or Precious Items Act; and any uses not permitted or permitted on appeal.	Minimum lot size: Same as for M-1 Industrial District. Minimum yard size: None specified. Maximum height: None. Off-street parking: See § 25-16. Off-street loading and unloading: Same as for M-1 Industrial District.	M-2 (General Industry)

H. C. AND LULA MAE RYAN FAMILY MINOR SUBDIVISION PLAT





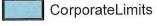
POINT MALLARD CENTRE MINOR PLAT











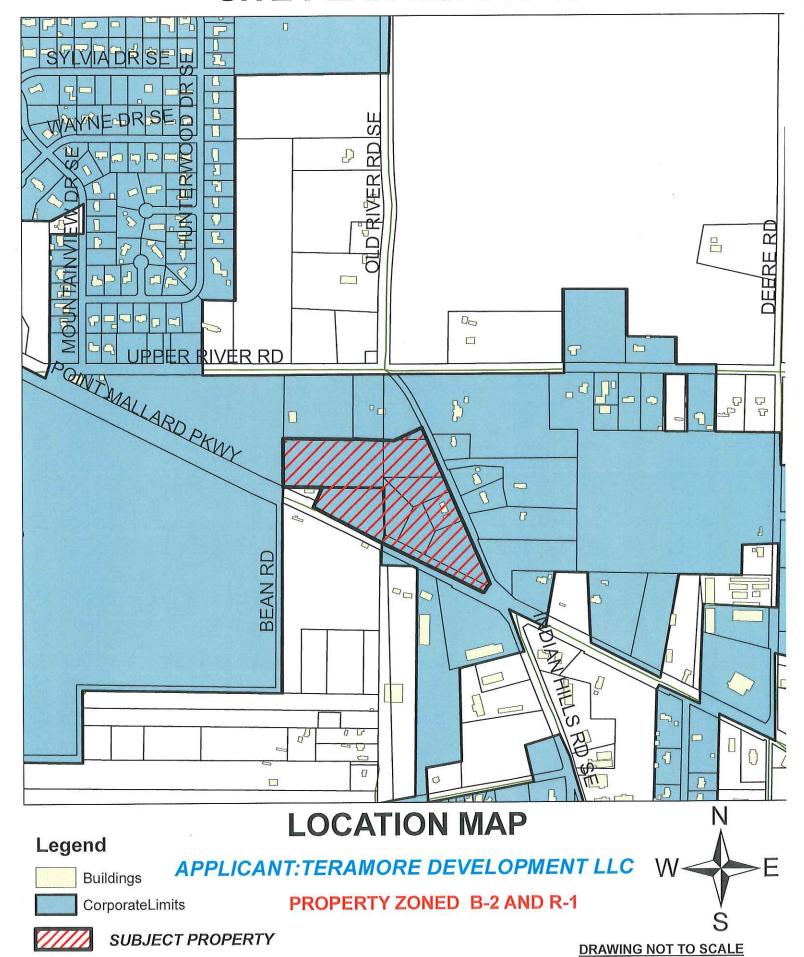




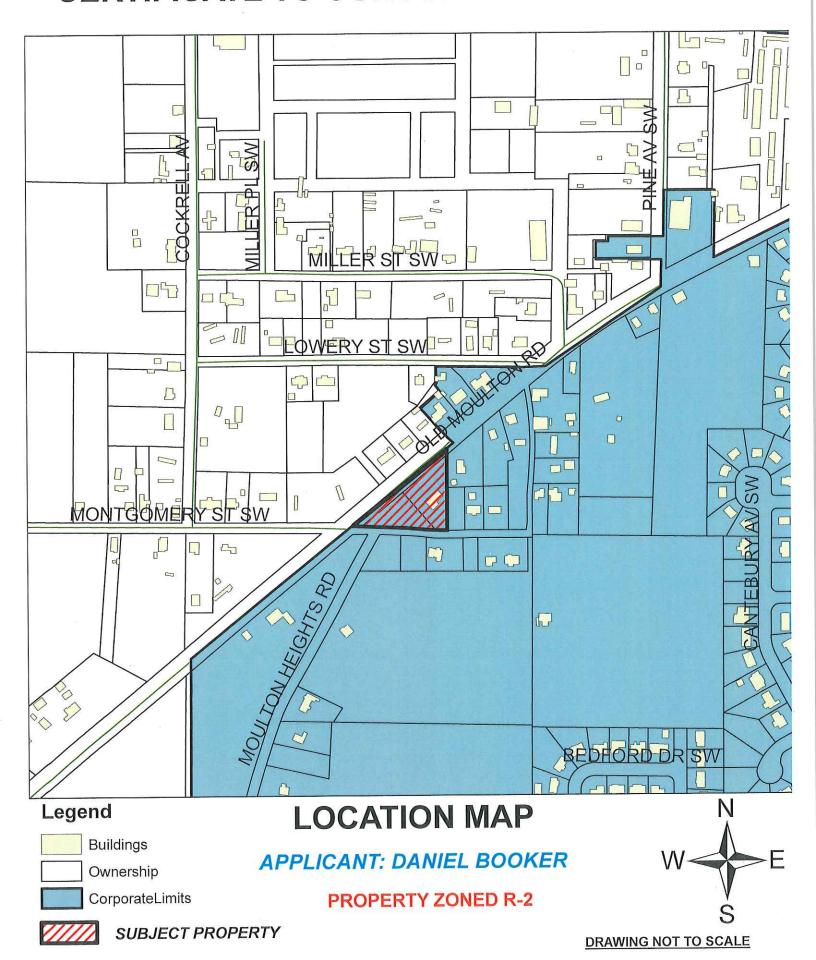
SUBJECT PROPERTY

DRAWING NOT TO SCALE

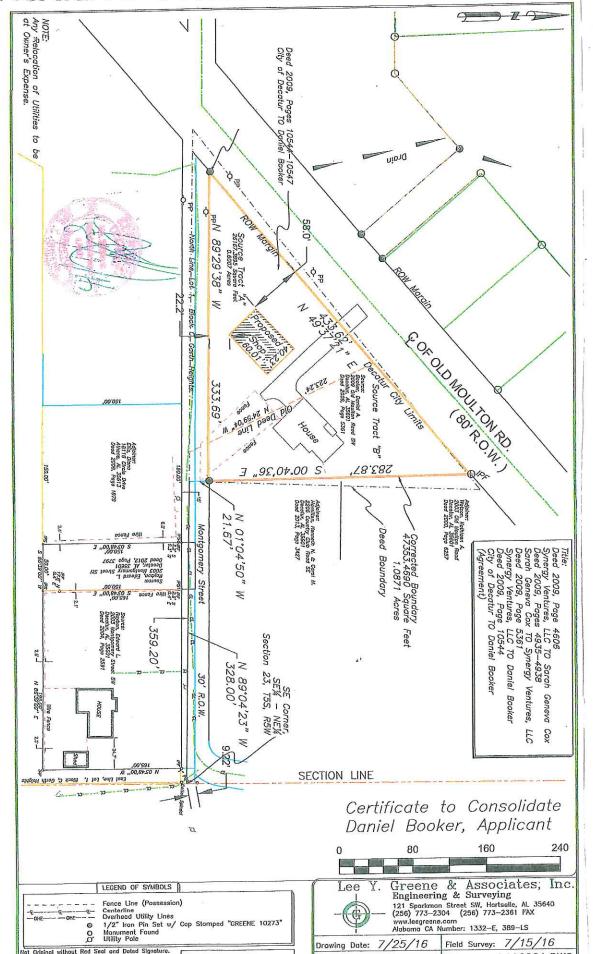
SITE PLAN NO. 546-16



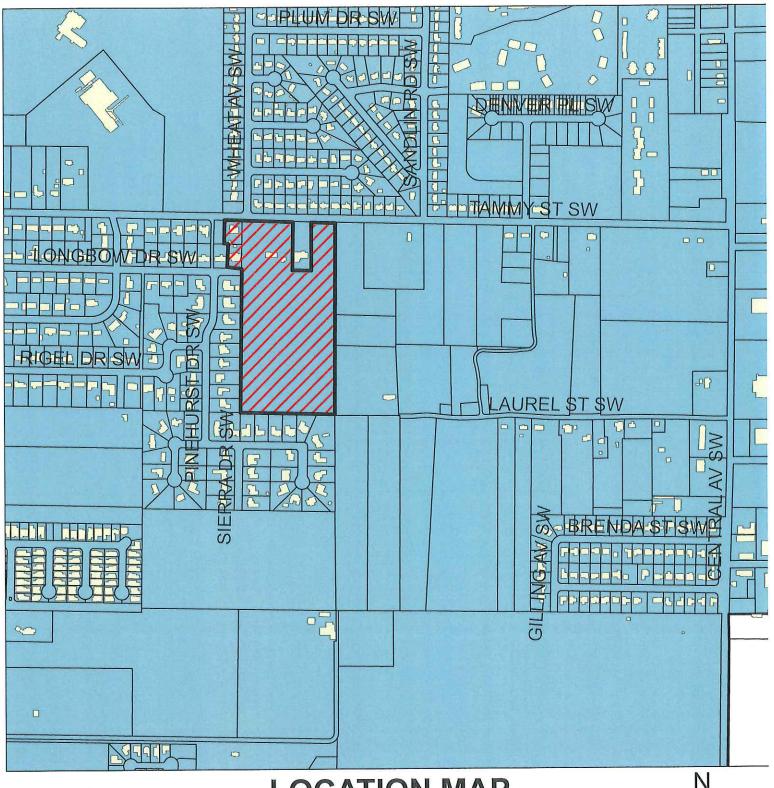
CERTIFICATE TO CONSOLIDATE NO. 3319-16



CERTIFICATE TO CONSOLIDATE NO. 3319-16



CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO. 3320-16



Legend



LOCATION MAP

APPLICANT: JOURNEY, HOWARD, HUGHES AND HILL

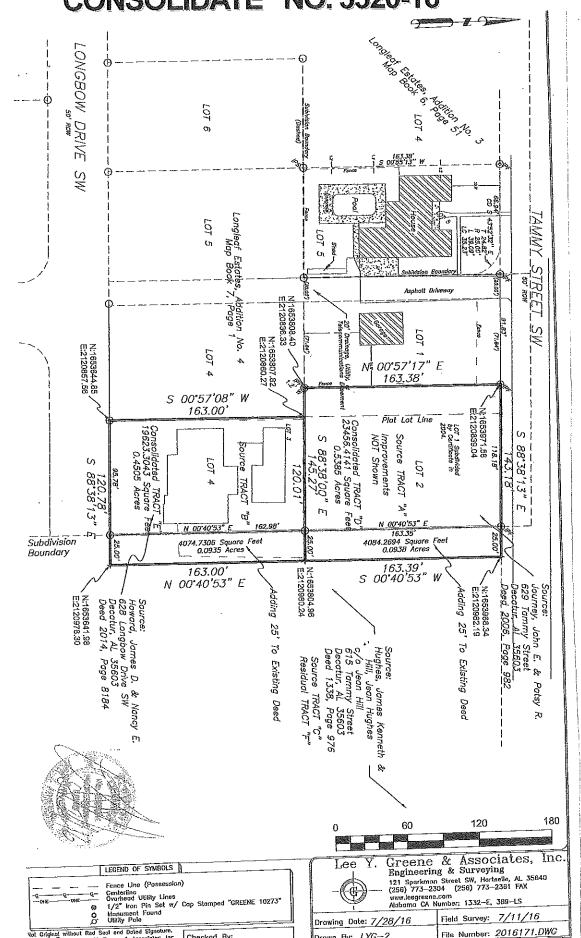
PROPERTY ZONED R-2 AND AG-1



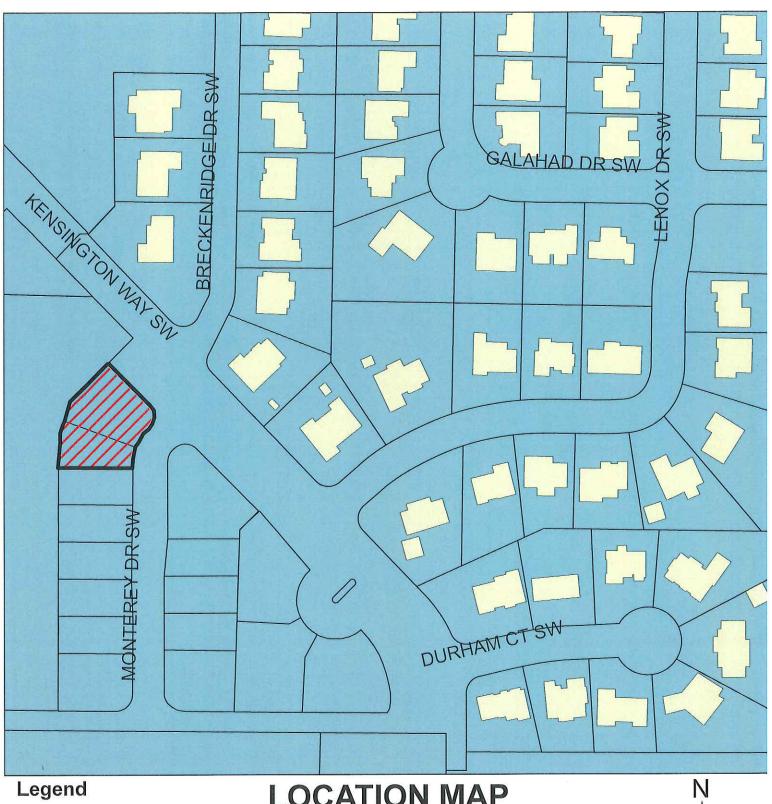


SUBJECT PROPERTY

CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO. 3320-16



CERTIFICATE TO CONSOLIDATE NO. 3321-16



Buildings

Ownership CorporateLimits

LOCATION MAP

APPLICANT: AUSTIN EVANS FOR **DAVIDSON HOMES LLC**

PROPERTY ZONED R-5

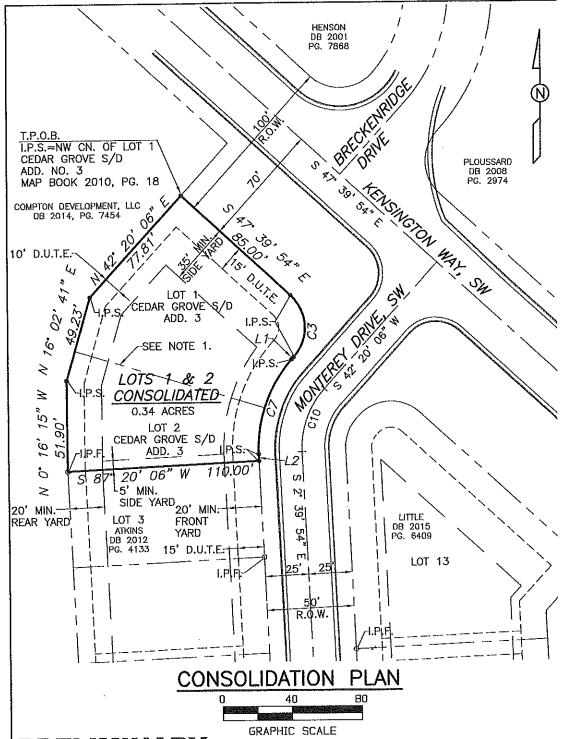




SUBJECT PROPERTY

DRAWING NOT TO SCALE

CERTIFICATE TO CONSOLIDATE NO. 3321-16



PRELIMINARY FOR REVIEW ONLY

I HEREBY CERTIFY THAT I HAVE EXAMINED THE FLOOD INSURANCE RATE MAP FOR MORGAN COUNTY, ALABAMA, MAP NO. 01103C0066E, DATED DECEMBER 16, 2005 AND FOUND THE PROPERTY SHOWN ON THIS PLAN TO BE IN ZONE X.

Harry C. Vice, Jr., P.E., P.L.S. Ala. Reg. No. 16747

CONSOLIDATION OF LOTS 1 & 2 CEDAR GROVE ADD. 3

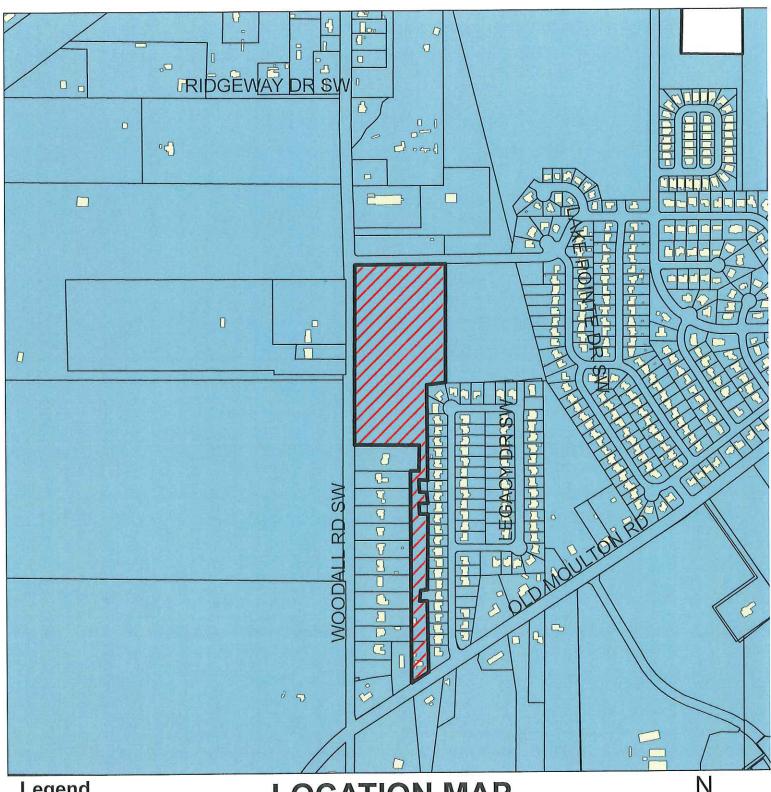
MONTEREY DRIVE & KENSINGTON WAY, SW DECATUR, ALABAMA

PREPARED FOR DAVIDSON HOMES, LLC

SCALE: 1	" =	40'		PI H
PAGE NO	: 1	OF	3	11 14
FIELD SV	Y: 7-	-22-		PI

PREPARED BY: HARRY C. VICE, JR., P.E., P.L.S. MCE ENGINEERING & SURVEYING 506 MARKS DRIVE ARTSELLE, ALABAMA 35640 FIELD SVY: 7~22-16 DWG. DATE: 8-1-16 WEB: viceengineersurveyor.com

CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO. 3322-16

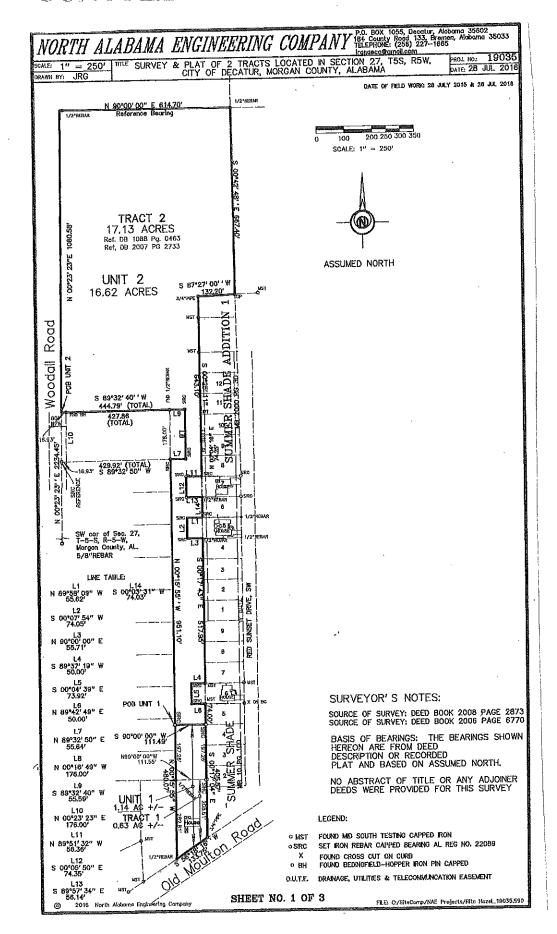


Legend LOCATION MAP Ownership APPLICANT: RITA HAZEL AND MARLON WATERS Buildings Corporate Limits

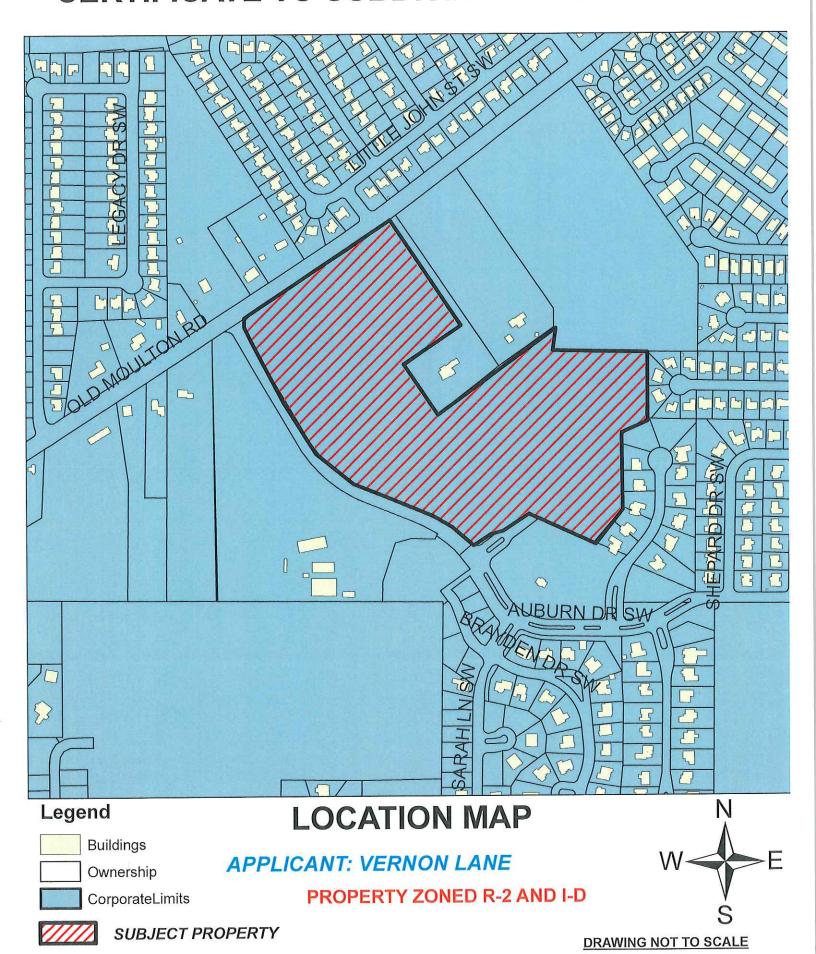
PROPERTY ZONED AG-1



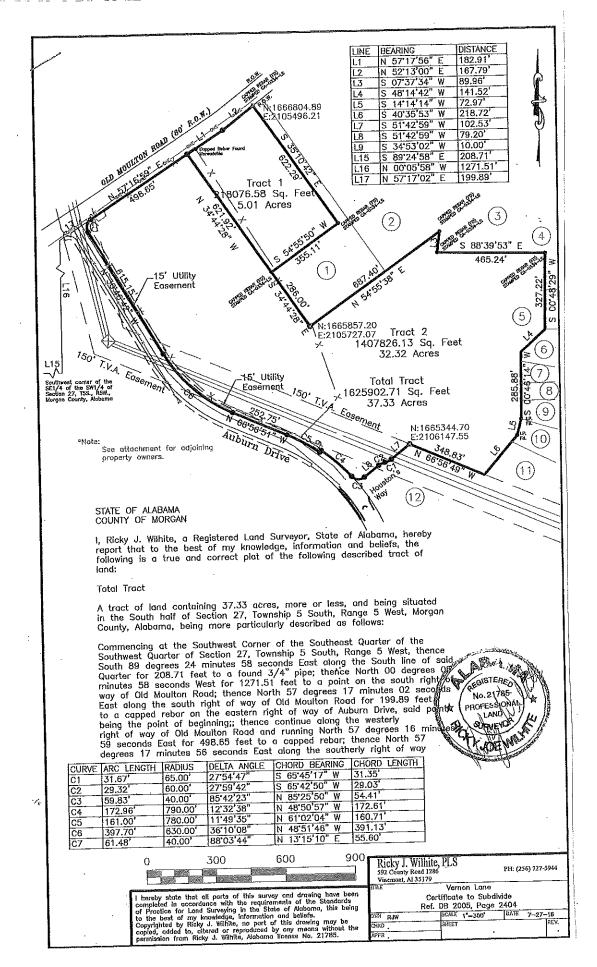
CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO. 3322-16



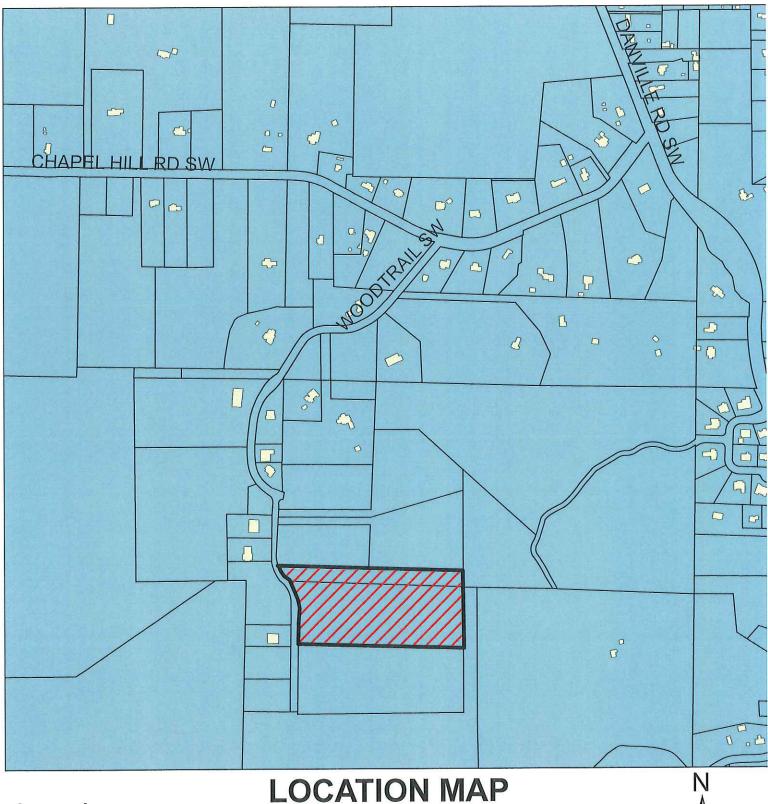
CERTIFICATE TO SUBDIVIDE NO. 3323-16



CERTIFICATE TO SUBDIVIDE NO. 3323-16



CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO. 3324-16







APPLICANT: DONNIE AND DIANNE LANE



PROPERTY ZONED AG-1

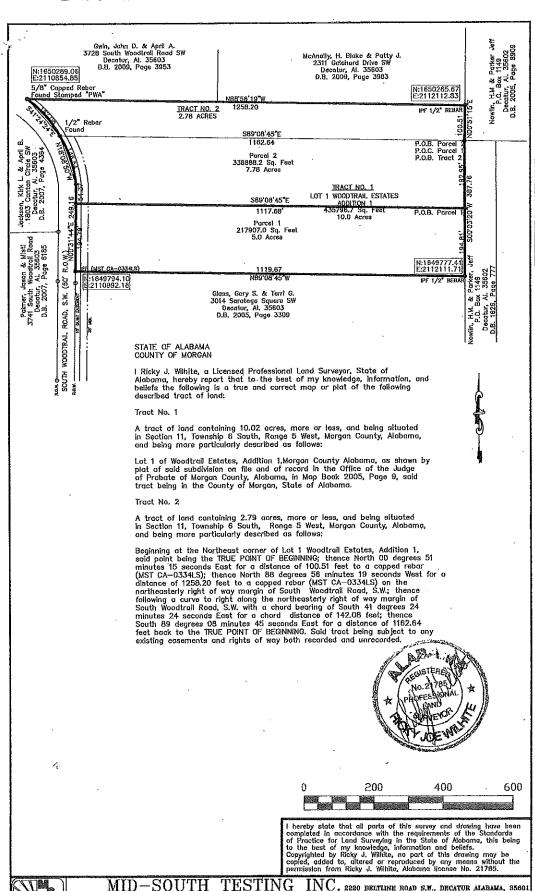




SUBJECT PROPERTY

DRAWING NOT TO SCALE

CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO. 3324-16

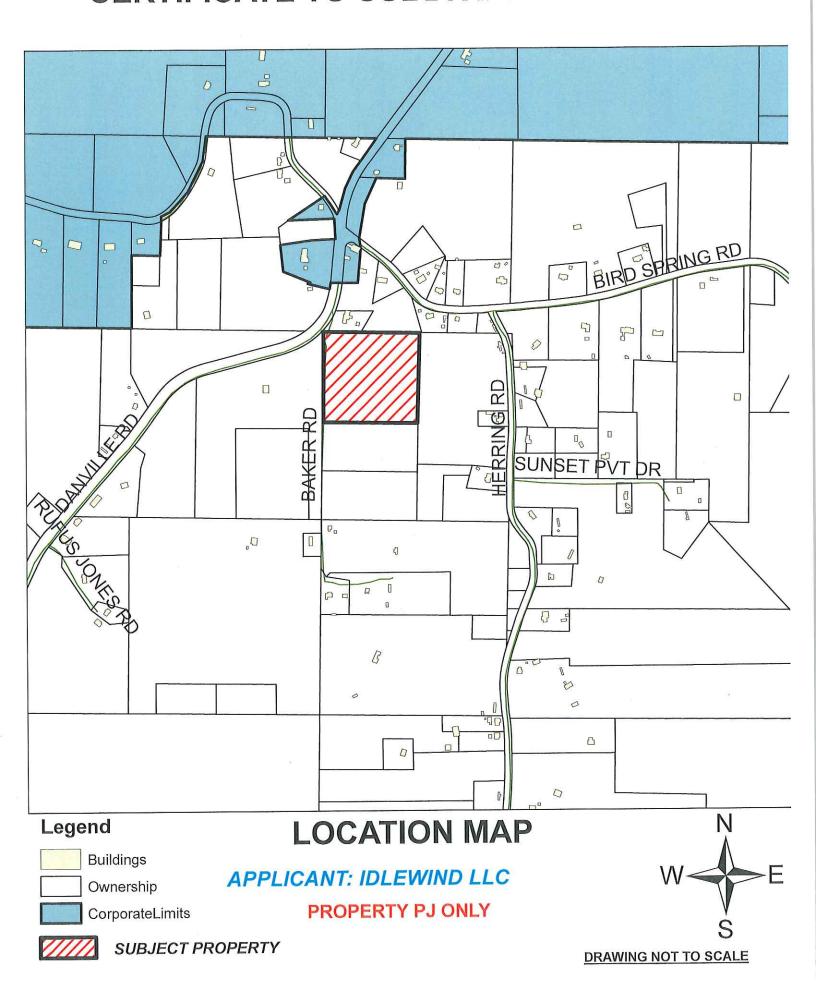


MID—SOUTH TESTING INC. 2220 BRITTINE ROAD S.W., DECATUR ALABAMA, 35801

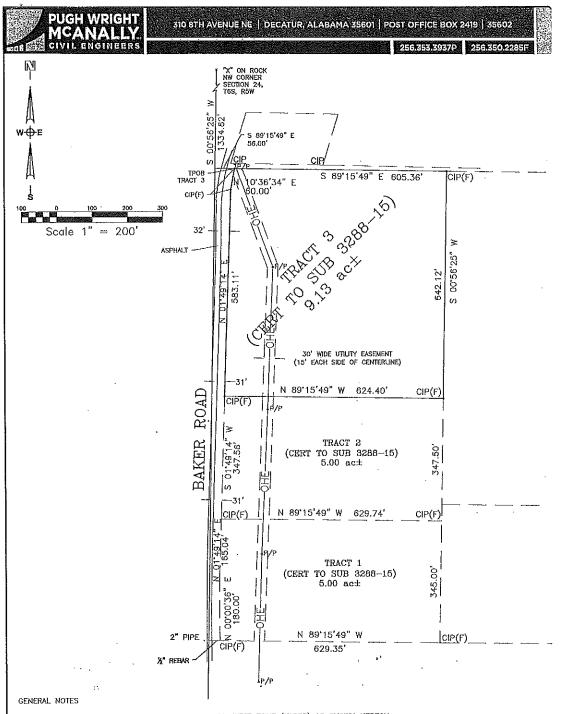
Sheet | Title | Donnie Lane | Scole:1* = 200' | Project No: | Date: 6-18-15 | Cad nome: Inne_woothroil |

1 of 2 | Project | Certificate to Subdivide and Consolidate | Drawn By: RJW | File:dwg-2015.lgne-woodhroil

CERTIFICATE TO SUBDIVIDE NO. 3325-16

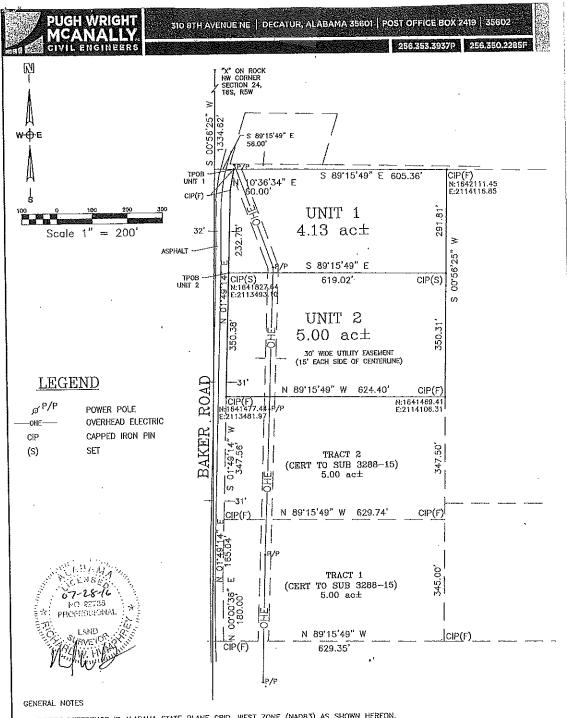


CERTIFICATE TO SUBDIVIDE NO. 3325-16



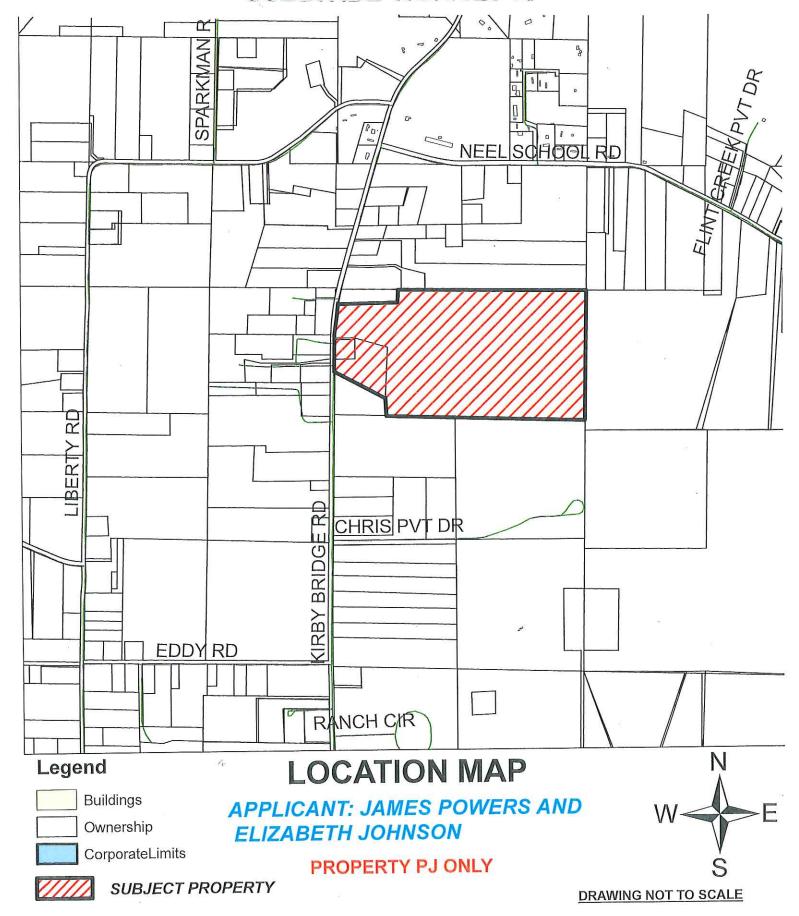
- 1. NORTH REFERENCE IS ALABAMA STATE PLANE GRID, WEST ZONE (NAD83) AS SHOWN HEREON.
- 2. ALL MEASUREMENTS SHOWN ARE TO U.S. STANDARDS AND ARE FIELD MEASUREMENTS UNLESS OTHERWISE SHOWN
- 3. SOURCE OF INFORMATION USED FOR SURVEY:
- MISC 2015, PG 9042
- 4. PROPERTY ADDRÉSS IS BAKER ROAD, DECATUR, AL
- 5. NO ENCROACHMENTS WERE FOUND ABOVE GROUND EXCEPT AS SHOWN
- 6. NO SEARCH OF PUBLIC RECORDS HAS BEEN PERFORMED BY THIS FIRM TO DETERMINE IF ANY DEFECTS AND/OR AMBIGUITIES EXIST IN THE TITLE.
- 7. THERE WAS NO FIELD LOCATION ATTEMPTED TO DETERMINE THE EXTENT OF SUBSURFACE STRUCTURES
- 8. UNLESS STATED OTHERWISE, COVERNMENTAL JURISDICTIONAL AREAS OR NEGATIVE EASEMENT, IF ANY, WHICH MIGHT AFFECT THE USE OF THIS PROPERTY WERE NOT LOCATED. THE UNDERSIGNED ASSUMES NO LIABILITY FOR ANY LOSS RESULTING FROM THE EXERCISE OF ANY GOVERNMENTAL JURISDICTION AFFECTING THE USE OF THIS PROPERTY.
- 9. FIELD WORK WAS COMPLETED JULY, 2016.

CERTIFICATE TO SUBDIVIDE NO. 3325-16

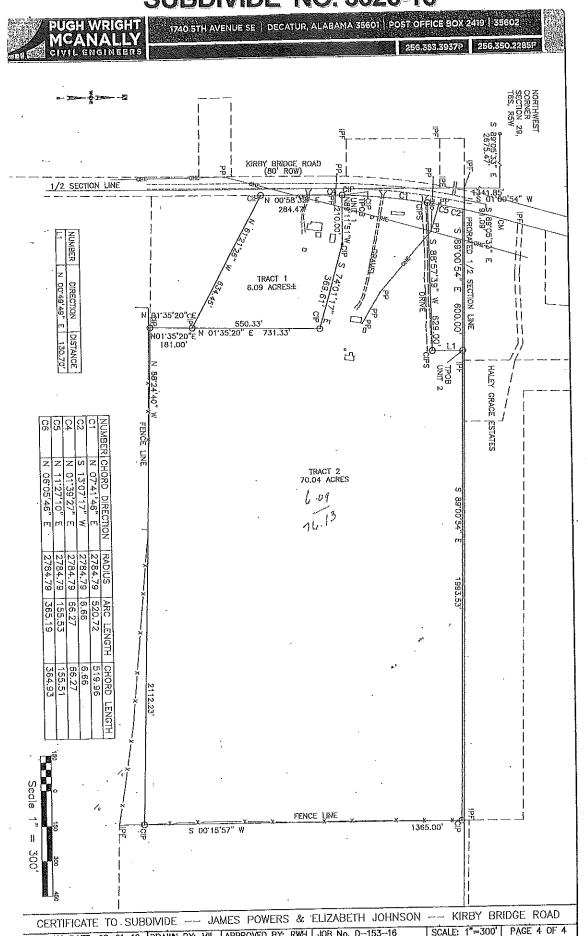


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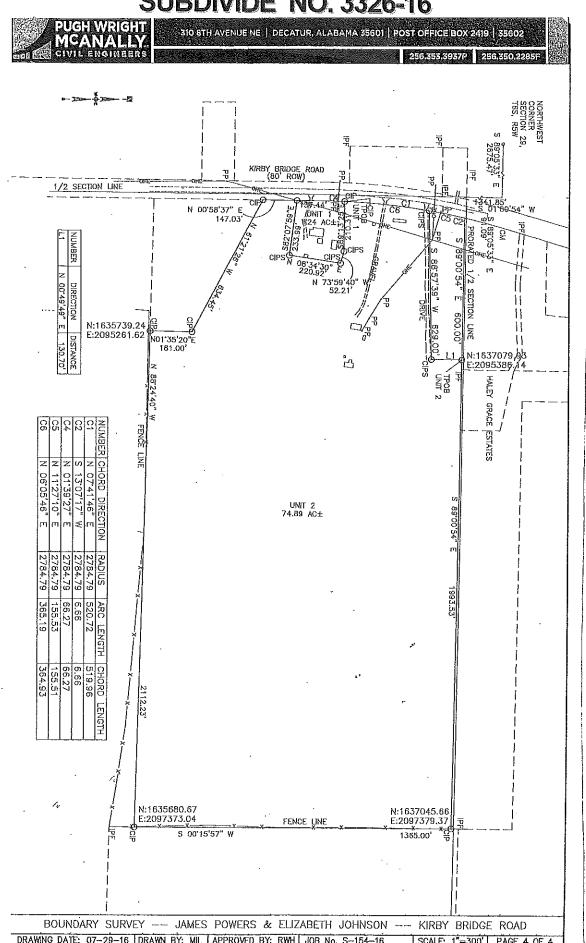
CERTIFICATE TO CONSOLIDATE AND SUBDIVIDE NO. 3326-16



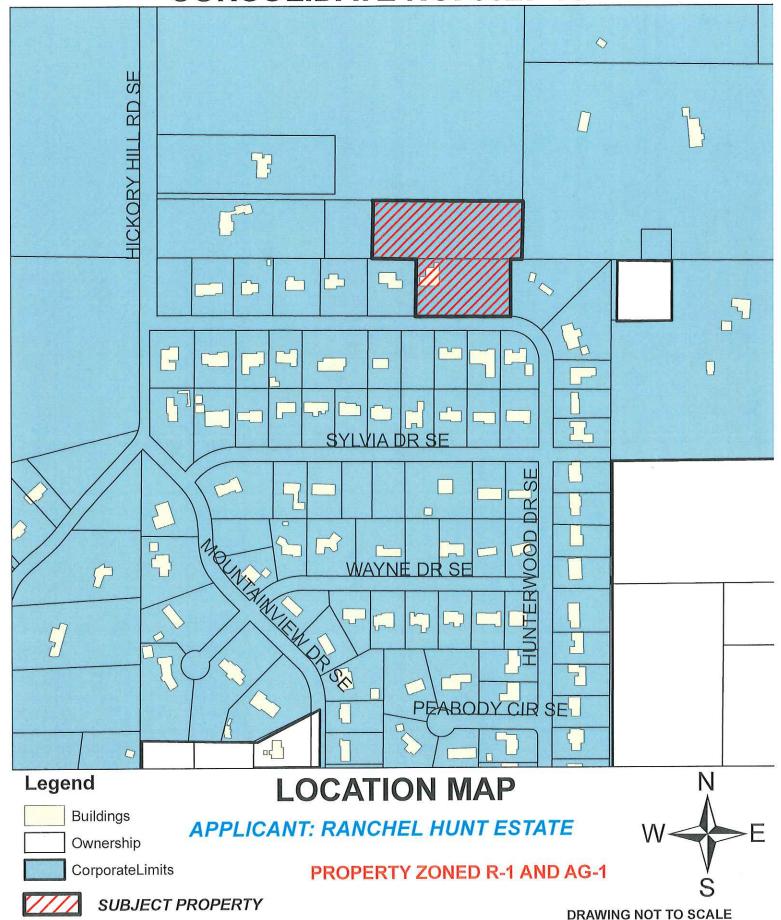
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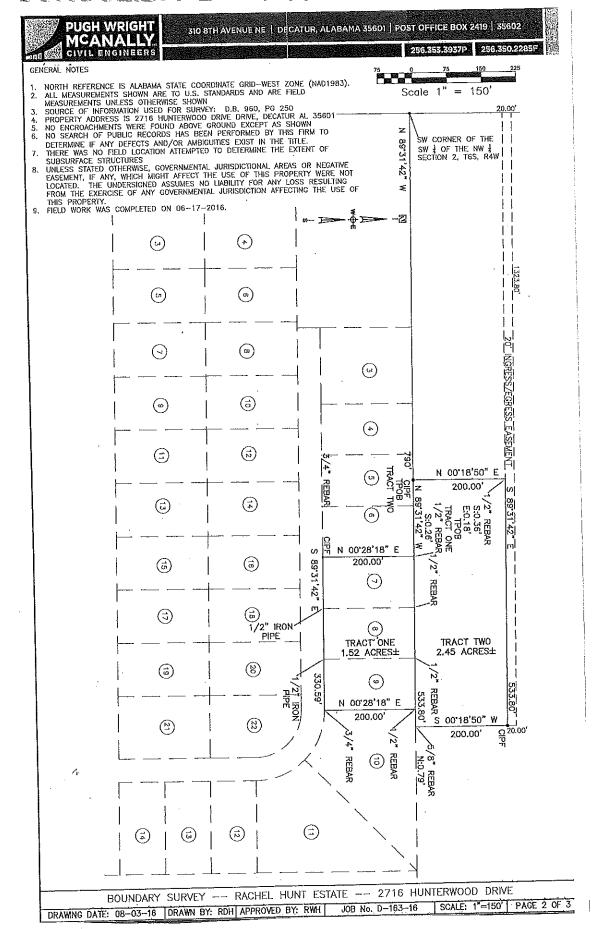
CERTIFICATE TO CONSOLIDATE AND SUBDIVIDE NO. 3326-16



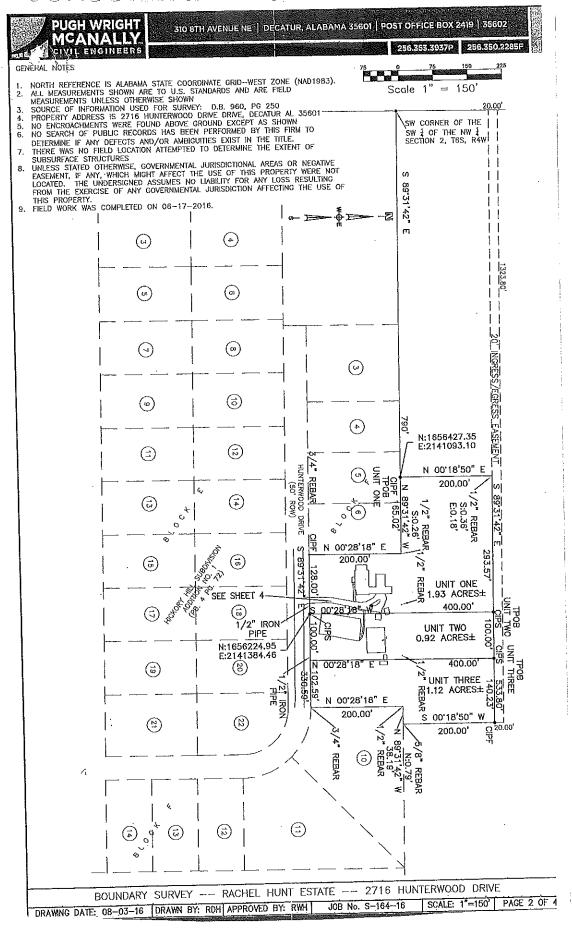
CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO. 3327-16



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CERTIFICATE TO SUBDIVIDE AND CONSOLIDATE NO.3327-16

