

**PUBLIC HEARING AGENDA
PRATTVILLE CITY COUNCIL
TUESDAY, JUNE 2, 2015
6:00 P.M.**

ROLL CALL:

CALL TO ORDER:

1. RESOLUTION: To Declare Various Weeded Lots to be a Public Nuisance and Ordering Their Abatement per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended. (Sponsored By: Councilor Starnes)

2. RESOLUTION: To Grant a Retail Beer (On or Off Premises) and a Retail Wine (On or Off Premises) License to Prattville Pizza Kitchen d/b/a Midtown Pizza Kitchen. (Sponsored By: Councilor Starnes)

3. ORDINANCE: To Zone Property Located at Glenbrooke Subdivision to R-3, Single Family Residential and R-5 Patio Garden Homes. (Sponsored By: Councilor Brown)

4. ORDINANCE: To Zone Property Located at Rocky Mount Road at Old Farm Lane to R-4, Multi-Family Residential. (Sponsored By: Councilor Brown)

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RESOLUTION

[To Declare Various Weeded Lots to be a Public Nuisance and Ordering
Their Abatement per Title 11, Chapter 67 of the *Code of Alabama, 1975*, as Amended.]

{Sponsored By: Councilor Starnes}

WHEREAS, an abundance of overgrown grass or weeds:

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

WHEREAS, the City Council of the City of Prattville declared in Resolution Book 2015, Page 047 that the abundance of overgrown grass and weeds at various addresses in the City of Prattville constituted a public nuisance and set a public hearing to discuss said nuisances; and

WHEREAS, notice, as required by §11-67-62 of the *Code of Alabama, 1975*, as amended, was provided in *The Prattville Progress*, by certified mail, and by signage on the subject property; and

WHEREAS, the Prattville Police Department Code Enforcement Officer has inspected the properties listed in Resolution Book 2015, Page 047, adopted on May 5, 2015 and determined that the public nuisance still exists; and

WHEREAS, the City Council of the City of Prattville held the required public hearing at 6:00 p.m. on June 2, 2015 permitting the owners of same properties listed in Resolution Book 2015, Page 047 to present evidence, objections and protest regarding the proposed removal of weeds.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Prattville declares that the abundance of overgrown grass and weeds on the properties continue to be a public nuisance:

- **315 Summerhill Rd.** – Debra Carr, 1738 Alpine Dr, Deatsville, AL 36022 (19-05-16-3-001-001.023)
- **329 Summerhill Rd.** – 24345 Wilderness Oak Apt 5402, Apt 516, San Antonio, TX 78258 (19-05-16-4-010-001.090)
- **308 Marlette Dr.** – Debra Elaine Hines, 210 Deerwood Dr, Prattville, AL 36067 (19-05-16-3-001-001.015)
- **403 New Moon Dr.** – Virginia Ellis, PO Box 5086, Johnson City, TN 37602 (19-05-16-2-000-116.000)
- **419 Marlette Dr.** – William & Becky Moses, 1804 Hwy 14 West, Prattville, AL 36067 (19-05-16-4-010-001.077)
- **401 Marlette.** – Kecia Lewis, 1754 West Hickory Grove, Lapine, AL 36046 (19-05-16-4-010-001.086)
- **742 Cranbrook Dr.** – Richard Blackmon (19-05-16-4-010-001.037)
- **401 Hallmark Dr.** – Marilyn Nipper (19-05-16-1-002-002.000)
- **1206 Gardenia Cir.** – Kaye Davis, PO Box 681921, Prattville, AL 36068 (19-02-09-1-005-075.007)
- **105 Cedar Dr.** – Stephanie Chance (19-02-03-3-001-026.000)
- **143 Hwy 82 Bypass West** – Double B, LLC, PO Box 745 Troy, AL 36081 (19-04-20-4-001-002.000)

- 1 • **607 Thornton Place** – Michael Sechler (19-01-11-1-000-001.142)
- 2 • **730 Newton St.** – Carol R Lemo, 135 Quail Run, Prattville, AL 36067 (19-02-09-4-007-009.000)
- 3 • **814 Newton St.** – Mary Belle Eastman (19-02-09-4-007-007.000)
- 4 • **494 Pinecrest St.** – Troy Smith (19-02-09-4-007-047.000)
- 5 • **113 Warwick Dr.** – Martha Sanders, 524 Thorn Place, Montgomery, AL 36106 (19-02-10-1-007-
- 6 007.000)
- 7 • **207 Radburn Way** – Steven Carmical (19-02-10-1-008-012.000)
- 8 • **109 Alecia Dr.** – Carol Wilson, 699 Covered Bridge Pkwy, Apt G, Prattville, AL 36066 (19-06-14-3-
- 9 003-017.000)
- 10 • **534 Weatherby Trail** – 4/H Properties, LLC, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 11 001.010)
- 12 • **536 Weatherby Trail** – 4/H Properties, LLC, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 13 001.010)
- 14 • **538 Weatherby Trail** – Dennis Mullins, 521 Weatherby Trail, Prattville, AL 36067 (19-04-17-4-000-
- 15 001.009)
- 16 • **540 Weatherby Trail** – Manning & Felio, PO Box 680455, Prattville, AL 36068 (19-04-17-4-000-
- 17 001.008)
- 18 • **542 Weatherby Trail** – 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 19 001.007)
- 20 • **535 Weatherby Trail** – Charlie & Flossie Wood, 708 Washington Ferry Rd, Prattville, AL 36067 (19-
- 21 04-17-4-000-001.054)
- 22 • **531 Weatherby Trail** – 4/H Properties LLC, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 23 001.052)
- 24 • **519 Weatherby Trail** – Dennis Mullins, 521 Weatherby Trail, Prattville, AL 36067 (19-04-17-4-000-
- 25 001.046)
- 26 • **517 Weatherby Trail** – Cagle & Luster, PO Box 240908, Montgomery, AL 36124 (19-04-17-4-000-
- 27 001.045)
- 28 • **515 Weatherby Trail** – Cagle & Luster, PO Box 240908, Montgomery, AL 36124 (19-04-17-4-000-
- 29 001.044)
- 30 • **512 Weatherby Trail** – 4/H Properties PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 31 001.022)
- 32 • **193 Winchester Way** – 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 33 001.038)
- 34 • **191 Winchester Way** – 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 35 001.037)
- 36 • **189 Winchester Way** – Ronald Maffia, 4052 W Crete-Monee Rd, Monee, IL 60449 (19-04-17-4-000-
- 37 001.036)
- 38 • **188 Winchester Way** – Robert Enslin, 7331 Brisbane Pl, Montgomery, AL 36117 (19-04-17-4-000-
- 39 001.033)
- 40 • **190 Winchester** – Cagle & Luster Const, PO Box 240908, Montgomery, AL 36124 (19-04-17-4-000-
- 41 001.032)
- 42 • **115 Gray Dr.** – Peter Wilson (19-04-20-1-004-012.000)
- 43 • **1209 Caliber Crossing** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 44 001.072)
- 45 • **1211 Caliber Crossing** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 46 001.071)
- 47 • **1215 Caliber Crossing** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 48 001.069)
- 49 • **557 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 50 001.068)
- 51 • **559 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 52 001.066)
- 53 • **560 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 54 001.065)
- 55 • **558 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 56 001.064)
- 57 • **556 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-
- 58 001.063)

- 1 • **554 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.062)
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- 3 • **550 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.060)
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- 5 • **548 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.059)
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- 7 • **546 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.058)
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- 9 • **544 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.057)
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- 11 • **539 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.103)
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- 13 • **541 Weatherby Trail** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.102)
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- 15 • **1212 Caliber Crossing** - 4/H Properties, PO Box 4054, Montgomery, AL 36103 (19-04-17-4-000-001.100)
- 16
- 17 • **The Southwest corner of King Author Manor** – Camelot Village, LLC, 606 Clay St, Montgomery, AL 36104 (19-04-20-4-002-001.000)
- 18
- 19 • **801 Carter Road** – Webb Johnson (19-04-18-4-002-001.000)
- 20 • **Vacant lot at the west corner of Summit Pkwy and Hwy 14** – Trustmark National Bank, 4290 Carmichael Road, Montgomery, AL 36106 (19-01-02-4-000-004.033)
- 21
- 22 • **Vacant lot at the north corner of Dolly Circle & Summit Pkwy** – Old Ivy Investments, LLC, PO Box 28, Auburn, AL 36830 (19-01-02-4-000-004.028)
- 23
- 24 • **Vacant lot at the south corner of Dolly Circle & Summit Pkwy** – Old Ivy Investments, LLC. PO Box 28, Auburn, AL 36830 (19-01-02-4-000-004.017)
- 25
- 26 • **Vacant lot on the Southeast side of the cul-de-sac of Dolly Circle** – Old Ivy Investments, LLC, PO Box 28, Auburn, AL 36830 (19-01-02-4-000-004.018)
- 27
- 28 • **1810 Station Dr.** - Old Ivy Investments, LLC. PO Box 28, Auburn, AL 36830 (19-01-02-4-000-004.013)
- 29
- 30 • **Vacant lot on the Southwest side of the cul-de-sac of Dolly Circle** – Old Ivy Investments, LLC, PO Box 28, Auburn, AL 36830 (19-01-02-4-000-004.019)
- 31
- 32 • **Vacant middle lot between Station Drive & Dolly Circle** - Old Ivy Investments, LLC, PO Box 28, Auburn, AL 36830 (19-01-02-4-000-004.015)
- 33
- 34 • **Vacant lot on the south side of Station Drive and Summit Pky** - Old Ivy Investments, LLC, 472 North Dean Drive, Suite 100, Auburn, AL 36830 (19-01-02-4-000-004.011)
- 35
- 36 • **501 Daniel Dr.** – William Simmons (19-02-04-3-001-018.006)
- 37
- 38 • **590 Partridge Lane** – Donna Toxie, (19-05-16-1-005-011.000)
- 39
- 40 • **1205 Kingston Green Dr.**– Jean Doerfler (10-09-32-4-002-003.000)
- 41
- 42 • **130 Lee Circle** – William & Crystal Jacks (19-05-21-2-009-012.000)

41 **BE IT FURTHER RESOLVED** that:

42 The Mayor shall have the overgrown grass and weeds on the property listed above cut or
43 removed using city forces or the private contractors listed in Attachment A. Any property
44 owner shall have the right to have any weeds removed at his or her own expense provided
45 the removal is done prior to the commencement of work by employees or agents of the
46 City of Prattville. The Mayor shall keep an accounting of all costs related to the removal of
47 overgrown grass and weeds and report such cost to the City Council following their
48 removal.
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1 **ADOPTED THIS 2nd DAY OF JUNE, 2015.**

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6 By: Willie L. Wood, Jr., President
7 Prattville City Council

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9 **AUTHENTICATED THIS 2nd DAY OF JUNE, 2015.**

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13 By: Cathy Dickerson
14 City Clerk

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16 **APPROVED:**

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20 By: Bill Gillespie, Jr.
21 Mayor

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DRAFT

1 **RESOLUTION**

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3 [To Grant a Retail Beer (On or Off Premises) and a Retail Wine (On or Off Premises) License
4 to Prattville Pizza Kitchen d/b/a Midtown Pizza Kitchen.]

5
6 {Sponsored By: Councilor Starnes}

7
8 **WHEREAS**, Prattville Pizza Kitchen d/b/a Midtown Pizza Kitchen has applied for
9
10 a Retail Beer (On or Off Premises) and a Retail Wine (On or Off Premises) License for a
11
12 business located at 586 Pinnacle Place, Prattville, Alabama 36066, which is a restaurant; and

13
14 **WHEREAS**, a public hearing was set by Resolution Book 2015, Page 059 and held
15
16 June 2, 2015 at 6:00 p.m. and that at such time and place all persons who desired had an
17
18 opportunity to be heard in favor of or in opposition to such Resolution.

19
20 **NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of
21
22 Prattville hereby approves the issuance of a Retail Beer (On or Off Premises) and a Retail
23
24 Wine (On or Off Premises) License for the business located at 586 Pinnacle Place, Prattville,
25
26 Alabama 36066, to Prattville Pizza Kitchen d/b/a Midtown Pizza Kitchen.

27
28 **ADOPTED THIS 2nd DAY OF JUNE, 2015.**

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32 _____
33 By: Willie L. Wood, Jr., President
34 Prattville City Council

35 **AUTHENTICATED THIS 2nd DAY OF JUNE, 2015.**

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39 By: Cathy Dickerson
40 City Clerk

41 **APPROVED:**

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46 By: Bill Gillespie, Jr.
47 Mayor

1 **ORDINANCE**

2
3 [To Zone Property Located at Glenbrooke Subdivision to R-3, Single Family Residential and
4 R-5 Patio Garden Homes.]

5
6 {Sponsored By: Councilor Brown}

7
8 **BE IT ORDAINED** by the City Council of the City of Prattville, Alabama, as follows:

9
10 **THAT** the Zoning ordinance of the City of Prattville, Alabama adopted on February 10,
11 1950, subsequently amended from time to time, and the zoning map adopted on the 1st day of
12 May, 1987, is hereby amended to reclassify the property described in Attachment “A” and
13 displayed in Attachment “B” R-3, Single Family Residential and R-5 Patio Garden Homes;
14 and
15

16 **THAT** this proposed Ordinance was advertised for two (2) weeks in the Prattville
17 Progress, a newspaper of general circulation within the City Limits of the City of Prattville,
18 and that the City Council of the City of Prattville, at its Public Hearing on June 2, 2015 at 6:00
19 p.m., considered said proposed Ordinance and that at such time and place all persons who
20 desired had an opportunity to be heard in favor of or in opposition to such Ordinance.
21

22 **THAT** this Ordinance is adopted under the authority of §11-52-85 of the *Code*
23 *of Alabama, 1975*, as amended and is contingent on the petitioner completing the process to
24 annex property described in Attachment A and shown in Attachment B into the City of
25 Prattville no later than 180 days following adoption of the Ordinance.
26

27 **ALL** other items and provisions of the Zoning Ordinance of the City of Prattville not
28 herein specifically amended shall remain in full force and effect.
29

30 **THE** amendments herein contained were considered and approved by the City of
31 Prattville Planning Commission on April 16, 2015.
32

33 **THIS** Ordinance shall become effective upon its passage and execution as provided by
34 law.
35

36 **ADOPTED THIS 2nd DAY OF JUNE, 2015.**

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38 _____
39 By: Willie L. Wood, Jr., President
40 Prattville City Council

41 **AUTHENTICATED THIS 2nd DAY OF JUNE, 2015.**

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44 By: Cathy Dickerson
45 City Clerk
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APPROVED:

By: Bill Gillespie, Jr.
Mayor

DRAFT

1 **ORDINANCE**

2
3 [To Zone Property Located at Rocky Mount Road at Old Farm Lane to R-4, Multi-Family
4 Residential.]

5
6 {Sponsored By: Councilor Brown}

7
8 **BE IT ORDAINED** by the City Council of the City of Prattville, Alabama, as follows:

9
10 **THAT** the Zoning ordinance of the City of Prattville, Alabama adopted on February 10,
11 1950, subsequently amended from time to time, and the zoning map adopted on the 1st day of
12 May, 1987, is hereby amended to reclassify the property described in Attachment “A” and
13 displayed in Attachment “B” to R-4 Multi-Family Residential; and

14
15 **THAT** this proposed Ordinance was advertised for two (2) weeks in the Prattville
16 Progress, a newspaper of general circulation within the City Limits of the City of Prattville,
17 and that the City Council of the City of Prattville, at its Public Hearing on June 2, 2015 at 6:00
18 p.m., considered said proposed Ordinance and that at such time and place all persons who
19 desired, had an opportunity to be heard in favor of or in opposition to such Ordinance.

20
21 **THAT** this Ordinance is adopted under the authority of §11-52-85 of the *Code*
22 of Alabama, 1975, as amended and is contingent on the petitioner completing the process to
23 annex property described in Attachment A and shown in Attachment B into the City of
24 Prattville no later than 180 days following adoption of the Ordinance.

25
26 **ALL** other items and provisions of the Zoning Ordinance of the City of Prattville not
27 herein specifically amended shall remain in full force and effect.

28
29 **THE** amendments herein contained were considered and approved by the City of
30 Prattville Planning Commission on April 16, 2015.

31
32 **THIS** Ordinance shall become effective upon its passage and execution as provided by
33 law.

34
35 **ADOPTED THIS 2nd DAY OF JUNE, 2015.**

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38 _____
39 By: Willie L. Wood, Jr., President
40 Prattville City Council

41
42 **AUTHENTICATED THIS 2nd DAY OF JUNE, 2015.**

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45 _____
46 By: Cathy Dickerson
47 City Clerk

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APPROVED:

By: Bill Gillespie, Jr.
Mayor

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