Agenda Item Summary

Item No. 7d

Council Meeting Date	May 19, 2020
Department	Office of the City Manager
Submitted By	James C. Buston, III
Agenda Section	Ordinances

Name and address of person(s) or business(es) this item affects:

City of Auburn
144 Tichenor Avenue
Auburn, AL 36830

Description of item under consideration

This ordinance will extend the moratorium on the construction of private dormitories and academic detached dwelling units (ADDUs) within the City of Auburn for 90-days from its original date of expiration, until August 25, 2020 unless terminated or further extended by action of the City Council. The City Council adopted Ordinance 3204 declaring the moratorium on February 18, 2020.

Due to the COVID-19 pandemic the extension of the moratorium will allow time for adequate public comment and input prior to presentation and adoption of recommendations.

Why is Council action needed?

Section 2-4 of the City Code and Section 11-43A-24 of the Code of Alabama require unanimous consent of the City Council to pass an ordinance at the same meeting at which it is introduced.

Are there deadlines involved with this item?

Yes

Please explain

The current moratorium is in effect through May 27, 2020.

Is this a budgeted item?

N/A

City of Auburn
Home of Auburn University

MEMORANDUM

To: City Council

From: James C. Buston, III, City Manager

Date: May 1, 2020

Subject: Moratorium Extension for Private Dormitories and Academic Dwelling Units

The City Council enacted a moratorium on the construction of Private Dormitory and Academic Detached Dwelling Units developments on February 18, 2020. The moratorium was in effect immediately upon passage and publication as required by law and is set to continue through May 27, 2020 unless terminated or extended by action of the City Council.

City staff has formulated recommendations to manage the proliferation of Private Dormitories and Academic Detached Dwelling Unit developments. The recommendations need to be thoroughly vetted by the public, Planning Commission and City Council. Due to the COVID-19 pandemic and orders from Governor Ivey and the Alabama Department of Public Health there has not been an opportunity to present draft recommendations for review or public comment.

In order to provide time needed for public comment and input prior to considering and adopting draft recommendations, the moratorium can be extended an additional 90-days. If you choose to extend the moratorium an additional 90-days at the May 19 City Council meeting, it would continue through August 25, 2020. The Council will have the authority to terminate or extend the moratorium at any time.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF AUBURN, ALABAMA, TO EXTEND ORDINANCE NUMBER 3204 DECLARING A MORATORIUM ON THE CONSTRUCTION OF PRIVATE DORMITORY AND ACADEMIC DETACHED DWELLING UNIT DEVELOPMENTS WITHIN THE CITY.

WHEREAS, on February 18, 2020 the City of Auburn, Alabama, enacted Ordinance Number 3204 which provided for a moratorium on the construction of Private Dormitory and Academic Detached Dwelling Unit developments within the City; and

WHEREAS, said Ordinance was to continue through May 27, 2020 unless terminated or extended by action of the City Council; and

WHEREAS, said Ordinance was put into place to allow City staff to formulate recommendations to the Planning Commission and City Council to manage the proliferation of Private Dormitory and Academic Detached Dwelling Unit developments; and

WHEREAS, in order for City staff to complete their recommendations and present such for adoption, it is necessary that the recommendations be thoroughly vetted and commented on by the public; and

WHEREAS, due to the COVID-19 pandemic and related orders from the Governor and the Alabama Department of Public Health there has not been an opportunity for the staff to present the draft recommendations for public review and comment; and

WHEREAS, in order to provide time for adequate public comment and input prior to presentation and adoption of the recommendations, a 90-day extension of the moratorium beyond May 27, 2020 is warranted.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Auburn, Alabama, on May 19, 2020 as follows:

Section 1. That Ordinance Number 3204 adopted by the City Council on February 18, 2020 is hereby extended an additional 90-days from its original date of expiration, until August 25, 2020, unless terminated or further extended by action of the City Council.

ADOPTED and approved by the City Council of the City of Auburn, Alabama, this the 19th day of May, 2020.

_____
Mayor

ATTEST:

_____
City Manager