

ORDINANCE NO. 38-1983

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW; DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

PART 1: That Chapter 23, Subpart E, known as the Zoning Ordinance of the City of Abilene, is hereby amended by changing the zoning district boundaries as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: That any person, firm or corporation violating any of the provisions of this chapter shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of not more than Two Hundred Dollars (\$200.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense.

PASSED ON FIRST READING this 10th day of February, A.D. 19 83.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 6th day of February, 19 83, the same being more than fifteen (15) days prior to a public hearing to be held in the Council Chamber of the City Hall in Abilene, Texas, at 9:00 a.m., on the 14th day of April, 19 83, to permit the public to be heard prior to final consideration of this ordinance. Said ordinance, being a penal ordinance, becomes effective ten (10) days after its publication in the newspaper, as provided by Section 19 of the Charter of the City of Abilene.

PASSED ON SECOND AND FINAL READING this 14th day of April, A.D. 19 83.

ATTEST:

Tolly Beard, Asst
CITY SECRETARY

J. Kelly
MAYOR

APPROVED:

Wm J. Sanders
CITY ATTORNEY 141

EXHIBIT "A"

From A0 (Agricultural Open Space) to RM-2 & GC (Residential Multi-Family & General Commercial) District.

Legal Description:

Proposed GC (Tract 1)

METES AND BOUNDS DESCRIPTION for a 2.71 acre tract loated in J. C. Donley Survey No. 95, Taylor County, Texas, being shown as part of Tract B, on the preliminary plat of Southwest Drive Addition, being further described as follows:

BEGINNING at a point which bears S. $89^{\circ}49'$ E. an approximate distance of 3824 feet from the Northwest corner of J. C. Donley Survey No. 895;

THENCE S. 44° W. an approximate distance of 185 feet to a point of curvature;

THENCE Southwesterly around a curve to the right, said curve having an approximate chord distance of 480 feet;

THENCE S. 56° W. an approximate distance of 130 feet;

THENCE North an approximate distance of 305 feet;

THENCE N. 56° E. an approximate distance of 365 feet;

THENCE S. $89^{\circ}49'$ E. an approximate distance of 305 feet to the Point of Beginning.

AND

METES AND BOUNDSIPTION for a 22.38 acre tract located in J. C. Donley Survey No. 95, Taylor County, Texas, being shown as proposed Tracts C and D on the preliminary plat of Southwest Drive Addition, dated January 17, 1983, being further described as follows:

BEGINNING at a point which bears S. $89^{\circ}49'$ E., 4644.40 feet and S. $00^{\circ}04'09''$ W., 490.22 feet from the Northwest corner of J. C. Donley Survey No. 95;

THENCE N. $46^{\circ}41'58''$ W. a distance of 717.22 feet;

THENCE N. $89^{\circ}49'$ W. an approximate distance of 130 feet;

THENCE S. 44° W. an approximate distance of 295 feet to a point of curvature;

THENCE Southwesterly around a curve to the right, said curve having an approximate chord distance of 510 feet;

THENCE S. 56° W. an approximate distance of 365 feet;

THENCE S. 36° E. an approximate distance of 310 feet;

THENCE N. 56° E. an approximate distance of 585 feet;

THENCE S. $46^{\circ}30'$ E. an approximate distance of 845 feet;

THENCE West an approximate distance of 245 feet;

THENCE N. $00^{\circ}04'09''$ E. an approximate distance of 590 feet to the Point of Beginning.

Proposed RM-2 (Tract 2)

METES AND BOUNDS DESCRIPTION for a 19.68± acre tract of land located in J. C. Donley Survey No. 95, Taylor County, Texas, being shown as proposed Tracts E, F and G on the preliminary plat of Southwest Drive Addition, dated January 17, 1983, being further described as follows:

BEGINNING at a point which bears S. 89°49' E., 4644.40 feet and S. 00°04'09" W., 1080.22 feet from the Northwest corner of J. C. Donley Survey No. 985;

THENCE West an approximate distance of 245.00 feet;

THENCE N. 46°30' W. an approximate distance of 845 feet;

THENCE S. 56° W. an approximate distance of 585 feet;

THENCE S. 34° E. an approximate distance of 470 feet to a point of curvature;

THENCE Southeasterly around a curve to the left, said curve having an approximate chord distance of 165 feet;

THENCE S. 62° E. an approximate distance of 270 feet to a point of curvature;

THENCE Southeasterly around a curve to the left, said curve having an approximate distance of 160 feet;

THENCE S. 37° E. an approximate distance of 255 feet;

THENCE East an approximate distance of 390 feet;

THENCE N. 00°04'09" E. an approximate distance of 872 feet to the Point of Beginning.

Location:

Winters Fwy & Southwest Drive

-END-