

ORDINANCE NO. 71-1987

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE AND ORDINANCE NO. 23-1986, CONCERNING THE JUDGE ELY NORTH PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

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 Ordinance No. 23-1986, 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 One Thousand Dollars (\$1,000.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense.

PASSED ON FIRST READING this 15 day of October, A.D. 19 87.

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 23 day of October, 19 87, 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 5 day of November, 19 87, to permit the public to be heard prior to final consideration of this ordinance. Such 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 5 day of November, A.D. 19 87.

ATTEST:

Patricia Hancock  
CITY SECRETARY

Dale Ferguson  
MAYOR

APPROVED:

Harvey Caswell  
CITY ATTORNEY

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EXHIBIT "A"

Amendment #2 to Ordinance Number 23-1986

An ordinance to amend the Judge Ely Boulevard Planned Development Mixed Use zoning district (Ordinance Number 23-1986) in the following manner:

DELETE: Section "Specific Modifications, Tract 2, Number 4."

ADD: Section "Specific Modifications, Tract 2, new subparagraph 4 to read as follows:

Two freestanding signs shall be allowed. The first sign shall be used by the occupant of the outlot located in the northwest corner of the tract, as shown on the attached site plan. This first sign shall not be allowed unless and until development occurs on the outlot and such development shall itself make use of the sign. This sign shall be setback 10 feet from all property lines. It may be no more than 20 feet tall and 136 square feet in area.

A second sign is allowed which may be used to identify the shopping center and/or its tenants. It may be built under any one of the following alternatives:

1. 25' setback, 20' tall, 200 square feet in area.
2. 50' setback, 30' tall, 300 square feet in area.
3. 100' setback, 30' tall, 300 square feet in area.
4. 200' setback, 40' tall, 350 square feet in area.
5. 25' setback, 30' tall, 350 square feet in area with 8' grade clearance, and located south of the main entrance.

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