

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; 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, "Zoning," of the Abilene Municipal Code be amended as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

PART 3: 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 12 day of November, A.D. 1987.

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 28 day of October, 1987, 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 3 day of December, 1987, 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 3 day of December, A.D. 1987.

ATTEST:
Patricia Hancock
CITY SECRETARY

Dale Ferguson
MAYOR

APPROVED:
Hans Cayle
CITY ATTORNEY

ORDINANCE NO. 76-1987

EXHIBIT "A"

Amend Section 23-306.4, Permitted Uses,
Cultural and Recreational Uses

DELETE: Conditional Use (C) provisions for Golf Driving Range and Golf
(Par 3, Pitch and Putt, Miniature)

ADD: Special Exception (SE) required for Golf Driving Range and Golf
(Par 3, Pitch and Putt) in the following districts: Agricultural
Open Space (AO); College/University (CU); General Commercial (GC);
Heavy Commercial (HC); Light Industrial (LI); and Heavy Industrial
(HI).

Amend Section 23-306.5.C(6), Conditional Use provisions
Cultural and Recreational Use
Golf Driving Ranges, Pitch and Putt, and
Miniature Golf Courses

DELETE: Paragraph 6, which reads as follows:

Golf driving ranges, pitch and putt, and miniature golf courses
must be located on a collector or arterial street and at least two
hundred (200) feet from any residential district. An opaque wall
or fence must be constructed around the perimeter of the course.
Lighting shall conform to performance standards regulating
exterior illumination, included within Section 23-316.