

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 9 day of June, A.D. 19 88.

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 5 day of June, 19 88, 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 23 day of June, 19 88, 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 23 day of \_\_\_\_\_  
June, A.D. 19 88.

ATTEST:

Patricia Hancock  
CITY SECRETARY

Dale Ferguson  
MAYOR

APPROVED:

Harry Cangel  
CITY ATTORNEY

ORDINANCE NO. \_\_\_\_\_

EXHIBIT "A"

AMEND: SECTION 23-306.4 Permitted Uses  
Cultural and Recreational Uses

ADD: Shooting Ranges, Indoor, to be permitted Conditionally (C) and with a Special Exception (SE) in GC (General Commercial) zoning districts.

AMEND: Zoning Ordinance Section 23-306.5, Cultural and Recreational Use, to read as follows:

(7) Shooting Ranges, Indoor

Before being granted a Special Exception by the Board of Adjustment, plans for proposed indoor shooting ranges shall exhibit evidence of compliance with, or intent to comply with, requirements specified herein.

Indoor ranges shall be permitted in AO, GC, HC, LI and HI districts, subject to the following:

- (a) When located within three hundred (300) feet of a residential district, discharge of firearms shall not be discernible from the exterior of the structure(s) housing the range.
- (b) When located in GC districts, the maximum noise that may escape the range into areas not controlled by the owner/operator is 40dB.
- (c) Owners/operators of indoor ranges shall be responsible for providing noise surveys, indicating compliance with the above, to include all costs of surveys requested by the City upon receipt of noise complaints, and prior to issuance of Certificates of Occupancy.
- (d) A site plan shall be required for new construction or substantial alterations pertaining to indoor range operation.
- (e) The design and operation of all indoor ranges shall conform with requirements set forth in Chapter 8 of the Municipal Code, the 1985 Uniform Fire Code and subsequent revisions, and all other applicable regulations of the City of Abilene.

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