

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 Two Thousand Dollars (\$2,000.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense.

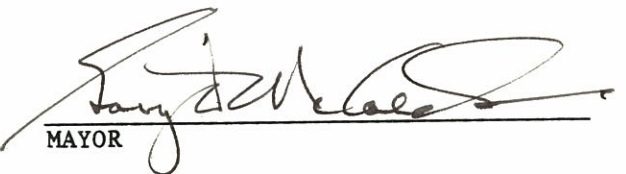
PASSED ON FIRST READING this 12 day of July,  
A.D. 19 90.

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 1 day of July, 19 90, 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 26 day of July, 19 90, 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 26 day of July,  
, A.D. 19 90.

ATTEST:

  
CITY SECRETARY

  
MAYOR

APPROVED:

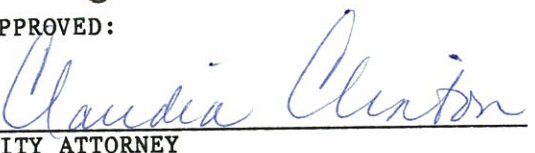
  
CITY ATTORNEY

EXHIBIT "A"

Amend Section 23-306.4 Permitted Uses  
Government, Health, Safety, & Welfare Uses

ADD: Correctional, Detention, or Penal Facilities to be permitted with a Special Exception (SE) and under certain Conditions (C) within the AO (Agricultural Open Space) zoning district.

Amend Section 23-306.5 Conditional Uses  
Government, Health, Safety, & Welfare Uses

ADD: (10) Correctional, Detention, or Penal Facilities

Correctional, detention, or penal facilities shall:

- (a) Have a minimum setback of 60 feet on each side yard and 40 feet on the rear yard.
- (b) Minimum lot size of five (5) acres.
- (c) Have the primary ingress and egress on a major thoroughfare or on a collector street which is no more than 300 feet from a major thoroughfare.