

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 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 14 day of January \_\_\_\_\_ A.D. 1993.

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 3 day of January, 1993, 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 28 day of January, 1993, 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 28 day of January \_\_\_\_\_, A.D. 1993.

ATTEST:

[Signature]  
CITY SECRETARY

[Signature]  
MAYOR

APPROVED:

[Signature] 00004  
CITY ATTORNEY

EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to LC (Limited Commercial) zoning district.

Legal Description:

BEING a 2.43 acre tract out of a 4.43 acre tract out of the John M. Smith Survey, No. 99, Taylor County, Texas, as recorded in Volume 1694, Page 404, of the Deed Records of Taylor County, Texas, said 2.43 acre tract being more fully described with distance calls corrected as follows:

BEGINNING at a point in the South line of said 4.43 acre tract, from whence the Southeast corner of the John M. Smith Survey, No. 99, bears South 1203.18 feet and East 3769.29 feet, for the Southeast corner of said 2.43 acres;

THENCE S86°25'09"W 279.5 feet to a jog corner post for a South corner of said tract;

THENCE N85°06'19"W 114.75 feet to a set 3/8" iron pin for a South corner of said tract and the Southeast corner of a .57 acre tract recorded in Volume 622, Page 297 of the Deed Records of Taylor County, Texas;

THENCE N02°40'36"W 110.74 feet to a corner post for an interior corner of said tract, and the Northeast corner of said .57 acre tract.

THENCE N85°03'W 199.84 feet to a 3/8 iron pin set for a West corner of said tract and the Northwest corner of said .57 acre tract;

THENCE N34°12'25"E 113.3 feet to a 3/8 " iron pin set for the Northwest corner of said tract;

THENCE S89°54'39"E 532.25 feet to a point for the Northeast corner of said tract;

THENCE S00°26'08"E 213.09 feet to the place of beginning containing a total of 2.43 acres of land more or less.

Location:

5300 block of Buffalo Gap Road