

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 9 day of March A.D. 1995.

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 March, 1995, 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 March, 1995, 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 March, A.D. 1995.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED: 00074


CITY ATTORNEY

EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to LI (Light Industrial) zoning district.

Legal Description:

FIRST TRACT: Two acres out of Section Forty-Five (45) Blind Asylum Lands, Taylor County, Texas, described by metes and bounds as follows: BEGINNING at a stake set in the NBL of Section 45 set for the NW Corner of the NE $\frac{1}{4}$ for the NW and beginning Corner of this tract; THENCE S. 770.5 Feet to a stake set in the North ROW of Hiway #80 for the SW Corner of this tract; THENCE S. 78 deg. 45 Min. E. 113.43 feet to a stake set for the SE Corner of this tract; THENCE N. 792.35 Feet to a stake set in the NBL of Section 45 for the NE Corner of this tract; THENCE West 111.98 Feet along the NBL of said Section to the PLACE OF BEGINNING;

SECOND TRACT: Two acres out of Section 45, Blind Asylum Lands, Taylor County, Texas, described by metes and bounds as follows: BEGINNING at a stake set in the NBL of Section 45, 111.98 Feet E. of the NW Corner of the NE $\frac{1}{4}$ for the NW and beginning corner of this tract; THENCE S. 792.35 Feet to a stake set in the North ROW of Hiway #80 for the SW Corner of this tract; THENCE S. 78 deg. 45 min. E. 111.43 Feet to a stake set for the SE Corner of this tract; THENCE N. 814.5 Feet to a stake set in the NBL of Section 45 for the NE Corner of this tract; THENCE W. 108.31 Feet along the NBL of said Section, to the PLACE OF BEGINNING;

THIRD TRACT: Part of the NE $\frac{1}{4}$ of Section 45, Blind Asylum Lands, Taylor County, Texas, described by metes and bounds as follows: BEGINNING at a stake in the NBL of Section 45, Blind Asylum Lands, 220.29 Feet E. of the NW Corner of the NE $\frac{1}{4}$ for the NW Corner and beginning Corner of this tract; THENCE S. 814.5 feet to a stake set in the North ROW of Highway No. 80 for the SW Corner of this tract; THENCE S. 78 degrees 45 min. E. 107.43 Feet to a stake set for the SE Corner of this tract; THENCE No. 836.34 Feet to a stake set in the NBL of Section 45, for the NE Corner of this tract; THENCE W. 105.48 Feet along the NBL of said Section to the PLACE OF BEGINNING;

Location:

3518 and 3524 East Highway 80

00075

CERTIFICATE FOR ORDINANCE

THE STATE OF TEXAS §
COUNTIES OF JONES AND TAYLOR §
CITY OF ABILENE §

We, the undersigned officers of said City, hereby certify as follows:

1. The City Council of said City convened in REGULAR MEETING ON THE 27TH DAY OF APRIL, 1995, at the City Hall, and the roll was called of the duly constituted officers and members of said City Council, to-wit:

Gary D. McCaleb, Mayor
Paul R. Vasquez
Don Drennan
Jimmy McNeil
Russell Berry
Ray Ferguson
Liz Herrera

Jo Moore, City Secretary

and all of said persons were present, except the following absentees: Ferguson/Vasquez thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

ORDINANCE AUTHORIZING THE ISSUANCE OF CITY OF ABILENE, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 1995

was duly introduced for the consideration of said City Council and read in full. It was then duly moved and seconded that said Ordinance be passed; and, after due discussion, said motion carrying with it the passage of said Resolution, prevailed and carried by the following vote:

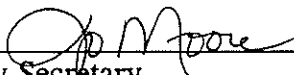
AYES: All members of said City Council shown present above voted "Aye".

NOES: None.

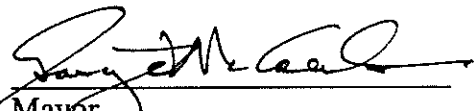
2. That a true, full and correct copy of the aforesaid Ordinance passed at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that said Ordinance has been duly recorded in said City Council's minutes of said Meeting; that the above and foregoing paragraph is a true, full and correct excerpt from said City Council's minutes of said Meeting pertaining to the passage of said Resolution; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of said City Council as indicated therein; that each of the officers and members of said City Council was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid Meeting, and that said Ordinance would be introduced and considered for passage at said Meeting, and each of said officers and members consented, in advance, to the holding of said Meeting for such purpose, and that said Meeting was open to the public and public notice of the time, place and purpose of said meeting was given, all as required by Chapter 551, Texas Government Code.

3. That the Mayor of said City has approved and hereby approves the aforesaid Resolution; that the Mayor and the City Secretary of said City have duly signed said Resolution; and that the Mayor and the City Secretary of said City hereby declare that their signing of this Certificate shall constitute the signing of the attached and following copy of said Ordinance for all purposes.

SIGNED AND SEALED the 27th day of April, 1995.



City Secretary



Mayor

SEAL