

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.

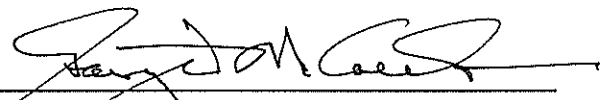
PASSED ON FIRST READING this 14 day of August A.D. 19 97.

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 August, 19 97, 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 August, 19 97, 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 August, A.D. 19 97.

ATTEST:

  
CITY SECRETARY

  
MAYOR

APPROVED:

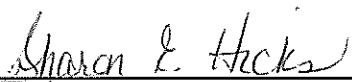
  
CITY ATTORNEY

EXHIBIT "A"

Rezone property from RS-6 (Residential Single Family) to RM-2, O & LC (Residential Multi-Family, Office, and Limited Commercial) zoning district.

Legal Description:

Proposed RM-2

*Being* 0.3878 acres, consisting of the East part of a 1.991 acre tract recorded in Volume 2230, Page 182 of the Official Public Records, out of Subdivisions No. 15 and No. 26 of the Steffens Subdivision of the Merchant Pasture of the James R. Shipman Survey No. 86, Abilene, Taylor County, Texas as per plat recorded in Volume T, Page 639, Deed Records of Taylor County, Texas and consisting of a certain tract of land recorded in Volume 2236, page 127, of the Official Public Records and said 0.3878 acre tract being more particularly described as follows:

*Beginning* at a 1/2" metal rebar set on the North line of said 1.991 acre tract and the South line of Block 21, Section 4, Northwood Addition recorded in Plat Cabinet 2, Slide 63-A, Plat Records, whence their common West corner, a found concrete monument with a Brass Cap bears N69°27'47"E 625.46';

*Thence* S69°27'47"E with the South line of said Block 21 and the North line of said 1.991 acre tract at 106.38' pass it's Northeast corner, a found 1/2" metal rebar with cap marked "TxDot" and the Northwest corner of said tract recorded in Volume 2236, Page 127, and continue on for a distance in all of 117.84' to a 1/2" metal rebar set for a corner of said Block 21 and this tract;

*Thence* S89°49'39"E continuing on with the South line of said Block 21, a distance of 22.99' to a 1/2" metal rebar set on the West line of Westwood Drive for it's Southeast corner and the Northeast corner of this tract;

*Thence* S00°25'24"W with the West line of said Westwood Drive, 115.00' to a 3/8" metal rebar found on the North line of Ambler Avenue for the Southeast corner of this tract;

*Thence* N73°15'01"W with the North line of said Ambler Avenue 173.49' to a 3/4" spike found for the Southwest corner of this tract;

*Thence* N17°32'32"E 111.60' to the place of beginning and containing 0.3878 acres, more or less.

Proposed O

*Being* 0.9278 acres of land out of a 1.991 acre tract recorded in Volume 2230, Page 182 of the Official Public Records, out of Subdivisions No. 15 and No. 26 of the Steffens Subdivision of the Merchant Pasture of the James R. Shipman Survey No. 86, Abilene, Taylor County, Texas, as per plat recorded in Volume T, Page 639, Deed Records, and said 0.9278 acre tract being more particularly described as follows:

*Beginning* at a 1/2" metal rebar set for the Northwest corner of this tract and being on the North line of said 1.991 acre tract and the South line of Block 21, Section 4, Northwood Addition recorded in Plat Cabinet 2, Slide 63-A, Plat Records, Taylor County, Texas, whence their common West corner, a found concrete monument with a Brass Cap bears N69°27'47"W 289.29';

*Thence* S69°27'47"E with the North line of said 1.991 acre tract and the South line of said Block 21, a distance of 336.17' to a set 1/2" metal rebar for the Northeast corner of this tract;

*Thence* S17°32'32"W 111.60' to a 1/2" metal rebar found 3/4" spike on the North line of Ambler Avenue for the Southeast corner of this tract;

*Thence* N72°27'28"W with the North line of said Ambler Avenue 335.71' to a 1/2" metal rebar set for the Southwest corner of this tract;

*Thence* N17°32'32"E 129.16' to the place of beginning and containing 0.9278 acres, more or less.

Proposed LC

**Being** 0.9277 acres of land out of a 1.991 acre tract recorded in Volume 2230, Page 182 of the Official Public Records, Taylor County, Texas, out of Subdivisions No. 15 and No. 26 of the Steffens Subdivision of the Merchant Pasture of the James R. Shipman Survey No. 86, Abilene, Taylor County, Texas, as per plat recorded in Volume T, Page 639, Deed Records, Taylor County, Texas, and said 0.9277 acres being more particularly described as follows;

**Beginning** at a found concrete monument with a brass cap on the Southeast R.O.W. line of U.S. Highway 83/277 for the Southwest corner of Block 21, Section 4, Northwood Addition, recorded in Plat Cabinet 2, Slide 63-A, Plat Records and for the Northwest corner of this tract and said 1.991 acre tract;

**Thence** S69°27'47"E with the North line of said 1.991 acre tract and the South line of said Block 21, a distance of 289.29' to a 1/2" metal rebar set for the Northeast corner of this tract;

**Thence** S17°32'32"W 129.16' to a 1/2" metal rebar set on the North line of Ambler Avenue for the Southeast corner of this tract;

**Thence** N72°27'28"W with the North line of said Ambler Avenue 216.23' to a found concrete monument with a brass cap on the present R.O.W. line of said U.S. Highway 83/277 for a corner of this tract;

**Thence** in a Northerly direction with said R.O.W. of Highway as follows; N57°25'56"W 82.42' to a found concrete monument with a Brass Cap, N12°26'50"W 35.33' to a found concrete monument with a Brass Cap and N32°27'50"E 95.53' to the place of beginning and containing 0.9277 acres, more or less.

Location:

Northeast corner of Ambler Avenue and North Danville Drive

-END-