

ORDINANCE NO. 43-1997

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS NOMINATING THREE AREAS AS ENTERPRISE ZONES PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEXAS GOVERNMENT CODE, CHAPTER 2303); PROVIDING TAX INCENTIVES; DESIGNATING AN AUTHORIZED REPRESENTATIVE TO ACT IN ALL MATTERS PERTAINING TO THE NOMINATION AND DESIGNATION OF THE AREAS DESCRIBED HEREIN AS ENTERPRISE ZONES AND REINVESTMENT ZONES (TEXAS TAX CODE, CHAPTER 312); AND FURTHER DESIGNATING A LIAISON TO ACT ON ALL MATTERS PERTAINING TO THE ENTERPRISE ZONE ACT ONCE DESIGNATED BY THE TEXAS DEPARTMENT OF COMMERCE, AND CALLING A PUBLIC HEARING.

WHEREAS, the City Council of the City of Abilene, Texas desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in severely distressed areas of the city and to provide employment to residents of such areas; and

WHEREAS, certain conditions exist in such areas which represent a threat to the health, safety, and welfare of the people of such areas; and,

WHEREAS, it is necessary and in the best interest of the City to nominate such areas as enterprise zones pursuant to the Texas Enterprise Zone Act (Texas Government Code, Chapter 2303, the "ACT");

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

- Section 1. That the City hereby nominates the areas set forth and attached hereto as Exhibit A (Abilene West Enterprise Zone), Exhibit B (Abilene Central Enterprise Zone) and Exhibit C (Abilene East Enterprise Zone).
- Section 2. That the City Council finds the zone areas meet the qualifications of the Act.
- Section 3. That the City Council will provide certain tax incentives applicable to business enterprises in the zones which are not applicable throughout the City as follows:
- a. **ALL ZONES** - The City shall refund to any qualified business which is ineligible for tax abatement under the City of Abilene's Tax Abatement Policy and located in one of the enterprise zones, the amount of local sales and use tax paid under the Municipal Sales and Use Tax Act (Texas Tax Code, Chapter 321) by the business and remitted to the Comptroller of Public Accounts up to the maximum extent authorized by Sections 2303.505 and 2303.506 of the Act, and for a period of one year from the date the Texas Department of Commerce certifies the entity as a qualified

business under the Act.

- b. **ALL ZONES** - The City of Abilene may abate taxes on the increase in value of real property improvements and eligible personal property that are located in a designated enterprise zone. The level of abatement shall be based on the extent to which the business receiving the abatement creates jobs and invests capital in the zone. All abatement agreements will be executed in accordance with the City of Abilene's Tax Abatement Policy adopted by City Council in March of 1997, which allows abatement for a retail business only if the business is located in one of the enterprise zones or development areas. The policy also allows an additional 5-10% abatement, as individually negotiated with total abatement not to exceed 100%, for any business (other than retail) located in an enterprise zone.
- c. **CENTRAL AND EAST ZONES ONLY** - Tax Increment Financing is available in the Abilene Reinvestment Zone No. 1 (also known as the downtown or TIF District) which is encompassed in total by the proposed Central and East zones. Also available in the TIF District is a Downtown Loan Program offering low-interest, long-term financing for the rehabilitation of historic structures.
- d. **WEST ZONE ONLY** - Infrastructure improvements are available in the Greater Abilene Industrial District on a case-by-case basis with funding from the Development Corporation of Abilene, Inc. for development of the District and creation of jobs.

Other incentives that may be negotiated in the proposed enterprise zones on a case-by-case basis are as follows:

- The Development Corporation of Abilene, Inc. (DCOA) administers a Micro-Loan Program developed to assist businesses with small loan needs and may provide a 90% guaranty on loans from \$3,000 to \$20,000.
- The City operates the Business Innovation Center, a business incubator, with reduced rental rates and shared services.
- The City will apply for training grants for new permanent jobs as available and appropriate to the industry.
- Housing assistance programs include, but are not limited to, Emergency Repair, Rental Assistance (Section 8), Single Family Rehab, Homeownership, Rental Rehab and Free Paint. Specific neighborhoods are being targeted by City Council for revitalization using the City's Community Development Block Grant (CDBG) and the Home Investment

Partnerships Program (HOME) entitlement grants from the U.S. Department of Housing and Urban Development (HUD). A Community-Based Development Organization (CBDO) is being organized to further revitalization efforts in targeted neighborhoods. Through the housing rehabilitation programs, priority may be given to eligible families residing in targeted neighborhoods.

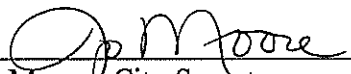
- Section 4. That the areas described in this ordinance are designated as enterprise zones and reinvestment zones subject to the approval of the Texas Department of Commerce.
- Section 5. That the City Council directs and designates the City Manager as the City's authorized representative to act in all matters pertaining to the nomination and designation of the areas described herein as enterprise zones and reinvestment zones.
- Section 6. That the City Council further directs and designates the City's Director of Economic Development as liaison for communication with the Texas Department of Commerce to oversee zone activities and communications with qualified businesses.
- Section 7. That this ordinance shall take effect from and after its passage as the law and charter in such case provides.

PASSED ON FIRST READING this 11th day of September, 1997.

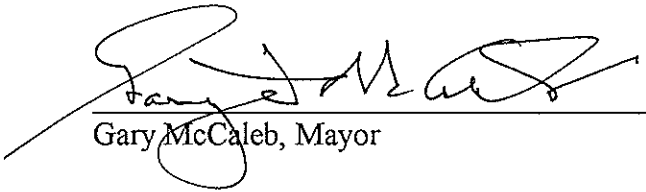
A notice of time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 17 day of September, 1997, the same being more than seven (7) 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 25th day of September, 1997, to permit the public to be heard prior to final consideration of this ordinance.

PASSED ON SECOND AND FINAL READING AT A PUBLIC HEARING on the 25th day of
September, 1997.

ATTEST:

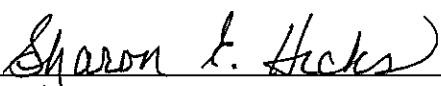


Jo Moore, City Secretary



Gary McCaleb, Mayor

APPROVED:



Sharon L. Hicks
City Attorney

EXHIBIT A

That the City hereby nominates the area set forth below as **Abilene West Enterprise Zone** in accordance with the Act:

For a 4,696 acre tract of land within the City of Abilene, Texas, excluding the City of Impact located in the northern portion of the zone, and particularly described as follows:

Beginning at the intersection of the north right-of-way line of U.S. Highway 84 and the east right-of-way line of Fulwiler Road.

Thence north along the east right-of-way line of Fulwiler Road, a distance of 3,952 feet (more or less) to the intersection of the south right-of-way line of Interstate Highway 20.

Thence east along the south right-of-way line of Interstate Highway 20, a distance of 16,978 feet (more or less) to the intersection of east right-of-way line of Winters Freeway.

Thence north along the east right-of-way line of Winters Freeway, a distance of 13,616 feet (more or less) to the intersection of State Highway 243 (otherwise known as Pine Street).

Thence east along a straight line (said line being 1,450 feet (more or less) north of the north right-of-way line of Summit Road), a distance of 1,546 feet (more or less) to the intersection of the City Limit line.

Thence southeasterly along the City Limit line, a distance of 900 feet (more or less) to a point at which the City Limit line turns east.

Thence continuing southeasterly along a straight line (said line being 480 feet (more or less) from the east right-of-way line of State Highway 243 (otherwise known as Pine Street)), a distance of 7,610 feet (more or less) to the intersection of the north right-of-way line of Huckleberry Lane.

Thence east along the north right-of-way line of Huckleberry Lane, a distance of 642 feet (more or less) to the intersection of the east right-of-way line of Plum Street.

Thence east along a straight line, a distance of 1,333 feet (more or less) (said line being 1,362 feet (more or less) north of the north right-of-way line of Interstate Highway 20) to the intersection of the east right-of-way line of F.M. 600 and the north right-of-way line of Jolly Rogers Road.

Thence east along the north right-of-way line of Jolly Rogers Road, a distance of 2,546 feet (more or less) to the intersection of the east right-of-way line of Caldwell Road.

Thence continuing east along a straight line, a distance of 397 feet (more or less) to the intersection of Cedar Creek.

Thence south along Cedar Creek with its meanders, a distance of 3,470 feet (more or less) to a

point 950 feet (more or less) north of Interstate Highway 20.

Thence east along a straight line, a distance of 3,385 feet (more or less) to the intersection of the east right-of-way line of the West Texas Utilities easement.

Thence south along the east right-of-way line of the West Texas Utilities easement, a distance of 1,100 feet (more or less).

Thence east along a straight line, a distance of 3,295 feet (more or less) to the west right-of-way line of East Lake Road.

Thence south along the west right-of-way line of East Lake Road, a distance of 1,714 feet (more or less) to the intersection of the north right-of-way line of State Highway 351.

Thence southwesterly along the north right-of-way line of State Highway 351, a distance of 2,858 feet (more or less) to the intersection of the north right-of-way line of Interstate Highway 20.

Thence northwesterly along the north right-of-way line of Interstate Highway 20, a distance of 13,982 feet (more or less) to the intersection of the west right-of-way line of Grape Street.

Thence south along the west right-of-way line of Grape Street, a distance of 4,566 feet (more or less) to the intersection of the north right-of-way line of Vogel Avenue.

Thence west along the north right-of-way line of Vogel Avenue, a distance of 1,998 feet (more or less) to the intersection of the east right-of-way line of Old Anson Road.

Thence north along the east right-of-way line of Old Anson Road, a distance of 4,174 feet (more or less) to the intersection of the south right-of-way line of Interstate Highway 20.

Thence southwesterly along the south right-of-way line of Interstate Highway 20, a distance of 7,480 feet (more or less) to the intersection of the east right-of-way line of Winters Freeway.

Thence south along the east right-of-way line of Winters Freeway, a distance of 1,439 feet (more or less) to the intersection of the south right-of-way line of Vogel Avenue.

Thence east along the south right-of-way line of Vogel Avenue, a distance of 4,416 feet (more or less) to the intersection of the west right-of-way line of North Mockingbird Lane.

Thence south along the west right-of-way line of North Mockingbird Lane, a distance of 1,483 feet (more or less) to the intersection of the north right-of-way line of Ambler Avenue.

Thence west along the north right-of-way line of Ambler Avenue, a distance of 5,358 feet (more or less) to the intersection of the east right-of-way line of North Danville Drive.

Thence south along the east right-of-way line of North Danville Drive, a distance of 5,549 feet (more or less) to the intersection of the south right-of-way line of North 10th Street.

Thence east along the south right-of-way line of North 10th Street, a distance of 1,395 feet (more or less) to the intersection of the west right-of-way line of North Pioneer Drive.

Thence south along the west right-of-way line of North Pioneer Drive, a distance of 5,506 feet (more or less), crossing U.S. Highway 84, to the intersection of the north right-of-way line of Don Juan Street.

Thence west along the north right-of-way line of Don Juan Street, a distance of 2,255 feet (more or less), crossing Winters Freeway, to the intersection of north right-of-way line of Questa Street and the west right-of-way line of South Clack Street.

Thence west along the north right-of-way line of Questa Street, a distance of 3,003 feet (more or less) to the intersection of the east right-of-way line of Ruidosa Drive.

Thence north along the east right-of-way line of Ruidosa Drive, a distance of 2,294 feet (more or less) to the intersection of north right-of-way line of U.S. Highway 84.

Thence west along the north right-of-way line of U.S. Highway 84, a distance of 6,654 feet (more or less) to the point of beginning.

And further described as portions of census tract 103, block group 1; census tract 105, block group 1; census tract 113, block groups 4 and 5; census tract 114, block group 6; census tract 131, block groups 1 and 9; census tract 133, block groups 1, 2, and 9.

EXHIBIT B

That the City hereby nominates the area set forth below as the **Abilene Central Enterprise Zone** in accordance with the Act:

For a 2,295 acre tract of land within the City of Abilene, Texas and particularly described as follows:

Beginning at the intersection of the south right-of-way line of Interstate Highway 20 and east right-of way line of State Highway 243 (otherwise known as North Treadaway Blvd).

Thence east along the south right-of-way line of Interstate Highway 20, a distance of 2,451 feet (more or less) to the intersection of the west right-of-way of Phantom Hill Road.

Thence south along the west right-of-way of Phantom Hill Road, a distance of 5,443 feet (more or less) to the intersection of the north right-of-way line of East Ambler Avenue.

Thence west along the north right-of-way line of East Ambler Avenue, a distance of 1,404 feet (more or less) to the intersection of the west right-of-way line of North Treadaway Blvd.

Thence south along the west right-of-way line of North Treadaway Blvd., a distance of 1,767 feet (more or less) to the intersection of the north right-of-way line of North 18th Street.

Thence west along the north right-of-way line of North 18th Street, a distance of 821 feet (more or less) to the intersection of the west right-of-way line of Mesquite Street.

Thence south along the west right-of-way line of Mesquite Street, a distance of 2,438 feet (more or less) to the intersection of the north right-of-way line of North 13th Street.

Thence west along the north right-of-way line of North 13th Street, a distance of 2,332 feet (more or less) to the intersection of the west right-of-way line of Orange Street.

Thence south along the west right-of-way line of Orange Street, a distance of 1,153 feet (more or less) to the intersection of the north right-of-way line of North 10th Street.

Thence west along the north right-of-way line of North 10th Street, a distance of 1,093 feet (more or less) to the intersection of the east right-of-way line of Grape Street.

Thence south along the east right-of-way line of Grape Street, a distance of 2,173 feet (more or less) to the intersection of the south right-of-way line of North 6th Street.

Thence east along the south right-of-way line of North 6th Street, a distance of 5,664 feet (more or less) to the intersection of the west right-of-way line of the Lone Star Railroad dba Southern Switching.

Thence south along the west right-of-way line of the Lone Star Railroad dba Southern Switching, a distance of 2,129 feet (more or less) to the intersection of the north right-of-way line of the Union Pacific Railroad.

Thence west along the north right-of-way line of the Union Pacific Railroad, a distance of 5,952 feet (more or less) to the intersection of the west right-of-way line of Vine Street.

Thence south along the west right-of-way line of Vine Street, a distance of 949 feet (more or less) to the intersection of the south right-of-way line of South 3rd Street.

Thence east along the south right-of-way line of South 3rd Street, a distance of 227 feet (more or less) to the intersection of the west right-of-way line of Jeanette Street.

Thence south along the west right-of-way line of Jeanette Street, a distance of 1,551 feet (more or less) to the intersection of the south right-of-way line of South 7th Street.

Thence east along the south right-of-way line of South 7th Street, a distance of 2,672 feet (more or less) to the intersection of the west right-of-way line of Chestnut Street.

Thence south along the west right-of-way line of Chestnut Street, a distance of 2,230 feet (more or less) to the intersection of the north right-of-way line of South 12th Street.

Thence west along the north right-of-way line of South 12th Street, a distance of 425 feet (more or less) to the intersection of the west right-of-way line of Sycamore Street.

Thence south along the west right-of-way line of Sycamore Street, a distance of 1,409 feet (more or less) to the intersection of the north right-of-way line of South 14th Street.

Thence west along the north right-of-way line of South 14th Street, a distance of 2,141 feet (more or less) to the intersection of the west right-of-way line of Jeanette Street.

Thence north along the west right-of-way line of Jeanette Street, a distance of 3,863 feet (more or less) to the intersection of the south right-of-way line of South 7th Street.

Thence west along the south right-of-way line of South 7th Street, a distance of 4,706 feet (more or less) to the intersection of the east right-of-way line of South Mockingbird Lane.

Thence north along the east right-of-way line of South Mockingbird Lane, a distance of 3,379 feet (more or less), crossing Union Pacific Railroad and continuing along the east right-of-way line of North Mockingbird Lane to the intersection of the south right-of-way line of North 3rd Street.

Thence east along the south right-of-way line of North 3rd Street, a distance of 1,978 feet (more or less) to the intersection of the east right-of-way line of Forrest Avenue.

Thence north along the east right-of-way line of Forrest Avenue, a distance of 813 feet (more or less) to the intersection of the south right-of-way line of North 6th Street.

Thence east along the south right-of-way line of North 6th Street, a distance of 808 feet (more or less) to the intersection of the east right-of-way line of Kirkwood Street.

Thence north along the east right-of-way line of Kirkwood Street, a distance of 340 feet (more or less) to the intersection of the south right-of-way line of North 7th Street.

Thence east along the south right-of-way line of North 7th Street, a distance of 2,471 feet (more or less) to the intersection of the west right-of-way line of Grape Street.

Thence north along the west right-of-way line of Grape Street, a distance of 1,738 feet (more or less) to the intersection of the north right-of-way line of North 10th Street.

Thence west along the north right-of-way line of North 10th Street, a distance of 1,781 feet (more or less) to the intersection of the east right-of-way line of Lillius Street.

Thence north along the east right-of-way line of Lillius Street, a distance of 3,361 feet (more or less) to the intersection of the north right-of-way line of North 18th Street.

Thence west along the north right-of-way line of North 18th Street, a distance of 3,405 feet (more or less) to the intersection of the east right-of-way line of North Mockingbird Lane.

Thence north along the west right-of-way line of North Mockingbird Lane, a distance of 3,130 feet (more or less) to the intersection of the south right-of-way line of Vogel Street.

Thence east along the south right-of-way line of Vogel Street, a distance of 1,628 feet (more or less) to the west right-of-way line of Westmoreland Street.

Thence south along the west right-of-way line of Westmoreland Street, a distance of 1,562 feet (more or less) to the intersection of the south right-of-way line of Ambler Avenue.

Thence east along the south right-of-way line of Ambler Avenue, a distance of 1,572 feet (more or less) to the intersection of the east right-of-way line of Kirkwood Street.

Thence north along the east right-of-way line of Kirkwood Street, a distance of 783 feet (more or less) to the intersection of the south right-of-way of University Blvd.

Thence east along the south right-of-way line of University Blvd., a distance of 641 feet (more or less) to the intersection of the east right-of-way line of Old Anson Road.

Thence north along the east right-of-way line of Old Anson Road, a distance of 781 feet (more or

less) to the intersection of the south right-of-way line of Vogel Street.

Thence east along the south right-of-way line of Vogel Street, a distance of 2,715 feet (more or less) to the intersection of the west right-of-way line of Simmons Avenue.

Thence south along the west right-of-way line of Simmons Avenue, a distance of 3,018 feet (more or less) to the intersection of the south right-of-way line of North 19th Street.

Thence east along the south right-of-way line of North 19th Street, a distance of 576 feet (more or less) to the intersection of the west right-of-way line of Hickory Street.

Thence south along the west right-of-way line of Hickory Street, a distance of 319 feet (more or less) to the intersection of the south right-of-way line of North 18th Street.

Thence east along the south right-of-way line of North 18th Street, a distance of 1,216 feet (more or less) to the intersection of the east right-of-way line of Pine Street.

Thence north along the east right-of-way line of Pine Street, a distance of 3,233 feet (more or less) to the intersection of the north right-of-way line of Vogel Street.

Thence west along the north right-of-way line of Vogel Street, a distance of 2,520 feet (more or less) to the intersection of the east right-of-way line of Grape Street.

Thence north along the east right-of-way line of Grape Street, a distance of 4,070 feet (more or less) to the intersection of the south right-of-way line of Interstate Highway 20.

Thence east along the south right-of-way line of Interstate Highway 20, a distance of 2,540 feet (more or less) to the point of beginning.

And further described as portions of census tract 102, block groups 1, 2, 3 and 4; census tract 104, block groups 1, 2, 3, and 4; census tract 107, block groups 1 and 2; census tract 108, block groups 3 and 4; census tract 111, block groups 1 and 2; census tract 112, block groups 2 and 3; census tract 117, block groups 1 and 2; census tract 119, block groups 3 and 4.

EXHIBIT C

That the City hereby nominates the area set forth below as the **Abilene East Enterprise Zone** in accordance with the Act:

For a 6,776 acre tract of land within the City of Abilene, Texas and particularly described as follows:

Beginning at the intersection of the east right-of-way line of South Treadaway Blvd. and the south right-of-way line of Industrial Blvd.

Thence east along the south right-of-way line of Industrial Blvd., a distance of 3,701 feet (more or less) to the intersection of Buttonwillow Creek.

Thence south along Buttonwillow Creek with its meanders, a distance of 3,669 feet (more or less) to a point in line with the west right-of-way of Boys Ranch Road.

Thence south along a straight line in line with the west right-of-way of Boys Ranch Road, a distance of 829 feet (more or less) to the intersection of the west right-of-way line of Boys Ranch Road and the south right-of-way of Ben Richey Drive.

Thence south along the west right-of-way line of Boys Ranch Road, a distance of 2,288 feet (more or less) to the intersection of the west right-of-way line of Boys Ranch Road and the north right-of-way line of Hill Street.

Thence west in line with the north right-of-way line of Hill Street, a distance of 2,196 feet (more or less) to the intersection of the west right-of-way line of South Treadaway Blvd.

Thence north along the west right-of-way line of South Treadaway Blvd, a distance of 14,733 feet (more or less) to the intersection of the east right-of-way line of Oak Street.

Thence north along the east right-of-way line of Oak Street, a distance of 1,557 feet (more or less) to the intersection of the north right-of-way line of Westway Drive.

Thence west along the north right-of-way line of Westway Drive, a distance of 1,238 feet (more or less) to the intersection of the east right-of-way line of Belmont Blvd.

Thence north along the east right-of-way line of Belmont Blvd., a distance of 336 feet (more or less) to the intersection of the north right-of-way line of South 17th Street.

Thence west along the north right-of-way line of South 17th Street, a distance of 1,856 feet (more or less) to the intersection of west right-of-way line of Jeanette Street.

Thence north along the west right-of-way line of Jeanette Street, a distance of 1,042 feet (more or less) to the intersection of the south right-of-way line of South 14th Street.

Thence west along the south right-of-way line of South 14th Street, a distance of 2,896 feet (more or less) to the intersection of the west right-of-way line of Ross Avenue.

Thence south along the west right-of-way line of Ross Avenue, a distance of 1,930 feet (more or less) to the intersection of the north right-of-way line of South 19th Street.

Thence west along the north right-of-way line of South 19th Street, a distance of 2,075 feet (more or less) to the intersection of the east right-of-way line of Barrow Street.

Thence north along the east right-of-way line of Barrow Street, a distance of 2,007 feet (more or less) to the intersection of the north right-of-way line of South 14th Street.

Thence east along the north right-of-way line of South 14th Street, a distance of 7,166 feet (more or less) to the intersection of the east right-of-way line of Sycamore Street.

Thence north along the east right-of-way line of Sycamore Street, a distance of 1,357 feet (more or less) to the intersection of the south right-of-way line of South 12th Street.

Thence east along the south right-of-way line of South 12th Street, a distance of 422 feet (more or less) to the intersection of the east right-of-way line of Chestnut Street.

Thence north along the east right-of-way line of Chestnut Street, a distance of 2,334 feet (more or less) to the intersection of the north right-of-way line of South 7th Street.

Thence west along the north right-of-way line of South 7th Street, a distance of 2,681 feet (more or less) to the intersection of the east right-of-way line of Jeanette Street.

Thence north along the east right-of-way line of Jeanette Street, a distance of 1,548 feet (more or less) to the intersection of the north right-of-way line of South 3rd Street.

Thence west along the north right-of-way line of South 3rd Street, a distance of 224 feet (more or less) to the intersection of the east right-of-way line of Vine Street.

Thence north along the east right-of-way line of Vine Street, a distance of 842 feet (more or less) to the intersection of the south right-of-way line of the Union Pacific Railroad.

Thence east along the south right-of-way line of the Union Pacific Railroad, a distance of 5,866 feet (more or less) to the intersection of the west right-of-way line of the Lone Star Railroad dba Southern Switching.

Thence north along the west right-of-way line of the Lone Star Railroad dba Southern Switching, a distance of 2,641 feet (more or less) to the intersection of the north right-of-way line of North 7th Street.

Thence west along the north right-of-way line of North 7th Street, a distance of 332 feet (more or less) to the intersection of the west right-of-way line of Bois D'Arc Street.

Thence south along the west right-of-way line of Bois D'Arc Street, a distance of 360 feet (more or less) to the intersection of the north right-of-way line of North 6th Street.

Thence west along the north right-of-way line of North 6th Street, a distance of 5,326 feet (more or less) to the intersection of the east right-of-way line of Grape Street.

Thence north along the east right-of-way line of Grape Street, a distance of 2,077 feet (more or less) to the intersection of the south right-of-way line of North 10th Street.

Thence east along the south right-of-way line of North 10th Street, a distance of 1,142 feet (more or less) to the intersection of the east right-of-way line of Orange Street.

Thence north along the east right-of-way line of Orange Street, a distance of 1,148 feet (more or less) to the intersection of the south right-of-way line of North 13th Street.

Thence east along the south right-of-way line of North 13th Street, a distance of 2,348 feet (more or less) to the intersection of the east right-of-way line of Mesquite Street.

Thence north along the east right-of-way line of Mesquite Street, a distance of 2,464 feet (more or less) to the intersection of the south right-of-way line of North 18th Street.

Thence east along the south right-of-way line of North 18th Street, a distance of 1,023 feet (more or less) to the intersection of the east right-of-way line of Cottonwood Street.

Thence east in line with the south right-of-way line of North 18th Street, a distance of 1,000 feet (more or less) to the intersection of the west bank of Cedar Creek.

Thence south along the west bank of Cedar Creek with its meanders, a distance of 6,122 feet (more or less) to the intersection of the south right-of-way line of East North 10th Street.

Thence east along the south right-of-way line of East North 10th Street, a distance of 1,175 feet (more or less) to the intersection of the west right-of-way line of Cockrell Drive.

Thence south along the west right-of-way line of Cockrell Drive, a distance of 1,795 feet (more or less) to the intersection of the north right-of-way line of North 7th Street.

Thence west along the north right-of-way line of North 7th Street, a distance of 1,752 feet (more or less) to the intersection of the east right-of-way line of the Lone Star Railroad dba Southern Switching.

Thence south along the east right-of-way line of the Lone Star Railroad dba Southern Switching, a distance of 2,126 feet (more or less) to the intersection of the south right-of-way line of U.S. Highway 80.

Thence east along the south right-of-way line of U.S. Highway 80, a distance of 12,379 feet (more or less) to the intersection of the east right-of-way line of State Highway 322.

Thence north along the east right-of-way line of State Highway 322, a distance of 5,799 feet (more or less) to the intersection of the south right-of-way line of Interstate Highway 20.

Thence west along the south right-of-way line of Interstate Highway 20, a distance of 9,207 feet (more or less) to the intersection of the south right-of-way line of State Highway 351.

Thence west along the south right-of-way line of State Highway 351, a distance of 2,065 feet (more or less) to the intersection of the east right-of-way line of Judge Ely Blvd.

Thence north along the east right-of-way line of Judge Ely Blvd, a distance of 2,901 feet (more or less) to the intersection of the south right-of-way of Interstate Highway 20.

Thence east along the south right-of-way line of Interstate Highway 20, a distance of 3,053 feet (more or less) to the intersection of the south right-of-way of State Highway 351.

Thence northeast along the south right-of-way line of State Highway 351, a distance of 8,742 (more or less).

Thence east along the City Limit line, a distance of 11,169.

Thence south along a straight line, a distance of 5,200 feet (more or less) until the line meets Elmdale Road.

Thence west from the point at which the straight line meets Elmdale Road along the City Limit line, a distance of 5,386 feet (more or less).

Thence north along a straight line, a distance of 5,200 feet (more or less) to the point at which the straight line meets the City Limit line.

Thence west along the City Limit line, a distance of 5,388 feet (more or less).

Thence south along a straight line, a distance of 10,260 feet (more or less), crossing one City Limit line, to the intersection of the second City Limit line, just north of Interstate Highway 20.

Thence southeast along the City Limits line just north of Interstate Highway 20, a distance of 13,140 feet (more or less) to the intersection of the west right-of-way line of Elmdale Road.

Thence south along the west right-of-way line of Elmdale Road, a distance of 6,145 feet (more or less) crossing Interstate Highway 20, Union Pacific Railroad and FM 18, to the intersection of the City Limits line.

Thence west along the City Limits line, a distance of 5,236 feet (more or less).

Thence continuing north and west along the City Limits line, a distance of 6,537 feet (more or less) crossing FM 18, to the intersection of the south right-of-way line of the Union Pacific Railroad.

Thence west along the south right-of-way line of the Union Pacific Railroad, a distance of 6,643 feet (more or less) to the intersection of the east right-of-way of State Highway 322.

Thence south along the east right-of-way line of State Highway 322, a distance of 4,697 feet (more or less).

Thence east in a straight line, a distance of 788 feet (more or less).

Thence south in a straight line, a distance of 1,040 feet (more or less).

Thence east in a straight line, a distance of 1,600 feet (more or less) to the east right-of-way line of State Highway 36.

Thence southeast along the east right-of-way line of State Highway 36, a distance of 16,445 feet (more or less).

Thence west in a straight line, a distance of 3,660 feet (more or less) to the east property line of the Abilene Regional Airport.

Thence north in a straight line along the east property line of the Abilene Regional Airport, a distance of 7,729 feet (more or less).

Thence west in a straight line, a distance of 3,416 feet (more or less).

Thence north in a straight line, a distance of 7,368 feet (more or less).

Thence west in a straight line along the zone boundary, a distance of 937 feet (more or less).

Thence southwest in a straight line, a distance of 2,415 feet (more or less).

Thence north in a straight line, a distance of 1,905 feet (more or less) to the intersection of the west right-of-way line of State Highway 322.

Thence north along the west right-of-way line of State Highway 322, a distance of 5,807 feet (more or less) to the intersection of the south right-of-way line of the Union Pacific Railroad.

Thence west along the south right-of-way line of the Union Pacific Railroad, a distance of 7,002 feet (more or less) to the intersection of the west right-of-way line of Judge Ely Blvd.

Thence south along the west right-of-way line of Judge Ely Blvd., a distance of 3,098 feet (more or less) to the intersection of the north right-of-way line of South 11th Street.

Thence west along the north right-of-way line of South 11th Street, a distance of 1,438 feet (more or less) to the intersection of the east right-of-way line of T and P Lane.

Thence north along the east right-of-way line of T and P Lane, a distance of 3,712 feet (more or less) to the intersection of the south right-of-way line of the Union Pacific Railroad.

Thence west along the south right-of-way line of the Union Pacific Railroad, a distance of 3,115 feet (more or less) to the intersection of the east right-of-way line of the Lone Star Railroad dba Southern Switching.

Thence south along the east right-of-way line of the Lone Star Railroad dba Southern Switching (Lone Star Railroad becomes Abilene and Southern Railroad at South 7th Street and continuing southward), a distance of 9,235 feet (more or less) to the intersection of the south right-of-way line of South 20th Street.

Thence west along the south right-of-way line of South 20th Street, a distance of 334 feet (more or less) to the intersection of the east right-of-way line of South Treadaway Blvd.

Thence south along the east right-of-way line of South Treadaway Blvd., a distance of 9,516 feet (more or less) to the point of beginning.

And further described as portions of census tract 101, block group 5; census tract 108, block groups 1, 2, and 3, census tract 109, block group 1; census tract 110, block groups 1 and 2; census tract 118, block groups 1 and 2; census tract 119, block groups 1 and 2; census tract 122, block groups 1 and 9; census tract 123, block group 4; census tract 133, block group 9; census tract 134, block group 7.

F:\TARRANT\WPS\INENTPRISE\EAST\DESCRIPT

Wanda Y Ferrell says
Exh A & B noted
in Ord 44-1997 (att.)
will be submitted in
a bound book
10-10-97

CERTIFICATE FOR ORDINANCE

TEXAS :
COUNTIES OF TAYLOR AND JONES :
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 25TH DAY OF SEPTEMBER, 1997**, 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
- Ray Ferguson, Mayor Pro-Tem
- Kay Alexander
- A. Don Drennan
- Rob Beckham
- Carol Martinez
- Paul R. Vasquez

Jo Moore, City Secretary

and all of said persons were present,
except the following absentees: none thus
constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting:
a written

ORDINANCE AUTHORIZING PROMISSORY NOTES IN THE AGGREGATE PRINCIPAL AMOUNT OF \$7,000,000 TOGETHER WITH CONTRACT FOR LOAN GUARANTEE ASSISTANCE UNDER SECTION 108 OF THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974, AS AMENDED, 42 U.S.C., SECTION 5308, IN CONNECTION THEREWITH

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 on first reading; and, after due discussion, said motion carrying with it the passage of said Ordinance, prevailed and carried by the following vote:

AYES: Vasquez, Drennan, Martinez, Beckham, Ferguson, Alexander and Mayor McCaleb
NOES: None