

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. 1999.

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, 1999, 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, 1999, 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. 1999.

ATTEST:

[Signature]
CITY SECRETARY

[Signature]
MAYOR

APPROVED:

[Signature]
CITY ATTORNEY 00608

ORDINANCE NO. 3-1999

EXHIBIT "A"

Rezone property from RM-3 (Residential Multi-Family) to AO (Agricultural Open Space) zoning district.

Legal Description:

8.49 acres out of Abstract 231 of Section 3, Merchants Pasture Subdivision of James Shipman Survey 85, Abilene, Taylor County, Texas, being that property more particularly described in Volume 2127, Page 991 of the Deed Records, Taylor County, Texas;

and being more particularly described as follows:

BEGINNING at a concrete monument on the NBL of Vogel Avenue at the Southwest corner of said Subdivision No. 3;

THENCE North 1088.9' along the WBL said 23.89 acre tract to a concrete monument at the Northwest corner said 23.89 acre tract;

THENCE East 269.85' to a concrete monument at the most northerly Northeast corner said 23.89 acre tract;

THENCE S21°51'E 151.1' to a concrete monument;

THENCE S2°17'W 386' to a concrete monument at an interior corner of said 23.89 acre tract;

THENCE East 104.9' to a concrete monument on the most southern NBL of said 23.89 acre tract;

THENCE South 250' to a concrete monument;

THENCE S34°38'W 240' to a concrete monument;

THENCE South 115' to a concrete monument on the NBL of Vogel Avenue and the SBL of said 23.89 acre tract;

THENCE West 280.55' to the place of beginning and containing 8.49 acres, more or less, as filed in Volume 1609, Page 407.

Location:

2400 block of Vogel Avenue

-END-

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