

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 10 day of May A.D. 2001.

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 6 day of May 2001, 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 24 day of May, 2001, 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 20 of the Charter of the City of Abilene.

PASSED ON SECOND AND FINAL READING THIS 24 day of May, A.D. 2001.

ATTEST:

Op Moore
CITY SECRETARY

Grady Bass
MAYOR

APPROVED:

Sharon L. Hicks
CITY ATTORNEY

EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to GC (General Commercial) zoning district.

Legal Description:

Being a tract afore described in Volume 1900, Page 948 of the Official Public Records as being 3.43 acres of land out of a 10 acre tract of land out of John Adams Survey No. 44, Taylor County, Texas, and said 10 acre tract being of record in Volume 1488, Page 863, Deed Records, Taylor County, Texas, and said 3.43 acres being more particularly described as follows:

Beginning at a 3/8" iron pin found for the Northeast corner of said 10 acre tract and on the West R.O.W. of U.S. Highway 277, for the Northeast corner of this tract whence the recognized Northwest corner of said John Adams Survey No. 44 bears N33°51'W 795.37', West 454.68', N0°09'30"E 854.06' and West 2420.73';

Thence S37°50'02"W along said R.O.W. and the Southeast boundary line of said 10 acre tract 425.55' to a 3/8" iron pin found for a corner of said 10 acre tract and a corner of this tract, whence a R.O.W. Monument for said U.S. Highway 277 bears N76°03'E 1';

Thence S84°31'49"W along said U.S. Highway 277 R.O.W. 67.98' to a R.O.W. Monument on the North R.O.W. of F.M. 3438 for a corner of said 10 acre tract and a corner of this tract;

Thence 49°17'52"W along the North R.O.W. of said F.M. 3438 and the Southwest boundary line of said 10 acre tract 250.48' to a 1/2" iron pin set for the Southwest corner of this tract, whence a R.O.W. Monument bears N49°17'53"W 191.87';

Thence N39°22'05"E 554.12' to a 1/2" iron pin set under a fence on the Northeast boundary line of said 10 acre tract for the Northwest corner of this tract;

Thence S33°51'E along the Northeast boundary line of said 10 acre tract 300' to the point of beginning and containing 3.43 acres of land.

Location:

Hwy 277 and Dub Wright Boulevard, northeast corner

-END-