

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 June 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 3 day of June 20 01, 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 June, 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 28 day of June, A.D. 2001.

ATTEST:

  
CITY SECRETARY

  
MAYOR

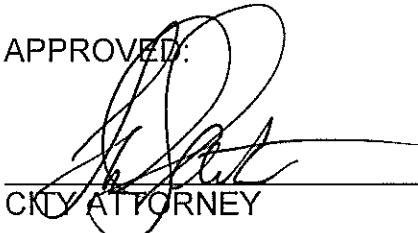
APPROVED:  
  
CITY ATTORNEY

EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to RS-6 (Residential Single Family) zoning district.

Legal Description:

**Being** 18.862 acres out of the North part of a 52.185 acre tract recorded in Volume 2058, Page 26 of the Official Public Records of Taylor County, Texas, out of the West 1/2 of Section 68, Blind Asylum Lands, Taylor County, Texas and said 18.862 acres being more particularly described as follows;

**Beginning** at a point in a Public Road, known as Industrial Boulevard (77.50' Existing Right of Way) for the Northwest corner of said 52.185 acre tract and this tract, whence the Northwest corner of said Section 68 is called to bear N89°44'W 1122.40';

**Thence** S89°44'00"E with said Industrial Boulevard and the North line of said 52.185 acre tract 1339.13' to a point for it's Northeast corner and the Northeast corner of this tract;

**Thence** S00°21'00"W with the East line of said 52.185 acre tract at 56.20' pass a 1/2" metal rebar set with CoJer Survey cap on the proposed South line of said Industrial Boulevard and at 69.6' pass a 10" wood fence post and continue on generally with said fence a distance in all of 614.50' to a 1/2" metal rebar set with CoJer Survey cap for the Southeast corner of this tract;

**Thence** N89°44'00"W at 935.03' pass a 1/2" metal rebar found for an interior corner of said 52.185 acre tract and for the Northeast corner of a 14.288 acre tract recorded in Volume 1965, Page 288 of said Official Public Records and continue on a total distance in all of 1335.03' to a 1/2" metal rebar set with CoJer Survey cap for the Southwest corner of this tract, a corner of said 52.185 acre tract, the Northwest corner of said 14.288 acre tract and the Southeast corner of a 5.00 acre tract Recorded in Volume 1913, Page 383, Official Public Records;

**Thence** N00°02'04"W with the East line of said 5.00 acre tract, the West line of said 52.185 acre tract at 558.30' pass a 1/2" metal rebar found on the South line of said Industrial Boulevard and continue on a total distance in all of 614.50' to the point of beginning and containing 18.862 acres total, Less 1.727 acres in said Industrial Boulevard, with a net of 17.135 acres, more or less.

Location:

1200 block of Industrial Boulevard

-END-

**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 28TH DAY OF JUNE, 2001**, at the City Hall, and the roll was called of the duly constituted officers and members of said City Council, to-wit:

Grady Barr, Mayor  
Rob Beckham, Mayor Pro Tem  
Victor Carrillo, Deputy Mayor Pro Tem  
Kay Alexander  
Jimmy W. McNeil, O.D.  
Kris Southwad  
Norm Archibald

Jo Moore, City Secretary

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

**ORDINANCE #14-2001**  
**AUTHORIZING THE ISSUANCE OF CITY OF ABILENE, TEXAS**  
**COMBINATION TAX AND WATERWORKS AND SEWER SYSTEM**  
**REVENUE CERTIFICATES OF OBLIGATION, SERIES 2001A,**  
**IN THE PRINCIPAL AMOUNT OF \$31,000,000**

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 Ordinance, prevailed and carried by the following vote:

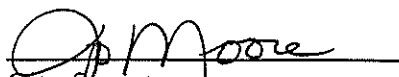
AYES: All members of said City Council shown present above voted "Aye".

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 Ordinance; 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 Ordinance; that the Mayor and the City Secretary of said City have duly signed said Ordinance; 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 28TH day of JUNE, 2001.

  
City Secretary

  
Mayor

(CITY SEAL)