

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.

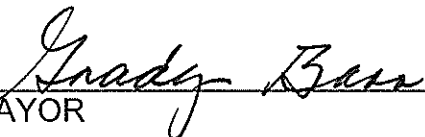
PASSED ON FIRST READING this 28 day of March A.D. 2002.

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 March 2002, 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 8:30 a.m., on the 11 day of April, 2002, 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 11 day of April, A.D. 2002.

ATTEST:

  
CITY SECRETARY

  
MAYOR

APPROVED:

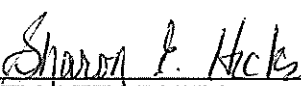
  
CITY ATTORNEY

EXHIBIT "A"

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

Legal Description:

Lot 1, less the northwest part to street, Block 5, Section 3, Southern Hills Addition; filed for record January 21, 1970; County Clerk file no. 548;

A tract of land lying and situated in Taylor County, Texas, out of the I. & G. N. RR. Co. Survey, described as follows:

BEGINNING at an iron pin set for the Southwest and beginning corner of this tract; said point being North 23 deg. 15 min. East 288 feet of the N.W. corner of Section 64, Blind Asylum Lands Survey and a corner of the I. & G. N. RR. Co. Survey, Taylor County, Texas, said point also being 34 feet at right angles to the center line of the Abilene and Buffalo Gap Highway;

THENCE North 23 deg. 15 min. East 80 feet to an iron pin set 34 feet at right angles to the center line of said Highway, the Northwest corner of this tract;

THENCE East 181.2 feet to an iron pin, the Northeast corner of this tract;

THENCE South 11 deg. 40 min. West 80 feet to an iron pin set for the Southeast corner of this tract;

THENCE North 88 deg. 30 min. West 197 feet to the place of beginning.;

A certain tract of land lying and being situated in the County of Taylor and State of Texas and described as follows:

BEGINNING at a stake in the present EBL of the Abilene and Buffalo Gap Highway said point being 163 feet N 23 deg. and 15 min. E. of the N.W. corner of Section No. 64, Blind Asylum Lands for the S.W. corner of a beginning corner of this tract. Being also the SW corner of a tract of land sold to C.B. Musgrove by H.S. Higginbotham and wife, Joyce Higginbotham by Warranty Deed dated Aug. 2, 1952, and recorded in Deed Records in Volume 446, Page 267, of Taylor County, Texas.

THENCE North 23 deg. and 15 min. East 125 feet along the present EBL of the said Abilene and Buffalo Gap Highway to a stake set for the NW corner of this tract;

THENCE South 66 deg. and 30 min. East 197 feet to a stake set for the NE corner of this tract;

THENCE South 11 deg. and 40 min. West 125 feet to a stake set for the SE corner of this tract;

THENCE North 86 deg. and 47 min. East 220.5 feet to the place of beginning.;

and

Tract 2, Block A, Emile R. Hester Subdivision; filed for record Vol. 7, Page 68, Abilene, Taylor County, Texas.

Location:

2700 block of Buffalo Gap Road, southeast corner