

ORDINANCE NO. 30-2005

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

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.


PART 3: That the Planning Director be, and is hereby authorized and directed to change the official Zoning Map of the City of Abilene to correctly reflect the amendments thereto.

PASSED ON FIRST READING this 23rd day of June
A.D. 2005.

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 18th day of May, 2005, 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 14th day of July, 2005, 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 14th day of July, A.D. 2005.

ATTEST:




CITY SECRETARY



MAYOR

APPROVED:



CITY ATTORNEY

EXHIBIT "A"

Rezone property from RM-3 (Residential Multi-family) to GC (General Commercial) zoning district.

Legal Description:

TRACT A:

Being out of and a part of William Stith Survey 21 and a part of Blk. 30, North Park Addition, City of Abilene, Taylor County, Texas, and being described as follows:

BEGINNING at a point at the intersection of the North boundary line of said Survey 21 and the West Right of Way of FM Road 600, from which the Northeast corner of said Survey 21 brs. N. 89 deg. 51 min. E. 50 feet;

THENCE S. 0 deg. 34 min. E. along the West Right of Way line of FM Road 600, 1087.5 feet to a point a 3/8" Iron Pin set for the Northeast corner of a 2 acre tract, and being the most easterly Southeast corner of this tract;

THENCE S. 89 deg. 26 min. W. 292.8 feet to a 3/8" Iron Pin, the Northwest corner of said 2 acre tract and being an Interior Corner of this tract;

THENCE South 291 feet to a point, a 3/8" Iron Pin set on the North Right of Way line of Interstate Highway 20, for the Southwest corner of said 2 acre tract and being the most Southerly Southeast corner of this tract;

THENCE along the North Right of Way of Interstate Highway 20, N. 87 deg. 31 min. W. 21.4 feet to a Bronze Highway disk in concrete, N. 89 deg. 44 min. W. 926 feet to a point on the East boundary line of Plum Street and being the West boundary line of Block 30, North Park Addition, for the Southwest corner of this tract;

THENCE N. 0 deg. 48 min. W. along the West boundary line of Plum Street 1143.6 feet to a point, the Southwest corner of W. H. Large one (1) acre tract, and being the most Westerly Northwest corner of this tract;

THENCE N. 89 deg. 51 min. E. along the South boundary line of said One Acre Tract 208.3 feet to its Southeast corner;

THENCE N. 0 deg. 09 min. W. along the East line of One Acre Tract at 209.4 feet pass the Northeast corner of same, continue in all 229.4 feet to a point on the North boundary line of this tract and being the most Northerly Northwest corner of this tract;

THENCE N. 89 deg. 51 min. E. along the North boundary line of this tract at 902 feet pass the Northeast corner of Blk. 30, North Park Addition, and the Northwest corner of William Stith Survey 21, continue in all 1037.8 feet to the point of beginning and containing 36.3 acres of land.

SAVE AND EXCEPT the 2.669 acre tract conveyed to Bobby Bhakta, Trustee, by Deed dated March 19, 1999, recorded in Volume 2399, Page 386, Official Public Records of Real Property of Taylor County, Texas.

TRACT B:

BEING that certain strip of land approximately seventeen (17) feet in width from North to South and beginning at a point 1,037.8 feet from the intersection of the North Boundary Line of Survey 21, North Park Addition to the City of Abilene, Taylor County, Texas, the West Right of Way of FM Road 600 from which the Northeast corner of said Survey 21 bears N. 89 deg. 51 min. East 50 feet;

THENCE from said point West to Plum Street; said 20-ft. strip of land running along the North Boundary Line of the W. H. Large Tract.