

ORDINANCE NO. 54-2005

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 Five Hundred Dollars (\$500.00). 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 13th day of October 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 13th day of September, 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 25th day of October, 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 25th day of October, A.D. 2005.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

ORDINANCE NO. 54-2005

EXHIBIT "A"

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

Legal Description:

BEING all that certain lot, tract or parcel of land, comprised of:

25.0 acre tract out of a 35.01 acre tract out of 116.6 acre tract out of the W.J. Reddell Pre-emption Survey, Abilene, Taylor County, Texas, said 25.0 acre tract conveyed to Michael R. Mason and Sharon S. Mason as recorded in volume 3098, page 624, Official Public Records of Taylor County, Texas

10.0 acre tract save and except 3.002 acre tract, out of 116.6 acre tract out of the W.J. Reddell Pre-emption Survey, Abilene, Taylor County, Texas, said 10.0 acre tract save and except 3.002 acre tract conveyed to Michael R. Mason and Dudley Mason as recorded in volume 3086, page 494, Official Public Records of Taylor County, Texas, said tract include Lot 1, Block "A", Naylor Addition, as recorded in Plat Cabinet No. 3, Slide No. 229, Plat Records, Taylor County, Texas

1.000 acre out of the North end of a 3.002 acre tract out of 10.0 acre tract out of 116.6 acre tract out of the W.J. Reddell Pre-emption Survey, Abilene, Taylor County, Texas,

and being more particularly described as follows:

BEGINNING at the Northwest corner of said 25.0 acre tract, for the Northwest corner of this tract;

THENCE North 89 degrees 51 minutes 30 seconds East along the North line of said 25.0 acre tract, for a distance of 945.79 feet to the Northeast corner of said 25.0 acre tract, for the Northeast corner of this tract;

THENCE South 00 degrees 43 minutes 48 seconds East along the East line of said 25.0 acre tract, for a distance of 299.85 feet to a point for corner;

THENCE South 04 degrees 50 minutes 00 seconds West, along the East line of said 25.0 acre tract, for a distance of 488.38 feet to a point for corner, said point also being the Northeast corner of said 10.0 acre tract;:

THENCE South 02 degrees 12 minutes 37 seconds East along the East line of said 10.0 acre tract, for a distance of 1282.05 feet to a point on the North right of way line of F.M. 707 (Beltway South) for corner, said point also being the Southeast corner of said Lot 1, Block "A", Naylor Addition;

THENCE North 89 degrees 22 minutes 48 seconds West along the North right of way line of said F.M. 707 (Beltway South), for a distance of 164.57 feet to a point for corner, said point also being the Southwest corner of said Lot 1, Block "A", Naylor Addition;

THENCE North 02 degrees 14 minutes 00 seconds West for a distance of 488.76 feet to a point for corner;

THENCE North 89 degrees 13 minutes 08 seconds West for a distance of 165.05 feet to a point for corner;

THENCE North 02 degrees 09 minutes 01 seconds West for a distance of 235.18 feet to a point for corner, said point also being the Southeast corner of said 25.0 acre tract;

THENCE South 89 degrees 51 minutes 30 seconds West along the South line of said 25.0 acre tract, for a distance of 641.54 feet to a point for corner, said point also being the Southwest corner of said 25.0 acre tract;

THENCE North 01 degrees 45 minutes 28 seconds East along the West line of said 25.0 acre tract, for a distance of 1340.01 feet to the place of beginning, containing 32.841 acres of land.

Location:

On the north side of the 3100 block of Beltway South (FM 707).

-END-