

ORDINANCE NO. 61-2005

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 17th day of November 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 October, 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 1st day of December, 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 1st day of December, A.D. 2005.

ATTEST:

  
\_\_\_\_\_  
CITY SECRETARY

  
\_\_\_\_\_  
MAYOR

APPROVED:

  
\_\_\_\_\_  
CITY ATTORNEY

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EXHIBIT "A"

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

Legal Description:

BEING 21.53 acres out of 50.000 acres recorded in Volume, Page Official Public Records, Taylor County, Texas, out of a 128.65 acre tract recorded in Volume 3069, Page 918 Official Public Records, Taylor County, Texas, out of the East part of Section 67, Blind Asylum Lands, Taylor County, Texas, and said 21.53 acre tract being more particularly described as follows;

Beginning at a found 5/8" aluminum rod with cap on the West line of FM Highway 1750 (80' right-of-way) at the Northeast corner of said 50.000 acre tract and 128.65 acre tract and the Southeast corner of a 44.987 acre tract recorded in Volume 2922, Page 130, Official Public Records, Taylor County, Texas, for the North most Northeast corner of this tract, whence a found concrete right-of-way monument at point of intersection on the West line of said FM Highway 1750 at Hwy Sta: 160+00 bears N00°13'37"W 314.13' and from said point of beginning a concrete nail with washer called to be the Southeast corner of said Section 67 per Volume 2729, Page 651 is recorded to bear S00°08'55"W 2115.79', S00°26'44"W 23.07', and N 89° 31' 00" E 40.00';

THENCE from said point of beginning S00°17'42"E with the East line of said 128.65 acre tract and the West line of said FM Highway 1750, 320.00' to a set PK nail for the South most Northeast corner of this tract;

THENCE S89°31'47"W 420.08' to a set 1/2" metal rebar, for the interior corner of this tract;

THENCE S00°15'41"E 522.86' to a point on the East line of said 50.000 acre tract;

THENCE S89°44'19"W 955.36' to a point on the West line of said 50.000 acre tract;

THENCE N00°15'41"W 839.38' along the West line of said 50.000 acre tract to a found 1/2" metal rebar at the Northwest corner of said 50.000 acre tract on the North line of said 128.65 acre tract and the South line of a 118.66 acre tract recorded in Volume 2775, Page 460, Official Public Records, Taylor County, Texas, for the Northwest corner of this tract, whence a found 1/2" metal rebar, under fence at the Northwest corner of said 128.65 acre tract bears S89°31'47"W 1241.85';

THENCE N89°31'47"E 1375.26' along the North line of said 50.000 acre tract to the place of beginning and containing 21.53 acres of land.

Bearing basis- South line of Section 67- Record S89°31'W per Volume 2729, Page 651, Official Public Records, Taylor County, Texas,

Location:

On the west side of Oldham Lane just south of the Lone star Ranch PDD

-END-