

ORDINANCE NO. 8-2007

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, CONCERNING PDD-115 A PLANNED DEVELOPMENT DISTRICT; 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 25th day of January A.D. 2007.

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 December, 2006, 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 8th day of February, 2007, 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 8th day of February, A.D. 2007.

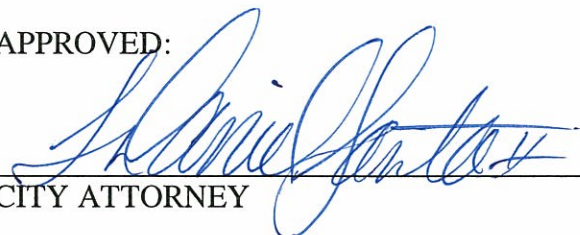
ATTEST:



CITY SECRETARY



MAYOR

APPROVED:


CITY ATTORNEY

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EXHIBIT "A"

ADD:

Rezone property from AO (Agricultural Open Space) to PDD-115 (Planned Development) zoning district.

Legal Description:

BEING 10.221 acres of land out the Southwest $\frac{1}{4}$ of Section 21 of the Blind Asylum Lands, Abstract No. 1039, Abilene, Taylor County, Texas and also out of the remainder of a 223.29 acre tract of land which lies in both Sections 21 and 25 of said Blind Asylum Lands, Taylor County, Texas and is described in a certain Warranty Deed to Musgrave and Musgrave, LLP recorded in Volume 3121, Page 857 of the Official Public Records of Taylor County, Texas, and said 10.221 acres is more particularly described in metes in bounds as follows:

BEGINNING at a $\frac{1}{4}$ inch aluminum rod with 2 inch aluminum, Jacob & Martin, Ltd. cap (henceforth called a standard monument) found at the Northwest corner of Section 7, Heritage Parks Addition to the City of Abilene, Taylor County, Texas according to the plat thereof recorded in Plat Cabinet 2, Slide 344-B of the Plat Records of said Taylor County, Texas, said point also being on the East line of a 20 feet wide alley along the East side of Section 1, Harvest Hills Addition to said City of Abilene according to the plat thereof recorded in Plat Cabinet 2, Slide 188D of said Plat Records and whence the Southwest corner of said Section 21 bears $S00^{\circ}52'56''W$ 1094.44 feet and $N89^{\circ}06'45''W$ 279.81 feet;

THENCE $N00^{\circ}52'56''E$ (recorded as $N00^{\circ}18'E$ per said plat of Section 1, Harvest Hills Addition and $N00^{\circ}07'13''E$ per said plat of Section 6, Heritage Parks Addition) 324.96 feet along said East line of said alley and the West line of said Musgrave and Musgrave, LLP tract to a standard monument set for corner;

THENCE $S89^{\circ}07'04''E$ 210.00 feet to a standard monument set for corner;

THENCE $S00^{\circ}52'56''W$ 35.02 feet to a standard monument set for corner;

THENCE $S89^{\circ}06'10''E$ 1300.02 feet to a standard monument set for corner;

THENCE $S00^{\circ}53'50''W$ 290.00 feet to a standard monument found at the Northeast corner of said Section 7, Heritage Parks Addition;

THENCE $N89^{\circ}06'10''W$ (recorded as $N89^{\circ}51'53''W$ per said plat of Section 7) a distance of 1509.94 feet along the North line of said Section 7 to the POINT OF BEGINNING and containing 10.221 acres, more or less.

Location:

North end of Trenton Drive and Liberty Boulevard

-END-