

ORDINANCE NO. 11-2008

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.

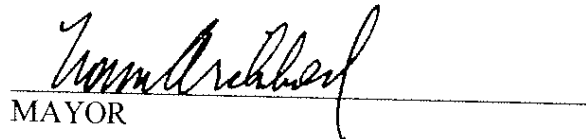
PASSED ON FIRST READING this 24th day of January A.D. 2008.

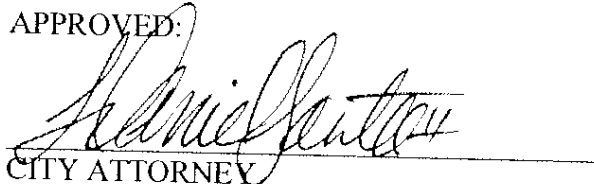
A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 18th day of December, 2007, the same 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 February, 2008, 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 February, A.D. 2008.

ATTEST:

  
CITY SECRETARY

  
MAYOR

APPROVED:  
  
CITY ATTORNEY

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EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to LI (Light Industrial) zoning district.

Legal Description:

**BEING** 37.49 acres of land out of the L. Bowerman Survey No. 83, Taylor County, Texas, said 37.49 acres being part of a 57.01 acre tract (1149/460, Deed Records, Taylor County, Texas) and part of a 100 acre tract, (1149/460, Deed Records, Taylor County, Texas) and being more particularly described as follows:

**BEGINNING** at an existing 6" wood post at the Northwest corner of said 100 acre tract for the Northwest corner of this tract;

**THENCE** S89°52'32"E 789.98 feet to an existing 6" wood post for the Northeast corner of this tract;

**THENCE** S0°04'16"E 885.45 feet to an existing 4" pipe post;

**THENCE** S0°00'51"W 1220.65 feet to an existing 4" pipe post on the North side of Huckleberry Lane for the Southeast corner of this tract;

**THENCE** S89°53'09"W 758.82 feet along the North side of Huckleberry Lane to an existing 10" pipe post on the EBL of the Ft. Worth & Denver RR. For the Southwest corner of this tract;

**THENCE** N0°52'05"W 2109.56 feet along the EBL of said railroad to the place of beginning and containing 37.49 acres of land.

**BEING** 17.12 acres of land out of the L. Bowerman Survey No. 83, Taylor County, Texas and being part of a 57.01 acre tract (1149/460, Deed Records, Taylor County, Texas), said 17.12 acres being more particularly described as follows:

**BEGINNING** at an existing 4" pipe post on the NBL of said 57.01 acre tract for the Northwest corner of this tract;

**THENCE** S89°32'34"E 452.32 feet to an existing 4" pipe post;

**THENCE** S25°54'17"E 407.26 feet to an existing 4" pipe post;

**THENCE** S0°20'55"W 871.09 feet to an existing 4" pipe post for the Southeast corner of this tract;

**THENCE** N89°51'26"W 633.64 feet to an existing 4" pipe post on the East side of Plum Street;

**THENCE** N0°00'51"E 18.78 feet along the East side of Plum Street to an existing 4" pipe post;

**THENCE** N89°53'09"E 8.41 feet to an existing 4" pipe post;

**THENCE** N0°00'51"E 1220.65 feet to the place of beginning and containing 17.12 acres of land.

Location:

North of Huckleberry Ln. and East of the  
Railroad ROW

-END-