

ORDINANCE NO. 36-2008

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 26th day of June 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 13th day of May, 2008, 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 10th day of July, 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 10th day of July, A.D. 2008.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

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EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to RR-1 (Rural Residential).

Legal Description:

BEING 1.10 acres of land out of Section 2, Lunatic Asylum Lands, Taylor County, Texas and being all of that same tract of land described as a 1 acre more or less tract conveyed to Danny Stevens and recorded in Clerk file # 200800000902, Taylor County, Texas and being more particularly described as follows:

BEGINNING at a set 3/8" rebar at the Northeast corner of the W. A. Byram 152.16 acre tract, in the South fence line of a 40 foot public road at the West R/W line of State Highway 36, said point recorded as being N89°25"W 706.6 feet and S23°46"E 71.7 feet from the center of said Section 2, Lunatic Asylum Lands;

THENCE S23°45'10"E 186.6 feet along the West R/W line of State Highway 36 to a found 1/2" rebar;

THENCE S66°06'06"W 208.54 feet to a found 1/2" rebar;

THENCE N23°55'16"W 270.16 feet to a found 1/2" rebar on the North line of said W. A. Byram tract;

THENCE N87°52'54"E 225.2 feet to the place of beginning and containing 1.10 acres of land.

Location:

4226 HWY 36

-END-