

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 July 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 17th day of June, 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 14th day of August, 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 August, A.D. 2008.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

ORDINANCE NO. 42-2008

EXHIBIT "A"

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

Legal Description:

BEING 2.619 acres of land out of Lot 1, Block A, Superior Supply Addition, City of Abilene, Taylor County, Texas, as shown by map recorded in Plat Cabinet 1, Slide 130, Plat Records, Taylor County, Texas and said addition being out of Lot 1, Survey No. 10, Abstract No. 1355, Lunatic Asylum Lands, as shown by the Alfred and Mary Fasshauer Subdivision, as recorded in Volume 1, Plat 274 of said Plat Records of Taylor County, Texas and said 2.619 acre tract being more particularly described in metes and bounds as follows:

BEGINNING at a ½ inch iron rod with cap marked "COJER SURVEYING" found for the Northwest corner of said Superior Supply Addition and the Southwest corner of Lot 1, Block A, Walden Addition, Abilene, Taylor County, Texas, as shown by plat recorded in Plat Cabinet 1, Slide 114, Plat Records, Taylor County, Texas, whence a 1 ½ inch metal pipe found for the Northwest corner of said Walden Addition bears, N00°38'53"E, a distance of 250.54 feet and from said pipe the Northeast corner of both said Lot 1 of the Alfred and Mary Fasshauer Subdivision and said Survey No. 10 is recorded to bear N89°57'E, a distance of 1043.4 feet;

THENCE S89°19'42"E 517.07 feet with the North line of said Superior Supply Addition and the South line of said Walden Addition to a ½ inch iron rod with cap marked "COJER SURVEYING" found for the Northeast corner of this tract and being on the West right-of-way of U.S. Highway 83/84 as recorded in Volume 1772, Page 966, Deed Records of Taylor County, Texas;

THENCE S15°28'23"E, with said right-of-way line, a distance of 217.04 feet to a point in said right-of-way line;

THENCE N89°20'03"W a distance of 577.34 feet to a point in the West line of said Superior Supply Addition for the Southwest corner of this tract;

THENCE N00°38'53"E with the West line of said Superior Supply Addition, a distance of 208.54 feet to the point of beginning and containing 2.619 acres of land.

This date, May 14, 2008 the foregoing metes and bounds description was prepared from a survey made on the ground under my supervision in July, 2006.

Location:
5250 S CLACK ST.

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