

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART B, "LAND DEVELOPMENT CODE," 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 Land Development Code 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 8th day of September A.D. 2011.

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 August, 2011, 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 22nd day of September, 2011 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 22nd day of September, A.D. 2011.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:

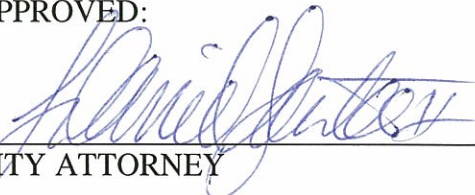

CITY ATTORNEY

EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) and GC (General Commercial) to HC (Heavy Commercial) zoning.

Legal Description:

BEING 8.00 acres out of a 36.3 acre tract recorded in Vol. 790, Pg. 2, and Vol. 1576, Pg. 582, Deed Records and Vol. 8704, Pg. 916, Official Public Records, Taylor County, Texas, said 8.00 acre being out of block 30, North Park Addition according to Plat recorded in Plat Cabinet 2, Slide 137-C, Plat Records, Taylor County, Texas, and being more particularly described by meets and bounds as follows:

BEGINNING at a found 1/2" iron rod and cap on the North line of I. S. Hwy. 20 and being the recognized SW corner of Lot 1, Block A, Presswood Addition to the City of Abilene recorded in Plat Cabinet 3, Slide 418, Plat Records, Taylor County, Texas;

THENCE N 89°42'W 445.37 feet to a 1/2" iron rod and cap set for the SW corner this tract from which a found 1/2" iron rod and cap marked "AES/4130" on the East ROW of Plum Street for the SW corner of said 36.3 acre tract bears N 89°42'W 201.84 feet;

THENCE N 0°30'21"E 783.25 feet parallel to the West line of said Lot 1 to a 1/2" iron rod and cap set for the NW corner this tract;

THENCE S 89°29'39"W 445.37 feet to a 1/2" iron rod and cap set for the NE corner this tract;

THENCE S 0°30'21"W at 444.07 feet pass a 1/2" iron rod and cap found for the NW corner of said Lot 1, Block A, Presswood Addition continuing in all 781.66 feet to the POINT OF BEGINNING and containing 8.00 acre of land more or less.

Bearings based on the North line of said Lot 1, Block A, as S 89°50'W 592.22 feet between found 1/2" iron rods and caps.

Location:
3642 W Lake Rd.

-END-