

ORDINANCE NO. 42-2012

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "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 23rd day of August, A.D. 2012.

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 19th day of July, 2012, 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 13th day of September, 2012 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.

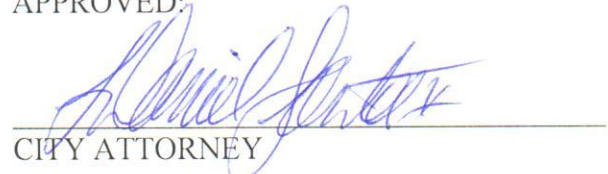
PASSED ON SECOND AND FINAL READING THIS 13th day of September, A.D. 2012.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

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EXHIBIT "A"

Rezone property from RS-8/COR (Single-Family Residential/Corridor Overlay) to NO (Neighborhood Office/Corridor Overlay) District.

Legal Description:

1.001 acre of land out of the A. Greenwall Survey 100 in Taylor County, Texas, being the same tract described as Tracts 1 and 2 in a deed to Scott Christopher Jones and recorded on Page 583 in Volume 2101 of Official Public Records of Real Property in Taylor County, Texas, and said 1.001 acre being more particularly described by metes-and-bounds as follows:

BEGINNING at a point on the east line of right-of-way for Buffalo Gap Road (a.k.a. Texas Farm-to-Market Highway 89), for the southwest corner of a 1.0296-acre tract described in a deed to A.E. Nelson, Jr. and recorded as Taylor County Clerk's File No. 2008-0223181, from said point the northeast corner of said A. Greenwall Survey 100 bears North 23° 45' East 832 feet and East 2526.4 feet, and from said point a 2 3/8-inch pipe corner post bears West 0.3 feet ;

THENCE East along the south line of said Nelson tract a distance of 233.007' to a 3/8-inch rebar with a cap set on the west line of Block V in The Fairways as shown on a plat of said Fairways subdivision recorded on Slide 294-C in Cabinet 2 of the Taylor County Clerk's Plat Records, for the southeast corner of said Nelson tract and the northeast corner of this tract;

THENCE South 23° 45' West along the west line of said Block V in The Fairways, for a distance of 207.2 feet to a 3/8-inch rebar with a cap set on the north line of Medina, for the southeast corner of this tract;

THENCE North 89° 48' 28" West along the north line of said Medina, for a distance of 227.76 feet to a 3/8-inch rebar with cap set on the east line of Buffalo Gap Road (a.k.a Farm-to-Market Highway 89) for the southwest corner of this tract;

THENCE North 22° 28' 23" East along the east right-of-way line for Buffalo Gap Road, for a distance of 204.41 feet, to the PLACE OF BEGINNING

Location:

5901 Buffalo Gap Road (a.k.a. Texas Farm-to-Market Highway 89)

-END-