

ORDINANCE NO. 67-2014

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, "LAND DEVELOPMENT CODE," OF THE ABILENE MUNICIPAL CODE, CONCERNING PD-30 AND ORDINANCE NO. 37-1985, A PLANNED DEVELOPMENT DISTRICT; 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, part known as the Land Development Code of the City of Abilene, is hereby amended by changing Ordinance No. 37-1985, 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.

PASSED ON FIRST READING this 25th day of September A.D. 2014.

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 16th day of August, 2014, 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 9th day of October, 2014, 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.

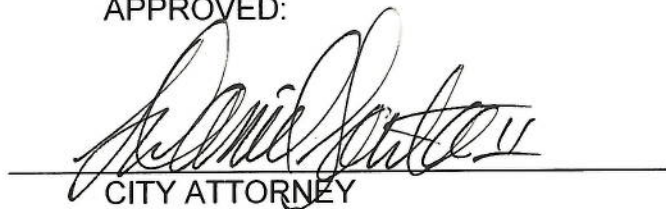
PASSED ON SECOND AND FINAL READING THIS 9th day of October, A.D. 2014.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

ORDINANCE NO. 67-2014

EXHIBIT "A"

1st Amendment to Ordinance No. 37-1985

An ordinance to amend the Northern Heights Planned Development zoning district (Ordinance number 37-1985) in the following manner:

DELETE: Part 6: Purpose, Letter A & B:

- A. Make conforming the existing manufacturing and oilfield service activity having existing at the site since prior to its annexation in 1980.
- B. Allow for new construction and expansion of buildings for those above-mentioned activities, within prescribed limits defined in the following Part 7.

ADD: Part 6: Purpose, Letter A:

- A. Allow for heavy equipment sales, rental, repair & display within the boundary of this PD, within prescribed limits defined in the following Part 7.

DELETE: Part 7: Specific Modifications, Letter A, numbers 1 - 3:

1. On Lot 1, ongoing activity for light fabrication and assembly shall be permitted and may even expand their facilities, within limits prescribed further below.
2. On Lot 2, ongoing activity for oilfield services shall be permitted and may even expand their facilities, within limits prescribed further below.
3. One or more buildings for retail sales (of goods manufactured onsite) shall be permitted on Lot 1.

ADD: Part 7, Specific Modifications, Letter A, number 1 & 2:

1. On Lot 1 & Lot 2, heavy equipment sales, rental, repair & display shall be permitted, within limits prescribed further below.
2. The following regulations shall apply to the heavy equipment sales, rental, repair & display use:
 - a. The hours of operation shall be limited from 7 a.m. to 7 p.m.
 - b. All outdoor lighting shall be shielded per the Land Development Code (LDC).
 - c. There shall be a 15' buffer zone from the east property line where no outdoor display is allowed.
 - d. A 7' tall opaque fence shall be required along the east property line.

-END-