

ORDINANCE NO. 12-2017

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, "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, part 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 27th day of April, A.D. 2017.

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 March, 2017, 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 11th day of May, 2017 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 11th day of May, A.D. 2017.

ATTEST:

  
CITY SECRETARY

  
MAYOR

APPROVED:

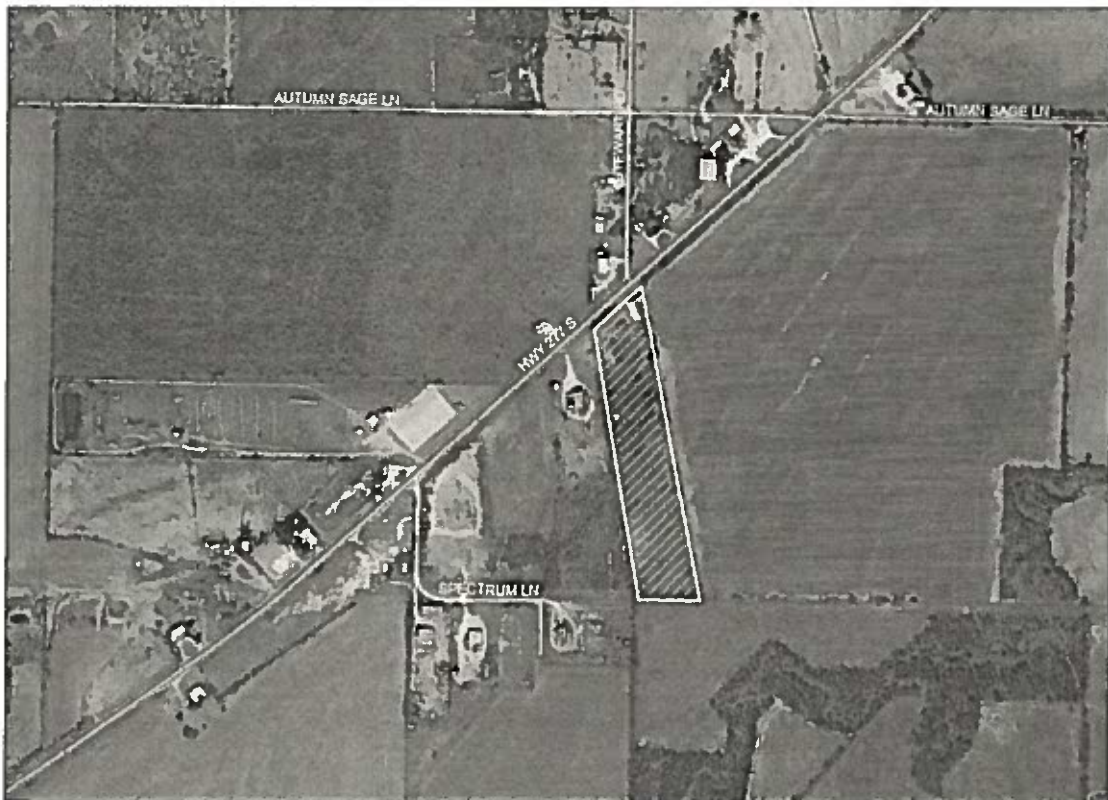
  
CITY ATTORNEY

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EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to HC (Heavy Commercial).

Legal Description: The legal description for the property is set out in Exhibit "A", Page 2 of 2, attached hereto.




Location: 6633 Hwy 277 S.

-END-

EXHIBIT "A"

Being 9.871 acres of land and being that same tract previously described as 10 acres in Volume 707, Page 101, Deed Records, Taylor County, Texas out of the William Scallorns Survey No. 46, Taylor County, Texas. Said 9.871 acres being more particularly described as follows;  
BEGINNING at a found concrete monument on the South line of Highway 277 South (100' right-of-way) called to be the Northeast corner of a 4.37 acre tract recorded in Volume 2061, Page 891, Official Public Records, Taylor County, Texas, for the Northwest corner of this tract, whence the Southeast corner of said Survey 46 is record to bear S47°05'W 280.3', S4°50'E 1160.4', S76°15'W 30.8' and East 2513 varas, per said Volume 2061, Page 891;  
THENCE N46°30'00"E with the South line of said Highway 277 South 320.00' to a set 1/2" metal rebar for the Northeast corner of this tract, whence a found concrete monument on the South line of said Highway 227 South bears N46°30'00"E 1513.86';  
THENCE S12°37'55"E at 1.00' pass the center of a 12" cedar fence corner post and continue on generally with fence line a total distance of 1604.73' to the center of an 8" wood fence corner post, recognized as being on the South line of said William Scallorns Survey 46 for the Southeast corner of this tract;  
THENCE S89°12'37"W generally with fence line and with recognized South line of said William Scallorns Survey 309.72' to a set PK nail in fence post concrete for the Southwest corner of this tract, whence a found 3/8" metal rebar at a 6" wood fence corner post at the Northeast corner of a 3.62 acre tract bears S89°12'37"W 18.84', Northeast corner of said 3.62 acre tract called to be on the South line of said Williams Scallorns Survey 46;  
THENCE N11°26'52"W 1377.28' to the point of beginning and containing 9.871 acres of land.

Surveyed on the ground November 5, 2015

  
Alvin Joe Adams, P.E., R.P.L.S.  
P.E. No. 49263, R.P.L.S. No. 4130