

**ORDINANCE NO. 40-2018**

**AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING THE, "LAND DEVELOPMENT CODE" OF THE ABILENE CITY 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 2 (Zoning Regulations) of 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 12<sup>th</sup> day of July A.D. 2018.

**NOT APPROVED - July 26, 2018**

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 18<sup>th</sup> day of May, 2018, 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 4:30 p.m., on the 26<sup>th</sup> day of July, 2018 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 FINAL READING THIS 26<sup>th</sup> day of July, A.D. 2018.**

ATTEST:

\_\_\_\_\_  
CITY SECRETARY

\_\_\_\_\_  
MAYOR

APPROVED:

\_\_\_\_\_  
CITY ATTORNEY

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EXHIBIT A

Rezone property from Agricultural Open Space (AO) to Heavy Industrial (HI).

Legal description being: Being a 1000' x 1000' parcel of land out of the northwest corner of a certain 88- to 90-acre tract in the northeast quarter of Blind Asylum Lands Section 55 in the City of Abilene, Taylor County, Texas, said 1000' x 1000' parcel beginning at a point on northwest corner of said 88- to 90-acre tract and on the south line of right-of-way for Farm-to-Market Highway 18 (a.k.a. FM 18) approximately 1582 feet west from FM 18's intersection with west line of right-of-way for Elmdale Road South;

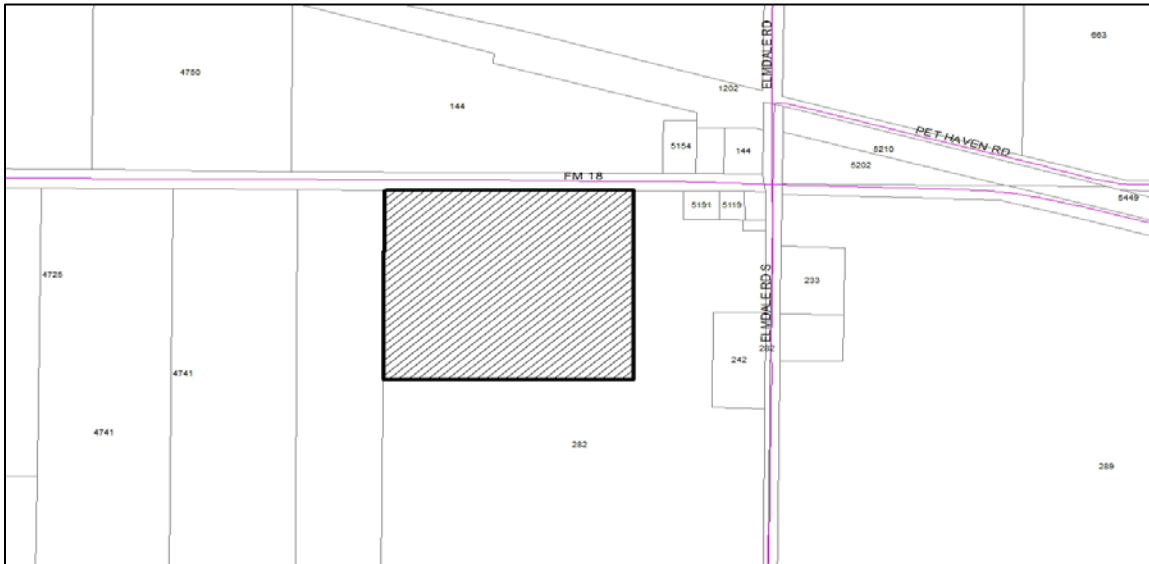
THENCE East for a distance of 1000 feet to another point on south line of right-of-way for Farm-to-Market Highway 18;

THENCE South for a distance of 1000 feet to southeast corner point of said 1000' x 1000' parcel;

THENCE West for a distance of 1000 feet to southwest corner point of said 1000' x 1000' parcel, said point being on the west boundary of that certain 88- to 90-acre tract out of which this 1000' x 1000 parcel is delineated;

THENCE North for a distance of 1000 feet and along the west boundary of that certain 88- to 90-acre tract out of which this 1000' x 1000' parcel is delineated, to the POINT OF BEGINNING.

**NOT APPROVED - July 26, 2018**



-END-

Location: 4900-5000 Blocks (south side) of FM 18