

ORDINANCE NO. 05-2021

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 Exhibits A and B, 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 the 17th day of December, 2020.

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 November, 2020, the same being more than fifteen (15) days prior to a public hearing held in the Council Chamber of the City Hall in Abilene, Texas, at 8:30 a.m. on the 14th day of January, 2021, 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 14th day of January, 2021.

ATTEST:



CITY SECRETARY



MAYOR

APPROVED:



CITY ATTORNEY



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EXHIBIT A

Change the zoning classification of the following described tract (and as shown on attached Exhibit B) from a Residential Medium-Density (MD) District to a College University (CU) District:

BEING a 13.06-acre tract out of the southwest quarter of Section 33 in Blind Asylum Lands, Taylor County, Texas, and being the same tract conveyed on Page 297 in Volume 649 of Deed Records for Taylor County, Texas, said 13.06-acre tract being more particularly described as follows:

BEGINNING at a found ½-inch iron rod with plastic cap marked “H&T” at the southwest corner of this tract, where a found 3/8-inch iron rod at the southeast corner of Block 3 in the Abilene Heights Addition (as recorded on Page 564 of Volume 1 of Plat Records for Taylor County, Texas) bears North 89° 20’ 30” West a distance of 60.00 feet;

THENCE North 00° 39’ 39” East for a distance of 1019.77 feet to a found ½-inch iron rod with plastic cap marked “H&T” on the south line of right-of-way for East North 16th Street, at the northwest corner of this tract;

THENCE South 89° 20’ 47” East for a distance of 557.00 feet along the south line of right-of-way for East North 16th Street, to a found ½-inch iron rod with plastic cap marked “H&T” at the northeast corner of this tract, and being the northwest corner of a 0.805-acre tract recorded on Page 106 in Volume 1904 of Official Public Records of Real Property in Taylor County, Texas;

THENCE South 00° 33’ 06” West, at 883.04 feet passing a found TxDOT right-of-way monument at the intersection of the original west line of right-of-way for North Judge Ely Boulevard and the beginning of a curve in the new right-of-way for North Judge Ely Boulevard, continuing along the west line of right-of-way for North Judge Ely Boulevard for a total distance of 1019.88 feet to a found ½-inch iron rod with plastic cap marked “H&T” at the intersection of the of the west line of right-of-way for North Judge Ely Boulevard and the north line of right-of-way for East North 13th Street, for the southeast corner of this tract;

THENCE 89° 20’ 09” West for a distance of 558.94 feet to the **POINT OF BEGINNING** and containing an area of 13.0631 acres.

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EXHIBIT B

