

ORDINANCE NO. 39-2023

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 Two Thousand Dollars (\$2000.00). 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 22nd day of June, 2023.


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 May, 2023, 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 22nd day of June 2023, 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 13th day of July, 2023.

ATTEST:



CITY SECRETARY



MAYOR

APPROVED:



CITY ATTORNEY

EXHIBIT A

Change the zoning classification of the following described land, from the Agricultural Open (AO) district to the Mobile/Manufactured Home (MH) district.

BEING 0.82 acres out of Section 46, Block 16, T. & P. RR. Company Surveys, Jones County, Texas, said 0.82 acres being part of a 24.48 acre tract recorded in Instrument No. 182151, Official Public Records, Jones County, Texas and being more particularly described as follows:

BEGINNING at a 3/8" rebar set on the SBL of said Section 46 and said 24.48 acre tract, and the NBL of Comanche Trail (80-foot right-of-way), for the southeast corner of this tract, whence an aluminum monument found at the most southerly southwest corner of Lot 1, Block A, Gonzales Subdivision, as shown by plat recorded in Slide 323, Plat Records, Jones County, Texas bears S89°22'31"E 207.66 feet;

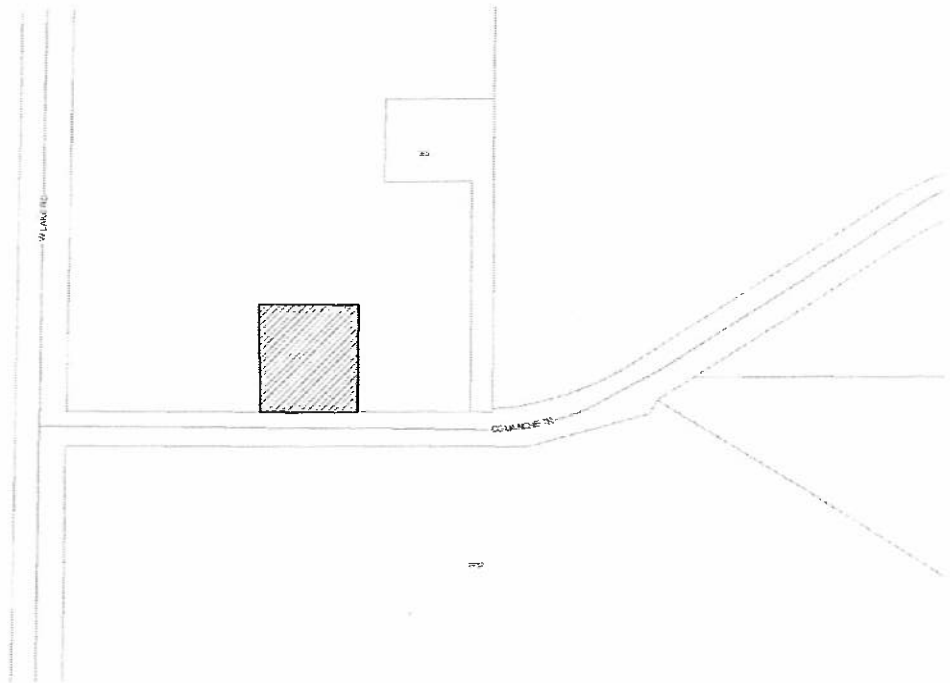
THENCE N89°22'31"W 177.66 feet, along the SBL of said Section 46 and said 24.48 acre tract, to a 3/8" rebar set on the NBL of Comanche Trail, for the southwest corner of this tract, whence a 3/8" rebar found on the NBL of said trail and the EBL of F.M. Highway 600 (100 foot right-of-way - AKA West Lake Road), at the southwest corner of said 24.48 acre tract bears N89°22'31"W 355.33 feet;

THENCE N0°48'49"E 199.83 feet, over and across said 24.48 acre tract, to a 3/8" rebar set for the northwest corner of this tract;

THENCE S89°22'31"E 177.66 feet, over and across said 24.48 acre tract, to a 3/8" rebar set for the northeast corner of this tract;

THENCE S0°48'49"W 199.83 feet, over and across said 24.48 acre tract, to the place of beginning and containing 0.82 acres of land.

Location: West of 350 Comanche Trail



END