

RESOLUTION NO. 43-1989

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS NOMINATING TWO AREAS AS ENTERPRISE ZONES PURSUANT TO THE TEXAS ENTERPRISE ZONE ACT (TEX. REV. CIV. STAT. ANN. ART. 5190.7); PROVIDING TAX INCENTIVES; AND DESIGNATING A LIAISON TO ACT AS THE CITY'S AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S NOMINATION OF AREAS AS ENTERPRISE ZONES AND TO DESIGNATION AS SUCH BY THE TEXAS DEPARTMENT OF COMMERCE.

WHEREAS, the City Council of the City of Abilene, Texas desires to create the proper economic and social environment to induce the investment of private resources in productive business enterprises located in severely distressed areas of the city and to provide employment to residents of such areas; and,

WHEREAS, certain conditions exist in such areas which represent a threat to the health, safety, and welfare of the people of such areas; and,

WHEREAS, it is necessary and in the best interest of the City to nominate such areas as enterprise zones pursuant to the Texas Enterprise Zone Act (Tex. Rev. Civ. Stat. Ann. Art. 5190.7, the "Act");

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS:

1. That the City hereby nominates the areas as described in Exhibit I as enterprise zones in accordance with the Act:
2. That the City Council find the zone areas meet the qualifications of the Act.
3. That the City Council will provide certain tax incentives applicable to business enterprises in the zones which are not applicable throughout the City as follows:

The City shall refund to any qualified business which is ineligible for tax abatement under the City's Tax Abatement Policy, located in such enterprise zones, the amount of tax paid by the business under the Municipal Sales and Use Tax Act, TEX. TAX CODE Ch. 321, and remitted to the Comptroller of Public Accounts to the extent authorized by the TEX. TAX CODE Section 321.508, for a period of one year from the date the Texas Department of Commerce certifies the entity as a qualified business under the Act.

4. That the City Council will authorize tax abatement to applicable businesses in the zones, in accordance with the current tax abatement policy, upon approval of separate resolutions designating the areas as reinvestment zones for tax abatement purposes.
5. That the areas described in this resolution are designated as enterprise zones, subject to the approval of the Texas Department of Commerce.
6. That the City Council directs and designates Michael E. Morrison, Director, Community and Economic Development Department, or his successor, as the City's authorized representative to act in all matters pertaining to the nomination and designation of the areas described herein as enterprise zones.
7. That the City Council authorizes the City Manager to sign all pertinent documents related to the Enterprise Zone legislation.
8. That a public hearing to consider this resolution was held by the City Council on August 10, 1989.
9. That this resolution shall take effect immediately from and after its passage.

Adopted this 10th day of August, A.D., 1989.

ATTEST:

  
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CITY SECRETARY

  
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MAYOR

APPROVED:

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

ccagenda\RESENTZN:jn

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**EXHIBIT I**

1. That the City hereby nominates the area set forth below as the West Enterprise Zone in accordance with the Act:

For a 2,496 acre tract of land within the City of Abilene, Texas and particularly described as follows:

Beginning at the intersection of the north right-of-way line of U.S. Highway 84 and the east right-of-way line of Fulwiler Road.

Thence north along the east right-of-way line of Fulwiler Road, a distance of 3,900 feet (more or less) to the intersection of the south right-of-way line of Interstate 20.

Thence east along the south right-of-way line of Interstate 20, a distance of 17,250 feet (more or less) to the intersection of the east right-of-way line of Winters Freeway.

Thence north along the east right-of-way line of Winters Freeway, a distance of 7,800 feet (more or less) to the intersection of the south right-of-way line of Old Anson Road.

Thence east along the south right-of-way line of Old Anson Road, a distance of 2,850 feet (more or less) to the intersection of the south right-of-way line of Huckleberry Street.

Thence east along the south right-of-way line of Huckleberry Street, a distance of 7,350 feet (more or less).

Thence east along a straight line, a distance of 1,350 feet (more or less) until the line intersects the south right-of-way line of Jolly Rodgers Road.

Thence east along the south right-of-way of Jolly Rodgers Road, a distance of 2,550 feet (more or less).

Thence east along a straight line, a distance of 150 feet (more of less) until the line intersects the Cedar Creek.

Thence south along the Cedar Creek, a distance of 4,500 feet (more or less) to the north right-of-way line of Interstate 20.

Thence west along the north right-of-way line of Interstate 20, a distance of 18,600 feet (more or less) to the intersection of the west right-of-way line of Winters Freeway.

Thence south along the west right-of-way line of Winters Freeway, a distance of 6,000 feet (more or less) to the intersection of the north right-of-way line of North 14th.

Thence west along the north right-of-way line of North 14th Street, a distance of 2,700 feet (more or less) to the intersection on the west right-of-way line of Magnolia Street.

Thence south along the west right-of-way line of Magnolia Street, a distance of 1,350 feet (more or less) to the intersection of the south right-of-way line of North 10th .

Thence east along the south right-of-way line of North 10th Street, a distance of 3,600 feet (more or less) to the intersection of the west right-of-way line of Pioneer Drive.

Thence south along the west right-of-way line of Pioneer Drive a distance of 1,500 feet (more or less) to the intersection of the north right-of way line of North 7th Street.

Thence west along the north right-of-way line of North 7th Street a distance of 2,100 feet (more or less) to the intersection on the west right-of-way line of Winters Freeway.

Thence south along the west right-of-way line of Winters Freeway a distance of 4,050 feet (more or less) to the intersection of the north right-of-way line of Questa Street.

Thence west along the north right-of-way line Questa Street, a distance of 3,300 feet (more or less) to the intersection of the east right-of-way line of Ruidosa Avenue.

Thence north along the east right-of-way line of Ruidosa Avenue, a distance of 2,400 feet (more of less) to the intersection of the north right-of-way line of U.S. Highway 84.

Thence west along the north right-of-way line of U.S. Highway 84, a distance of 6,300 feet (more or less) to the point of beginning.

And further described as portions of census tracts 131 block group 9, 133 block groups 2 and 9, all of census tracts 131 block group 1, and 113 block group 5.

2. That the City hereby nominates the area set forth below as the East Enterprise Zone in accordance with the Act:

For a 3,328 acre tract of land within the City of Abilene, Texas and particularly described as follows:

Beginning at the intersection of the south right of way of South 34th Street and the east right of way of Treadaway Boulevard.

Thence north along the east right-of-way line of Treadaway Boulevard, a distance of 2,250 feet (more or less) to the intersection of the east right-of-way of Jeanette Street.

Thence north along the east right-of-way line of Jeanette Street, a distance of 5,700 feet (more or less) to the intersection of the south right-of-way of South 14th Street.

Thence east along the south right-of-way line of South 14th Street, a distance of 2,100 feet (more or less) to the intersection of the east right-of-way of Sycamore Street.

Thence north along the east right-of-way line of Sycamore Street, a distance of 1,350 feet (more or less) to the intersection of the south right-of-way of South 12th.

Thence east along the south right-of-way line of South 12th Street, a distance of 375 feet (more or less) to the intersection of the east right-of-way of Chestnut Street.

Thence north along the east right-of-way line of Chestnut Street, a distance of 2,325 feet (more or less) to the intersection of the north right-of-way of South 7th Street.

Thence west along the north right-of-way line of South 7th Street, a distance of 2,625 feet (more or less) to the intersection of the east right-of-way of Jeanette Street.

Thence north along the east right-of-way line of Jeanette Street, a distance of 1,500 feet (more or less) to the intersection of the north right-of-way of South 3rd Street.

Thence west along the north right-of-way line of South 3rd Street, a distance of 225 feet (more or less) to the intersection of the east right-of-way of Vine Street.

Thence north along the east right-of-way line of Vine Street, a distance of 750 feet (more or less) to the intersection of the south right-of-way of South 1st Street.

Thence east along the south right-of-way line of South 1st Street, a distance of 450 feet (more or less) to the intersection of the east right-of-way of Grape Street.

Thence north along the east right-of-way line of Grape Street, a distance of 2,175 feet (more or less) to the intersection of the south right-of-way of North 6th Street.

Thence east along the south right-of-way line of North 6th Street, a distance of 2,625 feet (more or less) to the intersection of the east right-of-way of Pine Street.

Thence north along the east right-of-way line of Pine Street, a distance of 2,175 feet (more or less) to the intersection of the south right-of-way of North 10th Street.

Thence east along the south right-of-way line of North 10th Street, a distance of 8,025 feet (more or less) to the intersection of the east right-of-way of Judge Ely Boulevard.

Thence north along the east right-of-way line of Judge Ely Boulevard, a distance of 10,950 feet (more or less).

Thence east along the north right-of-way line of Judge Ely Boulevard, a distance of 900 feet (more or less).

Continuing east along a straight line, a distance of 1,875 feet (more or less) to the intersection of the Rainy Creek.

Thence south along the line of Rainy Creek, a distance of 3,450 feet (more or less) to the intersection of the north right-of-way of Lowden Street.

Thence east along the north right-of-way line of Lowden Street, a distance of 3,000 feet (more or less) to the intersection of the east right-of-way of FM HWY 2833.

Thence south along the east right-of-way line of FM HWY 2833, a distance of 2,700 feet (more or less) to the intersection of the north right-of-way of Scottish Road.

Thence east along the north right-of-way line of Scottish Road, a distance of 1,425 feet (more or less) to the intersection of the Abilene City Limits.

Thence south along the Abilene City Limits line, a distance of 5,550 feet (more or less).

Thence southwest along a straight line, a distance of 1,650 feet (more or less) until the line intersects the west right-of-way of Loop 322 and the south right of way of Interstate 20.

Thence west along the south right-of-way line of Interstate 20, a distance of 8,850 feet (more or less) to the intersection of the east right-of-way of Griffith Street.

Thence south along the east right-of-way line of Griffith Street, a distance of 6,375 feet (more or less) to the intersection of the east right-of-way of Redwood Drive.

Continuing south along the east right-of-way line of Redwood Drive, a distance of 2,700 feet (more or less) to the intersection of the north right-of-way of San Jacinto Drive.

Thence east along the north right-of-way line of San Jacinto Drive, a distance of 1,725 feet (more or less) to the intersection of the east right-of-way of Fair Drive.

Thence south along the east right-of-way line of Fair Drive, a distance of 1,650 feet (more or less) to the intersection of the north right-of-way of U.S. HWY 80.

Thence east along the north right-of-way line of U.S. HWY 80, a distance of 3,450 feet (more or less) to the intersection of the west right-of-way of Loop 322.

Thence south along the west right-of-way line of Loop 322, a distance of 1,350 feet (more or less) to the intersection of the south right-of-way of the Texas-Pacific Railroad.

Thence west along the south right-of-way line of the Texas-Pacific Railroad, a distance of 12,150 feet (more or less) to the intersection of the east right-of-way of the Missouri-Pacific Railroad.

Thence south along the east right-of-way line of the Missouri-Pacific Railroad, a distance of 4,500 feet (more or less) to the intersection of the north right-of-way of South 11th Street.

Thence west along the north right-of-way line of South 11th Street, a distance of 750 feet (more or less) to the intersection of the west right-of-way of Treadaway Boulevard.

Thence south along the west right-of-way line of Treadaway Boulevard, a distance of 2,100 feet (more or less) to the intersection of the south right-of-way of South 14th Street.

Thence east along the south right-of-way line of South 14th Street, a distance of 675 feet (more or less) to the intersection of the east right-of-way of the Missouri-Pacific Railroad.

Thence south along the east right-of-way line of Missouri-Pacific Railroad, a distance of 8,700 feet (more or less) to the intersection of the south right-of-way of South 34th Street.

Thence west along the south right-of-way line of South 34th Street, a distance of 750 feet (more or less) to the POINT OF BEGINNING.

And further described as portions of census tracts 109 block group 1, 101 block group 9, 122 block groups 1 and 3, 133 block group 9; all of census tracts 111, 118, 109 block group 2, 110 block group 1, 119 block groups 1 and 2, and 122 block group 2.