

RESOLUTION NO. 29-2004

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE, TEXAS, WAIVING SEWER IMPROVEMENTS REQUIRED BY THE SUBDIVISION ORDINANCE FOR PROPOSED LOT 1, BLOCK A, INDIAN CREEK ADDITION, ABILENE, TAYLOR COUNTY, TEXAS, LOCATED ON 2910 SHIRLEY ROAD.

WHEREAS, Section 23-260.5 of the Subdivision Regulations of the City of Abilene imposes certain requirements relative to the installation of sanitary sewer improvements; and,

WHEREAS, Mr. Rusty Towell has filed a request that these requirements for the sanitary sewer improvements be waived under the provisions of Section 23-262.7(A) (1) of said Subdivision Regulations for proposed Lot 1, Block A, Indian Creek Addition, Abilene, Taylor County, Texas, or 2910 Shirley Road; and

WHEREAS, the City Council has considered the request of Rusty Towell and all relevant factors and staff recommendations in connection therewith; now, therefore,

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

PART 1: That the City Council does hereby find and determine that the required sanitary sewer extension would require unreasonable expenditures and that on-site sewage disposal facilities are not necessary for the proposed use of the property.

PART 2: That the City Council does hereby waive the requirements of Section 23-260.5 of the Subdivision Regulations of the City of Abilene, Texas, relative to the installation or sanitary sewer improvements for proposed Lot 1, Block A, Indian Creek Addition, Abilene, Taylor County, Texas, located on Shirley Road, subject to part 3.

PART 3: That this waiver will be invalidated whenever the original lot of the subject property is re-platted, or when the use of the property changes.


PART 4: That this resolution shall take effect immediately from and after its passage.

ADOPTED this 16th day of December, A.D., 2004.

ATTEST:

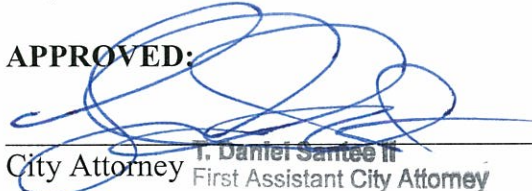


City Secretary



Mayor

APPROVED:



City Attorney **I. Daniel Santee II**
First Assistant City Attorney