

RESOLUTION NO. 11-2008

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ABILENE DESIGNATING THE PLANNING AND ZONING COMMISSION OF THE CITY OF ABILENE AS THE AIRPORT ZONING COMMISSION**

**WHEREAS**, there is a need to protect the health, safety, and welfare of the citizens of the City of Abilene; and

**WHEREAS**, the Texas Local Government Code Chapter 241 (the "Airport Zoning Act") authorizes the City of Abilene to adopt, administer and enforce, under its police power, Airport Hazard Area Zoning Regulations and Airport Compatible Land Use Zoning Regulations for all affected area both within and without the municipal boundaries; and

**WHEREAS**, Chapter 241 requires that before an airport zoning regulation may be adopted, the City must appoint an airport zoning commission; and

**WHEREAS**, a city that has a planning and zoning commission may designate that commission as the airport zoning commission; and

**WHEREAS**, past attempts to effectively administer the provisions of the Airport Zoning Act through joint airport zoning boards has not had the desired effectiveness for the benefit of Abilene Regional Airport or Dyess Air Force Base; and

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

- PART 1:** That the Planning and Zoning Commission of the City of Abilene is hereby designated as the Airport Zoning Commission.
- PART 2:** That any prior designation or creation of, and authority for, other boards or commissions to implement and administer the provisions of the Airport Zoning Act is rescinded.
- PART 3:** That the Planning and Zoning Commission, acting as the Airport Zoning Commission, is directed to recommend a revised Airport Zoning Ordinance in accordance with the Airport Zoning Act to the City Council.

ADOPTED this 27<sup>th</sup> day of March 2008.

