

ORDINANCE NO. 2-1985

AN ORDINANCE AMENDING ORDINANCE NO. 102-1983 CONCERNING ENACTMENT OF SUBDIVISION REGULATIONS, BY REPEALING PART 3, OF SAID ORDINANCE, WHICH SPECIFICALLY SETS FORTH THE EFFECTIVE DATE OF REVISED SUBDIVISION REGULATIONS, AND SUBSTITUTING THEREFORE THE FOLLOWING PART 3.

WHEREAS, the Planning and Zoning Commission of the City of Abilene has recommended that proposed subdivisions for which a preliminary plat was approved before 1984 should be allowed the opportunity to be finally approved under the guidelines of regulations in effect at the time of preliminary plat approval, so long as there is presently pending an application for final plat approval and such application is finally approved within some reasonable period of time; and

WHEREAS, the City Council finds that application of subdivision regulations in effect prior to 1984 (for proposed subdivisions having preliminary plats approved before 1984 and which have an application for final subdivision submitted before November 12, 1984) will not threaten the public health, safety or welfare as will fulfill the purpose of Article 974(a) V.T.C.S., relating to platting and recording subdivisions; now, therefore:

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

PART 1: That Part 3 of Ordinance No. 102-1983 is hereby repealed and, for the purposes herein stated, the following new Part 3 is substituted and adopted:

PART 3: 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 Hundred Dollars (\$200.00). Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Said ordinance shall take effect January 1, 1984, which date shall be more than ten (10) days after its publication in the newspaper as provided by Section 19 of the Charter of the City of Abilene, Texas, subject to the following:

"All subdivisions, resubdivisions, preliminary and minor subdivisions approved after January 1, 1984, shall be in conformance with procedures and standards set forth in Exhibit A, including required submission of preliminary development and utility plans. Proposed subdivisions for which a preliminary plat is approved in conformance with existing Subdivision Regulations of the City of Abilene prior to January 1, 1984, may be finally platted and approved by the Planning and Zoning Commission in conformance with all requirements of said existing regulations, provided that an application for final subdivision was submitted before November 12, 1984, and finally approved on or before March 4, 1985.

PASSED ON FIRST READING this 20 day of December,

A.D. 19 84.

PASSED ON SECOND AND FINAL READING this 1 day of

10, 19 85.

ATTEST:

Patricia Patton
CITY SECRETARY

David Stubbeman
MAYOR

APPROVED:

Jonathan Seaman
CITY ATTORNEY