

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART D, "SUBDIVISION REGULATIONS," OF THE ABILENE MUNICIPAL CODE, BY AMENDING CERTAIN SECTIONS AS SET OUT BELOW; PROVIDING A SEVERABILITY CLAUSE; AND DECLARING A PENALTY.

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

PART 1: That Chapter 23, Subpart D, "Subdivision Regulations," of the Abilene Municipal Code be amended as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: That if any provision or any section of this ordinance shall be held to be void or unconstitutional, such holding shall in no way affect the validity of the remaining provisions or sections of this ordinance, which shall remain in full force and effect.

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 One Thousand Dollars (\$1,000.00). Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. 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, Texas.

PASSED ON FIRST READING this 10 day of October,

A.D. 19 85.

PASSED ON SECOND AND FINAL READING this 24 day of _____

October, A.D. 19 85.

ATTEST:

Patricia Patton
CITY SECRETARY

David Stubbeman
MAYOR

APPROVED:

Ray Craybill

Exhibit A

The specific changes to the ordinance are as follows:

Section 23-257, Subdivisions: Procedures, Content, Format, and Fees

Subsection 5, Plat--Fees

Delete: "Included within this fee is the amount necessary for official recording of the plat by the County Clerk."

Add: "In addition to the City's basic fee, an additional amount will be collected for the purpose of official recording of the plat by the County Clerk. This recording fee will be computed on the basis of the most recent recording fees established by the county involved. This recording fee will be refunded by the City in the event that the subject plat is not filed."

Section 23-258⁹, Resubdivisions: Procedures, Content, Format, and Fees

Subsection 5, Minor Plat--Fees

Delete: "Included within this fee is the amount necessary for official recording of the plat by the County Clerk."

Add: "In addition to the City's basic fee, an additional amount will be collected for the purpose of official recording of the plat by the County Clerk. This recording fee will be computed on the basis of the most recent recording fees established by the county involved. This recording fee will be refunded by the City in the event that the subject plat is not filed."