

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE AND ORDINANCE NO. _____, CONCERNING THE PDD #49 PLANNED DEVELOPMENT DISTRICT; CALLING A PUBLIC HEARING; PROVIDING A PENALTY AND AN EFFECTIVE DATE.

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

PART 1: That Chapter 23, Subpart E, known as the Zoning Ordinance of the City of Abilene, is hereby amended by changing Ordinance No. 29-1987, as set out in Exhibit "A," attached hereto and made a part of this ordinance for all purposes.

PART 2: 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 Thousand Dollars (\$2,000.00). Each day such violation shall continue or be permitted to continue, shall be deemed a separate offense.

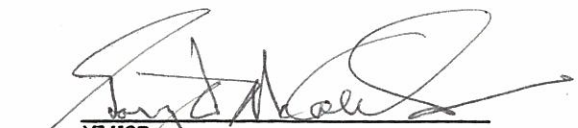
PASSED ON FIRST READING this 6 day of December, A.D. 19 90.

A notice of the time and place, where and when said ordinance would be given a public hearing and considered for final passage, was published in the Abilene Reporter-News, a daily newspaper of general circulation in the City of Abilene, said publication being on the 20 day of December, 19 90, the same being more than fifteen (15) days prior to a public hearing to be held in the Council Chamber of the City Hall in Abilene, Texas, at 9:00 a.m., on the 2 day of December, 19 90, to permit the public to be heard prior to final consideration of this ordinance. Such 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.

PASSED ON SECOND AND FINAL READING this 20 day of December, A.D. 19 90.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

EXHIBIT "A"

Amendment #1 to Ordinance No. 29-1987

AMEND - PART 8, Specific Modifications

Delete: B.3,4,7; F; & I

Add:

B. Area, Height and Placement.

3. Rear setback (from Champions Drive) Lot 4, Block B; ten (10) feet.
4. Rear setback (from Champions Drive) Lots 101 and 5, Block B; five (5) feet.
7. Front setback Lots 101, 102, 4, and 5, Block B, five (5) feet, except that no buildings or fences are allowed in the access easement proposed in the front of Lots 102 and 4.

F. Easements. Lots 101, 102, and 4, Block B shall share a common access easement located on Lot 4, no more than 30 feet in depth and containing a 24 foot wide driveway functioning as a common access point from Champions Drive. No other access to Champions Drive is permitted these lots. A one (1) foot non-access easement shall be created along the western boundaries of Lot 101, Block B and Lot 1, Block A; along the northwestern boundaries of Lots 101, 102, 4 and 5, Block B; and along the northern property lines of Lot 5, Block A and Lot 9, Block A. An access easement 40 feet wide may be located along the southern portion of Lots 102 and 4, Block B as illustrated on the attached site plan Exhibit B. All 10 foot interior side setbacks shall be fire separation easements. All such easements shall be depicted on the subdivision plat associated with the development.

I. Lot Frontage. Lots 101, 102, 4 and 5, Block B shall be allowed double frontage onto both Champions Drive and the proposed interior street.

Legal Description:

Lots 101 & 102, a replat of Lots 1, 2, & 3, Block B, Winner's Circle, a replat of Lot 1, Block C, Section 2, Champions Addition, Abilene, Taylor County, Texas.

Location:

#2 Winner's Circle