

AN ORDINANCE AMENDING CHAPTER 23, "PLANNING AND COMMUNITY DEVELOPMENT," SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES, AS DESCRIBED BELOW, DECLARING A PENALTY, AND CALLING A PUBLIC HEARING.

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 the zoning district boundaries 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 8 day of September \_\_\_\_\_ A.D. 19 94 .

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 4 day of September , 19 94 , 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 22 day of September , 1994 , to permit the public to be heard prior to final consideration of this ordinance. 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.

PASSED ON SECOND AND FINAL READING THIS 22 day of September \_\_\_\_\_ , A.D. 19 94 .

ATTEST:

  
\_\_\_\_\_  
CITY SECRETARY

  
\_\_\_\_\_  
MAYOR

APPROVED:

  
\_\_\_\_\_  
CITY ATTORNEY

EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to GC (General Commercial) zoning district.

Legal Description:

1.564 acres out of the E. Rodriguez Survey No. 26 and 16.628 acres out of the P.Z. Guerra Survey No. 27, Taylor County, Texas, and described as follows:

Beginning at a 3/4" iron pipe in the West line of Shirley Road, from which the NE corner of the P.C. Guerra Survey No. 27, a point in the center of Elm Creek, bears South 0 deg. 51' W at 225 feet and South 89 deg. 41' East 1,800.5 feet;

THENCE with West line of Shirley Road South 0 deg. 51' West at 225 feet cross the North line of Sur. No. 27, the south line of Survey No. 26, a total distance of 395.3 feet to an iron pin, continuing with the west line of Shirley Road South 4 deg. 51' West 200.5 feet to a concrete ROW marker;

THENCE along a curve to the right with a radius of 720 feet, a chord bearing S 7 deg. 44' W 194.2 feet, to a 2" iron pipe for the southwest corner of this tract and northeast corner of a 15 acre tract sold to Roy Henning;

THENCE South 67 deg. 19' West with north line of said 15 acre tract, at 959.5 feet a 2" iron pipe for northwest corner of 15 acre tract, a total distance of 974 feet to a 3/4" iron pipe for the southwest corner this tract;

THENCE North 14 deg. 18' West 715 feet to a 3/4" iron pipe;

THENCE North 67 deg. 19' East, crossing the North line of Section 27 at 642 feet, containing 1,217.8 feet in all to the place of beginning, of which 1.364 acres is in a public roadway.

Location:

Shirley Road

-END-