

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.

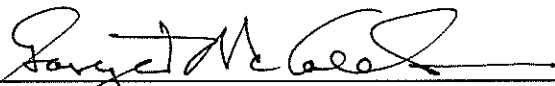
PASSED ON FIRST READING this 8 day of October A.D. 1998.

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 3 day of January, 1999, 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 28 day of January, 1999, 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.

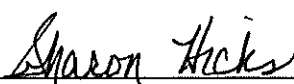
PASSED ON SECOND AND FINAL READING THIS 28 day of January, A.D. 1999.

ATTEST:

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

  
\_\_\_\_\_  
MAYOR

APPROVED:

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

## EXHIBIT "A"

Rezone property from O (Office) to GC (General Commercial) zoning district.

## Legal Description:

Being out of and a part of Lot 8, Anderson & Berry Subdivision of the A. Thompson Survey #37, Taylor County, Texas, described by metes and bounds as follows:

**BEGINNING** at a point, a 3/8" Iron Rod in a concrete monument found set for the Northwest corner of this tract, being the Northeast corner of Central Catholic School Tract, from which the Northeast corner of Lot 8, Anderson & Berry Subdivision of the A. Thompson Survey 37 bears North 848.86 feet and East 724.25 feet:

**THENCE** S 89° 54' E along the North Boundary Line of this tract, 219.9 feet to a 3/8" Iron Rod set for the Northeast corner of this tract;

**THENCE** along the East Boundary Line of this tract, same being the West Boundary Line of a tract in the name of H. P. Wells, Jr. as follows: S 7° 18' W 237.6 feet to a 3/8" Iron Rod found set for a corner; Thence S 4° 10' W 211.15 feet to a 3/8" Iron Rod found set for corner; Thence S 1° 50' E 194 feet to a 3/8" Iron Rod found set for a corner; Thence S 7° 50' E 211.5 feet to a 3/8" Iron Rod set for the Southeast corner of this tract on the North line of Lot 7, Block 1, Section 1, Baker Heights Addition;

**THENCE** S 89° 48' W 198.85 feet along the North line of a 20-foot dedicated Alley to a 3/8" iron rod set for the Southwest corner of this tract on the West Line of the extension of Sherman Drive;

**THENCE** along the West line of the extension of Sherman Drive N 12° 33' W 220.92 feet to a 3/8" Iron Rod found set at the beginning of a curve to the right;

**THENCE** along said curve to the right, having a central angle of 16° 20' and a Radius of 552.61 feet, a total distance of 157.51 feet to a 3/8" Iron Rod found set for the end of said curve;

**THENCE** N 3° 47' E 199 feet to a 3/8" Iron Rod found set for the beginning of a curve to the right;

**THENCE** along said curve to the right, having a central angle of 6° 16' and a Radius of 943.41 feet, a total distance of 102.07 feet to a 3/8" Iron Rod found set for the end of said curve;

**THENCE** N 10° 03' E 75 feet to a 3/8" Iron Rod found set for the beginning of a curve to the left;

**THENCE** along said curve to the left, having a central angle of 10° 49' and a Radius of 497.31 feet, a total distance of 93.87 feet to the end of said curve;

**THENCE** N 0° 46' W 8.4 feet to the point of beginning and containing 4.257 acres of land.

**SAVE AND EXCEPT THE FOLLOWING DESCRIBED PROPERTY:**

Being an extension of North Drive from the west line of the Wells Addition (2/263B) to the east line of the Central Catholic School Tract (2/74B) and being out of Lot 8, Anderson and Berry Subdivision of the Alexander Thompson Survey No. 37, City of Abilene, Taylor County, Texas, and described as follows:

**BEGINNING** at an iron pin found in the north line of North Drive for the NW corner of the Wells Addition; from which the NEC of said Lot 8 bears North 849.25 feet and East 504.35 feet;

ORDINANCE NO. 1-1999

EXHIBIT "A"

Page 2

THENCE S 07-13-37 W 60.47 feet to a steel fence post in the south line of North Drive for the NWC of Lot 101, Wells Addition;

THENCE N 89-54 W 215.6 feet to a point in the east line of the Central Catholic School Tract;

THENCE with the east line of said School Tract and a curve to the right as follows: Delta = 05-35-24; Radius = 536.65 feet; Chord = 52.34 feet at N 02 47-43 E to a found iron pin;

THENCE N 00-00-54 E 8.45 feet to an iron pin found for the NEC of said School Tract;

THENCE S 89-42-42 E 220.66 feet to the point of beginning and containing 0.3026 acres of land.

Location:

1600 block of Sherman Drive

-END-

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