

ORDINANCE NO. 2-2003

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE; AND ORDINANCE NO. 28-1998 CONCERNING THE PDD #65 PLANNED DEVELOPMENT DISTRICT; DECLARING A PENALTY AND CALLING A PUBLIC HEARING; 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. 28-1998, 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 9 day of January A.D. 20 03.

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 5 day of January, 20 03, 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 8:30 a.m., on the 23 day of January, 20 03, 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 20 of the Charter of the City of Abilene.

PASSED ON SECOND AND FINAL READING THIS 23 day of January, A.D. 20 03.

ATTEST:

D. Moore
CITY SECRETARY

Grady Barr
MAYOR

APPROVED:

Sharon E. Hicks
CITY ATTORNEY

EXHIBIT "A"

3rd Amendment to Ordinance No. 28-1998

AMEND: PART 5: Legal Description

ADD: A 3.396 acre tract to Tract 5:

Lot, Tract or Parcel of land lying and being situated in Taylor County, Texas, and being out of and a part of Lots 3 and 4, Jackson Subdivision of Section 32, Blind Asylum Lands, Taylor County, Texas, and described as follows:

BEGINNING at a point, a 3/8" Iron Rod set by a 6" Corner Post and being the South East Corner of said Lot 4 and the South West Corner of Lot 3, Jackson Subdivision of Section 32, Blind Asylum Lands;

THENCE N 0° 13' E along an existing fence and common lines of Lots 3 and 4; a distance of 81 feet to a 3/8" Iron Rod set by a 6" Corner Post for an inside corner of this tract;

THENCE S 89° 56' E along existing fence 248.2 feet to a 3/8" Iron Rod set on the South West Right of Way of Interstate Highway 20, for the South East Corner of this tract;

THENCE N 45° 44' W along said Highway Right of Way; 318.8 feet to a Bronze Disk in a Concrete Monument and being the point of a curve to the left;

THENCE around said curve to the left, having a Central Angle of 6° 33' and a Radius of 11,284.36 feet; a distance of 163 feet to a 3/8" Iron Rod set for a Corner of this tract, and being the North East Corner of an 8.628 Acre Tract;

THENCE S 43° 29' W 570.6 feet to a 3/8" Iron Rod set on the South Boundary Line of Lot 4 of the Jackson Subdivision of Section 32, Blind Asylum Lands and being the South West Corner of this tract and South East Corner of said 8.628 Acre Tract;

THENCE S 89° 45' E along an existing fence and South line of said Lot 4; a distance of 491 feet to the point of beginning and containing 3.396 Acres of land.

The said property is also known as the C. W. ROSS SUBDIVISION out of Lots 3 and 4, Jackson Subdivision of Section 32, Blind Asylum Lands, City of Abilene, Taylor County, Texas, as shown by plat thereof recorded in Volume 12, Page 48, of the Plat Records of Taylor County, Texas.

Location:

East 1-20, ½ mile west of Loop 322