

ORDINANCE NO. 39-2005

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, SUBPART E, "ZONING," OF THE ABILENE MUNICIPAL CODE, BY CHANGING THE ZONING DISTRICT BOUNDARIES AFFECTING CERTAIN PROPERTIES; 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 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.

PART 3: That the Planning Director be, and is hereby authorized and directed to change the official Zoning Map of the City of Abilene to correctly reflect the amendments thereto.

PASSED ON FIRST READING THIS 14th day of July A.D. 2005.

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 15th day of June, 2005, 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 28th day of July, 2005, 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 28th day of July, A.D. 2005.

ATTEST:



CITY SECRETARY



MAYOR

APPROVED:



CITY ATTORNEY

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EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to RS-8 (Residential Single-Family) zoning district.

Legal Description:

BEING 15.75 acres of land out of a 65.87 (recorded in Volume , Page , Deed Records, Taylor County, Texas) out of a 159.2 acre tract (recorded in Volume 1057, Page 38, Deed Records, Taylor County, Texas) out of the W.E. Vaughn Survey No. 101, Abilene, Taylor County, Texas, and said 15.75 acre being more particularly described as follows;
BEGINNING at a found ½" Metal Rebar on the East line of Twin Oaks Addition (Recorded in Plat Cabinet 1, Slide 307, Plat Records, Taylor County, Texas) at the Southwest corner of a 2.8068 acre tract (Recorded in Volume 2153, Page 934 Official Public Records, Taylor County, Texas) on the South Right-of-Way of Antilley Road that is recorded to be 22.72' South of the Northeast corner of said Twin Oaks Addition by said Deed recorded in Volume 2153, Page 934, Official Public Records, Taylor County, Texas and said beginning point being the Northwest corner of said 65.87 acre tract;
THENCE S 89° 53' 22" E 1048.02' along the South line of Antilley Road and the South line of said 2.8068 acre tract to a set ½" Metal Rebar whence a found ½" Metal Rebar at the beginning of a curve bears S 89° 53' 22" E 910.83';
THENCE S 0° 15' 00" E 508.34' along the East line of said 65.87 acre tract to a set ½" Metal Rebar;
THENCE S 89° 45' 00" W 120.00' to a set ½" Metal Rebar;
THENCE S 70° 51' 43" W 63.41' to a set ½" Metal Rebar;
THENCE N 0° 15' 00" W 180.00' to a set ½" Metal Rebar;
THENCE S 89° 45' 00" W 568.00' to a set ½" Metal Rebar;
THENCE S 0° 15' 00" E 802.90' to a set ½" Metal Rebar;
THENCE S 27° 44' 56" W 88.62' to a set ½" Metal Rebar;
THENCE S 47° 03' 13" W 63.57' to a set ½" Metal Rebar;
THENCE S 27° 44' 56" W 131.15' to a set ½" Metal Rebar;
THENCE N 62° 15' 04" W 170.00' to a set ½" Metal Rebar on the East line of Twin Oaks Addition;
THENCE N 0° 15' 00" W 1315.72' (Referenced bearing for this survey) along the East line of Twin Oaks Addition to the place of beginning and containing 15.75 acres of land.

Location:

4500 Block of Antilley Road, east of Twin Oaks Subdivision

END-