

ORDINANCE NO. 18-2008

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 Five Hundred Dollars (\$500.00). 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 24th day of April A.D. 2008.

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 18th day of March, 2008, 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 8th day of May, 2008, 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 8th day of May, A.D. 2008.

ATTEST:


CITY SECRETARY


MAYOR

APPROVED:


CITY ATTORNEY

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EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to LC (Limited Commercial).

Legal Description:

BEING a part of Subdivision 4 of a Subdivision of the J. E. Sheperd Survey 96, Taylor County, Texas, and being a part of that certain 5 acre tract conveyed by A. H. Curry and wife, by deed dated February 3, 1951, to E. H. Park and wife, said deed being recorded in Page 211 of Volume 420 of the Deed Records of Taylor County, Texas, said tract being more particularly described as follows:

BEGINNING at an iron pin on the West line of said tract conveyed by E. H. Park, said point being 150' North of the Southwest corner of said 5.0 acre tract;

THENCE North 102' to an iron pin found for the Southwest corner of a tract described in Volume 517, Page 559, Deed Records, Taylor County, Texas;

THENCE N 88° 14' E 126.3' along a fence line to an iron pin at the Southeast corner of said tract described in Volume 517, Page 559, Deed Records, Taylor County, Texas;

THENCE South 105.9' to an iron pin;

THENCE West 126.33' to the place of beginning and containing 0.301 acre, more or less.

Being a part of 5 acres of land in Lot or Tract No. 4, of a Subdivision of the J. E. Shepherd Survey No. 96, Section No. 16, which five acres tract was conveyed by A. H. Curry and wife, to E. H. Park and wife, by deed dated February 3, 1951, and now of record in Volume 420, Page 211, Deed Records of Taylor County, Texas, being more particularly described by metes and bounds as follows:

BEGINNING at a point in the West boundary line of said five acres tract, such beginning point being 250 feet in Northerly direction from the Southwest corner of said five acres tract;

THENCE in a Northerly direction along said West boundary line a distance of 100 feet to stake for corner;

THENCE in Easterly direction parallel with the South boundary line of said five acres tract a distance of 126 1/3 feet to stake for corner;

THENCE in Southerly direction parallel with the West boundary line of said five acres tract a distance of 100 feet to stake for corner;

THENCE in Westarly direction parallel with the South boundary line of said five acres tract 126 1/3 feet to the PLACE OF BEGINNING.

Location:

3801 & 3865 Sharon Rd.

-END-