

ORDINANCE NO. 55-2008

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.

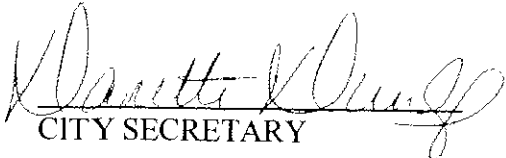
PART 3: That the Planning Director be, and is hereby authorized and directed to change the official Zoning Map of the City of Abilene to correctly reflect the amendments thereto.

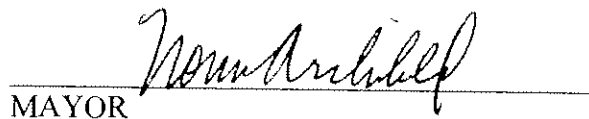
PASSED ON FIRST READING this 9th day of October A.D. 2008.

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 17th day of September, 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 23<sup>rd</sup> day of October, 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 23<sup>rd</sup> day of October, A.D. 2008.

ATTEST:

  
CITY SECRETARY

  
MAYOR

APPROVED:

  
CITY ATTORNEY

EXHIBIT "A"

Rezone property from AO (Agricultural Open Space) to RR-1 (Rural Residential).

Legal Description:



2007 S. Wallis, Ste. 110  
Abilene, Texas 79605  
325-437-8118  
Fax 325-437-8119  
Email: sarves@west.com

**FIELD NOTES  
FOR  
A 2.406 ACRE TRACT  
OUT OF  
THE C.B. ALLEN SUBDIVISION,  
CITY OF ABILENE,  
TAYLOR COUNTY, TEXAS**

**BEING** a 2.406 acre tract out of the C.B. ALLEN SUBDIVISION, 5.67 acres out of Lot 5, Anderson & Berry Sub'd. of the A. Thompson Survey No. 37, Taylor County, Texas, recorded in Cabinet 2, Slide 36-A, Plat Records, Taylor County, Texas, said 2.406 acre tract being more particularly described below:

*Basis of Bearings is Grid North, NAD 83, Texas North Central Zone.*

*based on GPS observations*

**BEGINNING** at a found  $\frac{1}{4}$  inch iron rod at the northeast corner of this tract, same being the northwest corner of the Edgar Wright Subdivision of a part of the the C.B. Allen Subdivision, recorded in Cabinet 2, Slide 161-B, Plat Records, Taylor County, Texas, and being on the south right of way of Hartford Street, where a found  $\frac{1}{4}$  inch iron rod at the northeast corner of said Allen Subdivision bears 90.33 feet South 88 degrees 41 minutes 16 seconds East;

**THENCE** South 01 degrees 29 minutes 42 seconds West a distance of 224.85 feet to a found  $\frac{1}{4}$  inch iron rod at the southwest corner of said Wright Subdivision, same being the western mid east corner of this tract;

**THENCE** South 88 degrees 41 minutes 54 seconds East a distance of 89.98 feet to a found  $\frac{1}{4}$  inch iron rod in the east line of said Allen Subdivision, same being at the southeast corner of said Wright Subdivision, and being the eastern mid east corner of this tract;

**THENCE** South 01 degrees 35 minutes 02 seconds West a distance of 195.43 feet to a set ½ inch iron rod with plastic cap marked 'West Co. Abilene', same being in the east line of said Allen Subdivision, same being in the north right of way of Inwood Lane, and being at the southeast corner of this tract;

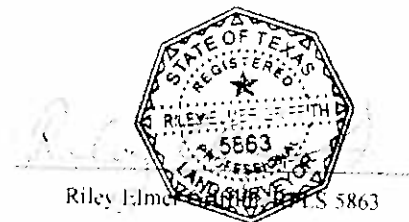
**THENCE** North 88 degrees 38 minutes 08 seconds West a distance of 297.22 feet to a found ½ inch iron rod with plastic cap marked 'AES 4130', at the southeast corner of a 2.227 acre tract conveyed to Town & Country Food Stores, Inc., a Texas Corporation, recorded in Volume 3233, Page 834, Official Public Records, Taylor County, Texas, same being the north right of way of Inwood Lane, and being the southwest corner of this tract;

**THENCE** North 01 degrees 27 minutes 38 seconds East a distance of 419.98 feet to a found ½ inch iron rod with plastic cap marked 'AES 4130' at the northeast corner of said 2.227 acre tract, in the south right of way of said Hartford street, same being the northwest corner of this tract;

**THENCE** South 88 degrees 41 minutes 54 seconds East, along the south right of way of said Hartford Street, being the Reference Bearing for this tract (called: S 88°05'39" E), a distance of 207.80 feet to the Point of Beginning containing 2.406 acres.

2007-1278

Page 2 of 2



Riley Elmer Langhorne, P.S. 5863

© Copyright 2008. All Rights Reserved.

Location:

6149 Hartford Street

-END-