

ORDINANCE NO. 24-2019

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING THE "LAND DEVELOPMENT CODE" OF THE ABILENE CITY CODE AND CONCERNING PD-161, A PLANNED DEVELOPMENT DISTRICT ENVELOPING THE ABILENE REGIONAL AIRPORT; 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 I: That the Land Development Code 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 28th day of March, 2019.

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 15<sup>th</sup> day of February, 2019, 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 11th day of April , 2019, 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 11th day of April, 2019.

ATTEST:



Shawna Atkinson, Interim City Secretary



Anthony Williams, Mayor

APPROVED:



Stanley Smith, City Attorney



**ORDINANCE NO. 24-2019**

**Exhibit "A"**

PART 1: Land Title. Title to land not dedicated to public use and services or for utility purposes and not otherwise designated for development purposes shall remain in the owner thereof, his heirs, assigns, lessees and successors in interest and shall not be the responsibility of the City of Abilene for any purpose.

PART 2: Development Specifications. All use and development within this Planned Development District must be undertaken in compliance with the Land Development Code of the City of Abilene, except as otherwise specifically provided herein.

PART 3: Building Specifications. All structures in this Planned Development District shall be constructed in accordance with all pertinent building and construction codes of the City of Abilene.

PART 4: Zoning. That the Land Development Code of the City of Abilene is hereby further amended by changing the zoning district boundaries, as hereinafter set forth, from: Planned Development (PD) District Number 2 and Agricultural Open Space (AO) District, to Planned Development (PD) District Number 161.

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.

PART 5: Legal Description. The legal description of this Planned Development (PD) District Number 161 includes all of Lots 101 in Block "A" of the Abilene Regional Airport Addition. This Lots 101 comprises 1460.82+ acres bordering Highway 36 on their northeast boundary, Loop 322 on their northwest boundary and East Industrial Boulevard on their southern boundary.

PART 6: Purpose. The purpose of this Planned Development District is to allow a mix of miscellaneous industrial, retail commercial and educational uses, in addition to specifically airport-related uses.

EXHIBIT "A"  
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PART 7: Specific Modifications: Within Planned Development (PD) District Number 161, allowed uses shall include and are limited to airport-related uses, universities/colleges, trade/business schools and schools (public or private) with curriculum generally comparable to secondary education, as well as all uses ordinarily allowed within General Retail (GR) and Light Industrial (LI) zoning districts.

