

ORDINANCE NO. 36-2020

AN ORDINANCE OF THE CITY OF ABILENE, TEXAS, AMENDING CHAPTER 23, "LAND DEVELOPMENT CODE," OF THE ABILENE CITY CODE AND CONCERNING PD-32, A PLANNED DEVELOPMENT DISTRICT, AS WELL AS ORDINANCE NUMBERS 49-1985 AND 77-1986; 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 the Land Development Code of the City of Abilene is hereby amended by changing Ordinance Number 77-1986 specifically 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 ordinance 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.

PASSED ON FIRST READING this 24<sup>th</sup> day of September, 2020.

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 August, 2020, 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 8<sup>th</sup> day of October, 2020, 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 8<sup>th</sup> day of October, 2020.

ATTEST:

\_\_\_\_\_  
Shawna Atkins,  
City Secretary

\_\_\_\_\_  
Anthony Williams,  
Mayor

APPROVED:

\_\_\_\_\_  
Stanley Smith,  
City Attorney

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Exhibit "A"  
2<sup>nd</sup> Amendment to Ordinance No. 49-1985

Amend Ordinance No. 49-1985 and Ordinance 77-1986 as follows:

DELETE: Existing Part 7, Paragraph 3, subparagraph (f), which reads as follows:

f. For all office-type uses as categorized by the Zoning Ordinance, including medical or dental clinics or offices, and those residential uses permitted in a Shopping Center district, either of the following standards for signs shall apply at the proponent's option:

1. Business and/or Identification Sign: Freestanding, maximum thirty-six (36) square feet in area; maximum (12) feet in height; located at least ten (10) feet from all property lines; one sign per use; illumination permitted. A nameplate or placard is allowed for each use and shall not exceed three (3) square feet in area and is to be wall-mounted.

All other sign regulations prescribed for Office type uses shall furthermore apply and no other sign shall be allowed.

-or-

2. Business and/or Identification Sign: One wall sign no larger than 25% of the area of the wall upon which it is located; only one wall sign per use. A nameplate or placard is allowed for each use and shall not exceed three (3) square feet in area and is to be wall-mounted.

All other sign regulations prescribed for office-type uses shall furthermore apply, and no other signs shall be allowed.

ADD: New Part 7, Paragraph 3, subparagraph (f), to read as follows:

f. For all office-type uses as categorized by the Zoning Ordinance, including medical or dental clinics or offices, and those residential uses permitted in a General Retail district, either of the following standards for signs shall apply at the proponent's option:

1. Business and/or Identification Sign: Freestanding, maximum thirty-six (36) square feet in area; maximum (12) feet in height; located at least ten (10) feet from all property lines; one sign per use; illumination permitted. A nameplate or placard is allowed for each use and shall not exceed three (3) square feet in area and is to be wall-mounted.

All other on-site regulations pertinent to Office (O) zoning districts shall otherwise be applicable.

-or-

2. Business and/or Identification Sign: One wall sign no larger than 25% of the area of the wall upon which it is located; only one wall sign per use. A nameplate or placard is allowed for each use and shall not exceed three (3) square feet in area and is to be wall-mounted.

All other on-site sign regulations pertinent to Office (O) zoning districts shall otherwise be applicable.

ADD: New Part 7, Paragraph 3, subparagraph (g), to read as follows:

- g. Off-site advertising signs ordinarily allowed within General Retail (GR) zoning districts shall be permitted, subject to all applicable standards governing location, size, height, spacing, et cetera.

NOT CONSIDERED

