

ORDINANCE NO. 2090

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, GRANTING A SPECIFIC USE PERMIT TO OPERATE AN ADULT FOSTER CARE FACILITY ON PROPERTY DESCRIBED AS LOT 4A, BLOCK 24, TERRELL ORIGINAL OF THE CITY OF TERRELL, KAUFMAN COUNTY, TEXAS, PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

SECTION I.

WHEREAS, the City Council of the City of Terrell, following public hearing and recommendation of approval by the Planning and Zoning Commission, held a public hearing at 5:15 p.m. on Tuesday, September 18, 2001, in the Council Chamber of the City Hall in Terrell, Texas to consider a request for a Specific Use Permit to operate an Adult Foster Care Facility on property described as Lot 4A, Block 24, Terrell Original, City of Terrell, Kaufman County, Texas; and

WHEREAS, the City Council has determined the real property is located in a General Residence (GR) zoning district; and

WHEREAS, the City Council has determined that it would be in the best interest of the citizens of the City of Terrell to grant the specific use permit.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Terrell, Texas that:

A Specific Use Permit is granted to operate an Adult Foster Care Facility on property described as Lot 4A, Block 24, Terrell Original, City of Terrell, Kaufman County, Texas.

This Specific Use Permit shall take effect immediately from and after its passage and upon said facility complying with all terms and conditions set further herein:

1. Facility must comply with terms and conditions required by the Texas Department of Human Services.
2. Facility must comply with the requirements of Terrell Zoning Ordinance and all other applicable ordinances.

SECTION II.

All ordinances or parts of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

SECTION III.

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable and, if any phrase, clause, sentence, paragraph, or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionally shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this Ordinance, since the same would have been enacted by the city council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

SECTION IV.

This Ordinance will take effect immediately from and after its passage and the publication of the caption, as the law in such cases provides.

**PASSED AND APPROVED ON THIS 18th DAY OF SEPTEMBER , 2001.
PASSED AND ADOPTED ON THIS 2ND DAY OF OCTOBER, 2001.**

APPROVED:

HENRY C. MADGWICK, SR., MAYOR

ATTEST:

JOHN ROUNSAVALL, CITY SECRETARY

APPROVED AS TO FORM:

MARY GAYLE RAMSEY, CITY ATTORNEY