

ORDINANCE NO. 2098

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, CHANGING THE ZONING FROM AGRICULTURE TO LIGHT INDUSTRIAL ON PROPERTY DESCRIBED AS BEING ALL THAT CERTAIN TRACT OR PARCEL OF LAND IN THE RANSOM SOWELL SURVEY, A-443, KAUFMAN COUNTY, TEXAS AND BEING A PART OF THAT CALLED 388.5 ACRE TRACT, AS CONVEYED FROM MATTIE McCORD TO JAMES CARTER McCORD, AS RECORDED IN VOLUME 422, PAGE 50, AND BEING ALL THAT CALLED 79 ACRE TRACT, AS CONVEYED FROM EMMETT J. DALTON TO JOHN CARTER McCORD, AS RECORDED IN VOLUME 479, PAGE 117, OF THE DEED RECORDS OF KAUFMAN COUNTY, TEXAS, PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

SECTION I.

WHEREAS, the Planning and Zoning Commission of the City of Terrell, Texas held a Public Hearing on October 22, 2001 and recommends approval to change the zoning from Agriculture (A) to Light Industrial (LI) on property described as being all that certain tract or parcel of land in the Ransom Sowell Survey, A-443, Kaufman County, Texas, and being a part of that called 388.5 acre tract as conveyed from Mattie McCord to James Carter McCord, as recorded in Volume 422, Page 50, and being all that called 79 acre tract, as conveyed from Emmett J. Dalton to John Carter McCord, as recorded in Volume 479, Page 117, of the Deed Records of Kaufman County, Terrell Texas, and

WHEREAS, the City Council of the City of Terrell, Texas held a Public Hearing on November 20, 2001, on request to change the zoning from Agriculture (A) to Light Industrial (LI) on property described as being all that certain tract or parcel of land in the Ransom Sowell Survey, A-443, Kaufman County, Texas, and being a part of that called 388.5 acre tract as conveyed from Mattie McCord to James Carter McCord, as recorded in Volume 422, Page 50, and being all that called 79 acre tract, as conveyed from Emmett J. Dalton to John Carter McCord, as recorded in Volume 479, Page 117, of the Deed Records of Kaufman County, Terrell Texas, and

WHEREAS, the City Council has determined that all notice requirements have been given in compliance with the laws and ordinances of the City of Terrell; and

WHEREAS, the City Council of the City of Terrell, Texas has determined that it would be in the best interest of the citizens of Terrell to change the zoning from Agriculture (A) to Light Industrial (LI) on property described as being all that certain tract or parcel of land in the Ransom Sowell Survey, A-443, Kaufman County, Texas, and being a part of that called 388.5 acre tract as conveyed from Mattie McCord to James Carter McCord, as recorded in Volume 422, Page 50, and being all that called 79 acre tract, as conveyed from Emmett J. Dalton to John Carter McCord, as recorded in Volume 479, Page 117, of the Deed Records of Kaufman County, Terrell Texas.

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

THAT the zoning classification be and is hereby changed on property legally described as being all that certain tract or parcel of land in the Ransom Sowell Survey, A-443, Kaufman County, Texas, and being a part of that called 388.5 acre tract as conveyed from Mattie McCord to James Carter McCord, as recorded in Volume 422, Page 50, and being all that called 79 acre tract, as conveyed from Emmett J. Dalton to John Carter McCord, as recorded in Volume 479, Page 117, of the Deed Records of Kaufman County from Agriculture (A) to Light Industrial (LI).

ARTICLE II.

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

ARTICLE 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.

ARTICLE 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 20TH DAY OF NOVEMBER, 2001.
PASSED AND ADOPTED ON THIS 18TH DAY OF DECEMBER, 2001.**

APPROVED:

HENRY C. MADGWICK, SR., MAYOR

ATTEST:

JOHN ROUNSAVALL, CITY SECRETARY

APPROVED AS TO FORM:

MARY GAYLE RAMSEY, CITY ATTORNEY