

ORDINANCE No. 2616

AN ORDINANCE OF THE CITY OF TERRELL, TEXAS, CHANGING THE ZONING CLASSIFICATION FROM LIGHT INDUSTRIAL (LI) TO RETAIL (R) ON PROPERTY LOCATED AT 510 S. VIRGINIA STREET BETWEEN ROCHESTER AND NEWTON STREETS, BEING LOTS 1A, 1B, 1C, 4A AND 4B BLOCK 28 OF THE TERRELL ORIGINAL ADDITION, CITY OF TERRELL, KAUFMAN COUNTY, TEXAS BEING APPROXIMATELY 1.247 ACRES; CITY OF TERRELL, KAUFMAN COUNTY, TEXAS; PROVIDING FOR THE REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000) FOR EACH AND EVERY OFFENSE; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

ARTICLE I.

WHEREAS, the Planning and Zoning Commission conducted a public hearing on August 26, 2014 and City Council conducted a public hearing on October 7, 2014 regarding a request to change the zoning from Light Industrial (LI) to Retail (R) on property located at 510 S. Virginia Street between Rochester and Newton Streets, being Lots 1A, 1B, 1C, 4A and 4B Block 28 of the Terrell Original Addition; being approximately 1.247 acres; City of Terrell, Kaufman County, 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 State Law.

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

THAT the zoning classification be and is hereby changed from Light Industrial (LI) to Retail (R) on property located at 510 S. Virginia Street between Rochester and Newton Streets, being Lots 1A, 1B, 1C, 4A and 4B Block 28 of the Terrell Original Addition; being approximately 1.247 acres; City of Terrell, Kaufman County, Texas; and

ARTICLE II

That operation will be in conformance with requirements of the City of Terrell Zoning Ordinance. In addition, the official Zoning Map of the City of Terrell, Texas, shall be annotated to show the change in zoning status from Light Industrial (LI) to Retail (R) District thereon.

ARTICLE III

All ordinances or part of ordinances in conflict herewith are, to the extent of such conflict, hereby repealed.

ARTICLE III

Any person, entity or corporation violating any provisions of this Ordinance shall be considered in violation of the adopted Comprehensive Zoning Ordinance of the City of Terrell and be subject, upon conviction, to the penalties and remedies therein.

ARTICLE IV

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 unconstitutionality 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 V

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

PASSED AND APPROVED this the 7th day of October, 2014.

PASSED AND ADOPTED this the 21st day of October, 2014.

APPROVED:

Hal Richards, Mayor

ATTEST:

John Rounsavall, City Secretary

APPROVED AS TO FORM:

Mary Gayle Ramsey, City Attorney