

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOHNSON CITY, TEXAS REZONING 100 PLUM SHORT, 102 PLUM SHORT, AND 408 W. MAIN ST., JOHNSON CITY, TX 78636 FROM "SINGLE FAMILY RESIDENTIAL DISTRICT" TO "COMMERCIAL DISTRICT"; DECLARING A PUBLIC PURPOSE; AUTHORIZING THE CHIEF ADMINISTRATIVE OFFICER TO TAKE ALL NECESSARY STEPS TO IMPLEMENT THE PROVISIONS OF THIS ORDINANCE; INCORPORATING RECITALS; PROVIDING FOR SEVERABILITY; AND ADOPTING AN EFFECTIVE DATE.

WHEREAS, pursuant to Municipal Code of Ordinances Chapter 14 *Zoning*, Article IV *Zoning Applications and Amendments*, Section 4-1 *Initiation of Zoning Amendments and Changes*, the City Council authorized the initiation of zoning amendments to properties located, generally, along Plum Short on October 11, 2022; and

WHEREAS, notice of requisite Public Hearings was mailed U.S. Postal Service, first class, to property owners within two hundred feet (200') of the subject parcels on October 14, 2022; and

WHEREAS, the Planning and Zoning Commission held a Public Hearing on the matter on October 25, 2022, and the Commission unanimously recommended approval of the zoning amendments on the same date; and

WHEREAS, the City Council published notice of the requisite Public Hearing in the Johnson City Record Courier on October 19, 2022 and held a Public Hearing on the matter on November 8, 2022.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JOHNSON CITY, TEXAS THAT:

SECTION ONE. Rezoning and Approval. 100 Plum Short, 102 Plum Short, and 408 W. Main St., Johnson City, TX 78636 are rezoned from "Single Family Residential District" to "Commercial District".

SECTION TWO. Authorization. The Chief Administrative Officer is authorized to take all necessary steps to implement the provisions of this Ordinance.

SECTION THREE. Declaration of Compliance and Incorporation of Recitals. The City Council declares that the Public Hearing held prior to the approval of the rezoning request was properly noticed in the manner prescribed by law, and the Ordinance was adopted at an open meeting in compliance with Tex. Gov. Code Ann Chapter 551. Additionally, the City Council finds that the recitals contained in the preamble to the Ordinance are true and correct and incorporates them as findings of fact.

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 All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of such conflict.

SECTION FIVE. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or illegal, such decision shall not affect the validity of the remaining sections of this Ordinance. The City Council hereby declares that it would have passed this Ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses or phrases be declared void; and that in lieu of each clause or provision of this Ordinance that is invalid, illegal, or unenforceable there be added as a part of the Ordinance a clause or provision as similar in terms to such invalid, illegal or unenforceable clause or provision as may be possible, legal, valid and enforceable.

SECTION SIX. Effective Date. This Ordinance shall become effective immediately upon the approval of the City Council.

PASSED, ORDERED, AND APPROVED this 8th day of November 2022.

By: _____
Hon. Rhonda Stell
MAYOR

ATTEST:

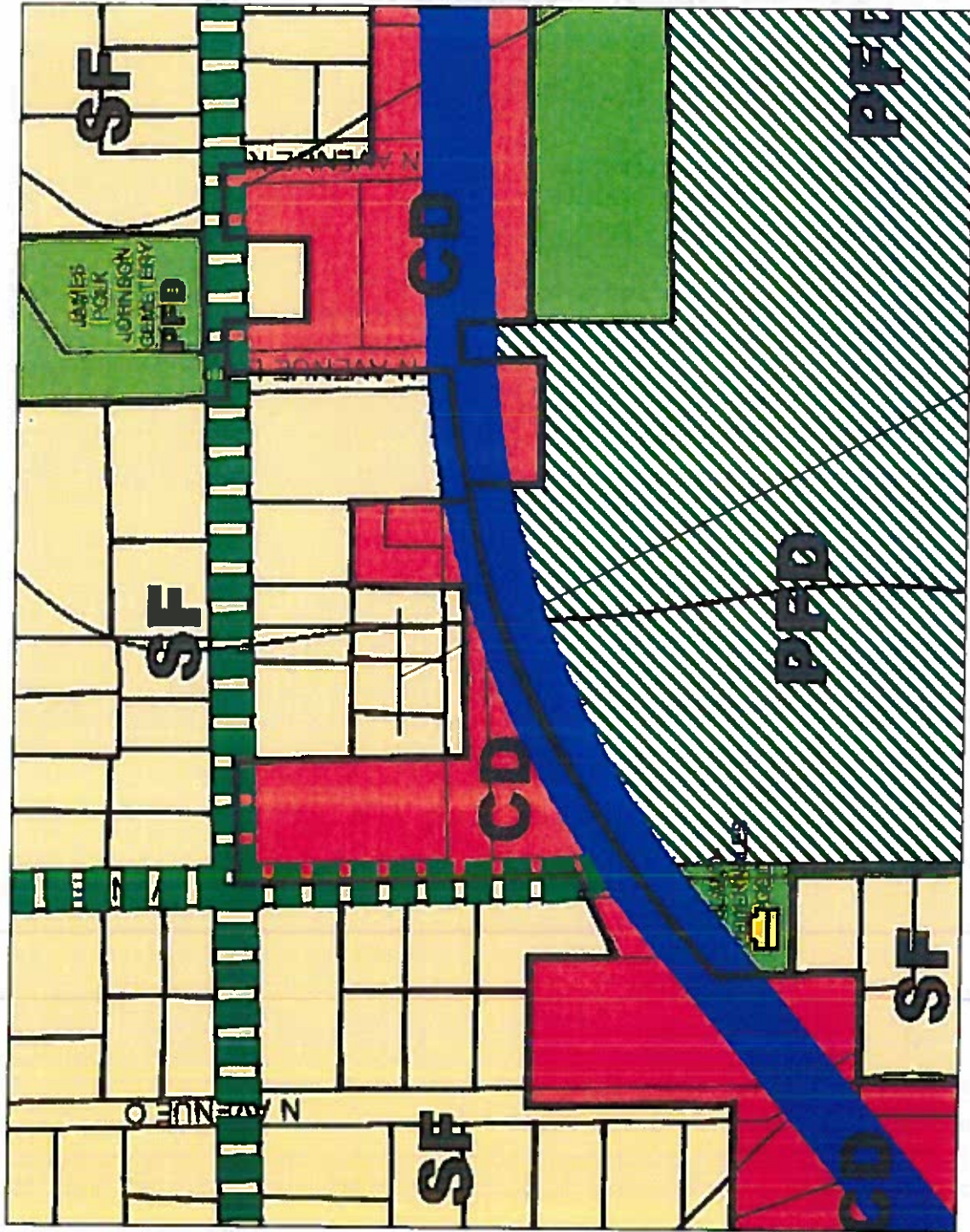
Whitney Walston
CITY SECRETARY

State of Texas §
County of Blanco §

This instrument was acknowledged before me on November ____, 2022 by Rhonda Stell as Mayor of the City of Johnson City, Texas.

(Personalized Seal)

Notary Public's Signature



Subject Properties