

ORDINANCE NO. O-2022-104

AN ORDINANCE AMENDING THE CITY OF TYLER ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS; BY APPROVING THE “PCD”, PLANNED COMMERCIAL DISTRICT FINAL SITE PLAN ON A 44.43 ACRE PORTION OF TRACTS 7A, 7A.1 S05, AND LOT 1.2 OF NCB 1545, LOT 1 OF NCB 1545-A, AND LOTS 3, 4, 5, 6, AND 7 OF NCB 1545-B, TWO TRACTS AND SEVEN LOTS CONTAINING APPROXIMATELY 154.4 ACRES OF LAND LOCATED WEST OF THE INTERSECTION OF SOUTH SOUTHWEST LOOP 323 AND EARL CAMPBELL PARKWAY (1471, 1531, 1699, 1757, 1801, 1847, AND 1873 SOUTH SOUTHWEST LOOP 323, AND 3752 AND 3753 EARL CAMPBELL PARKWAY); DIRECTING THE AMENDMENT OF THE ZONING MAP; PROVIDING A SEVERABILITY CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the Planning and Zoning Commission of the City of Tyler, Texas, and the City Council of the City of Tyler, Texas, in compliance with the Charter and the State law with reference to the zoning ordinance of the City of Tyler, Texas, and zoning map, have given requisite notices by publication and otherwise and after holding a due hearing and affording a full and fair hearing to all the property owners, generally and to the persons interested, situated in the affected area and in the vicinity thereof, the City Council is of the opinion that the zoning change should be made as set forth herein;

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

PART 1: That the following zone change is hereby approved as follows:

I. APPLICATION PD22-021

That the existing site development plan is hereby amended by approving the final site plan attached hereto as Exhibit “A” on the following described property zoned “PCD”, Planned Commercial District, to wit:

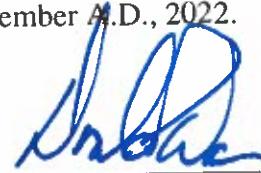
On a 44.43 acre portion of Tracts 7A, 7A.1 S05, and Lot 1.2 of NCB 1545, Lot 1 of NCB 1545-A, and Lots 3, 4, 5, 6, and 7 of NCB 1545-B, two tracts and seven lots containing approximately 154.4 acres of land located west of the intersection of South Southwest Loop 323 and Earl Campbell Parkway (1471, 1531, 1699, 1757, 1801, 1847, and 1873 South Southwest Loop 323, and 3752 and 3753 Earl Campbell Parkway) and in accordance with the Narrative in Exhibit “A” attached hereto and incorporated herein.

PART 2: That the City Manager is hereby ordered and directed to cause the zoning map to be amended to reflect the above described zoning.

PART 3: Should any section, subsection, sentence, provision, clause or phrase be held to be invalid for any reason, such holding shall not render invalid any other section, subsection, sentence, provision, clause or phrase of this ordinance and same are deemed severable for this purpose.

PART 4: 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 as provided in Section 1-4 of the Tyler Code. Each day such violation shall continue, or be permitted to continue, shall be deemed a separate offense. Since this ordinance has a penalty for violation, it shall not become effective until after its publication in the newspaper as provided by Section 85 of the Charter of the City of Tyler, Texas, which date is expected to be November 11th, 2022.

PASSED AND APPROVED this the 9th day of November A.D., 2022.



DONALD P. WARREN, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:



Cassandra Brager
CASSANDRA BRAGER, CITY CLERK

APPROVED:



Deborah G. Pullum
DEBORAH G. PULLUM,
CITY ATTORNEY



**ORDINANCE NO. O-2022-104
EXHIBIT "A"
FINAL SITE PLAN**

