

ORDINANCE NO. O-2016-85

AN ORDINANCE AMENDING THE CITY OF TYLER ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS; APPROVING A SITE PLAN AMENDMENT ON LOT 7 OF NCB 1292, ONE LOT CONTAINING APPROXIMATELY 0.42 ACRES OF LAND LOCATED AT THE SOUTHWEST CORNER OF HOLIDAY LANE AND OLD BULLARD ROAD (4517 OLD BULLARD ROAD); AMENDING THE FUTURE LAND USE GUIDE TO REFLECT OFFICE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; 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 site plan amendment 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 site plan amendment is hereby approved as follows:

I. APPLICATION PD16-008

That the existing site development plan is hereby amended by approving the site plan attached hereto as Exhibit "A" and incorporated herein, on the following described property zoned "POD", Planned Office District to wit:

Lot 7 of NCB 1292, one lot containing approximately 0.42 acres of land located at the southwest corner of Holiday Lane and Old Bullard Road (4517 Old Bullard Road).

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 and amending the Future Land Use Guide to reflect Office.

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 September 30, 2016.

PASSED AND APPROVED this the 28th day of September, A.D., 2016.

ATTEST:

Cassandra Brager
CASSANDRA BRAGER, CITY CLERK



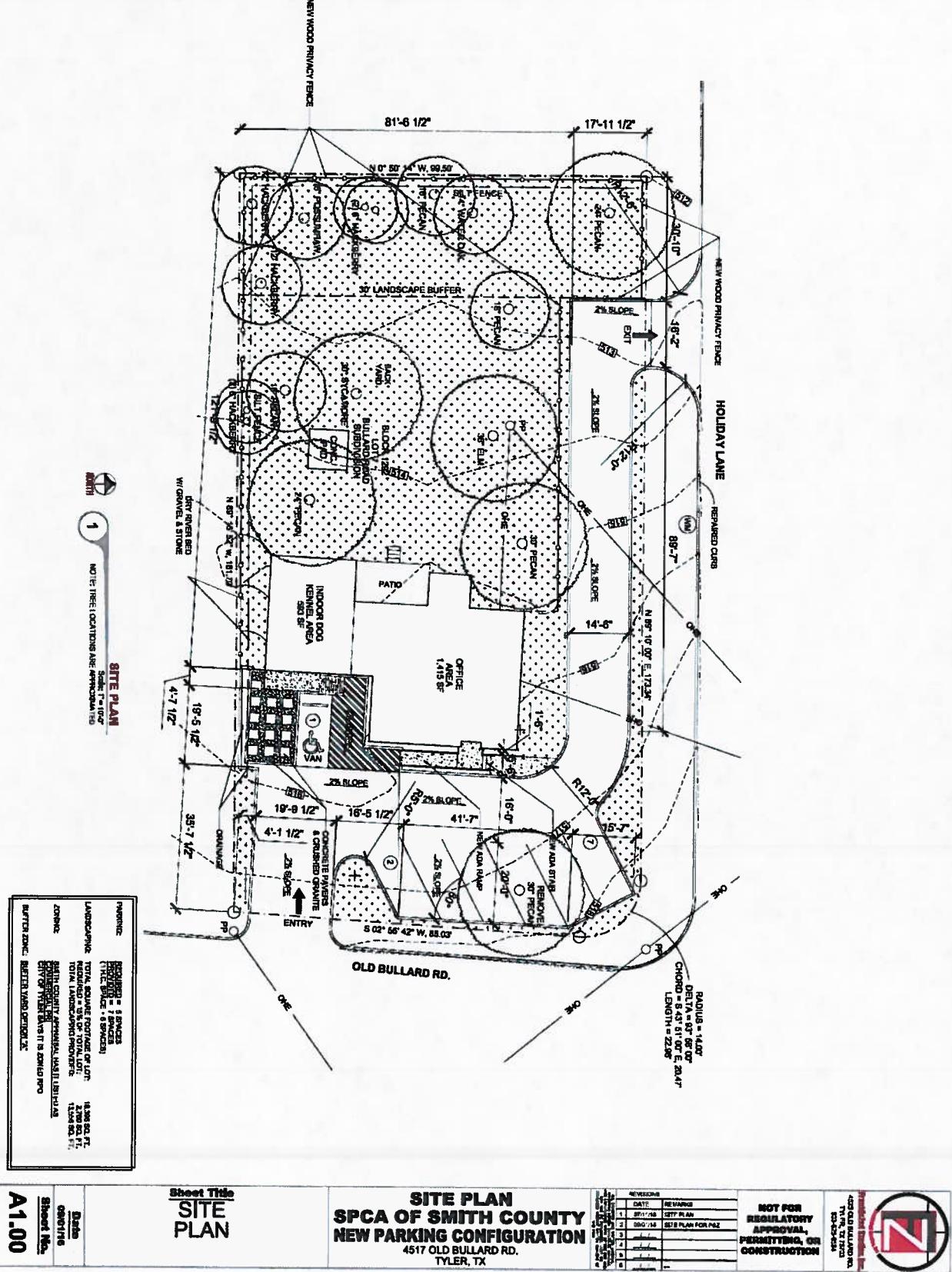
The seal is circular with a decorative border. The words "CITY OF TYLER" are at the top and "TEXAS" are at the bottom. In the center, the word "SEAL" is written in a bold, serif font, with two small circles above and below it.

M. Heines
MARTIN HEINES, MAYOR
OF THE CITY OF TYLER, TEXAS

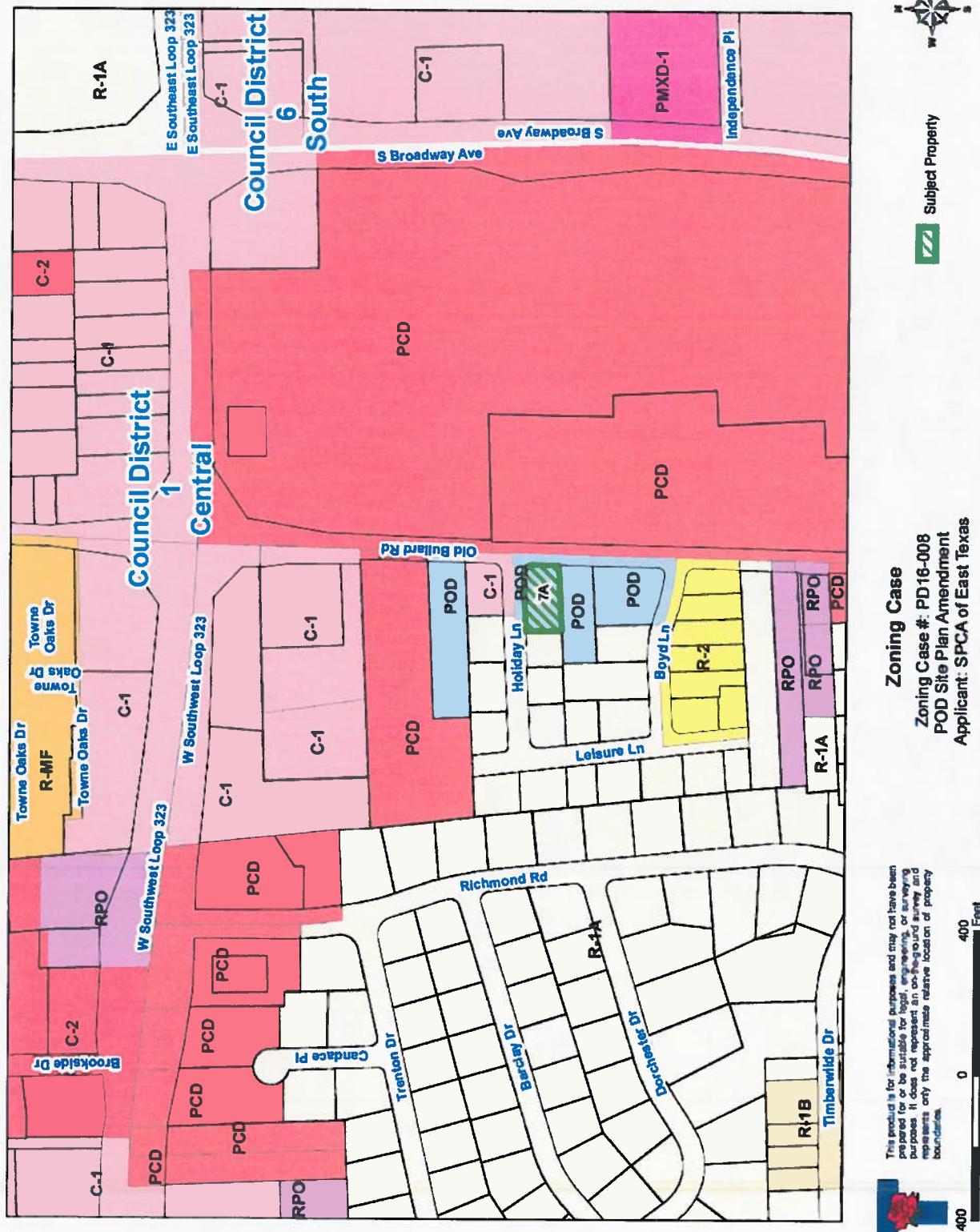
APPROVED:

Deborah G. Pullum
DEBORAH G. PULLUM,
CITY ATTORNEY

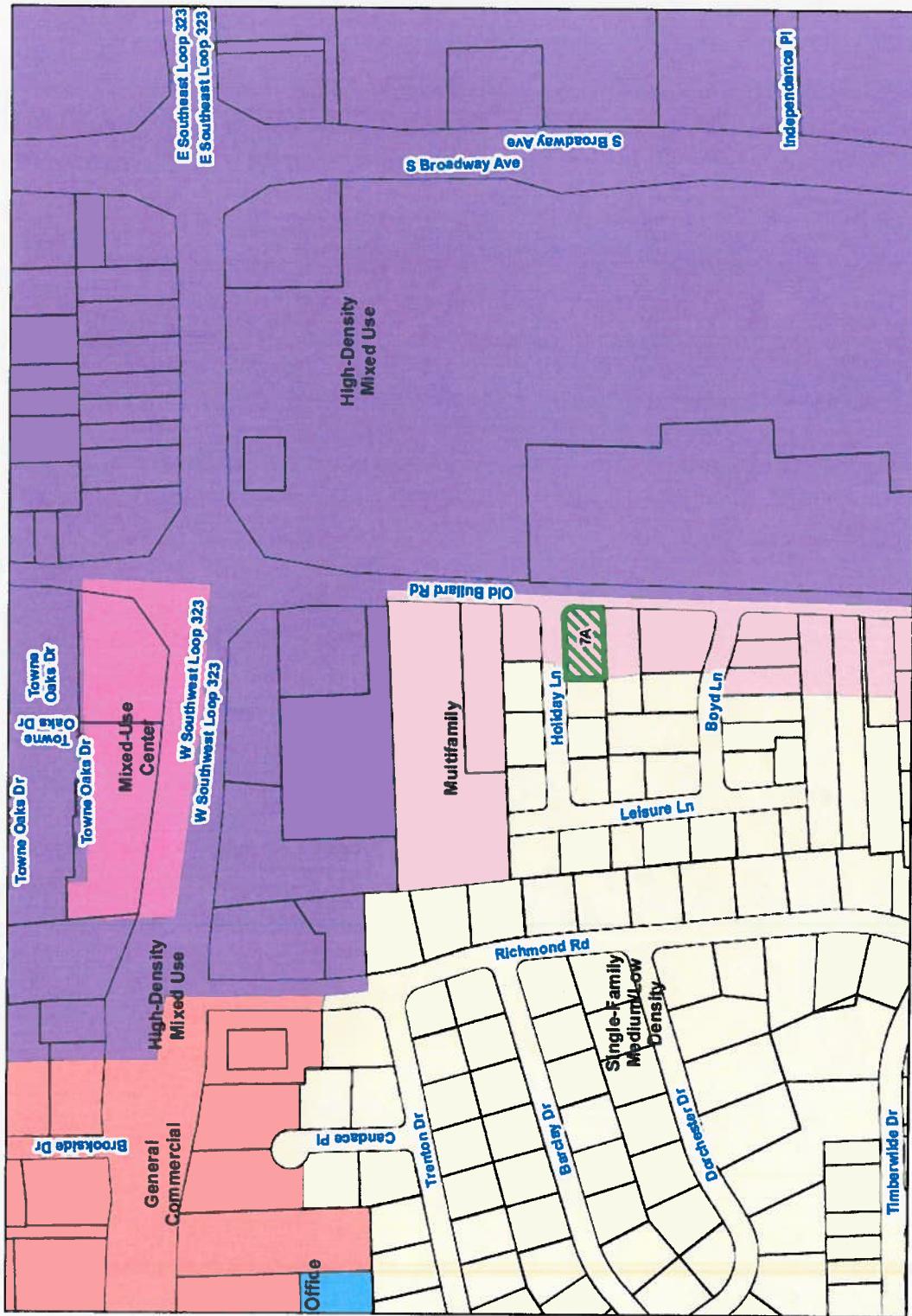
ORDINANCE NO. O-2016-85
EXHIBIT "A"
FINAL SITE PLAN



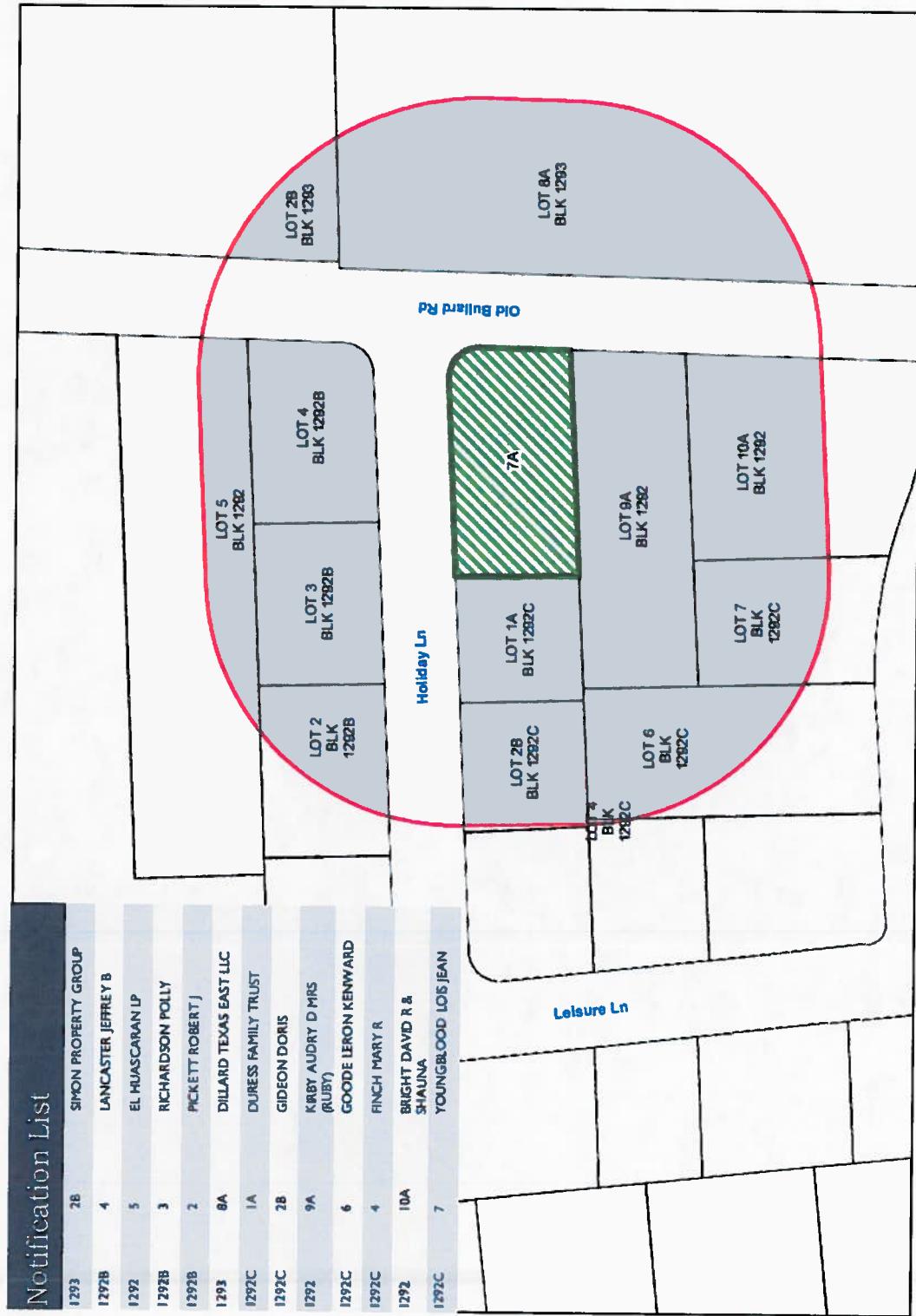
**ORDINANCE NO. O-2016-85
EXHIBIT "B"
LOCATION MAP**



ORDINANCE NO. O-2016-85
EXHIBIT "C"
TYLER 1ST FUTURE LAND USE GUIDE



ORDINANCE NO. O-2016-85
EXHIBIT "D"
NOTIFICATION MAP



This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



Zoning Case
Zoning Case #: PD16-008
POD Site Plan Amendment
Applicant: SPCA of East Texas

0 125 Feet



Subject Property
200' Notification Buffer