

ORDINANCE NO. O-2013-40

AN ORDINANCE AMENDING THE CITY OF TYLER ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS; BY CHANGING THE ZONING FROM "R-1B", SINGLE-FAMILY RESIDENTIAL DISTRICT, "C-1", LIGHT COMMERCIAL DISTRICT, AND "PCD", PLANNED COMMERCIAL DEVELOPMENT DISTRICT TO "INT", INSTITUTIONAL DISTRICT ON LOTS 4A, 6B, 20, 20C, 21, AND 22 OF NCB 658D, SIX LOTS TOTALING APPROXIMATELY 6.05 ACRES LOCATED AT THE NORTHEAST INTERSECTION OF SOUTH FLEISHEL AVENUE AND EAST FIFTH STREET (1106, 1110, AND 1200 EAST FIFTH STREET, 1424 AND 1430 SOUTH FLEISHEL AVENUE, AND 121 EAST SECOND STREET); DIRECTING THE AMENDMENT OF THE ZONING MAP; 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 Z05-13-029

That the following described property, which has heretofore been zoned "R-1B", Single-Family Residential District, "C-1", Light Commercial District, and "PCD", Planned Commercial Development District, shall hereafter bear the zoning classification of "INT", Institutional District, to wit:

Lots 4A, 6B, 20, 20C, 21, and 22 of NCB 658D, six lots totaling approximately 6.05 acres located at the northeast intersection of South Fleishel Avenue and East Fifth Street (1106, 1110, and 1200 East Fifth Street, 1424 and 1430 South Fleishel Avenue, and 121 East Second Street).

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 this ordinance shall be effective on and after its date of passage and approval by the City Council.

PASSED AND APPROVED this the 22nd day of May, A.D., 2013.

Barbara Bass
BARBARA BASS, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:

Cassandra Brager APPROVED: *Gary C Landers*
CASSANDRA BRAGER, CITY CLERK GARY C. LANDERS, CITY ATTORNEY

