

ORDINANCE NO. O-2013-94

AN ORDINANCE AMENDING THE CITY OF TYLER ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS; BY APPROVING A SITE PLAN AMENDMENT ON LOT 7 OF NCB 1153, ONE LOT TOTALING APPROXIMATELY 68.93 ACRES LOCATED AT THE SOUTHEAST INTERSECTION OF SOUTH BROADWAY AVENUE AND CENTENNIAL PARKWAY (9098 SOUTH BROADWAY AVENUE); DIRECTING THE AMENDMENT OF THE ZONING MAP; 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 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 Z10-13-069

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

Lot 7 of NCB 1153, one lot totaling approximately 68.93 acres located at the southeast intersection of South Broadway Avenue and Centennial Parkway (9098 South Broadway Avenue).

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 October 25th, 2013.

PASSED AND APPROVED this the 23rd day of October, A.D., 2013.

Barbara Bass

BARBARA BASS, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:

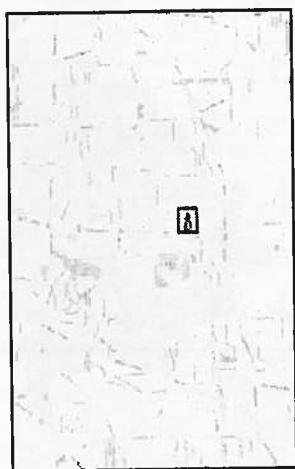
Cassandra Brager
CASSANDRA BRAGER, CITY CLERK



APPROVED:

Deborah G. Pullum
DEBORAH G. PULLUM,
CITY ATTORNEY

ORDINANCE NO. O-2013-94
Exhibit "A"



Location Map

CUMULATIVE		1974		1975		1976		1977		1978	
YR	PERIOD	1	2	1	2	1	2	1	2	1	2
1974	1974	20	17.1	74	71.4	74	71.4	74	71.4	74	71.4
1974	1975	74	32.5	74	22.5	74	22.5	74	22.5	74	22.5
1974	1976	74	9.7	74	9.7	74	9.7	74	9.7	74	9.7
1974	1977	74	4.2	74	4.2	74	4.2	74	4.2	74	4.2
1974	1978	74	2.0	74	2.0	74	2.0	74	2.0	74	2.0
1975	1975	74	100	74	100	74	100	74	100	74	100
1975	1976	74	25.0	74	25.0	74	25.0	74	25.0	74	25.0
1975	1977	74	12.5	74	12.5	74	12.5	74	12.5	74	12.5
1975	1978	74	6.2	74	6.2	74	6.2	74	6.2	74	6.2
1976	1976	74	100	74	100	74	100	74	100	74	100
1976	1977	74	25.0	74	25.0	74	25.0	74	25.0	74	25.0
1976	1978	74	12.5	74	12.5	74	12.5	74	12.5	74	12.5
1977	1977	74	100	74	100	74	100	74	100	74	100
1977	1978	74	25.0	74	25.0	74	25.0	74	25.0	74	25.0
1978	1978	74	100	74	100	74	100	74	100	74	100

