

ORDINANCE NO. O-2010-102

AN ORDINANCE AMENDING THE CITY OF TYLER ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS BY AMENDING THE EXISTING FINAL SITE PLAN ON PROPERTY ZONED "P-MF", PLANNED MULTIFAMILY DEVELOPMENT ON LOT 18 OF NCB 1800, ONE LOT TOTALING APPROXIMATELY 1.02 ACRES OF LAND LOCATED NORTH OF THE INTERSECTION OF BRIARWOOD DRIVE AND CASCADES COURT (3351 CASCADES COURT); 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 Zoning Ordinance of the City of Tyler, Texas, is hereby amended by adopting the revised site plan attached hereto as follows:

I. APPLICATION Z-10-10-073

That the existing site development plan is hereby amended by approving the site development plan on the following described property zoned "P-MF", Planned MultiFamily Development District, to-wit:

Lot 18 of NCB 1800, one lot totaling approximately 1.02 acres of land located north of the intersection of Briarwood Drive and Cascades Court (3351 Cascades Court),

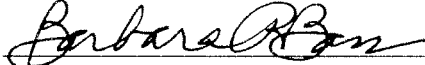
in accordance with the site development plan attached hereto as Exhibit "A", pages 1-3.

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 15, 2010.

PASSED AND APPROVED this the 13th day of October, A.D., 2010.


BARBARA BASS, MAYOR
CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK



APPROVED:


GARY C. LANDERS, CITY ATTORNEY

EXHIBIT "A"
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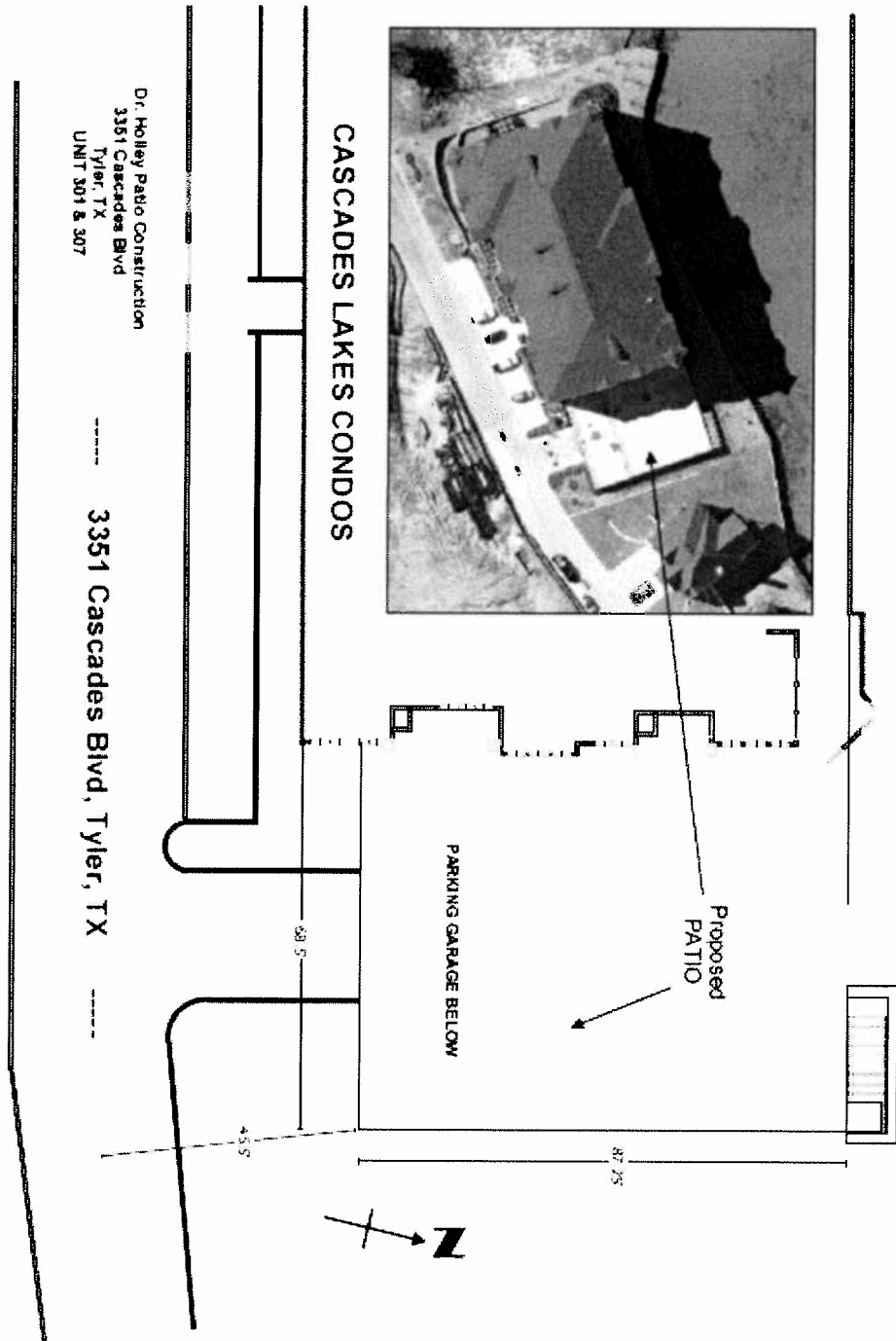


EXHIBIT "A"
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Dr. Holley Patio Construction
3351 Cascades Blvd
Tyler, TX
UNIT 351 & 352

ACTIVITY LAYOUT

