

ORDINANCE NO. O-2010-8

AN ORDINANCE AMENDING THE CITY OF TYLER ZONING ORDINANCE OF THE CODE OF ORDINANCES OF THE CITY OF TYLER, TEXAS; BY AMENDING THE EXISTING “POD” PLANNED OFFICE DEVELOPMENT DISTRICT SITE DEVELOPMENT PLAN RELATING TO LOT 1G OF NCB 1090, ONE LOT TOTALING APPROXIMATELY 4.81 ACRES LOCATED NORTH OF THE NORTHEAST INTERSECTION OF ROANOKE LANE AND SSE LOOP 323 (2772 SSE LOOP 323); DIRECTING THE AMENDMENT OF THE ZONING MAP; AMENDING THE FUTURE LAND USE GUIDE; 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 Z01-10-010

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

Lot 1G of NCB 1090, one lot totaling approximately 4.81 acres located north of the northeast intersection of Roanoke Lane and SSE Loop 323 (2772 SSE Loop 323),

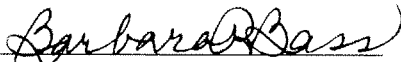
and in accordance with the site development plan attached hereto as Exhibit “A”.

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 that the Future Land Use Guide be revised to reflect “Neighborhood Commercial”.

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 January 29, 2010.

PASSED AND APPROVED this the 27th day of January, A.D., 2010.


BARBARA BASS, MAYOR
OF THE CITY OF TYLER, TEXAS

ATTEST:


CASSANDRA BRAGER, CITY CLERK

APPROVED:



GARY C. LUNDERS
CITY ATTORNEY



EXHIBIT "A"

1 EAST EXTERIOR ELEVATION

2 WEST EXTERIOR ELEVATION

3 SOUTH EXTERIOR ELEVATION

4 NORTH EXTERIOR ELEVATION

TYLER BOARD OF REALTORS

SOUTH SOUTHEAST LOOP 323 TYLER, TX

DATE: 11/11/10

BY: [Signature]

PROJECT: [Project Name]

SCALE: [Scale]

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