

ORDINANCE NO. 05-02

A ORDINANCE OF THE CITY OF COMMERCE, AMENDING THE CITY OF COMMERCE CODE OF ORDINANCES OF THE CITY OF COMMERCE, TEXAS BY REQUIRING MULTI FAMILIY DWELLING TYPE USE TO HAVE A CONDITIONAL USE PERMIT IN THE CITY OF COMMERCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH.

A regular meeting of the City Council of the City of Commerce, Texas, was held in Commerce, Texas, at City Hall, on the 21st day of December 2004 at 7:00 p.m., a majority of Council Members being present and constituting a quorum, the following Ordinance was adopted:

BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS:

WHEREAS, the City Council of the City of Commerce has determined that it is in the best interest of the City to permit Multi Family Development with General Business District Zoning only after a conditional use permit is first obtained.

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF COMMERCE, TEXAS:

ARTICLE 1. AMENDMENT:

The Code of Ordinance for the City of Commerce hereby amends Appendix A, Section 10-2-1 (d) Multi Family Dwelling, of the Zoning Ordinance by requiring a Multi Family Dwelling use to first receive a Conditional Use Permit in General Business Zoned areas, said amendment to be designated within the Ordinance of the City of Commerce, Texas by inserting a "C" in the table of Section 10-2-1 (d) under column General Business ("GB").

ARTICLE 2.

All Ordinances or parts of ordinances inconsistent with or in conflict with the provisions of this Ordinance shall be and the same are hereby expressly repealed.

ARTICLE 3.

If any section, subsection, word, sentence, or phrase of this ordinance is declared to be invalid it shall not affect the validity of this ordinance.

PASSED AND APPROVED on the **FIRST READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the 21st day of December 2004.

PASSED AND APPROVED on the **SECOND READING** at a regular meeting of the City Council of the City of Commerce, Texas on this the 4th day of January, 2005.

ATTEST:


Marty Cunningham

Marty Cunningham, City Secretary

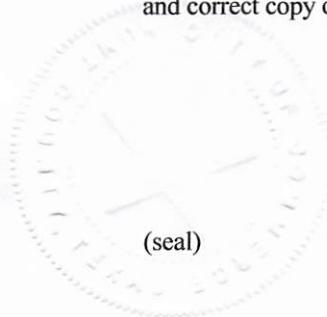
(seal)

CITY OF COMMERCE:

Sheryl Zelhart

Sheryl Zelhart, Mayor

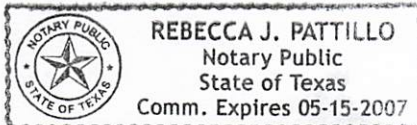
I, Marty Cunningham, City Secretary of the City of Commerce, Texas do hereby certify that the above is a true and correct copy of an ordinance, and that the same has not been repealed and is in full force and effect.


Marty Cunningham

Marty Cunningham, City Secretary

(seal)

Sworn to and subscribed before me, on this the 5th day of January, 2005, to certify which witness my hand and seal of office.



(seal)

Rebecca J. Pattillo

Notary Public, State of Texas

Ordinances/zoning/GBCondUse.122104