

ORDINANCE 20 - 19

AN ORDINANCE OF THE CITY OF COMMERCE, AMENDING SECTION 10-210 OF THE CITY OF COMMERCE ZONING ORDINANCE; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; CONTAINING A SAVINGS CLAUSE AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, there came on for consideration by the Planning and Zoning Commission of the City of Commerce certain amendments to the Zoning Ordinance relating to districts having regulations which are crafted based on the requested uses and the relation of such uses to surrounding zoning districts; and

WHEREAS, the Planning and Zoning Commission, after a duly posted and advertised public hearing, has forwarded its recommendation to the City Council;

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

SECTION 1. The City Council of the City of Commerce, after reviewing the recommendation of the Planning and Zoning Commission, hereby amends Section 10-210(j) of the Zoning Ordinance.

Section 10-210(j) is hereby amended to include Feed Stores in the following schedule of uses with a Conditional Use Permit:

General Business

SECTION 2. The City Council of the City of Commerce, after reviewing the recommendation of the Planning and Zoning Commission, hereby amends Section 10-214(h) of the Zoning Ordinance.

Section 10-214(j) is hereby amended to include Lumber Yard in the following schedule of uses with a Conditional Use Permit:

General Business

SECTION 3. The City Council of the City of Commerce, after reviewing the recommendation of the Planning and Zoning Commission, hereby amends Section 10-214(v) of the Zoning Ordinance.

Section 10-214(v) is hereby amended to include Warehouse in the following schedule of uses with a Conditional Use Permit:

General Business

SECTION 4. The City Council of the City of Commerce, after reviewing the recommendation of the Planning and Zoning Commission, hereby amends Section 11PP-301 of the Zoning Ordinance to read as follows.

11PD-301 A planned development district may be approved for any use or combination of uses listed in the use schedule, [section] 10-200t. The uses permitted in any specific planned development district shall be enumerated in the ordinance establishing such district.

SECTION 5. SAVINGS/REPEALING CLAUSE. This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such Ordinance on the date of adoption of this Ordinance shall continue to be governed by the provisions of that Ordinance and for that purpose the Ordinance shall remain in full force and effect.

SECTION 6. SEVERABILITY CLAUSE. Should any section, subsection, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, it is expressly provided that any and all remaining portions of this Ordinance shall remain in full force and effect. The City Council of the City of Commerce hereby declares that it would have passed this Ordinance, and each section, subsection, sentence, clause or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences clauses and phrases be declared unconstitutional or invalid.

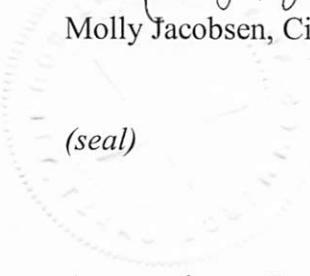
SECTION 7. EFFECTIVE DATE. This ordinance shall be effective from and after its date of final passage.

PASSED AND APPROVED on the first reading at a regular meeting of the City Council of the City of Commerce, Texas on this the 22nd day of October 2020.

PASSED AND APPROVED on the second reading at a regular meeting of the City Council of the City of Commerce, Texas on this the 27th day of October 2020.

ATTEST:

CITY OF COMMERCE:



Molly Jacobsen, City Secretary


Wyman Williams, Mayor

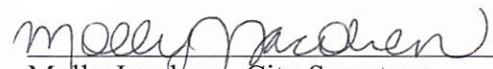
(seal)

Approved as to Form:


Charles Anderson, City Attorney

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

(Seal)



Molly Jacobsen, City Secretary