

ORDINANCE NO. 2021 - 29

AN ORDINANCE OF THE CITY OF COMMERCE, TEXAS, APPROVING A CHANGE IN ZONING FOR PROPERTY ID #34145, PROPERTY ID #25335, PROPERTY ID #127763, PROPERTY ID #112345, PROPERTY ID #96043, PROPERTY ID #127762; AUTHORIZING THE MAYOR TO EXECUTE SAID ORDINANCE, AND AUTHORIZING THE CITY SECRETARY TO AUTHENTICATE THE MAYOR'S SIGNATURE TO SAID ORDINANCE; GRANTING AUTHORITY TO THE CITY MANAGER OR HIS DESIGNEE TO AUTHORIZE THE CHANGE IN ZONING, AND AUTHORIZING THE CITY SECRETARY TO AUTHENTICATE THE CITY MANAGER'S SIGNATURE TO ANY AND ALL INSTRUMENTS REQUISITE IN IMPLEMENTING THIS ORDINANCE; AND PROVIDING AN EFFECTIVE DATE.

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 October 2021 at 6:00 p.m., a majority of Council Members being present and constituting a quorum, the following Ordinance was adopted:

WHEREAS, an application, attached hereto and marked exhibit "A", has been submitted by X to request approval of a change in zoning from Agriculture District (AG) to Planned Development District (PD) for the following:

- Property ID: #34145, Legal Description: A0913 Riley I W, Tract 15, Acres 8.799 on County Road 4221 in Commerce, TX,
- Property ID #25335, Legal Description: A0388 Grilski, Tract 18, Acres 8.429 on County Road 4221 in Commerce, TX,
- Property ID #127763, Legal Description: A0913 Riley I W, Tract 15-1B, Acres 10.678 on County Road 4221 in Commerce, TX,
- Property ID #112345, Legal Description: A1276 Sayle N A, Tract 31, Acres 7.435 on Oak Lane in Commerce, TX,
- Property ID #96043, Legal Description: A0913 Riley I W, Tract 15-1, Acres 10.678 on Oak Lane in Commerce, TX,
- Property ID #127762, Legal Description: A0913 Riley I W, Tract 15-1A, Acres 3, also known as 315 Oak Lane in Commerce, TX;

WHEREAS, the notice pursuant to Sections 19-102 and 19-103, Appendix A – Zoning, Part IV. – Administration and Enforcement, of the Code of Ordinances of the City of Commerce, Texas, written notice has been published in the official newspaper and given to adjacent property owners within 200 feet of the property;

WHEREAS, the Planning and Zoning Commission of the City of Commerce, Texas, conducted a public hearing on the 15th day of September 2021, at 5:30 p.m. in accordance with Section 19-102 and 19-103, Appendix A – Zoning, Part IV. – Administration and Enforcement, of the Code of Ordinances of the City of Commerce, Texas;

WHEREAS, after conducting a public hearing on said request, wherein public comment was received and considered on the said application, and all other prerequisites relating thereto, and after consideration of the grounds for a change in zoning from Agriculture District (AG) to Planned Development (PD) District for said properties, the Planning and Zoning Commission unanimously voted to approve the zoning change request as reflected in the minutes of the meeting attached hereto, marked exhibit "B", and made a part hereof as if copied herein verbatim; and,

WHEREAS, the City Council, after having reviewed the action of the Planning and Zoning Commission and its recommendation, as well as having complied with all prerequisites of the Zoning Ordinance of the City of Commerce, Texas, relative to the approval of a change in zoning, deems it in the best interest and general welfare of the City of Commerce, Texas, that said zoning change request should be authorized for said properties, highlighted in red in Exhibit "C", attached to this Ordinance.

NOW, THEREFORE, BE IT ORDAINED that this Rezone is approved and that the Mayor of the City of Commerce, Texas, be authorized, and he is hereby authorized to execute this Ordinance, and the City Manager, or his designate, in accordance with this Ordinance be authorized, and he is hereby authorized, to approve a change in zoning for said property;

BE IT FURTHER ORDAINED that the City Secretary be authorized, and she is hereby authorized, to attest to the signature of the Mayor to this Ordinance, and to attest to the signature of the City Manager to any instruments requisite to implementing this Ordinance; and

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately from and after its passage.

PASSED AND APPROVED on the FIRST READING at a regular meeting of the City Council of the City of Commerce, Texas, on the 21st day of September 2021.

PASSED AND APPROVED on the SECOND READING at a regular meeting of the City Council of the City of Commerce, Texas on this the 19th day of October 2021.

ATTEST:

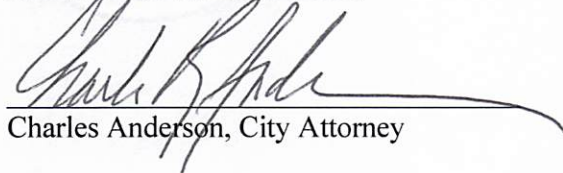
CITY OF COMMERCE, TEXAS


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 an Ordinance, and that the same has not been repealed and is in full force and effect.

(seal)

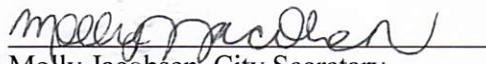

Molly Jacobsen, City Secretary
City of Commerce, Texas

Exhibit "C"

