

ORDINANCE NO. 2016-03

AN ORDINANCE AMENDING ORDINANCE NO. 2007-64, CAPTIONED, "ZONING ORDINANCE OF THE CITY OF BOERNE, TEXAS", DATED DECEMBER 18, 2007, BY AMENDING ARTICLE 5, SECTION 25, APPLYING AN ENTRANCE CORRIDOR OVERLAY DISTRICT DESIGNATION TO 5.378 ACRES LOCATED AT 48 AND 48A OLD SAN ANTONIO ROAD (KAD: 39194 AND 39193); REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Boerne has complied with all requirements of notice of public hearing as required by the Zoning Ordinance of the City of Boerne; and

WHEREAS, the City Council is required to permanently zone properties that have been annexed into the City; and

WHEREAS, it is the intent of the City Council to provide harmony between existing zoning districts and proposed land uses; and

WHEREAS, the City Council desires to amend the zoning map by applying an entrance corridor overlay district designation to 5.378 acres located at 48 Old San Antonio Road and 48A Old San Antonio Road;

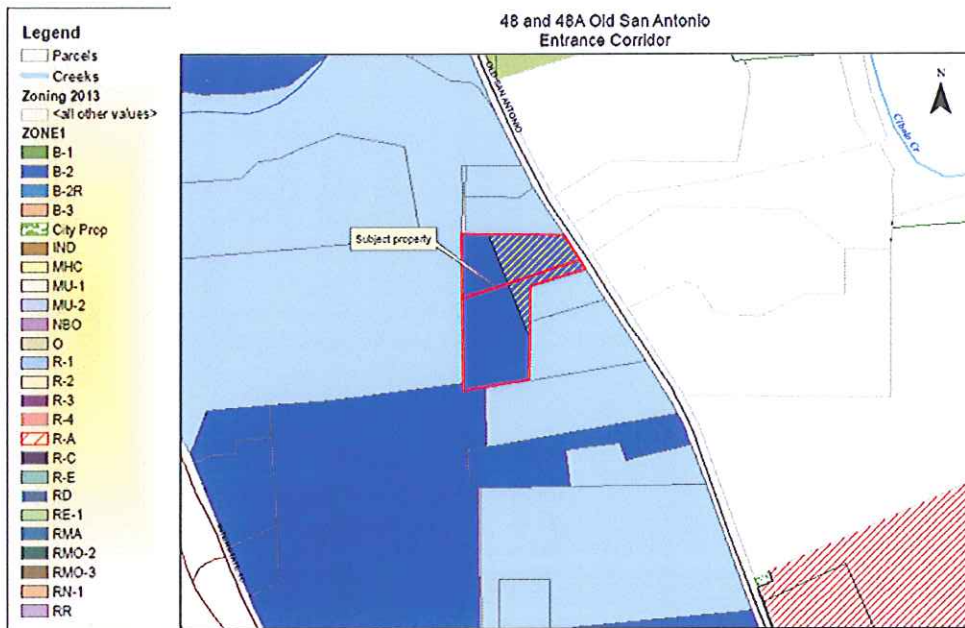
NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BOERNE, TEXAS:

Section 1.

That Article 5, Section 25, of the City of Boerne Zoning Ordinance and particularly the Zoning Map of the City of Boerne, is amended by applying the Entrance Corridor Overlay District designation to the property shown on the following map. The Entrance Corridor Overlay District is designated for commercial development only, and includes all property within three hundred fifty-feet (350') of the TXDOT right-of-way or the adjacent property line, as described in Kendall County records, whichever is less. Where interstate highways are described, beginning measurement shall be from the adjacent property line of the paralleling access road as described and documented in the Kendall County Texas Department of Public Transportation (TxDOT) office records.

Section 2.

That the Zoning Maps of the City of Boerne be amended to indicate the previously described change.



Section 3.

That all provisions of the Code of Ordinances of the City of Boerne not herein amended or repealed shall remain in full force and effect.

Section 4.

That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 5.

That if any provisions of this ordinance shall be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

Section 6.

This ordinance will take effect upon the second and final reading of same.

PASSED AND APPROVED on this the first reading the 12th day of January, 2016.

PASSED, APPROVED AND ADOPTED on this the second reading the ____ day of January 2016.

APPROVED:

Mayor

ATTEST:

City Secretary

APPROVED AS TO FORM:

City Attorney