

ORDINANCE NO. 2016-38

AN ORDINANCE AMENDING THE CITY OF BOERNE ZONING ORDINANCE NO. 2007-64 CAPTIONED, "ZONING ORDINANCE OF THE CITY OF BOERNE, TEXAS", DATED DECEMBER 18, 2007, ARTICLE 5, SECTION 3 PERMITTED USES, TABLE 5-1, AUTHORIZING THE USE OF CONTRACTORS IN A B-2, HIGHWAY COMMERCIAL DISTRICT LOCATED AT 44 AND 46 OLD SAN ANTONIO ROAD (KAD NOS. 42070, 15863, 14796, AND 42069)

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 authorize the permitted use of contractors in a B-2, Highway Commercial District located at 44 and 46 Old San Antonio Road (KAD Nos. 42070, 15863, 14796, and 42069), a total of 2.811 acres with the caveat that lighting be no higher than 15 feet, be directed downward and not go off the property, that all material be stored behind solid fencing at least 8 feet tall, and that signage be a monument type following city ordinances.

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

Section 1.

That Article 5, Section 3, of the Zoning Ordinance of the City of Boerne, Texas, and particularly the Permitted Use of contractors in a B-2, Highway Commercial District located at 44 and 46 Old San Antonio Road (KAD Nos. 42070, 15863, 14796, and 42069), a total of 2.811 acres with the caveat that lighting be no higher than 15 feet, be directed downward and not go off the property, that all material be stored behind solid fencing at least 8 feet tall, and that signage be a monument type following city ordinances.

Section 2.

That all provisions of the Code of Ordinances of the City of Boerne not herein amended or repealed shall remain in full force and effect.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 3.

That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 4.

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 5.

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

PASSED AND APPROVED on this the first reading the 11th day of October, 2016.

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

APPROVED:

ATTEST:

Mayor

City Secretary

APPROVED AS TO FORM:



City Attorney