

## **ORDINANCE NO. 2017-21**

**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 AUTOMOBILE SALES IN A B-2, HIGHWAY COMMERCIAL DISTRICT LOCATED ON THE WEST SIDE OF IH-10 (KAD NO. 17392), A TOTAL OF 7.386 ACRES**

**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 automobile sales in a B-2, Highway Commercial District located on the west side on IH-10 (KAD No. 17392), a total of 7.386 acres with the condition that special lighting requirements as approved by staff be used.

**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 automobile sales in a B-2, Highway Commercial District located on the west side of IH 10 (KAD No. 17392), a total of 7.386 acres with the condition that special lighting requirements as approved by staff be used.

### 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That all provisions of the Code of Ordinances of the City of Boerne not herein amended or repealed shall remain in full force and effect.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That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.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 \_\_\_\_ day of June, 2017.

PASSED, APPROVED AND ADOPTED on this the second reading the \_\_\_\_ day of July, 2017.

APPROVED:

ATTEST:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
City Secretary

APPROVED AS TO FORM:

  
\_\_\_\_\_  
City Attorney