

CITY OF ROCKWALL

ORDINANCE NO. 06-19

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF ROCKWALL, AS PREVIOUSLY AMENDED, SO AS TO APPROVE A CHANGE IN ZONING FROM (AG) AGRICULTURAL DISTRICT TO (LI) LIGHT INDUSTRIAL DISTRICT, ON A TRACT OF LAND CONTAINING 6.0 ACRES AND KNOWN AS TRACT 8, ABSTRACT 134, J. LOCKHART SURVEY, AND MORE SPECIFICALLY DESCRIBED HEREIN AS EXHIBIT "A"; PROVIDING FOR SPECIAL CONDITIONS; PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, a zoning change from (Ag) Agricultural district to (LI) Light Industrial district has been request by Salehoun Family Ltd. Ptnr for a 6.0-acre tract of land known as Tract 8 Abstract 134, J. Lockhart Survey, and more specifically described herein as Exhibit "A"; and

WHEREAS, the Planning and Zoning Commission of the City of Rockwall and the governing body of the City of Rockwall in compliance with the laws of the State of Texas and the ordinances of the City of Rockwall have given the requisite notices by publication and otherwise, and have held public hearings and afforded a full and fair hearing to all property owners generally and to all persons interested in and situated in the affected area, and in the vicinity thereof, and the governing body in the exercise of its legislative discretion, has concluded that the Unified Development Code of the City of Rockwall should be amended as follows:

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

Section 1. That the Unified Development Code (Ord. No. 04-38) of the City of Rockwall, Texas, as heretofore amended, be and the same are hereby amended by amending the zoning map of the City of Rockwall so as to change the zoning from (Ag) Agricultural district to (LI) Light Industrial district on a 6.0-acre tract of land known as Tract 8 Abstract 134, J. Lockhart Survey, and more specifically described herein as Exhibit "A"; and

Section 2. That the property described herein shall be used only in the manner and for the purposes provided for in **Article V, Section 5.3, Light Industrial District** of the Unified Development Code of the City of Rockwall as heretofore amended, as amended herein by granting of this zoning change, and as may be amended in the future.

Section 3. That the official zoning map of the City be corrected to reflect the changes in zoning described herein.

Section 4. Any person, firm, or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction shall be punished by a penalty of fine not to exceed the sum of TWO THOUSAND DOLLARS (\$2,000.00) for each offence

and each and every day such offense shall continue shall be deemed to constitute a separate offense.

Section 5. If any section, paragraph, or provision of this ordinance or the application of that section, paragraph, or provision to any person, firm, corporation or situation is for any reason judged invalid, the adjudication shall not affect any other section, paragraph, or provision of this ordinance or the application of any other section, paragraph or provision to any other person, firm, corporation or situation, nor shall adjudication affect any other section, paragraph, or provision of the Unified Development Code of the City of Rockwall, Texas, and the City Council declares that it would have adopted the valid portions and applications of the ordinance without the invalid parts and to this end the provisions for this ordinance are declared to be severable.

Section 6. That all ordinances of the City of Rockwall in conflict with the provisions of this be and the same are hereby repealed, and all other ordinances of the City of Rockwall not in conflict with the provisions of this ordinance shall remain in full force and effect.

Section 7. That this ordinance shall take effect immediately from and after its passage and the publication of the caption of said ordinance as the law in such cases provides.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, this 5th day of June, 2006.



William R. Cecil, Mayor

ATTEST:



Dorothy Brooks, City Secretary

APPROVED AS TO FORM:



Pete Eckert, City Attorney

1st Reading: 06-15-06

2nd Reading: 06-05-06

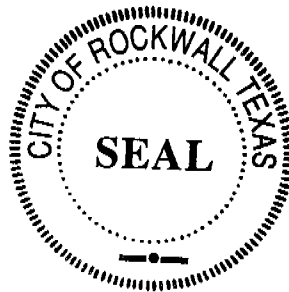


Exhibit A

GF-Number 06R10429

BEING a tract or parcel of land situated in the JOHN LOCKHART SURVEY, ABSTRACT NO. 134, ROCKWALL COUNTY, TEXAS, and being a part of that tract of land conveyed as Second Tract from Mary Jo Pitts to Katherine Payne Clarke, Individually, and Katherine Payne Clarke and Republic National Bank of Dallas, as-trustees under the Will of Ira D. Clarke, deceased, by deed recorded in Volume 82, Page 87, Deed Records, Rockwall County, Texas, and further being a part of the above described 24.2636 acre tract and being more particularly described as follows:

BEGINNING at an iron rod found at a fence corner post on the Southerly line of I.H. 30 and at the Northeast corner of the above mentioned Second Tract and at the Northeast corner of said 24.2636 acre tract;

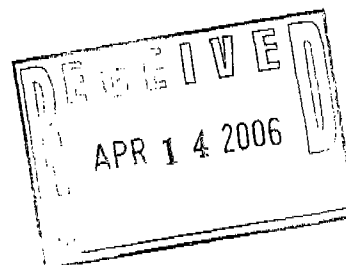
THENCE: South 4 degrees 34 minutes 19 seconds East a distance of 814.70 feet along a fence line and the East line of said Second Tract and said 24.2636 acre tract to an iron rod found at a fence corner post and the Southeast corner of said Second Tract and said 24.2636 acre tract;

THENCE: South 68 degrees 13 minutes 26 seconds West a distance of 350.75 feet along the South line of said Second Tract and said 24.2636 acre tract and along a fence line to an iron rod for a corner;

THENCE: North 1 degree 49 minutes 34 seconds West a distance of 859.22 feet traversing said 24.2636 acre tract to an iron rod set on the Southerly line of I.H. 30;

THENCE: North 73 degrees 51 minutes 00 seconds East a distance of 300.00 feet along said Southerly line to the Point of Beginning and Containing 6.0000 acres of land.

NOTE: The Company is prohibited from insuring the area or quantity of the land described herein. Any statement in the above legal description of the area or quantity of land is not a representation that such area or quantity is correct, but is made only for informational and/or identification purposes and does not override Item 2 of Schedule B hereof.



DATE: 04/07/2006 11:23 AM

2006 007

FILE COPY

Advertising Receipt

Terrell Tribune
Rockwall County News
150 9th Street, P.O. Box 669
Terrell, TX 75160
Phone: (972) 563-6476
Fax: (972) 563-0340

ROCKWALL, CITY OF-LEGALS ©
c/o Dorothy Brooks, City Secretary
385 SOUTH GOLIAD
ROCKWALL, TX 75087

Cust#: 01100978-000
Ad#: 03550181
Phone: (972)771-7700
Date: 06/06/06

Ad taker: 11 **Salesperson:** 6 **Classification:** 001

Description	Start	Stop	Ins.	Cost/Day	Surcharges	Total
09 ROCKWALL COUNTY NEWS	06/14/06	06/14/06	1	60.00		60.00

Payment Reference:

LG#546399
ORDINANCE #06-19
6/14

Total: 60.00
Tax: 0.00
Net: 60.00
Prepaid: 0.00

Total Due 60.00

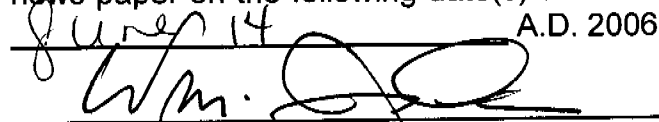
PUBLISHER'S AFFIDAVIT

THE STATE OF TEXAS
COUNTY OF ROCKWALL

Before me, the undersigned authority, on this day personally appeared William Jordan, who being by me duly sworn deposes and says the he is the Publisher of **The Rockwall County News** and the said newspaper meets the requirements of Section 2051.044 of the Texas Government Code to wit:

1. it devotes not less than twenty-five percent (25%) of its total column lineage to general interest items;
2. it is published at least once each week;
3. it is entered as second-class postal matter in the county where it is published;
4. it has been published regularly and continuously since 1985; and
5. it is generally circulated within Rockwall County.

Publisher further deposes and says that the attached notice was published in said news paper on the following date(s) to wit:

June 14 A.D. 2006


William Jordan
Editor and Publisher

SUBSCRIBED AND SWORN BEFORE ME

by William Jordan who

- a) is personally know to me, or
 b) provided the following evidence to establish his/her identity.

on the 15th day of June, A.D. 2006
to certify which witness my hand and seal of office.



Notary Public, State of Texas

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/s/ William R. Cecil, Mayor

/s/ Dorothy Brooks, City Secretary

1st Reading: 05-15-06

2nd Reading: 06-05-06



OFFICIAL SEAL
Patricia A. Shaw
State of Texas
My Commission Expires
July 25, 2006