

CITY OF ROCKWALL

ORDINANCE NO. 21-42

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, AMENDING THE UNIFIED DEVELOPMENT CODE [*ORDINANCE NO. 20-02*] OF THE CITY OF ROCKWALL, AS HERETOFORE AMENDED, SO AS TO APPROVE A CHANGE IN ZONING FROM AN AGRICULTURAL (AG) DISTRICT TO A SINGLE-FAMILY 1 (SF-1) DISTRICT FOR A 4.95-ACRE PARCEL OF LAND IDENTIFIED AS LOT 1, BLOCK A, EPTON ADDITION, CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS, AND BEING MORE SPECIFICALLY DESCRIBED AND DEPICTED IN *EXHIBITS 'A' & 'B'* OF THIS ORDINANCE; 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, the City has received a request from Tino and Judy Liscano on behalf of the owner Jeremy Lance Epton for a change in zoning from an Agricultural (AG) District to a Single-Family 1 (SF-1) District for a 4.95-acre parcel of land identified as Lot 1, Block A, Epton Addition, City of Rockwall, Rockwall County, Texas, zoned Agricultural (AG) District, and more fully described and depicted in *Exhibits 'A' & 'B'* of this ordinance, which hereinafter shall be referred to as the *Subject Property* and incorporated by reference herein; 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 [*Ordinance No. 20-02*] 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 [*Ordinance No. 20-02*] of the City of Rockwall, Texas, as heretofore amended, be and the same is hereby amended by amending the zoning map of the City of Rockwall so as to change the zoning of the *Subject Property* from an Agricultural (AG) District to a Single-Family 1 (SF-1) District.

SECTION 2. That the *Subject Property* shall be used only in the manner and for the purposes provided for a *Single-Family 1 (SF-1) District* as stipulated in Subsection 01.01, *Use of Land and Buildings*, of Article 04, *Permissible Uses*, and Subsection 03.05, *Single-Family 1 (SF-1) District*, of Article 05, *District Development Standards*, of the Unified Development Code [*Ordinance No. 20-02*] of the City of Rockwall as heretofore amended, as amended herein by granting of this zoning change, and as maybe amended in the future.

SECTION 3. That the official zoning map of the City be corrected to reflect the changes in the 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 ordinance 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.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF ROCKWALL, TEXAS, THIS THE 7TH DAY OF SEPTEMBER, 2021.



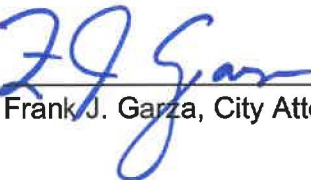
Kevin Fowler, Mayor

ATTEST:



Kristy Cole, City Secretary

APPROVED AS TO FORM:



Frank J. Garza, City Attorney



1st Reading: August 16, 2021

2nd Reading: September 7, 2021

Exhibit 'A'
Location Map & Legal Description

Legal Description: A 4.95-Acre Parcel of Land Identified as Lot 1, Block A, Epton Addition
Addressed As: 2065 & 2075 Airport Road

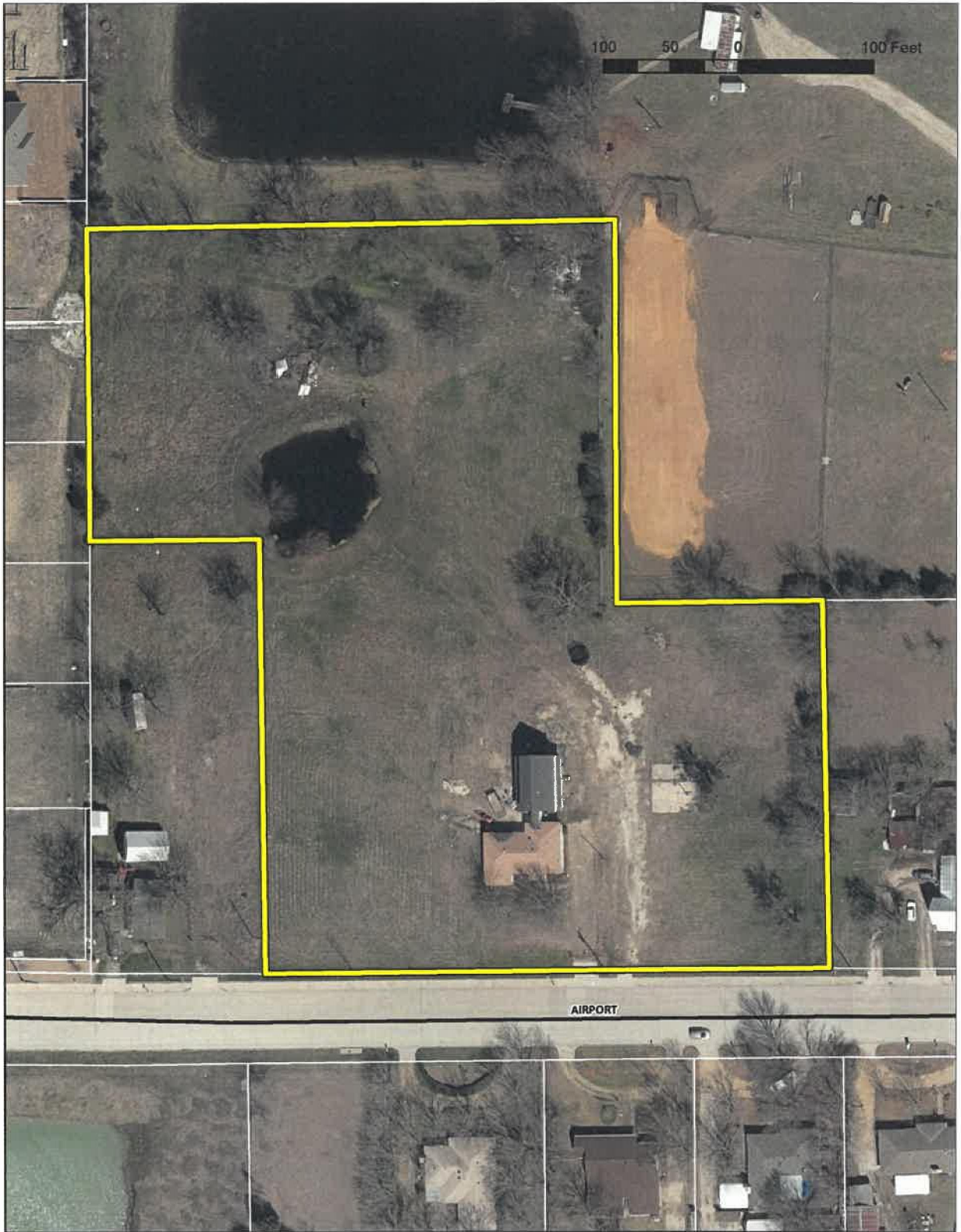
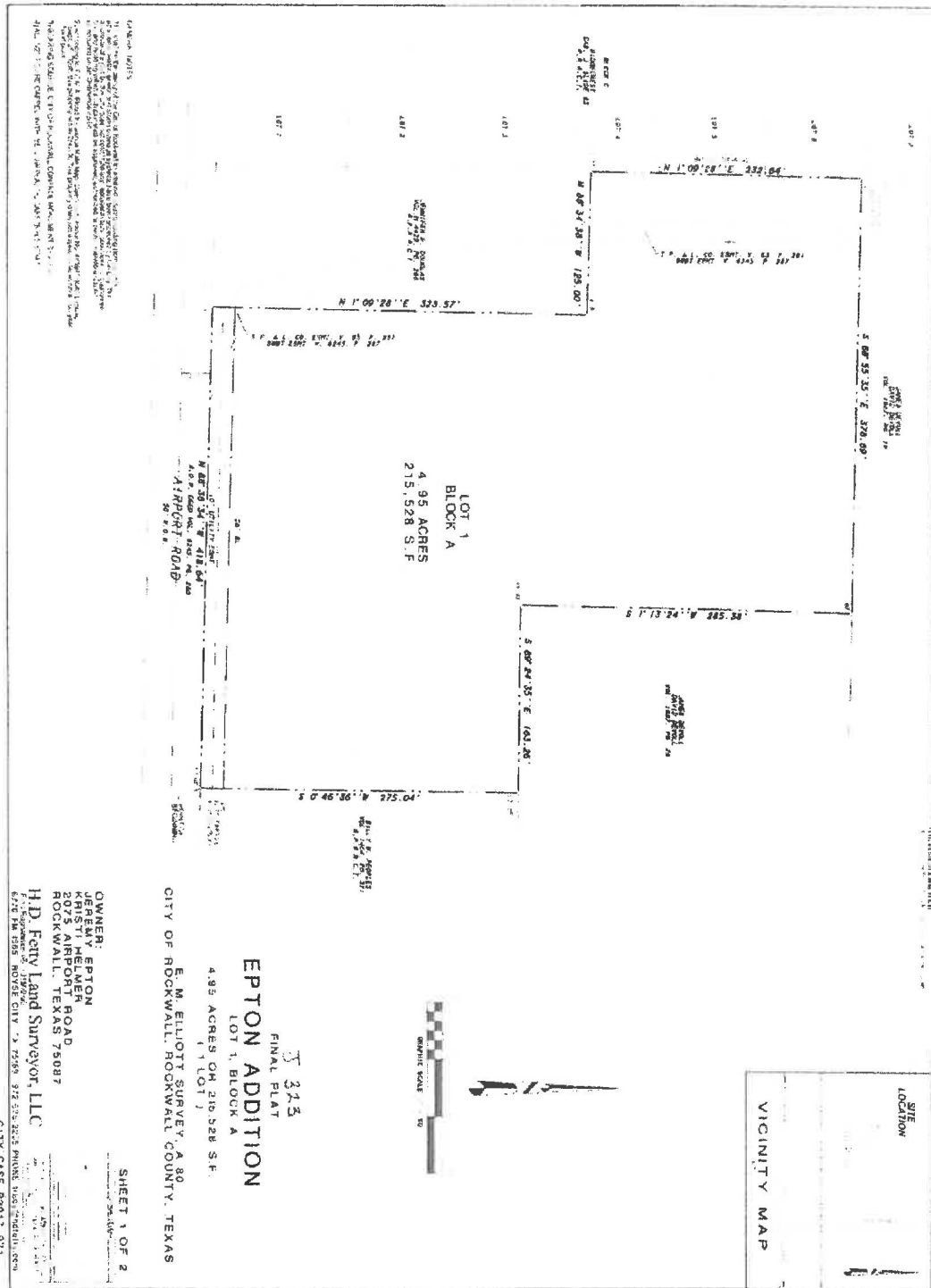


Exhibit 'B'
Final Plat



LEGAL NOTES:

1. This plat is a subdivision of land owned by the City of Rockwall, Texas, and is subject to the provisions of the Texas Subdivision Act, Chapter 251, Texas Property Code, and the rules and regulations of the Texas Department of Licensing and Regulation.
2. The plat is subject to the provisions of the Texas Subdivision Act, Chapter 251, Texas Property Code, and the rules and regulations of the Texas Department of Licensing and Regulation.
3. The plat is subject to the provisions of the Texas Subdivision Act, Chapter 251, Texas Property Code, and the rules and regulations of the Texas Department of Licensing and Regulation.
4. The plat is subject to the provisions of the Texas Subdivision Act, Chapter 251, Texas Property Code, and the rules and regulations of the Texas Department of Licensing and Regulation.
5. The plat is subject to the provisions of the Texas Subdivision Act, Chapter 251, Texas Property Code, and the rules and regulations of the Texas Department of Licensing and Regulation.

OWNER:
 JEREMY EPTON
 KRISTI HELMER
 2075 AIRPORT ROAD
 ROCKWALL, TEXAS 75087

HD Petty Land Surveyor, LLC
 11900 CITY CENTER DRIVE, SUITE 100
 ROCKWALL, TEXAS 75087
 PHONE: 972-989-2222
 FAX: 972-989-2222
 CITY CASE #2011-071

SHEET 1 OF 2

EPTON ADDITION
 FINAL PLAT
 LOT 1, BLOCK A
 4.95 ACRES OR 215,528 S.F.
 E. M. ELLIOTT SURVEY, A 80
 CITY OF ROCKWALL, ROCKWALL COUNTY, TEXAS