

ORDINANCE NO. {{item.custom_tracking_number}}
(FY-20-33-ZC)

AN ORDINANCE OF THE CITY OF TEMPLE, TEXAS, AUTHORIZING A REZONING FROM AGRICULTURAL TO SINGLE FAMILY-2, ON APPROXIMATELY 102.272 ACRES OF LAND GENERALLY LOCATED WEST OF ORION DRIVE AND APPROXIMATELY 1,200 FEET NORTH OF THE EXISTING TERMINUS OF CLINITE GROVE BOULEVARD. SITUATED PARTLY IN THE G.W. LINDSEY SURVEY, ABSTRACT NO. 513 AND THE J.J. SIMMONS SURVEY, ABSTRACT NO. 737, LOCATED IN TEMPLE, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING AN OPEN MEETINGS CLAUSE.

Whereas, the applicant Turley Associates, on behalf of Kiella Land Development, requests rezoning of approximately 102.272 acres, from Agricultural (AG) zoning district to Single-Family 2 (SF-2) zoning district;

Whereas, the subject property was recently annexed into the City of Temple, per Ordinance 2020-5034, and is proposed to be incorporated into the Groves at Lakewood Ranch development as new single-family residential development - the proposed zoning matches the existing nearby zoning with the same development standards that are currently in place;

Whereas, the Planning and Zoning Commission of the City of Temple, Texas, at its September 8, 2020 meeting, voted 6 to 0 to recommend Council approve of the rezoning, from Agricultural to Single Family-2, on approximately 102.272 acres of land generally located west of Orion Drive and approximately 1,200 feet north of the existing terminus of Clinite Grove Boulevard. situated partly in the G.W. Lindsey Survey, Abstract No. 513 and the J.J. Simmons Survey, Abstract No. 737, located in Temple, Texas;

Whereas, the City Council has considered these matters and deems it in the public interest to authorize these actions.

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

Part 1: Findings. All of the above premises are hereby found to be true and correct legislative and factual findings of the City Council of the City of Temple, Texas, and they are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

Part 2: The City Council authorizes a rezoning from Agricultural to Single Family-2, on approximately 102.272 acres of land generally located west of Orion Drive and approximately 1,200 feet north of the existing terminus of Clinite Grove Boulevard. situated partly in the G.W. Lindsey Survey, Abstract No. 513 and the J.J. Simmons Survey, Abstract No. 737, located in Temple, Texas.

Part 3: The City Council directs the Director of Planning to make the necessary changes to the City Zoning Map.

Part 4: It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and, if any phrase, clause, sentence, paragraph or section of this ordinance should be declared invalid by the final judgment or decree of any court of competent jurisdiction, such invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such phrase, clause, sentence, paragraph or section.

Part 5: This ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Temple, Texas, and it is accordingly so ordained.

Part 6: It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings.

PASSED AND APPROVED on First Reading and Public Hearing on the **1st** day of **October, 2020**.

PASSED AND APPROVED on Second and Final Reading on the **15th** day of **October, 2020**.

THE CITY OF TEMPLE, TEXAS

TIMOTHY A. DAVIS, Mayor

ATTEST:

APPROVED AS TO FORM:

Jana Lewellen
City Secretary

Kathryn H. Davis
City Attorney