

ORDINANCE NO. 2008-O-12A

AN ORDINANCE AMENDING THE “ZONING MAP OF THE CITY OF ANGLETON” BY CHANGING THE ZONING DISTRICT DESIGNATION OF 2329 E. MULBERRY STREET, HIGHWAY 35, ANGLETON, TEXAS.

WHEREAS: Chapter 28, Section 3 of the Code of Ordinances authorizes the City Council to amend, supplement, or change the boundaries of zoning districts in the City of Angleton; and

WHEREAS: Owner of said acreage has requested that said property be rezoned from R-1 Residential to C-3 Commercial; and

WHEREAS: The Planning and Zoning Commission recommended approval of the requested rezoning after conducting a public hearing on November 4, 2008 resulting from a 6-0 vote with 0 absent; and

WHEREAS: Notice of the City Council public hearing was published in the newspaper on November 19, 2008; and

WHEREAS: The City Council conducted a public hearing on this rezoning request on December 9, 2008.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ANGLETON, TEXAS, DULY ASSEMBLED:

SECTION 1:

That 2329 E. Mulberry, Highway 35, in the City of Angleton, Brazoria County, Texas be rezoned from R-1 Residential to C-3 Commercial.

SECTION 2:

That the zoning map of the City of Angleton is hereby ordered to be amended in accordance with the provisions of this Ordinance.

SECTION 3:

Should any section or part of this Ordinance be held unconstitutional, illegal, or invalid, such unconstitutionality, illegality, or invalidity of such section, or part shall in no wise affect, impair or invalidate the remaining portion thereof, but as to such remaining portion, the same shall remain in full force and effect.

SECTION 4:

This Ordinance shall be effective from and after its passage and approval.

PASSED AND ADOPTED THIS 9TH DAY OF DECEMBER, 2008.

J. Patrick Henry, Mayor

Approved as to Form:

Attest:

City Attorney

Shelly Deisher, City Secretary