

**CITY OF KERRVILLE, TEXAS
ORDINANCE NO. 2023-17**

AN ORDINANCE AMENDING CHAPTER 60 OF THE CODE OF ORDINANCES, CITY OF KERRVILLE, TEXAS; BY CHANGING THE ZONING OF AN APPROXIMATE 15.92 ACRE PROPERTY KNOWN AS 199 SPUR 100; FROM A RESIDENTIAL MIX ZONING DISTRICT (RM) TO A PUBLIC AND INSTITUTIONAL ZONING DISTRICT (PI); AND PROVIDING OTHER MATTERS RELATING TO THE SUBJECT

WHEREAS, pursuant to Texas Local Government Code Sections 211.006 and 211.007, notice has been given to all parties in interest and citizens by publication in the official newspaper for the City of Kerrville, Texas ("City"), and otherwise, of a hearing held before the City Council on June 27, 2023, which considered a report of the City's Planning and Zoning Commission regarding its recommendations on this Ordinance, the adoption of which will result in the change of a zoning district for the property known as 199 Spur 100 and comprising approximately 15.92 acres; such change to result in the removal of the property from a Residential Mix Zoning District (RM) to placement within a Public and Institutional Zoning District (PI); and

WHEREAS, on June 27, 2023, City Council held a public hearing on this zoning change pursuant to the published notice and has considered the application, comments, reports, and recommendations of the Planning and Zoning Commission and staff, public testimony, and other relevant support materials;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KERRVILLE, KERR COUNTY, TEXAS:

SECTION ONE. The Zoning Code for the City of Kerrville, Texas, Chapter 60 of the Code of Ordinances of the City of Kerrville, Texas (the "Zoning Code"), and the *Official Zoning Map* are amended to designate the following described property as zoned within a Public and Institutional Zoning District (PI):

Legal Description: A 15.92 acre tract comprised of approximately 1.02 acres out of the Thomas N. Minter Survey No. 110, Abstract No. 248, and 14.90 acres out of the Samuel Wallace Survey No. 111, Abstract No. 359, Kerr County, Texas; said property depicted at **Exhibit A**, attached hereto and made a part hereof for all purposes, and hereafter referred to as the "Property."

Address: 199 Spur 100, Kerrville, Texas 78028.

SECTION TWO. The City Manager is authorized and directed to amend the City's *Official Zoning Map* to reflect the change in districts adopted herein and to take other actions contemplated by and in accordance with the Zoning Code.

SECTION THREE. The provisions of this Ordinance are cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances or parts of ordinances inconsistent with or in conflict with any of the provisions of this Ordinance are expressly repealed to the extent of any such inconsistency or conflict.

SECTION FOUR. The terms and provisions of this Ordinance shall be deemed to be severable in that if any portion of this Ordinance is declared to be invalid, the same shall not affect the validity of the other provisions of this Ordinance.


SECTION FIVE. Pursuant to Texas Local Government Code §52.013(a) and Section 3.07 of the City's Charter, the City Secretary is hereby authorized and directed to publish the descriptive caption of this Ordinance in the manner and for the length of time prescribed by the law as an alternative method of publication.

SECTION SIX. This Ordinance shall become effective immediately upon the expiration of ten days following publication, as provided for by Section 3.07 of the City Charter.

PASSED AND APPROVED ON FIRST READING, this the 27 day of June, A.D., 2023.


PASSED AND APPROVED ON SECOND AND FINAL READING, this the 11 of July, A.D., 2023.

ATTEST:


Judy Eychner, Mayor


Shelley McEmannon, City Secretary

APPROVED AS TO FORM:


Michael C. Hayes, City Attorney



Location Map

PZ-2023-3

Location:

199 Spur 100 - Zoning Change Request (RM to PI)

Legend

- ▭ Subject Properties
- - - 200 Feet Notification Area



0 100 200 400

Scale In Feet

04/20/2023

