

ORDINANCE NO. 2018-03-03

AN ORDINANCE OF THE CITY OF WESTON, COLLIN COUNTY, TEXAS, AMENDING ORDINANCE NUMBER 2002-09-05, ZONING REGULATIONS, BY ADDING ZONING CLASSIFICATION 'SRR' (SPECIAL RESIDENTIAL REVITALIZATION DISTRICT); CHANGING THE ZONING CLASSIFICATION ON CERTAIN PROPERTIES IN THE CITY OF WESTON AS REFERENCED IN EXHIBIT A; REVISING THE OFFICIAL ZONING MAP IN ACCORDANCE THEREWITH; PROVIDING FOR A PENALTY NOT TO EXCEED TWO THOUSAND DOLLARS (\$2,000) FOR OFFENSES, PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; PROVIDING CUMULATIVE REPEALER, SEVERABILITY, AND SAVINGS CLAUSES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Weston, Texas is a Type A general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, pursuant to Chapter 211 of the Local Government Code, the City has adopted a comprehensive zoning ordinance and map regulating the location and use of buildings, other structures and land for business, industrial, residential or other purposes, for the purpose of promoting the public health, safety, morals and general welfare, all in accordance with a comprehensive plan; and

WHEREAS, the City Council of the City of Weston, Texas, held a public hearing on March 13, 2018, with respect to the zoning change described herein; and

WHEREAS, the City Council wishes to amend the temporary 'AG' zoning classification of an area shown in Exhibit 'A'; and

WHEREAS, the City has complied with all requirements of Chapter 211 of the Local Government Code, and all other laws dealing with notice, publication and procedural requirements for the rezoning of the property.

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

SECTION 1 ADOPTION

The Comprehensive Zoning Ordinance, as amended, is hereby amended by rezoning the property shown in Exhibit "A" to SRR (Special Residential Revitalization).

SECTION 2 ZONING DISTRICTS

The zoning district as herein established has been made in accordance with a comprehensive plan for the purpose of promoting the health, safety, morals, and general welfare of the community.

SECTION 3 ZONING MAP

The official zoning map of the City of Weston is hereby amended and the City Secretary is directed to revise the official Zoning Map to reflect the approved zoning as set forth above.

SECTION 4 PENALTY

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this Ordinance shall be fined not more than Two Thousand Dollars (\$2,000.00). Each day that a violation is permitted to exist shall constitute a separate offense.

**SECTION 5
PUBLICATION IN OFFICIAL NEWSPAPER**

The City Secretary is hereby directed to publish this ordinance or its caption in the Official City Newspaper as required by Section 52.011 of the Texas Local Government Code.

**SECTION 4
CUMULATIVE REPEALER CLAUSE**

This Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances, or parts thereof, in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance. Provided however, that any complaint, action, claim or lawsuit which has been initiated or has arisen under or pursuant to such other Ordinances on the date of adoption of this Ordinance shall continue to be governed by the provisions of such Ordinance and for that purpose the Ordinance shall remain in full force and effect.

**SECTION 5
PROVISIONS SEVERABLE**

It is hereby declared to be the intention of the City Council that the phrases, clauses, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality 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 unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 6
SAVINGS CLAUSE**

All rights and remedies of the City of Weston are expressly saved as to any and all violations of the provisions of any ordinance that has accrued at the time of the effective date of this Ordinance; and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this Ordinance but may be prosecuted until final disposition by the courts.

**SECTION 7
EFFECTIVE DATE**

This Ordinance shall be in full force and effect from and after its passage and publication as provided by law, and it is so ordained.

PASSED AND APPROVED by Council this, the 13th day of March, 2018.



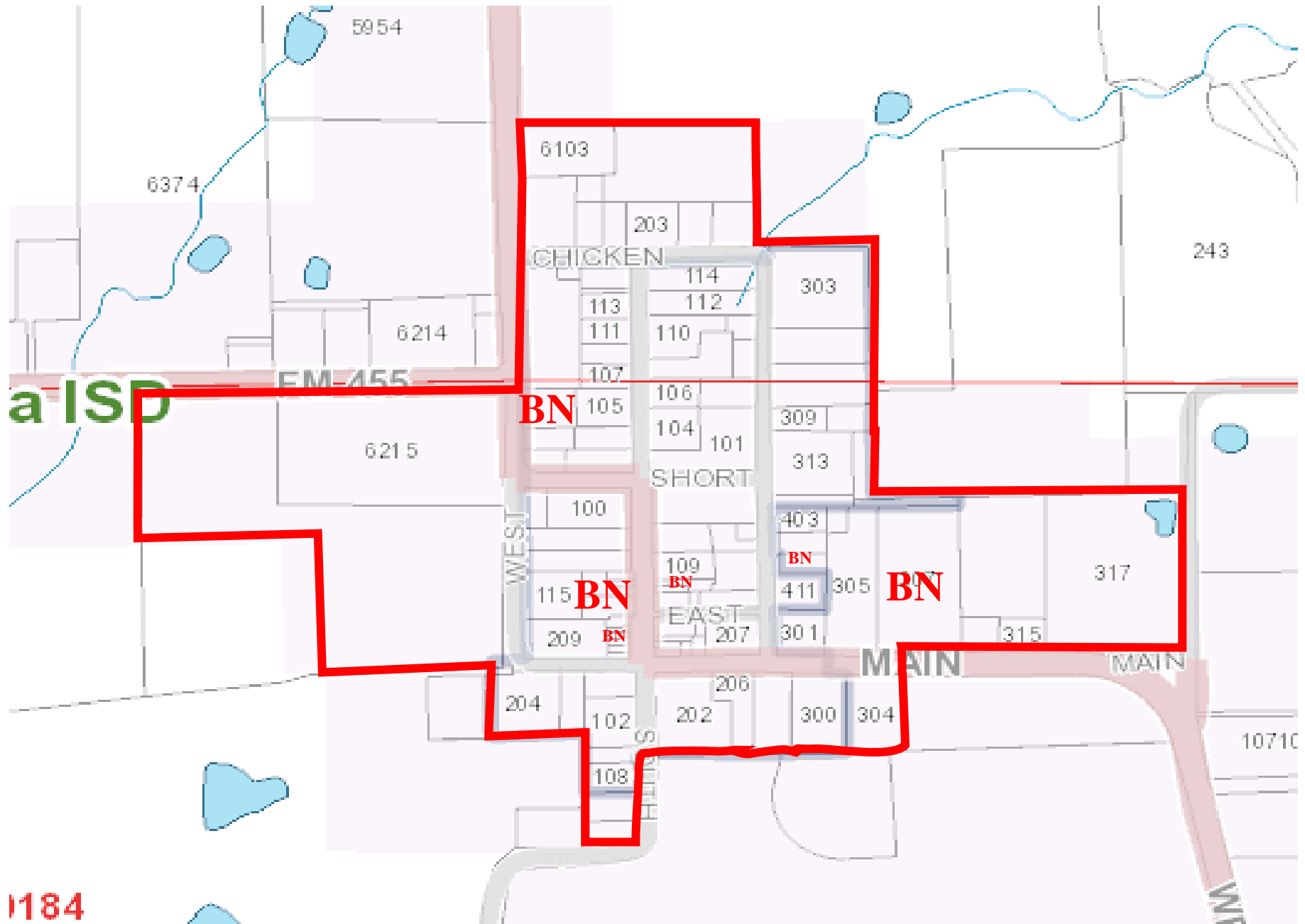
APPROVE

Patti Harrington
Patti Harrington, Mayor

ATTEST

Susan M. Coffey
Susan Coffey, City Secretary

EXHIBIT "A"



1184

1000062 - WESTON ORIGINAL DONATION, LOT 1 - 209 WEST ST
1000188 - WESTON ORIGINAL DONATION, LOT 12 & PT OF ABANDON ALLEY - 115 WEST ST
1000197 - WESTON ORIGINAL DONATION, LOT 13 & PT OF ABANDON ALLEY - 106 MAIN ST
1000204 - WESTON ORIGINAL DONATION, LOT 14 & PT OF ABANDON ALLEY - 104 MAIN ST
1000213 - WESTON ORIGINAL DONATION, LOT 15A & PT OF ABANDON ALLEY - 100 MAIN ST
1000222 - WESTON ORIGINAL DONATION, LOT 15B & PT OF ABANDON ALLEY - 103 MAIN ST
1000231 - WESTON ORIGINAL DONATION, LOT 16A - 101 NORTH ST
1000240 - WESTON ORIGINAL DONATION, LOT 16B - 200 MAIN ST
1000248 - WESTON ORIGINAL DONATION, LOT 25 - 115 NORTH ST
1000259 - WESTON ORIGINAL DONATION, LOT 17 & PT OF ABANDON ALLEY - 103 NORTH ST
1000268 - WESTON ORIGINAL DONATION, LOT 18A - 202 MAIN ST
1000286 - WESTON ORIGINAL DONATION, LOT 19 & PT OF ABANDON ALLEY - 105 NORTH ST
1000295 - WESTON ORIGINAL DONATION, LOT 20A - 109 NORTH ST
1000302 - WESTON ORIGINAL DONATION, LOT 21A - 107 NORTH ST
1000311 - WESTON ORIGINAL DONATION, LOT 22 - 111 NORTH ST
1000339 - WESTON ORIGINAL DONATION, LOT 24 - 113 NORTH ST
1000366 - WESTON ORIGINAL DONATION, LOT 27 &; (SOUTHERN 1/2 OF ABANDONED ROW) - 112 NORTH ST
1000375 - WESTON ORIGINAL DONATION, LOT 28A - 110 NORTH ST
1000384 - WESTON ORIGINAL DONATION, LOT 28B & 29B - 312 CHICKEN ST
1000393 - WESTON ORIGINAL DONATION, LOT 29A - CHICKEN ST
1000400 - WESTON ORIGINAL DONATION, LOT 30A & 30D - CHICKEN ST
1000419 - WESTON ORIGINAL DONATION, LOT 30B - 106 NORTH ST
1000428 - WESTON ORIGINAL DONATION, LOT 30C - NORTH ST
1000446 - WESTON ORIGINAL DONATION, LOT 31A 31B & OL 1 ABANDON ALLEY - 104 NORTH ST
1000482 - WESTON ORIGINAL DONATION, LOT 33 34 & PT OF ABANDON ALLEY - 101 MAIN ST
1000491 - WESTON ORIGINAL DONATION, LOT 35 & PT OF ABANDON ALLEY - 105 MAIN ST
1000507 - WESTON ORIGINAL DONATION, LOT 36A & PT OF ABANDON ALLEY - CHICKEN ST
1000525 - WESTON ORIGINAL DONATION, LOT 36C & PT OF ABANDON ALLEY - 406 CHICKEN ST
1000543 - WESTON ORIGINAL DONATION, LOT 38 39 40 - 115 MAIN ST
1000589 - WESTON ORIGINAL DONATION, LOT 42A 42B - 416 CHICKEN ST
1000598 - WESTON ORIGINAL DONATION, LOT 43 - 207 MAIN ST
1000623 - WESTON ORIGINAL DONATION, LOT 47 - 203 MAIN ST
1000632 - WESTON ORIGINAL DONATION, LOT 48 - MAIN ST
1000641 - WESTON ORIGINAL DONATION, LOT 49
1000650 - WESTON ORIGINAL DONATION, LOT 51 - 201 MAIN ST
1000669 - WESTON ORIGINAL DONATION, LOT 52A & 52B - 204 WEST ST
1000678 - WESTON ORIGINAL DONATION, LOT 53A - 100 SOUTH ST
1000687 - WESTON ORIGINAL DONATION, LOT 53B - 208 WEST ST
1000703 - WESTON ORIGINAL DONATION, LOT 55A - SOUTH ST
1000712 - WESTON ORIGINAL DONATION, LOT 55B - 108 SOUTH ST
1000721 - WESTON ORIGINAL DONATION, LOT 56 & 57A - 202 MAIN ST
1000730 - WESTON ORIGINAL DONATION, LOT 57B & 58 - 206 MAIN ST

1000767 - WESTON ORIGINAL DONATION, LOT 60 - 300 MAIN ST
1000767 - WESTON ORIGINAL DONATION, LOT 60 - 300 MAIN ST
1000785 - WESTON ORIGINAL DONATION, LOT 62 - 411 CHICKEN ST
1000794 - WESTON ORIGINAL DONATION, LOT 63B - CHICKEN ST
1000801 - WESTON ORIGINAL DONATION, LOT 63A & 64 - 313 CHICKEN ST
1000810 - WESTON ORIGINAL DONATION, LOT 65A - 309 CHICKEN ST
1000829 - WESTON ORIGINAL DONATION, LOT 66 & 67B - 307 CHICKEN ST
1000838 - WESTON ORIGINAL DONATION, LOT 67A - 305 CHICKEN ST
1000847 - WESTON ORIGINAL DONATION, LOT 68 - 303 CHICKEN ST
1056699 - WESTON ORIGINAL DONATION, LOT 50 - 123 MAIN ST
1517175 - WESTON ORIGINAL DONATION, LOT 65B - 309 CHICKEN ST
1521678 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 38, .309 ACRES - 205 CHICKEN ST
1622435 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 39, .43 ACRES - 207 CHICKEN ST
1697024 - WESTON ORIGINAL DONATION, LOT 23B - 4650 CHICKEN ST
1987924 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 37, .984 ACRES - 304 MAIN ST
1987924 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 37, .984 ACRES - 304 MAIN ST
2028131 - WESTON ORIGINAL DONATION, LOT OUTLOT 1 - NORTH ST
2049343 - WESTON ORIGINAL DONATION, LOT 33-1 & 34 IMP ONLY - 101 MAIN ST
2073134 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 47, .229 ACRES - 405 CHICKEN ST
2074700 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 69, .14 ACRES
2075368 - WESTON ORIGINAL DONATION, LOT 36F - 109 MAIN ST
2076159 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 48, 1.434 ACRES - 305 MAIN ST
2078161 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 73, 1.0 ACRES - 6103 FM 455
2117933 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 19, .7517 ACRES - 112 SOUTH ST
2117934 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 52, .2583 ACRES
2120694 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 22, 4.973 ACRES - 6215 FM 455
2151164 - WESTON ORIGINAL DONATION, LOT 31C, 32A, 32B - 101 SHORT ST
2520917 - WESTON ORIGINAL DONATION, LOT 26; (NORTHERN 1/2 OF ABANDONED ROW) - 114 NORTH ST
2528882 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 15, 4.397 ACRES - 317 MAIN ST
2684026 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 63, 15.466 ACRES
992607 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 12, .33 ACRES - 403 CHICKEN ST
992625 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 14, .319 ACRES - 315 MAIN ST
992643 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 16, 2.028 ACRES
992661 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 18, .2531 ACRES - 313 MAIN ST
992741 - ABS A0184 WILLIAM CULWELL SURVEY, TRACT 25, .728 ACRES
998424 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 11, .25 ACRES - 105 CHICKEN ST
998442 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 13, .22 ACRES - 103 CHICKEN ST
998451 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 14, 2.46 ACRES
998665 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 35, 1.0 ACRES - 101 CHICKEN ST
998665 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 35, 1.0 ACRES - 101 CHICKEN ST
998674 - ABS A0965 WILLIAM WARDEN SURVEY, TRACT 36, .409 ACRES - 203 CHICKEN ST