

ORDINANCE _____

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN'S FUTURE LAND USE MAP FROM 'GENERAL RESIDENTIAL' TO 'GENERAL COMMERCIAL' FOR 5.364 ACRES OF LAND LOCATED APPROXIMATELY 1,100 FEET SOUTH OF E. ELMS ROAD, ALONG THE WEST RIGHT-OF-WAY OF OLD FLORENCE ROAD, KILLEEN, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

WHEREAS, it is the intent of the City Council to achieve orderly growth and fiscally prudent land development; and,

WHEREAS, the City Council finds that zoning regulations must be adopted in accordance with a comprehensive plan; and,

WHEREAS, the City Council has received a zoning petition from Carol Daude, Trustee of the Margaret Dorothy Stefek Marital Trust, which would require a revision to the Future Land Use Map (FLUM) of the Comprehensive Plan to change 5.364 acres from 'General Residential' to 'General Commercial', for property located approximately 1,100 feet south of E. Elms Road, along the west right-of-way of Old Florence Road, Killeen, Texas; and,

WHEREAS, the City Council finds that Chapter 213.003 of the Local Government Code enables municipalities to adopt and amend Comprehensive Plans in the interest of coordinating long-range development of the municipality.

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

SECTION I: That the land use designation of the following described tract be amended from 'General Residential' to 'General Commercial' for approximately 5.364 acres, located approximately 1,100 feet south of E. Elms Road, along the west right-of-way of Old Florence Road, Killeen, Texas; and

SECTION II. That should any section or part of this ordinance be declared unconstitutional or invalid for any reason, it shall not invalidate or impair the validity, force, or effect of any other section or parts of this ordinance.

SECTION III. That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.

SECTION IV. That this ordinance shall take effect immediately upon passage of the ordinance.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Killeen, Texas, this 11th day of March 2014, at which meeting a quorum was present, held in accordance with the provisions of V.T.C.A., Government Code, §551.001 et seq.

APPROVED:

Daniel A. Corbin, MAYOR

ATTEST:

Dianna Barker, CITY SECRETARY

APPROVED AS TO FORM

Kathryn H. Davis, CITY ATTORNEY

Case #FLUM_Z-14-08

Ord #14-