

ORDINANCE \_\_\_\_\_

**AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN'S FUTURE LAND USE MAP FROM 'ESTATE' TO 'GENERAL RESIDENTIAL' FOR 2.673 ACRES OUT OF THE ROBERT CUNNINGHAM SURVEY, ABSTRACT NO. 199, FOR PROPERTY GENERALLY LOCATED ON THE WEST RIGHT-OF-WAY OF CUNNINGHAM ROAD, NORTH OF HOPE LANE AND WEST OF FAWN DRIVE, KILLEEN, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.**

**WHEREAS**, the City of Killeen 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.

**WHEREAS**, the Planning and Zoning Commission has received a request from the Planning Staff for a revision to the Future Land Use Map (FLUM) of the Comprehensive Plan, to change 2.673 acres out of the Robert Cunningham Survey, Abstract No. 199, for property being generally located on the west right-of-way of Cunningham Road, north of Hope Lane and west of Fawn Drive, Killeen, Texas from 'Estate' to 'General Residential'; said revision having been duly presented and recommended for approval of 'General Residential' by the Planning and Zoning Commission of the City of Killeen on the 18th day of September 2017, and due notice of the filing of said revision and the date of hearing thereon was given as required by law, and hearing on said request was set for 5:00 P.M., on the 17th day of October 2017, at the City Hall, City of Killeen;

**WHEREAS**, the City Council at said hearing duly considered said request, the action of the Planning and Zoning Commission and the evidence in support thereof, and the City Council being of the opinion that the amendment should be approved;

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

**SECTION I:** That the land use designation of 2.673 acres out of the Robert Cunningham Survey, Abstract No. 199, for property being generally located on the west right-of-way of Cunningham Road, north of Hope Lane and west of Fawn Drive, Killeen, Texas, be amended from 'Estate' to 'General Residential' as illustrated in Figure 1.

**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 17th day of October 2017, 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:**

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**Jose L. Segarra**  
**MAYOR**

**ATTEST:**

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**Dianna Barker**  
**CITY SECRETARY**

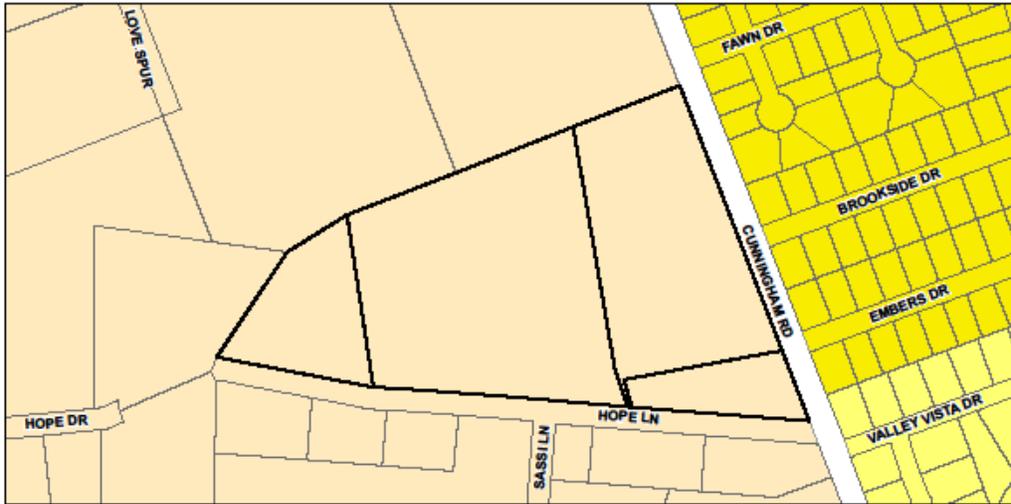
**APPROVED AS TO FORM**

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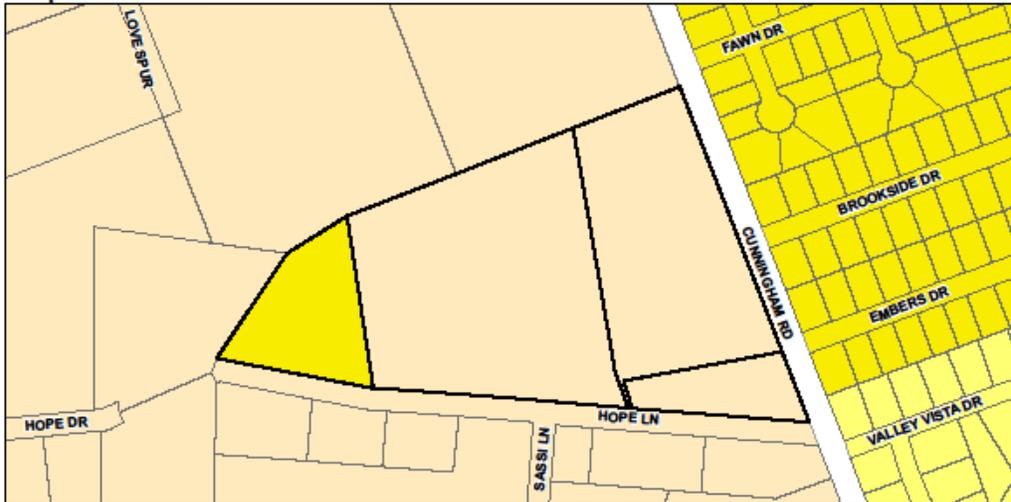
**Kathryn H. Davis**  
**CITY ATTORNEY**  
Case #: FLUM #Z17-22  
Ord#: 17-\_\_\_

**Figure 1.**

### Current FLUM



### Proposed FLUM



### Legend

|                                |                                |                                     |                        |
|--------------------------------|--------------------------------|-------------------------------------|------------------------|
| Urban Center (U)               | Industrial (I)                 | Residential-Commercial Mix (RC-MIX) | Estate (E)             |
| Urban (U)                      | Neighborhood Conservation (GC) | General Commercial (GC)             | Parks-Recreation (P-R) |
| University Village (UV)        | Residential Mix (R-MIX)        | Suburban Residential (SR)           | Rural (R)              |
| Planned Development (PD)       | Four-Plex Residential (RQ)     | Suburban Commercial (SC)            |                        |
| Multi-Family Residential (MFR) | General Residential (GR)       | Business Park (BP)                  |                        |