

ORDINANCE _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF KILLEEN BY CHANGING THE ZONING OF APPROXIMATELY LOT 1, BLOCK 1, AND (SOUTHWEST TRIANGLE), FAIRWAY PARK 2ND UNIT, FROM “R-2” (TWO-FAMILY RESIDENTIAL DISTRICT) TO “R-2” (TWO-FAMILY RESIDENTIAL DISTRICT) WITH A CONDITIONAL USE PERMIT FOR AN ABOVE GROUND PIPELINE STATION FACILITY, PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Mike Russell, on behalf of ATMOS Energy Corporation, has presented to the City of Killeen, a request for amendment of the zoning ordinance of the City of Killeen by changing the classification of Lot 1, Block 1, and (Southwest Triangle), Fairway Park 2nd Unit, from “R-2” (Two-Family Residential District) to “R-2” (Two-Family Residential District) with a Conditional Use Permit (CUP) for an above ground pipeline station facility, said request having been duly recommended for approval of the “R-2” (Two-Family Residential District) with a Conditional Use Permit (CUP) for an above ground pipeline station facility by the Planning and Zoning Commission of the City of Killeen on the 7th day of November 2022, and due notice of the filing of said request 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 13th day of December 2022, 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 majority opinion that the applicant’s zoning request should be approved as recommended by the Planning and Zoning Commission;

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

SECTION I. That the zoning classification of Lot 1, Block 1, and (Southwest Triangle), Fairway Park 2nd Unit, from “R-2” (Two-Family Residential District) to “R-2”

(Two-Family Residential District) with a Conditional Use Permit (CUP) for an above ground pipeline station facility, said request having been duly recommended for approval of the “R-2” (Two-Family Residential District) with a Conditional Use Permit (CUP) for an above ground pipeline station facility as requested by the applicant, for the property locally addressed as 1701 Fairview Drive, Killeen Texas.

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 13th day of December 2022, 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:

Debbie Nash-King, MAYOR

ATTEST:

Laura J. Calcote, CITY SECRETARY

APPROVED AS TO FORM

Holli C. Clements, CITY ATTORNEY
Case #22-51
Ord. #22-____