

ORDINANCE _____

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF KILLEEN BY CHANGING THE ZONING OF CERTAIN PROPERTY OUT OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, FROM PLANNED UNIT DEVELOPMENT (PUD) WITH UNDERLYING “R-3A” (MULTIFAMILY APARTMENT RESIDENTIAL DISTRICT) TO PLANNED UNIT DEVELOPMENT (PUD) WITH UNDERLYING “R-3A” (MULTIFAMILY APARTMENT RESIDENTIAL DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, Killeen MFD, L.L.C. 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, Texas Sunflower Addition Amended, from Planned Unit Development (PUD) with underlying “R-3A” (Multifamily Apartment Residential District) zoning to Planned Unit Development (PUD) with underlying “R-3A” (Multifamily Apartment Residential District) in order to revise the PUD concept plan and increase the number of residential units, said request having been duly presented and recommended for approval by the Planning and Zoning Commission of the City of Killeen on the 17th day of September 2018 with the following conditions:

- (i) Phase Two of the multifamily development shall not exceed a total of 72 apartment units and 6 two-story duplex units;
- (ii) the PUD shall adhere to the attached site plan, to include the secondary pool and cabana area, and additional landscaping as illustrated by the applicant;
- (iii) the architectural façade standard for the apartment development shall be consistent with the architectural elevations (renderings submitted by the applicant); and

- (iv) the architectural façade standard for the two-story duplex clusters shall be consistent with the architectural elevations (renderings submitted by the applicant);

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 16th day of October 2018, 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 request should be approved subject to those conditions and standards as stipulated 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, Texas Sunflower Addition Amended, from Planned Unit Development (PUD) with underlying “R-3A” (Multifamily Apartment Residential District) zoning to Planned Unit Development (PUD) with underlying “R-3A” (Multifamily Apartment Residential District) subject to the conditions listed above, for property being locally known as 5002 Thayer 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 16th day of October 2018, 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:

Jose L. Segarra, MAYOR

ATTEST:

Lucy Aldrich, CITY SECRETARY

APPROVED AS TO FORM

Kathryn H. Davis, City Attorney

Case #18-20
Ord #18-___