

**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 “A” (AGRICULTURAL DISTRICT) AND “B-3” (LOCAL BUSINESS DISTRICT) TO “R-1” (SINGLE-FAMILY RESIDENTIAL DISTRICT), “R-2” (TWO-FAMILY RESIDENTIAL DISTRICT) AND “B-5” ( BUSINESS DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, Killeen Engineering & Surveying on behalf of RSBP Developers, Inc. have presented to the City of Killeen a request for amendment of the zoning ordinance of the City of Killeen by changing the classification of 161.022 acres, out of the James Cook Survey, Abstract No. 161, Killeen, Texas, from “A” (Agricultural District) and “B-3” (Local Business District) to “R-1” (Single-Family District) for approximately 147.769 acres, “R-2” (Two-Family Residential District) for approximately 9.815 acres and “B-5” (Business District) for approximately 3.439 acres, said request having been duly presented and recommended for approval by the Planning and Zoning Commission of the City of Killeen on the 19th day of October 2015, 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 10th day of November 2015, 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;

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

**SECTION I.** That the zoning classification of the following described tract be changed from “A” (Agricultural District) and “B-3” (Local Business District) to “R-1” (Single-

Family District) for approximately 147.769 acres, “R-2” (Two-Family Residential District) for approximately 9.815 acres and “B-5” (Business District) for approximately 3.439 acres, being part of the James Cook Survey, Abstract No. 161, 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 10th day of November 2015, 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:**

\_\_\_\_\_  
**Scott Cospers, MAYOR**

**ATTEST:**

**APPROVED AS TO FORM**

\_\_\_\_\_  
**Dianna Barker, CITY SECRETARY**

\_\_\_\_\_  
**Kathryn H. Davis, City Attorney**

Case #15-25  
Ord #15-\_\_\_