

ORDINANCE _____

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN'S FUTURE LAND USE MAP FROM 'SUBURBAN RESIDENTIAL' AND 'GENERAL COMMERCIAL' TO 'MULTI-FAMILY RESIDENTIAL' FOR APPROXIMATELY 8.5 ACRES OF LAND LOCATED BETWEEN O.W. CURRY DRIVE AND CUNNINGHAM ROAD, SOUTH OF E. CENTRAL TEXAS EXPRESSWAY, 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 Franklin Harris, L.L.C. for a revision to the Future Land Use Map (FLUM) of the Comprehensive Plan, to change approximately 8.5 acres of land located between O.W. Curry Drive and Cunningham Road, south of E. Central Texas Expressway, from 'Suburban Residential' and 'General Commercial' to 'Multi-Family Residential'; said revision having been duly presented and recommended for approval of 'Multi-Family Residential' by the Planning and Zoning Commission of the City of Killeen on the 6th day of March 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 28th day of March 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 approximately 8.5 acres of land located between O.W. Curry Drive and Cunningham Road, south of E. Central Texas Expressway, be amended from ‘Suburban Residential’ and ‘General Commercial’ to ‘Multi-Family Residential’.

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 That all ordinances and resolutions, or parts thereof, in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict.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 28th day of March 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:

Jose L. Segarra
MAYOR

ATTEST:

Diana Barker
CITY SECRETARY

APPROVED AS TO FORM

Kathryn H. Davis
CITY ATTORNEY
Case #: FLUM #Z17-05
Ord#:17-___