

## **ORDINANCE \_\_\_\_\_**

**AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN'S FUTURE LAND USE MAP FROM 'SUBURBAN COMMERCIAL', 'ESTATE', 'SUBURBAN RESIDENTIAL', AND 'PARKS AND RECREATION' TO 'GENERAL RESIDENTIAL' FOR APPROXIMATELY 87 ACRES, BEING PART OF THE M.T. MARTIN SURVEY, ABSTRACT NO. 963 FOR PROPERTY GENERALLY LOCALLY KNOWN AS 410 TOWER HILL LANE AND 9600 SOUTH FORT HOOD STREET, 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 Brandy Kelley on behalf of JoAnn Kelley for a revision to the Future Land Use Map (FLUM) of the Comprehensive Plan, to change approximately 87 acres being part of the M.T. Martin Survey Abstract No. 963 from 'Suburban Commercial', 'Estate', 'Suburban Residential', and 'Parks and Recreation' to 'General Residential'. The subject property is locally known as 9600 S. Fort Hood Street and 410 Tower Hill Lane, Killeen, Texas; said revision having been duly presented and recommended for approval of changing approximately 71 acres to 'General Residential' and approximately 16 acres to remain as 'Parks and Recreation', by the Planning and Zoning Commission of the City of Killeen on the 6th day of August 2018, 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 August 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 majority opinion that the amendment 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, TEXAS:**

**SECTION I:** That the future land use designation of approximately 71 acres out of the M.T. Martin Survey Abstract No. 963, be amended from ‘Suburban Commercial’, ‘Estate’, ‘Suburban Residential’, and ‘Parks and Recreation’ to ‘General Residential’, and that approximately 16 acres out of the M.T. Martin Survey Abstract No. 963, remain designated for ‘Parks and Recreation’(See Exhibit 1), for the property locally known as 9600 S. Fort Hood Street and 410 Tower Hill Lane, 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 28th day of August 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:**

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

**ATTEST:**

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**Lucy C. Aldrich**  
**CITY SECRETARY**

**APPROVED AS TO FORM**

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**Kathryn H. Davis**  
**CITY ATTORNEY**  
Case #: FLUM #Z18-15  
Ord#:18-\_\_\_\_

**Recommended FLUM Amendment:**  
**Case #FLUM18-15**



**Exhibit 1**