

ORDINANCE NO. 1534-05-2023

AN ORDINANCE AMENDING ORDINANCE: 1219-12-2008; THE ZONING ORDINANCE OF THE CITY OF GAINESVILLE, TEXAS AUTHORIZING THE REZONE FROM INDUSTRIAL (I) ZONING DISTRICT TO A MULTI-FAMILY LOW DENSITY (MF1) ZONING DISTRICT OF PLUS OR MINUS 0.862 ACRES; LEGALLY DESCRIBED AS SPARKS ADDITION; BLOCK 26; LOT(S) 9, 10, AND 11; AND PRAIRIE ADDITION, LOT(S) 7, 9, AND 11, BLOCK 1, COOKE COUNTY APPRAISAL DISTRICT PROPERTY ID NUMBER(S) 8682, 8674, 8673, 19306, COMMONLY KNOWN AS 1026 N DIXON, 1030 N DIXON AND 1027 MORAN; WITHIN THE CITY OF GAINESVILLE, COOKE COUNTY, TEXAS; PROVIDING FOR AN AMENDMENT OF THE OFFICIAL ZONING MAP OF THE CITY OF GAINESVILLE; PROVIDING FOR AN EFFECTIVE DATE; CONTAINING A SEVERABILITY CLAUSE AND MAKING AN OPEN MEETING FINDING.

WHEREAS, the plus or minus 0.862 acre parcel in question, legally described as the Sparks Addition; Block 26; Lot(s) 9, 10, and 11; and Prairie Addition, Lot(s) 7, 9, and 11, Block 1; Cooke County Appraisal District Property ID Number(s) 8682, 8674, 8673, 19306; is currently zoned Industrial (I) zoning district to a Multi-Family Low Density (MF1) zoning district; Commonly known as 1026 N Dixon, 1030 N Dixon and 1027 Moran.

WHEREAS, the Planning and Zoning Commission of the City of Gainesville, Texas, held a public hearing on April 11, 2023, following notices required by law for a zoning district change, at which time all affected persons were given an opportunity to be heard; and

WHEREAS, public notice, as required by law, was given of the public hearing before the City Council of the City of Gainesville on this date for the zoning district change, at which time all persons present were given an opportunity to be heard; and

WHEREAS, the Planning and Zoning Commission of the City of Gainesville filed its report of the findings and unanimously recommends City Council grants the zoning district change; and

WHEREAS, the City Council of the City of Gainesville held a public hearing on May 16, 2023, following notices required by law for a zoning district change, at which time all affected persons were given an opportunity to be heard; and

WHEREAS, the City Council of the City of Gainesville has duly considered the Planning and Zoning Commission report, findings and recommendations;

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

That the City Council of the City of Gainesville has approved the zoning district change for the 0.862 acres as follows:

SECTION ONE: REZONING 0.862 ACRES, PROPERTY ID NUMBER(s) 8682, 8674, 8673, 19306

The plus or minus 0.862 acres located at Sparks Addition; Lot(s) 9, 10, and 11, Block 26; and Prairie Addition, Lot(s) 7, 9, and 11, Block 1; Property ID Number(s) 8682, 8674, 8673, 19306; Commonly known as 1026 N Dixon, 1030 N Dixon and 1027 Moran, has been rezoned from an Industrial (I) zoning district to a Multi-Family Low Density (MF1) zoning district.

SECTION TWO: AMENDMENT OF THE ZONING MAP

The official zoning map of the City of Gainesville, Cooke County, Texas, shall hereby be amended to reflect the rezoning to a Multi-Family Low Density (MF1) zoning district in Section One of this Ordinance. The property and structures shall be subject to all applicable Building Code, Fire Codes, and any other applicable City Codes relating to property and the structures as herein described.

SECTION THREE: EFFECTIVE DATE

This ordinance shall be effective upon passage and publication.

SECTION FOUR: SEVERABILITY

If any provision, section, sentence, clause, or phrase of this Ordinance, or the application of same to any person or set of circumstance, if for any reason held to be unconstitutional, void, or invalid (or for any reason unenforceable), the validity of the remaining portion of this Ordinance or its application to other person or sets of circumstances shall not be affected thereby, it being the intention of the City Council and of the Mayor of the City of Gainesville in adopting and approving this Ordinance, that no portion hereof or provision or regulation contained herein shall become inoperative or fail by any reason of any unconstitutionality or invalidity of any other portion, provision, or regulation.

SECTION FIVE: OPEN MEETING FINDING

That it is hereby officially found and determined that the meeting at which this Ordinance is passed is open to the public as required by law and that public notice of the time, place and purpose of said meeting was given as required.

INTRODUCTION, FIRST READING, CHARTER SUSPENSION:

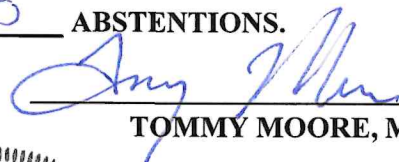
INTRODUCED AND READ FOR THE FIRST TIME BEFORE THE CITY COUNCIL OF THE CITY OF GAINESVILLE ON THE 16th DAY OF MAY 2023, AT WHICH THE CHARTER PROVISION OF THE CITY OF GAINESVILLE REQUIRING THE READING OF THE ORDINANCE ON THREE SEPARATE OCCASIONS WAS SUSPENDED BY A VOTE OF:

7 AYES 0 NAYS 0 ABSENCES 0 ABSTENTIONS.

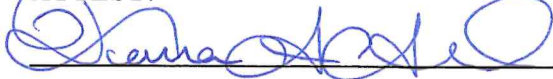
ADOPTION

READ FOR THE THIRD TIME AND ADOPTED BEFORE THE CITY COUNCIL OF THE CITY OF GAINESVILLE ON THE 16th DAY OF MAY 2023.

7 AYES 0 NAYS 0 ABSENCES 0 ABSTENTIONS.


TOMMY MOORE, MAYOR

ATTEST:



DIANA ALCALA, CITY SECRETARY

