

**ORDINANCE NO. 2015-16**

**AN ORDINANCE AMENDING THE CITY OF BOERNE ZONING ORDINANCE NO. 2007-64, CAPTIONED, "ZONING ORDINANCE OF THE CITY OF BOERNE, TEXAS", DATED DECEMBER 18, 2007, BY AMENDING ARTICLE 3, SECTION 13, PERMANENT ZONING OF 7.596 ACRES LOCATED AT 30775 IH-10 WEST AND 30875 IH-10 WEST FROM R-A, RURAL RESIDENTIAL-AGRICULTURAL DISTRICT TO B-2, HIGHWAY COMMERCIAL DISTRICT FOR KAD NOS. 12202, 12288 AND THE HIGHWAY FRONTAGE WITH A DEPTH OF 285' FOR THE TRACT IDENTIFIED AS KAD NO. 63761 WITH THE REMAINING PORTION OF THAT TRACT ZONED AS I, INDUSTRIAL DISTRICT; REPEALING ALL ORDINANCES IN CONFLICT; CONTAINING A SEVERANCE CLAUSE; AND DECLARING AN EFFECTIVE DATE**

**WHEREAS**, the City Council of the City of Boerne has complied with all requirements of notice of public hearing as required by the Zoning Ordinance of the City of Boerne; and

**WHEREAS**, the City Council is required to permanently zone properties that have been annexed into the City; and

**WHEREAS**, it is the intent of the City Council to provide harmony between existing zoning districts and proposed land uses; and

**WHEREAS**, the City Council desires to amend the Zoning Map by rezoning 7.596 acres located at 30775 IH-10 West and 30875 IH-10 West from R-A, Rural Residential-Agricultural District to B-2, Highway Commercial District for KAD Nos. 12202, 12288 and the highway frontage with a depth of 285' for the tract identified as KAD No. 63761 with the remaining portion of that tract zoned as I, Industrial District.

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

Section 1.

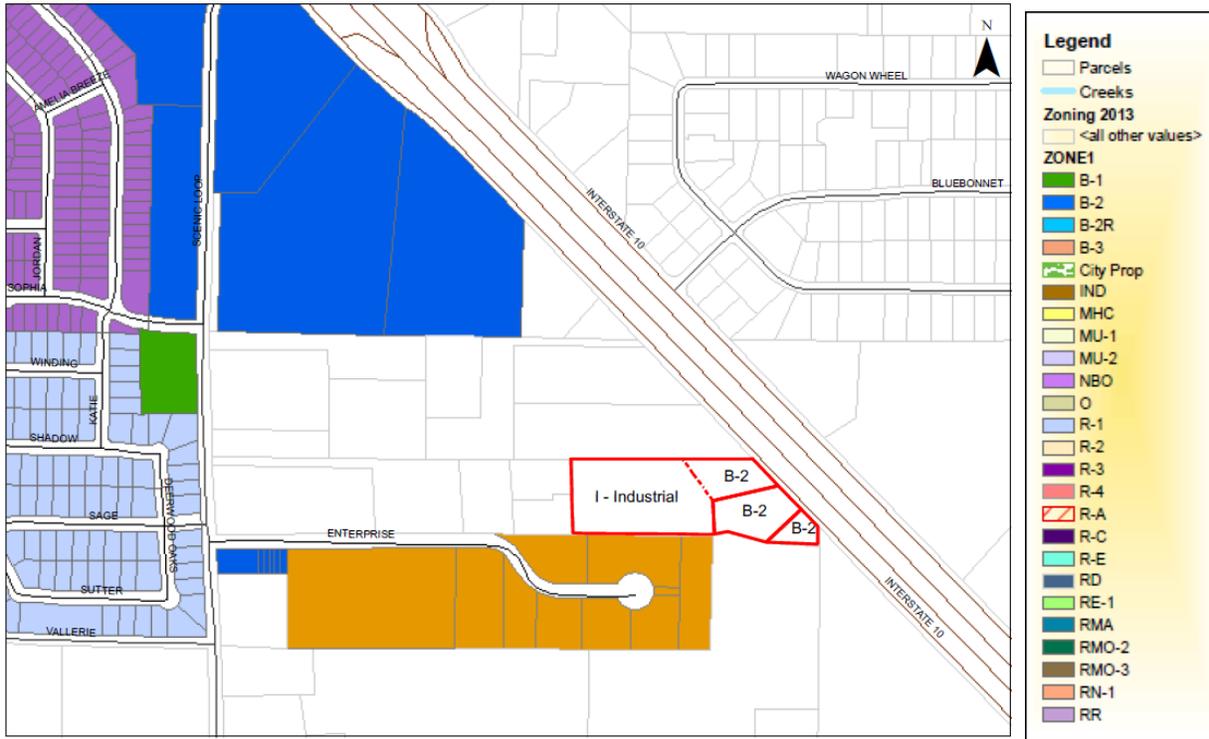
That Article 3, Section 13, of the Zoning Ordinance of the City of Boerne, Texas, and particularly the Zoning Map of the City of Boerne, is amended by rezoning the following described tracts of land:

7.596 acres located at 30775 IH-10 West and 30875 IH-10 West from R-A, Rural Residential-Agricultural District to B-2, Highway Commercial District for KAD Nos. 12202, 12288 and the highway frontage with a depth of 285' for the tract identified as KAD No. 63761 with the remaining portion of that tract zoned as I, Industrial District.

Section 2.

That the Zoning Maps of the City of Boerne be amended to indicate the previously described change.

7.596 Acres in Total  
Permanent Zoning for 30775 and 30875 IH-10 West (Buie)



Section 3.

That all provisions of the Code of Ordinances of the City of Boerne not herein amended or repealed shall remain in full force and effect.

Section 4.

That all other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 5.

That if any provisions of this ordinance shall be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.

Section 6.

This ordinance will take effect upon the second and final reading of same.

PASSED AND APPROVED on this the first reading the 14<sup>th</sup> day of July, 2015.

PASSED, APPROVED AND ADOPTED on this the second reading the 28<sup>th</sup> day of July, 2015.

APPROVED:

s/s Michael D. Schultz  
Mayor

ATTEST:

s/s Lori A. Carroll  
City Secretary

APPROVED AS TO FORM:

s/s Kirsten B. Cohoon  
City Attorney