

ORDINANCE NO 2018-638

AN ORDINANCE OF THE CITY OF CEDAR HILL, TEXAS, AMENDING THE ZONING ORDINANCE, ORDINANCE NO. 2001-64, AS AMENDED; BY AMENDING THE ZONING MAP DISTRICT CLASSIFICATION OF CERTAIN PROPERTY LOCATED ON THE EAST SIDE OF EVERGREEN TRAIL, WEST OF SOUTH CLARK ROAD, LEGALLY DESCRIBED AS A PORTION OF BLOCK 5 OF THE BROOK VIEW ADDITION, FROM THE “SF-E” (SINGLE-FAMILY RESIDENTIAL ESTATE – MINIMUM 1-ACRE LOTS) DISTRICT TO THE “RR” (RURAL RESIDENTIAL – MINIMUM 2-ACRE LOTS) DISTRICT; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING A SEVERANCE CLAUSE; PROVIDING AN EFFECTIVE DATE; AND PROVIDING FOR PUBLICATION.

WHEREAS, a request for a change in zoning classification from the “SF-E” (Single-Family Residential Estate – minimum 1-acre lots) District to the “RR” (Rural Residential – minimum 2-acre lots) District, was duly filed with the City of Cedar Hill, Texas, and was assigned case no. ZC-30-2017; and

WHEREAS, the zoning classification of the subject property and the surrounding area are shown on “**Exhibit A**”; and

WHEREAS, the “RR” (Rural Residential – minimum 2-acre lots) District is in conformance with the City's adopted Comprehensive Plan, as amended; and

WHEREAS, the City of Cedar Hill caused notice of the required public hearings regarding the zoning change to this Ordinance to be published in the Focus Daily News on January 21, 2018, and mailed notice to property owners within 200 feet of the subject property; and

WHEREAS, the City's Planning and Zoning Commission held a public hearing and accepted comments regarding the zoning change of this Ordinance on February 6, 2018; and

WHEREAS, following its public hearing, the Planning and Zoning Commission forwarded its report and recommendation regarding this Ordinance to the City Council; and

WHEREAS, the City Council, after conducting a public hearing on February 27, 2018, found the proposed amendment to be in the best interests of the City of Cedar Hill.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR HILL, TEXAS, THAT:

SECTION 1 – PROPERTY DESCRIPTION. This ordinance applies solely to approximately 24.840 acres of land legally described as a portion of Block 5 of the Brook View Addition, located on the east side of Evergreen Trail, west of South Clark Road as more particularly described in “**Exhibit B**”, which is attached hereto and incorporated by reference herein as if fully set forth.

SECTION 2 – CHANGE IN ZONING DISTRICT CLASSIFICATION. The zoning district classification for the property described in Section 1 is hereby changed from the “SF-E” (Single-Family Residential Estate – minimum 1-acre lots) District to the “RR” (Rural Residential – minimum 2-acre lots) District. The official zoning map for the city shall be changed to reflect this change in zoning district classification.

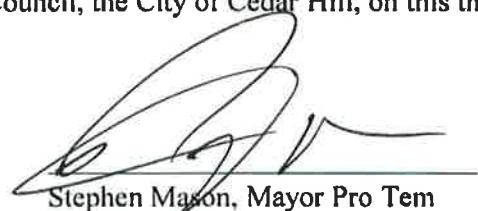
SECTION 3 – SAVINGS CLAUSE. In the event that any other Ordinance of the City of Cedar Hill, Texas, heretofore enacted is found to conflict with the provisions of the Ordinance, this Ordinance shall prevail.

SECTION 4 – SEVERANCE CLAUSE. Should any word, sentence, paragraph, subdivision, clause, phrase, or section of this Ordinance, or of the Code of Ordinances, as amended hereby, be adjudged or held to be void or unconstitutional, the same shall not affect the validity of the remaining portions of said Ordinance or the Code of Ordinances, as amended hereby, which shall remain in full force and effect.

SECTION 5 – EFFECTIVE DATE. Because of the nature of the interests sought to be protected and of the safeguards sought to be provided by this Ordinance, and in the interest of the health, safety, and welfare of the citizens of Cedar Hill, Texas, this Ordinance shall take effect immediately after its passage, approval, and publication as required by law. The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

SECTION 6 – PUBLICATION. The City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

PASSED, APPROVED and ADOPTED by the City Council, the City of Cedar Hill, on this the 13th day of March, 2018.



Stephen Maxon, Mayor Pro Tem
City of Cedar Hill, Texas

ATTEST:



Belinda Berg
City Secretary

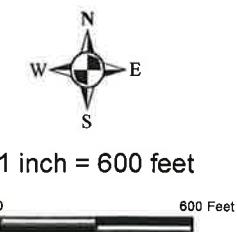
APPROVED AS TO FORM:



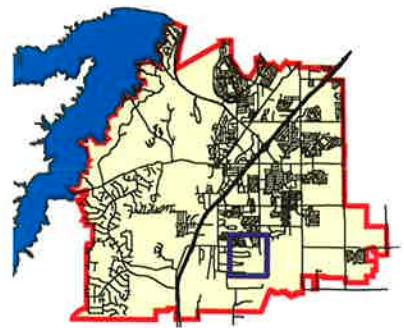
Ron G. MacFarlane, Jr.
City Attorney

City of Cedar Hill

EXHIBIT A



Case 30-17 Zoning Change SF-E to RR 305 Evergreen



Map Printed - January 2018
Cedar Hill Planning Department

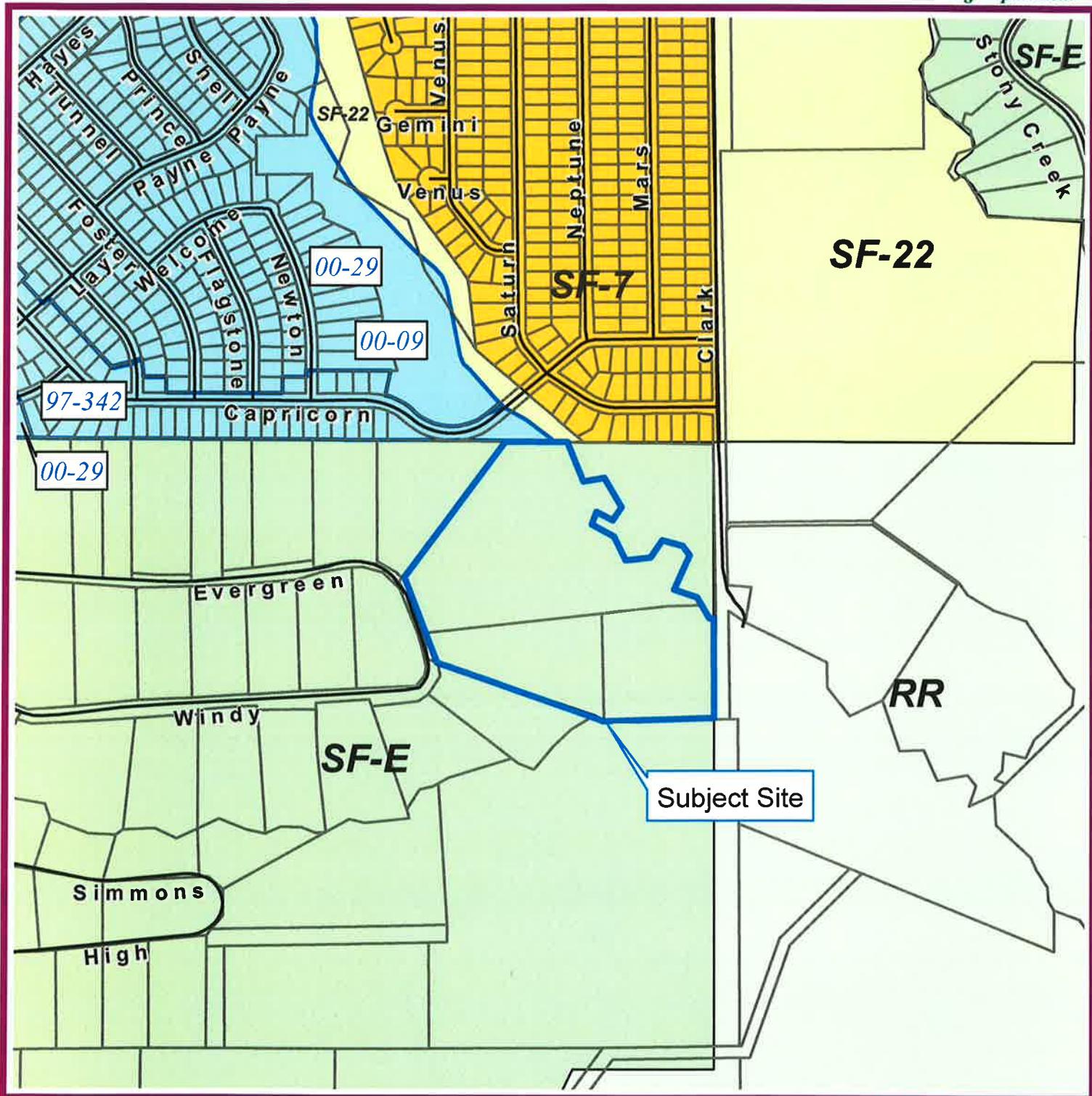


EXHIBIT B

