

ORDINANCE NO. 2013-07-XXX

AN ORDINANCE AMENDING ORDINANCE NO. 1270, OF THE CITY OF MCKINNEY, TEXAS; SO THAT AN APPROXIMATELY 10.00 ACRE PROPERTY, LOCATED APPROXIMATELY 4,200 FEET EAST OF FM 1827 (NEW HOPE ROAD) AND ON THE SOUTH SIDE OF U.S. HIGHWAY 380 (UNIVERSITY DRIVE), IS REZONED FROM "AG" – AGRICULTURAL DISTRICT TO "ML" – LIGHT MANUFACTURING DISTRICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INJUNCTIVE RELIEF, PROVIDING FOR NO VESTED INTEREST; PROVIDING FOR THE PUBLICATION OF THE CAPTION OF THIS ORDINANCE; PROVIDING FOR A PENALTY FOR THE VIOLATION OF THIS ORDINANCE; AND PROVIDING FOR AN EFFECTIVE DATE HEREOF

WHEREAS, the City of McKinney has considered the rezoning of an approximately 10.00 acre property, located approximately 4,200 feet east of FM 1827 (New Hope Road) and on the south side of U.S. Highway 380 (University Drive), from "AG" Agricultural District to "ML" – Light Manufacturing District; and,

WHEREAS, after due notice of the requested rezoning as required by law, and the required public hearings held before the Planning and Zoning Commission and the City Council of the City of McKinney, Texas, the City Council is of the opinion that the change in zoning district should be made.

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

Section 1. Ordinance No. 1270 is hereby amended in order to rezone an approximately 10.00 acre property located approximately 4,200 feet east of FM 1827 (New Hope Road) and on the south side of U.S. Highway 380 (University Drive), which is more fully depicted on Exhibit "A", attached hereto, from "AG" – Agricultural District to "ML" – Light Manufacturing District.

Section 2. Use and development of the subject property, more fully described on Exhibit "B", shall conform to the following regulations:

1. The subject property develop in accordance with Section 146-90 "ML" - Light Manufacturing District of the Zoning Ordinance, and as amended.

Section 3. If any section, subsection, paragraph, sentence, phrase or clause of this Ordinance shall be declared invalid for any reason whatsoever, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect, and to this end, the provisions of this Ordinance are declared to be severable.

Section 4. It shall be unlawful for any person, firm or corporation to develop this property, or any portion thereof, in any manner other than is authorized by this Ordinance, and upon conviction therefore, shall be fined any sum not exceeding \$2,000.00, and each day that such violation shall continue shall be considered a separate offense. These penal provisions shall not prevent an action on behalf of the City of McKinney to enjoin any violation or threatened violation of the terms of this Ordinance, or an action for mandatory injunction to remove any previous violation hereof.

Section 5. That no developer or property owner shall acquire any vested interest in this Ordinance or specific regulations contained herein. The ordinance, and the subsequent site plans (if any) and regulations may be amended or repealed by the City Council of the City of McKinney, Texas, in the manner provided by law.

Section 6. The caption of this Ordinance shall be published one time in a newspaper having general circulation in the City of McKinney, and shall become effective upon such publication.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THIS 16TH DAY OF JULY, 2013.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

CORRECTLY ENROLLED:

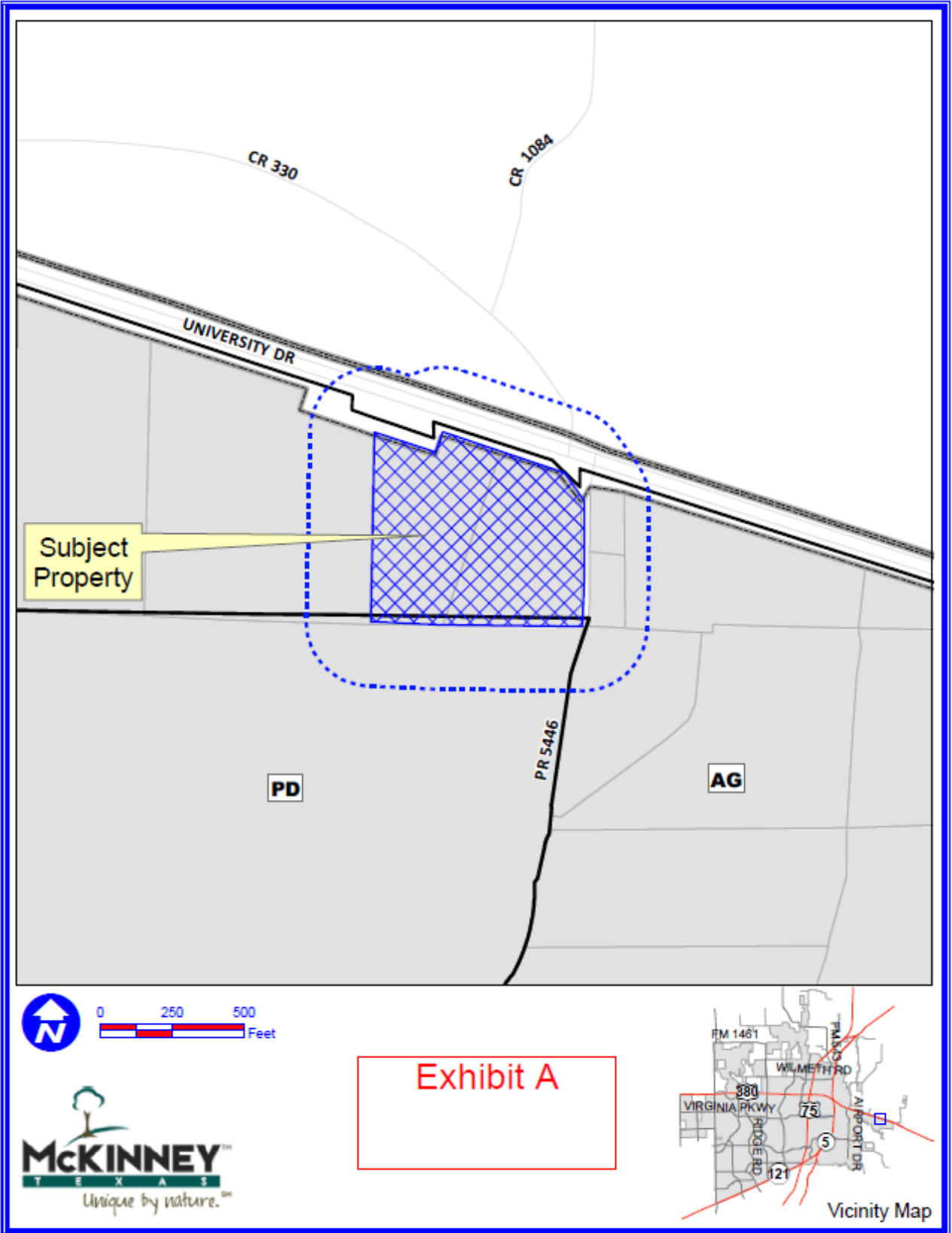
SANDY HART, TRMC, MMC
City Secretary
BLANCA I. GARCIA
Assistant City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney

Exhibit A



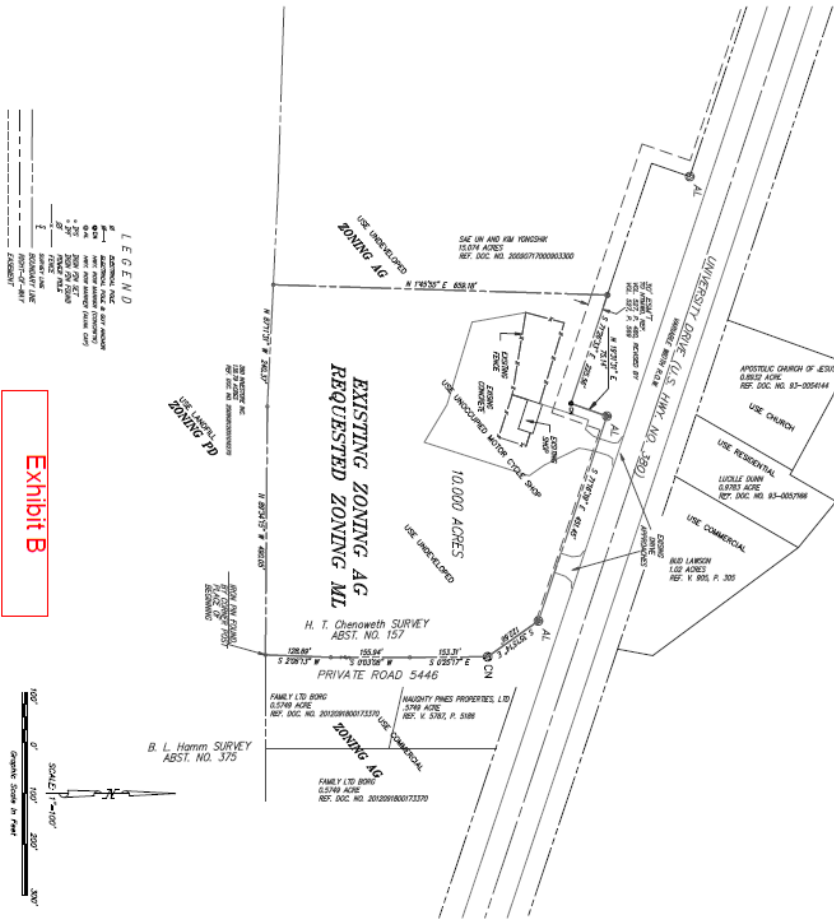
Path: S:\MCKIN\GIS\Notification\Projects\2013113-0903Z.mxd

DISCLAIMER: This map and information contained in it were developed exclusively for use by the City of McKinney. Any use or reliance on this map by anyone else is at that party's risk and without liability to the City of McKinney, its officials or employees for any discrepancies, errors, or variances which may exist.

Exhibit B



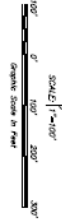
NOTE: THE LAND DESCRIBED AND PLATTED HEREON ARE IN ZONE F (OFFICE) AND ARE SUBJECT TO THE ZONING ORDINANCES OF THE CITY OF MENDOTA, WISCONSIN. THE ZONING DISTRICT IS ZONE F (OFFICE) AND IS SUBJECT TO THE ZONING ORDINANCES OF THE CITY OF MENDOTA, WISCONSIN. THE ZONING DISTRICT IS ZONE F (OFFICE) AND IS SUBJECT TO THE ZONING ORDINANCES OF THE CITY OF MENDOTA, WISCONSIN.



LEGEND

—	BOUNDARY LINE
—	EXISTING ZONING
—	REQUESTED ZONING
—	PROPERTY LINE
—	ADJACENT ZONING
—	ADJACENT PROPERTY
—	ADJACENT ZONING
—	ADJACENT PROPERTY
—	ADJACENT ZONING
—	ADJACENT PROPERTY
—	ADJACENT ZONING
—	ADJACENT PROPERTY

Exhibit B



NOTED: THE CITY OF MENDOTA, WISCONSIN, HAS REVIEWED THE ZONING MAP AND HAS DETERMINED THAT THE ZONING MAP IS IN ACCORDANCE WITH THE ZONING ORDINANCES OF THE CITY OF MENDOTA, WISCONSIN. THE ZONING DISTRICT IS ZONE F (OFFICE) AND IS SUBJECT TO THE ZONING ORDINANCES OF THE CITY OF MENDOTA, WISCONSIN.

RECEIVED
By Casey Bergquist at 4:42 pm, May 13, 2013

ZONING EXHIBIT B
PHENNEL'S 10 ACRES

City of Mendota, Wisconsin
10 Acres B the H. T. Chenoweth Survey, Abstract No. 157
City of Mendota, Wisconsin
10 Acres B the H. T. Chenoweth Survey, Abstract No. 157
City of Mendota, Wisconsin
10 Acres B the H. T. Chenoweth Survey, Abstract No. 157