

ORDINANCE NO. 2003-05-050

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 1270, AND AS AMENDED, OF THE CODE OF ORDINANCES OF THE CITY OF MCKINNEY, TEXAS; SO THAT AN APPROXIMATELY 335.004 ACRE TRACT LOCATED ON THE EAST SIDE OF CUSTER ROAD AND APPROXIMATELY 2,000 FEET NORTH OF STATE HIGHWAY 121, IS HEREBY REZONED FROM "AG" – AGRICULTURAL DISTRICT AND "PD" – PLANNED DEVELOPMENT, GENERALLY FOR RESIDENTIAL USES TO "PD" – PLANNED DEVELOPMENT, GENERALLY FOR RESIDENTIAL, RETAIL AND COMMERCIAL USES; PROVIDING REGULATIONS; 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 335.004 acre tract located on the East Side of Custer Road and Approximately 2,000 Feet North of State Highway 121, from "AG" – Agricultural District and "PD" – Planned Development, Generally for Residential Uses to "PD" – Planned Development, Generally for Residential, Retail and Commercial Uses; 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, THAT:

Section 1. Zoning Ordinance No. 1270, and as amended, of the City of McKinney is hereby amended so that an approximately 335.004 acre tract located on the East Side of Custer Road and Approximately 2,000 Feet North of State Highway 121, from "AG" – Agricultural District and "PD" – Planned Development, Generally for Residential Uses to "PD" – Planned Development, Generally for Residential, Retail and Commercial Uses.

Section 2. Use and development of the subject property shall conform to regulations of the Regional Employment Center Base Zoning Districts and the Planned Development Ordinance No. 2001-02-017, except as listed below:

- a. The subject property shall be zoned according to the attached zoning exhibit, see attached Exhibit "A".
- b. The subject property shall develop according to the attached general development plan, see attached Exhibits "B" and "C".

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 \$2000.00, 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.

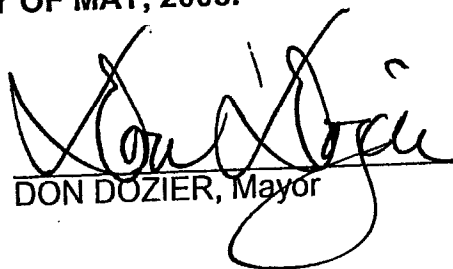
Section 5.

That no developer or property owner shall acquire any vested interest in this Ordinance, the Planned Development, 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 20th DAY OF MAY, 2003.


DON DOZIER, Mayor

ATTEST:


JENNIFER SPROULL, City Secretary
BEVERLY COVINGTON, Deputy City Secretary

APPROVED AS TO FORM:


MARK S. HOUSER, City Attorney

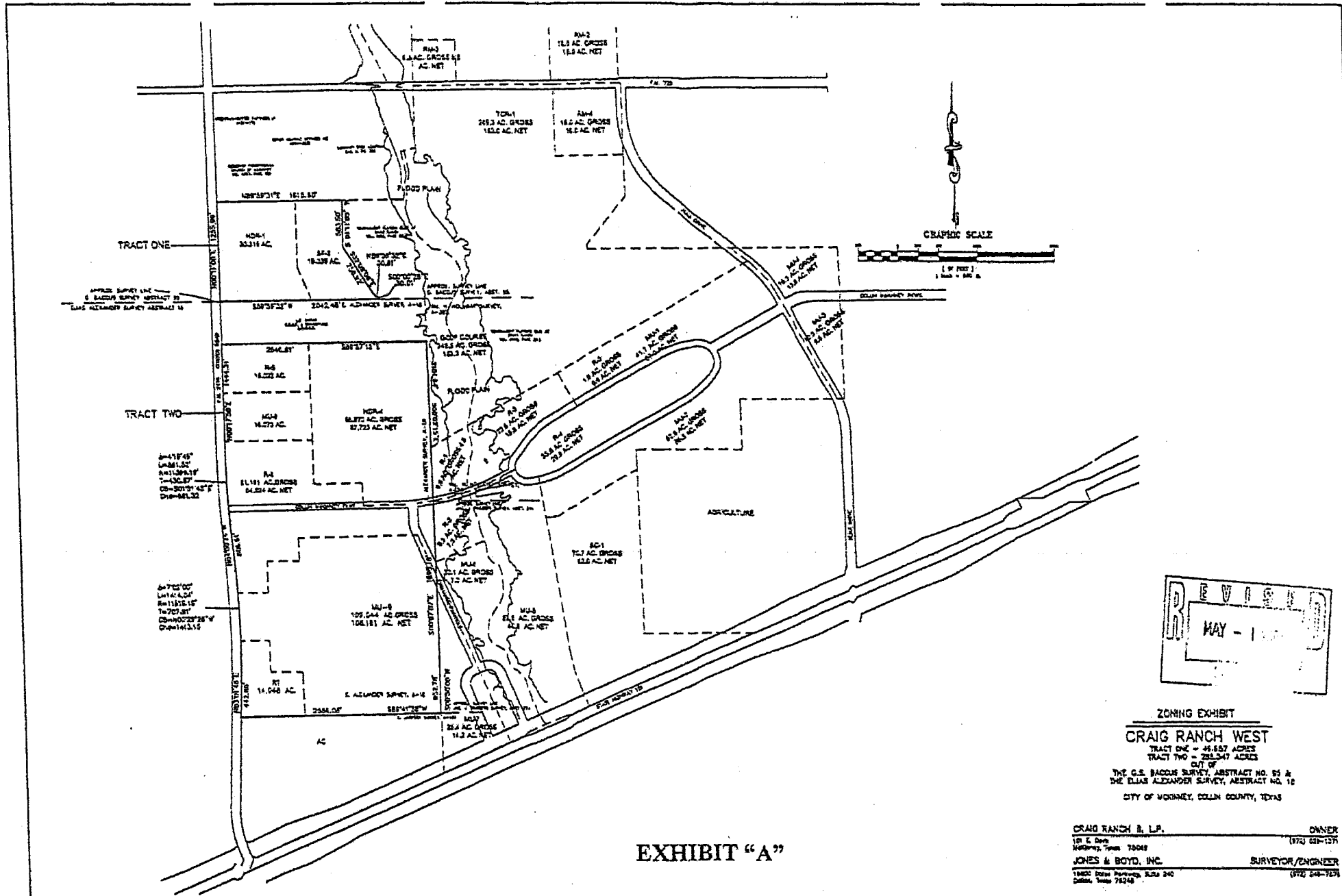


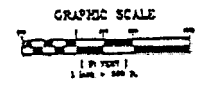
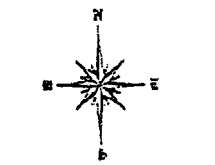
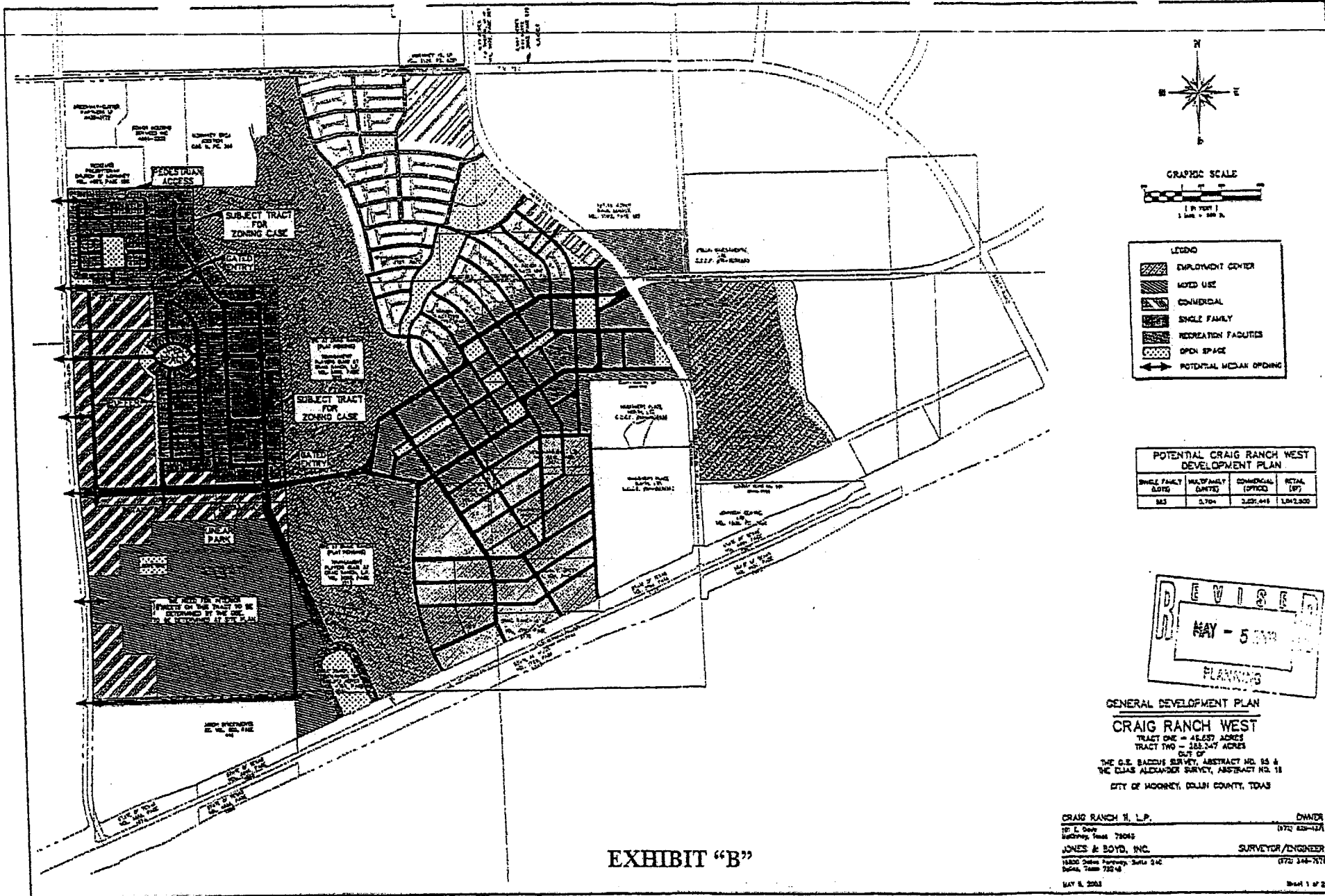
EXHIBIT "A"

REVIEWED
MAY - 1 - 1972

ZONING EXHIBIT
CRAIG RANCH WEST
 TRACT ONE - 48,857 ACRES
 TRACT TWO - 78,547 ACRES
 OUT OF
 THE G.S. BACCHUS SURVEY, ABSTRACT NO. 85 &
 THE ELIAS ALEXANDER SURVEY, ABSTRACT NO. 10
 CITY OF WOODNEY, COLLIN COUNTY, TEXAS

CRAIG RANCH B. L.P. 101 E. Olive Woodney, Texas 75088	OWNER (872) 628-1371
JONES & BOYD, INC. 18402 Irvine Parkway, Suite 240 Dallas, Texas 75248	SURVEYOR/ENGINEER (872) 248-7271

Plot Info: Drawing: W:\proj\01\0001\0001.dwg Plot Date: 11/27/01 Plot Time: 8:02 AM
 Plot Path: D:\work\01\0001\0001.dwg

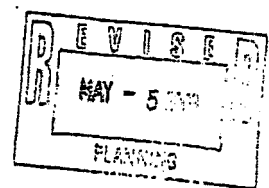


LEGEND

- EMPLOYMENT CENTER
- MIXED USE
- COMMERCIAL
- SINGLE FAMILY
- RECREATION FACILITIES
- OPEN SPACE
- POTENTIAL MEDIAN OPENING

POTENTIAL CRAIG RANCH WEST DEVELOPMENT PLAN

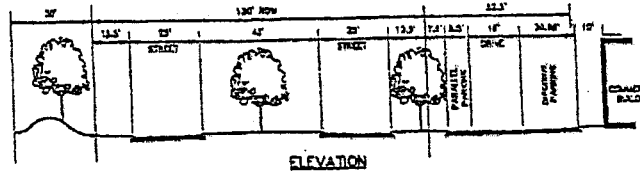
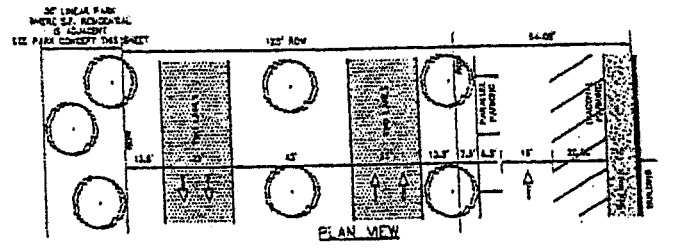
SINGLE FAMILY LOTS	MIXED FAMILY LOTS	COMMERCIAL LOTS	RETAIL LOTS
843	3,704	2,227,618	1,842,500



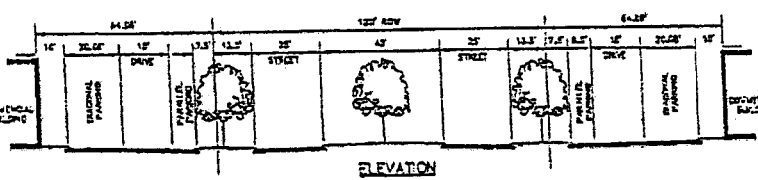
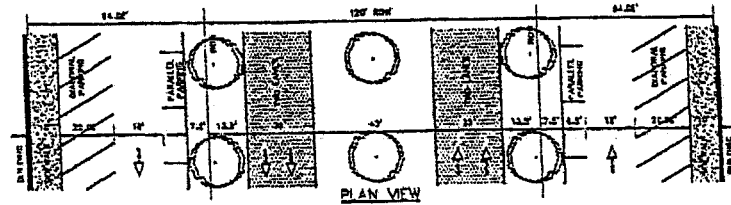
GENERAL DEVELOPMENT PLAN
CRAIG RANCH WEST
 TRACT ONE - 41.857 ACRES
 TRACT TWO - 333.247 ACRES
 OUT OF
 THE O.G. BAUDUS SURVEY, ABSTRACT NO. 88 &
 THE O.G. ALEXANDER SURVEY, ABSTRACT NO. 11
 CITY OF MOORNEY, DULLIN COUNTY, TEXAS

CRAIG RANCH W. L.P. DWADR
 101 E. Dow Highway, Suite 73042 (972) 428-1474
 JONES & BOYD, INC. SURVEYOR/ENGINEER
 1830 Dallas Parkway, Suite 240 (972) 344-7674
 Dallas, Texas 75248
 MAY 8, 2003 Sheet 1 of 2

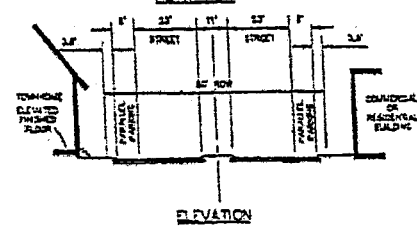
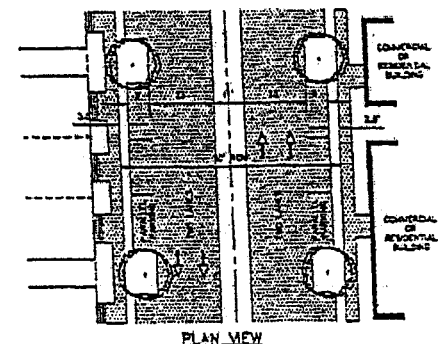
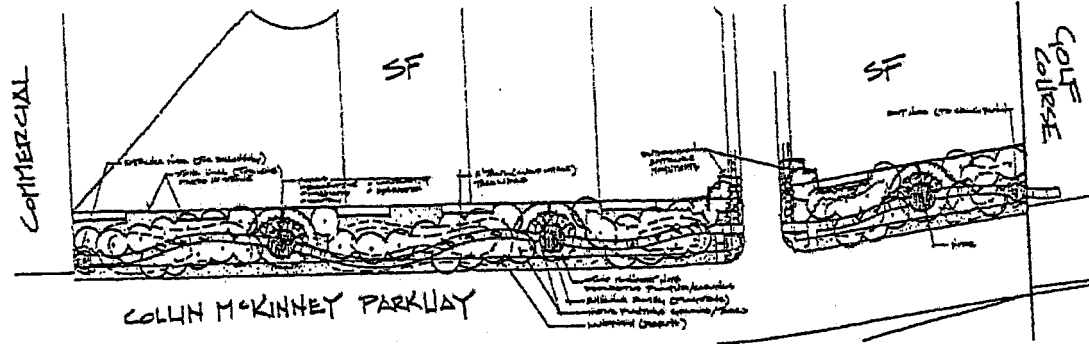
EXHIBIT "B"



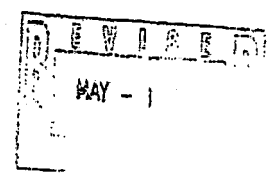
DETAIL "A"
COLLIN MCKINNEY PARKWAY
(VIEW LOOKING EAST)
SCALE: 1" = 20' HORIZ



DETAIL "B"
COLLIN MCKINNEY PARKWAY
(VIEW LOOKING EAST)
SCALE: 1" = 20' HORIZ



DETAIL "C"
COLLECTOR STREET
(VIEW LOOKING EAST)
SCALE: 1" = 20' HORIZ



GENERAL DEVELOPMENT PLAN
CRAIG RANCH WEST
TRACT ONE - 45.547 ACRES
TRACT TWO - 282.547 ACRES
OUT OF
THE G.S. BASSON SURVEY, ABSTRACT NO. 25 &
THE EDUAR ALDANDEA SURVEY, ABSTRACT NO. 18
CITY OF MOONEY, COLLIN COUNTY, TEXAS

CRAIG RANCH II, L.P. OWNER
121 E. Deer (872) 832-1871
Mckinney, Texas 75069
JONES & BOYD, INC. SURVEYOR/ENGINEER
15400 Dallas Parkway, Suite 240 (972) 248-7971
Dallas, Texas 75248
SUBMITTED APRIL 30, 2008 Sheet 2 of 2

EXHIBIT "C"