

ORDINANCE NO. 2018-02-___

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS APPROVING THE FIRST AMENDED PROJECT PLAN FOR REINVESTMENT ZONE NUMBER TWO, CITY OF MCKINNEY, AS ADOPTED BY ITS BOARD OF DIRECTORS; REPEALING ALL CONFLICTING ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on September 21, 2010, the City Council of McKinney, Texas ("City"), approved Ordinance Number 2010-09-035 creating the Reinvestment Zone Number Two, City of McKinney and establishing a Board of Directors for such zone (and as amended on October 19, 2010 by Ordinance Number 2010-10-041); and

WHEREAS, on April 6, 2011, the City Council adopted Ordinance Number 2011-04-017 that amended and superseded the foregoing referenced ordinances which initially established Reinvestment Zone Number Two, City of McKinney; and

WHEREAS, the McKinney City Council approved a preliminary project plan with the creation of Reinvestment Zone Number Two, City of McKinney; and

WHEREAS, the Board of Directors of Reinvestment Zone Number Two, City of McKinney have prepared, or cause to be prepared, and adopted an amendment to the project plan identified as "First Amended Project Plan for Tax Increment Reinvestment Zone No. 2 (Airport)" ("First Amended Project Plan") and recommended approval of the First Amended Project Plan to the McKinney City Council in accordance with Section 3(e) of Ordinance Number 2011-04-017; and

WHEREAS, the McKinney City Council finds that the First Amended Project Plan is consistent with the preliminary project plan and desires to approve the First Amended Project Plan as recommended by the Board of Directors of Reinvestment Zone Number Two, City of McKinney.

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

Section 1. FINDINGS

The findings set forth above are found to be true and correct and are hereby incorporated into the body of this Ordinance for all purposes as if fully set forth herein.

Section 2. APPROVAL OF THE FIRST AMENDED PROJECT PLAN

From and after the effective date of this Ordinance the McKinney City Council hereby approves the "First Amended Project Plan for Tax Increment Reinvestment Zone No. 2 (Airport)", attached hereto as Exhibit "A" and incorporated herein by reference for all purposes allowed by law, adopted by the Board of Directors for Reinvestment Zone Number Two as the official project plan for Tax Increment Reinvestment Zone Number Two.

Section 3. SEVERABILITY CLAUSE

It is hereby declared to be the intention of the City Council that the words, phrases, clauses, sentences, paragraphs and sections of this Ordinance are severable, and if any word, phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this Ordinance, since the

same would have been enacted by the City Council without the incorporation of any such unconstitutional word, phrase, clause, sentence, paragraph or section.

Section 4. **REPEALER CLAUSE**

Any provision of any prior ordinance of the City, whether codified or uncodified, which is in conflict with any provision of this Ordinance, is hereby repealed to the extent of the conflict, but all other provisions of the ordinances of the City, whether codified or uncodified, which are not in conflict with the provisions of this Ordinance shall remain in full force and effect.

Section 5. **EFFECTIVE DATE**

This Ordinance shall become effective from and after the date of its final passage and publication as provided by law and it is accordingly so ordained.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 6th DAY OF FEBRUARY, 2018.

CITY OF MCKINNEY, TEXAS

GEORGE C. FULLER
Mayor

CORRECTLY ENROLLED:

SANDY HART, TRMC, MMC
City Secretary
DENISE VICE, TRMC
Assistant City Secretary

DATE: _____

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney

