ORDINANCE NO. 2015-41

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COPPERAS COVE, TEXAS APPROVING A ZONING CHANGE BY REZONING OGLETREE GAP PARK, LOCALLY KNOWN AS 1878 POST OFFICE ROAD FROM R-1 (Single Family Residential District) TO PF (Public Facilities).

WHEREAS, Texas Local Government Code Chapter 211 authorizes the City of Copperas Cove to adopt rules and regulations regarding zoning and land within the city limits of the City of Copperas Cove for the purpose of promoting a safe, orderly, and healthful development of the City of Copperas Cove; and

WHEREAS, Tex. Loc. Gov't Code Chapter 211 empowers the City to provide for the administration, enforcement, and amendment of those zoning rules and regulations; and

WHEREAS, the hereinabove described property has a current zoning of R-1 (Single Family Residential District); and

WHEREAS, an application was received requesting such property be rezoned from R-1 (Single Family Residential District) to PF (Public Facilities); and

WHEREAS, a notice of the rezone request has been distributed via regular US Mail to all property owners located within two-hundred (200) feet of the property; and

WHEREAS, A notice of the rezone request was published on 10/16/2015 in the Cove Leader Press; and

WHEREAS, the Planning and Zoning Commission of the City of Copperas Cove held a public hearing on 10/26/2015, and voted to recommend approval of the zoning change to the City Council of the City of Copperas Cove; and

WHEREAS, the City Council of the City of Copperas Cove held the required public hearing concerning the zoning change on 11/17/2015; and

WHEREAS, the City Council of the City of Copperas Cove hereby finds and determines it to be in the public interest to amend the City's Comprehensive Zoning Regulations and Zoning Map, which in the best judgement promotes the health, safety, morals and general welfare and protects the use on enjoyment of properties throughout the City.

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

SECTION 1.

That the hereinabove described property (see Exhibit A) be given the permanent zoning of PF (Public Facilities);

SECTION 2.

That should any section, clause, or provision of this ordinance be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of this ordinance or any other ordinance of the City as a whole or any part thereof, other ordinance of the City as a whole or any part thereof, other than the part so declared to be invalid.

SECTION 3.

That this ordinance shall go into effect upon passage.

PASSED, APPROVED, AND ADOPTED this 17 day of November, 2015, at a regular meeting held by the City Council of the City of Copperas Cove, Texas, such meeting was held in compliance with the Open Meetings Act, *Tex. Gov't Code*, §551.001, et.seq. at which meeting a quorum was present and voting.

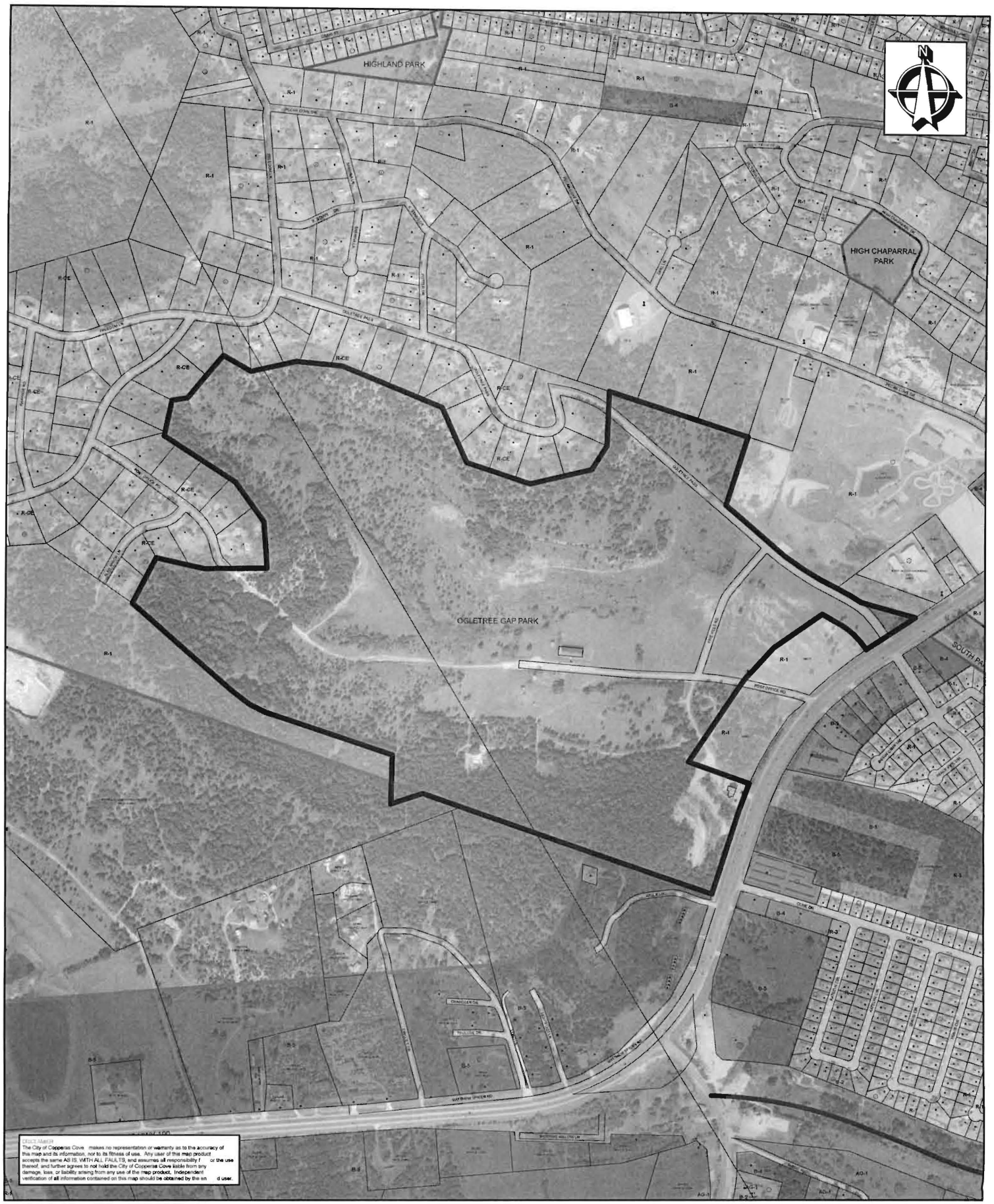
Frank Seffrood, Mayor

ATTEST:

Mariela Altott, City Secretary

APPROVED AS TO FORM:

Denton, Navarro, Rocha, Bernal, Hyde & Zech, P.C., City Attorney



1878 Post Office Rd - Rezone Application
Zoning - Vicinity Map
September 28, 2015

0 400 800 1,600 Feet