

ORDINANCE NO. Z-98-10-08-12B2

AN ORDINANCE AMENDING ORDINANCE NO. Z-94-01-13-8M, ADOPTED BY THE CITY COUNCIL OF ROUND ROCK, TEXAS, ON JANUARY 13, 1994, AND AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF ROUND ROCK, TEXAS, AS ADOPTED IN SECTION 11.305(2), CODE OF ORDINANCES (1995 EDITION), CITY OF ROUND ROCK, TEXAS TO REFLECT SAID AMENDMENT; PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

WHEREAS, on January 13, 1994, the City Council of the City of Round Rock, Texas adopted Ordinance No. Z-94-01-13-8M, which amended Ordinance No. 1297 and the Official Zoning Map adopted in Section 11.305(2), Code of Ordinances, 1995 Edition, City of Round Rock, Texas, by establishing the 398.16 acres described in Exhibit "A" of said Ordinance as Planned Unit Development (PUD) District #4, and

WHEREAS, an application has been made to the City Council of the City of Round Rock, Texas to amend Ordinance No. Z-94-01-13-8M, said amendment permitting and at-grade golf cart crossing on Hilton Head Drive between Forest Creek Section 10 and Forest Creek Section 14, more fully described in the Collector Road Plan, attached hereto as Exhibit "F", and

WHEREAS, the Planning and Zoning Commission held a public hearing concerning the requested amendment to Ordinance No. Z-94-01-13-8M and P.U.D. #4 on the 16th day of September, 1998, following lawful publication of said public hearing, and

WHEREAS, after considering the public testimony received at such hearing, the Planning and Zoning Commission has recommended that Ordinance No. Z-94-01-13-8M be amended, and

WHEREAS, on the 8th day of October, 1998, after proper notification, the City Council held a public hearing on the requested amendment to Ordinance No. Z-94-01-13-8M and P.U.D. #4, and

WHEREAS, the City Council determined that the amendment to Ordinance No. Z-94-01-13-8M and P.U.D. #4 promotes the health, safety, morals and protects and preserves the general welfare of the community, and

WHEREAS, each and every requirement set forth in Chapter 211, Sub-Chapter A., Texas Local Government Code, and Section 11.300, Code of Ordinances, 1990 Edition, City of Round Rock, Texas concerning public notices, hearings, and other procedural matters has been fully complied with, Now Therefore

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ROUND ROCK, TEXAS, THAT:

I.

That the City Council hereby determine that the proposed amendment to Planned Unit Development (PUD) District #4 meets the following goals and objectives:

- (1) The change to the development in the proposed P.U.D. #4 is equal to or superior to development that would occur under the standard ordinance requirements.
- (2) The amendment to P.U.D. #4 is in harmony with the general purposes, goals, objectives and standards of the General Plan.
- (3) The amendment to P.U.D. #4 does not have an undue adverse effect on adjacent property, the character of the neighborhood, traffic conditions, parking, utilities or any other matters affecting the public health, safety and general welfare.

- (4) The amendment to P.U.D. #4 will be adequately served by essential public facilities and services including streets, parking, drainage, water, wastewater facilities, and other necessary utilities.
- (5) The amendment to P.U.D. #4 will be constructed, arranged and maintained so as not to dominate, by scale and massing of structures, the immediate neighboring properties or interfere with their development or use in accordance with any existing zoning district.

II.

That Ordinance No. Z-94-01-13-8M, passed and adopted by the City Council of Round Rock, Texas, on January 13, 1994, is hereby amended by permitting an at-grade golf cart crossing at Hilton Head Drive between Forest Creek Section 10 and Forest Creek Section 14. The construction and design plans of said at-grade crossing shall be approved in advance and in writing by the Public Works Department of the City of Round Rock, Texas.

III.

That the Official Zoning Map adopted in Section 11.305(2), Code of Ordinances, 1990 Edition, City of Round Rock, Texas is hereby amended to reflect the amendment to Ordinance No. Z-94-01-13-8M and P.U.D. #4 established therein.

IV.

A. All ordinances, parts of ordinances, or resolutions in conflict herewith are expressly repealed.

B. The invalidity of any section or provision of this ordinance shall not invalidate other sections or provisions thereof.

C. The City Council hereby finds and declares that written notice of the date, hour, place and subject of the meeting at which

this Resolution/Ordinance was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution/Ordinance and the subject matter hereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended, and the Act.

Alternative 1.

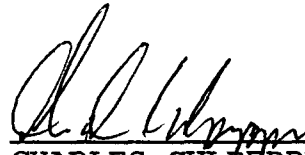
By motion duly made, seconded and passed with an affirmative vote of all the Council members present, the requirement for reading this ordinance on two separate days was dispensed with.

READ, PASSED, and ADOPTED on first reading this 8th day of OCTOBER, 1998.

Alternative 2.

READ and APPROVED on first reading this the _____ day of _____, 1998.

READ, APPROVED and ADOPTED on second reading this the _____ day of _____, 1998.



CHARLES CULPEPPER, Mayor
City of Round Rock, Texas

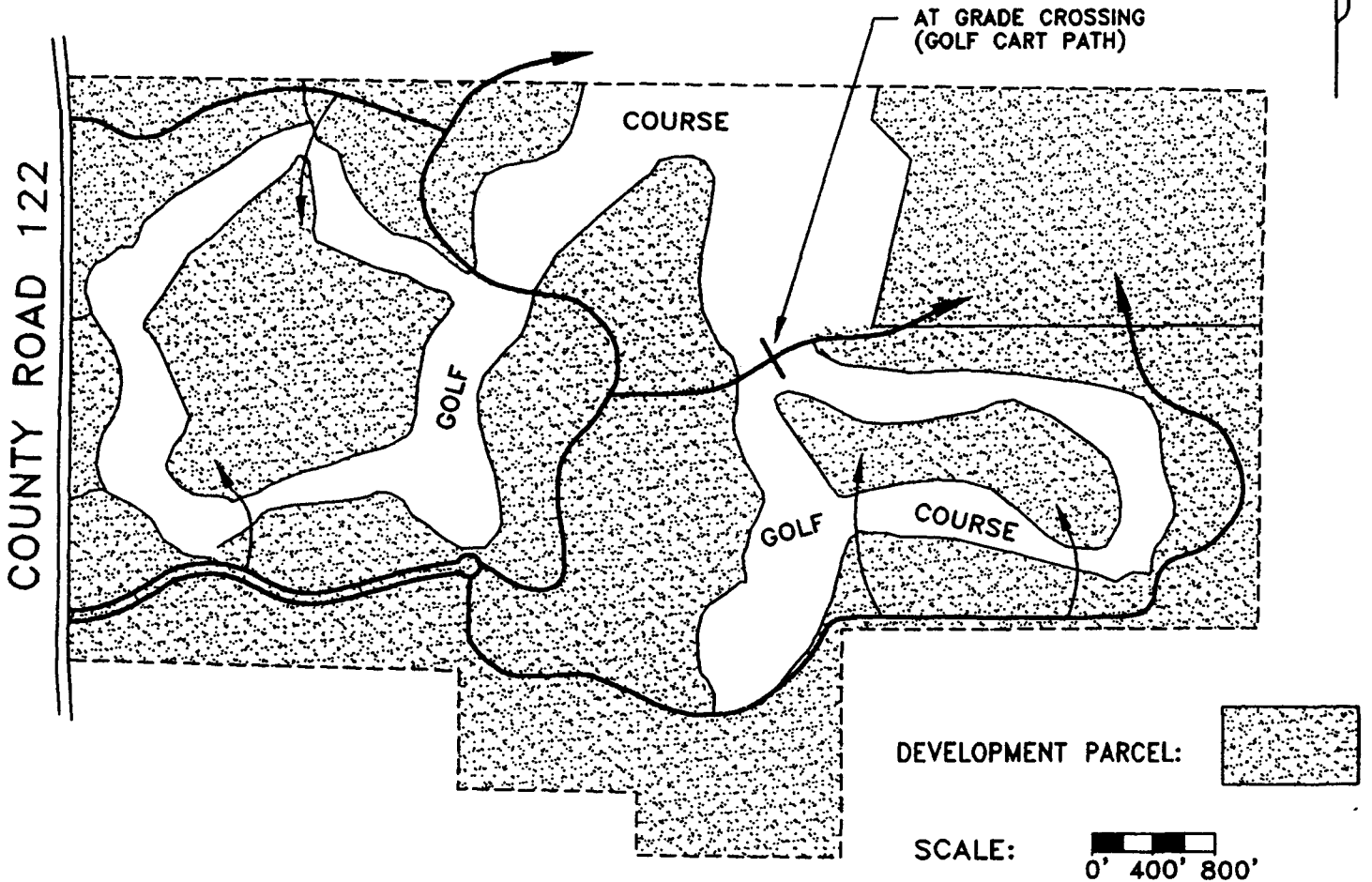
ATTEST:






JOANNE LAND, City Secretary

EXHIBIT "F" COLLECTOR ROAD PLAN

(Amended 10/98)



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4 LANE COLLECTOR (DUAL 25' PLUS 18" RIBBON CURB)
- 
2 LANE MAJOR COLLECTOR (25' PLUS 18" RIBBON CURB)
- 
2 LANE MINOR COLLECTOR (22' PLUS 18" RIBBON CURB)

NOTES:

TWO LANE COLLECTORS MAY BE BUILT TO CITY STANDARDS (AMENDED NOV. 1993)

THE MAJOR COLLECTOR ROADS SHALL BE CONSTRUCTED TO INCLUDE GRADE SEPARATIONS BETWEEN THE ROADWAY AND THE GOLF CART PATHWAY AT THE COST OF THE OWNER, EXCEPT AS SHOWN HEREON.

ALL PLANS MUST BE APPROVED BY THE DIRECTOR OF PUBLIC UTILITIES