



THE STATE OF TEXAS *
COUNTY OF WILLIAMSON *
CITY OF ROUND ROCK *

I, SHERRI MONROE, Assistant City Secretary of the City of Round Rock, Texas, do hereby certify that I am the custodian of the public records maintained by the City and that the above and foregoing is a true and correct copy of Ordinance No. Z-05-09-22-13E1, which approves amending a portion of PUD No. 35, Lot 1, Block A, Park Valley Oaks Subdivision to add an ATM as a permissible use. This ordinance was approved and adopted by the City Council of the City of Round Rock, Texas, on the 22nd day of September, 2005. These minutes are recorded in the official City Council Minute Book No. 53.

CERTIFIED by my hand and seal of the City of Round Rock, Texas on this 20th day of October 2005.



SHERRI MONROE, Assistant City Secretary



ORDINANCE NO. Z-05-09-22-13E1

AN ORDINANCE AMENDING ORDINANCE NO. Z-99-01-28-A2, ADOPTED BY THE CITY COUNCIL OF ROUND ROCK, TEXAS, ON JANUARY 28, 1999, BY ADDING EXHIBIT "D" AND AMENDING EXHIBIT "C" OF PUD NO. 35, APPROVED BY THE CITY COUNCIL IN SAID ORDINANCE, PROVIDING FOR A SAVINGS CLAUSE AND REPEALING CONFLICTING ORDINANCES OR RESOLUTIONS.

WHEREAS, on January 28, 1999, the City Council of the City of Round Rock, Texas, adopted Ordinance No. Z-99-01-28-A2, which established PUD No. 35, and

WHEREAS, an application has been made to the City Council of the City of Round Rock, Texas to amend Exhibit "C" of PUD No. 35, and

WHEREAS, the Planning and Zoning Commission held a public hearing concerning the requested amendment to Ordinance No. Z-99-01-28-A2 on the 17th day of August, 2005, 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-99-01-28-A2 be amended, and

WHEREAS, on the 22nd day of September, 2005, after proper notification, the City Council held a public hearing on the requested amendment to Ordinance No. Z-99-01-28-A2, and

WHEREAS, the City Council determined that the requested amendment to Ordinance No. Z-99-01-28-A2 promotes the health, safety, morals and 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, 1995 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 determines that the proposed amendment to Planned Unit Development (PUD) District #35 meets the following goals and objectives:

- (1) The amendment to P.U.D. #35 is equal to or superior to development that would occur under the standard ordinance requirements.
- (2) The amendment to P.U.D. #35 is in harmony with the general purposes, goals, objectives and standards of the General Plan.
- (3) The amendment to P.U.D. #35 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.

II.

That Section 2 of Exhibit "C" of PUD No. 35, as approved in Ordinance No. Z-99-01-28-A2, is hereby amended by adding the words "Drive-through Automated Teller Machines ("ATM's"), as depicted in Exhibit "D" to the list of Permitted and Prohibited Uses for Tract Two.

III.

That Exhibit "D", attached hereto, is added to and incorporated into PUD No. 35, as approved in Ordinance No. Z-99-01-28-A2.

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 was adopted was posted and that such meeting was open to the public as required by law at all times during which this Resolution 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.

Alternative 1.

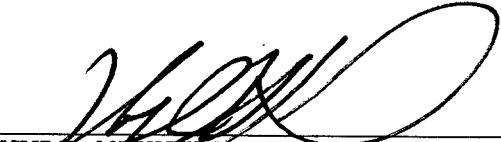
By motion duly made, seconded and passed with an affirmative vote of all the Council members present, the requirement for reading this ordinance on two separate days was dispensed with.

READ, PASSED, and ADOPTED on first reading this 22nd day of September, 2005.

Alternative 2.

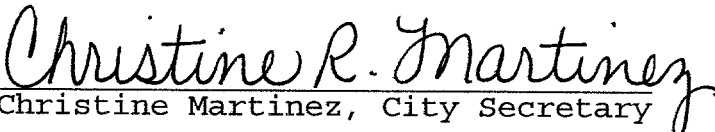
READ and APPROVED on first reading this the _____ day of _____, 2005.

READ, APPROVED and ADOPTED on second reading this the
____ day of _____, 2005.



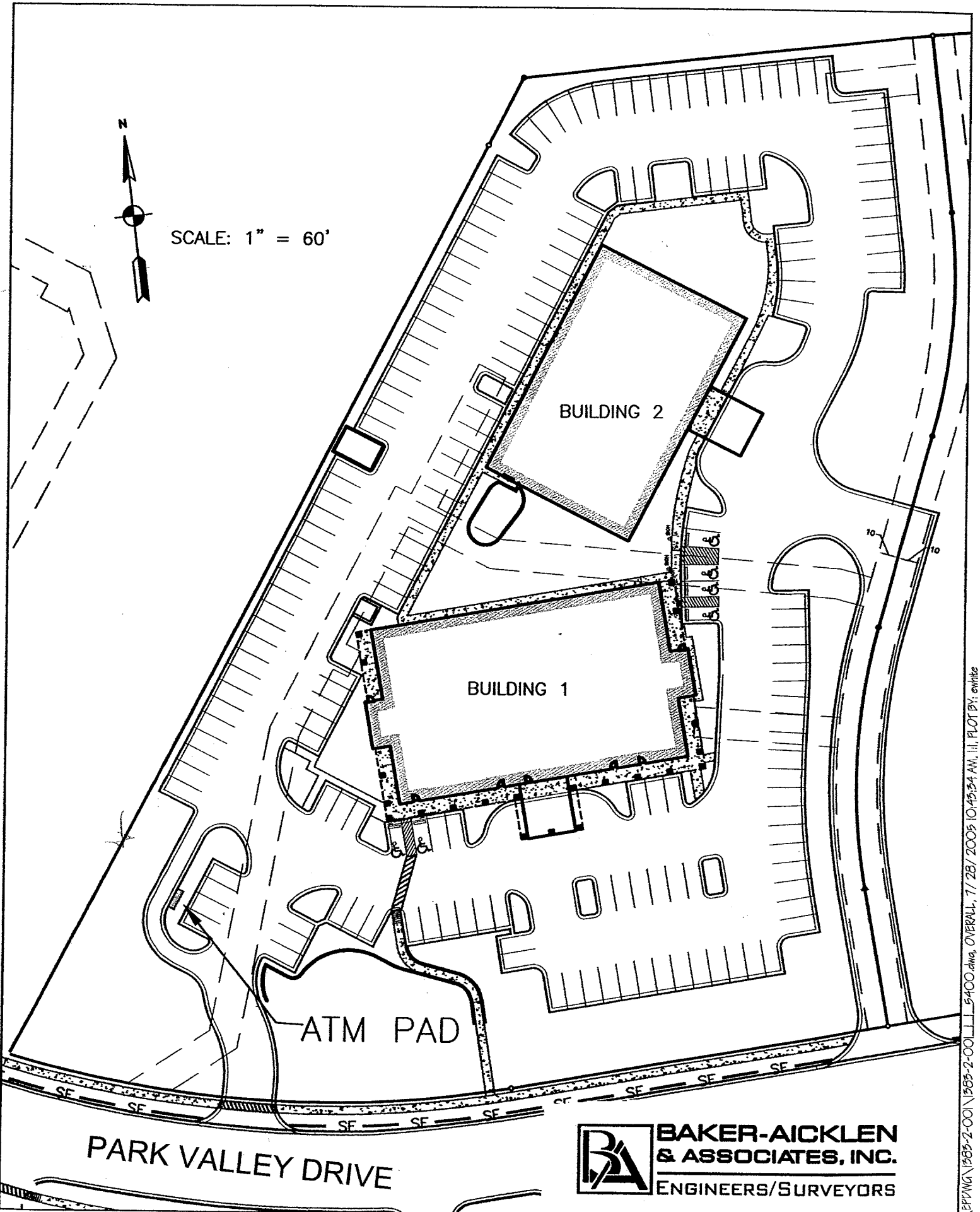
NYLE MAXWELL, Mayor
City of Round Rock, Texas

ATTEST:



Christine Martinez, City Secretary

②
Please call:
Sheri Monice
218-6644

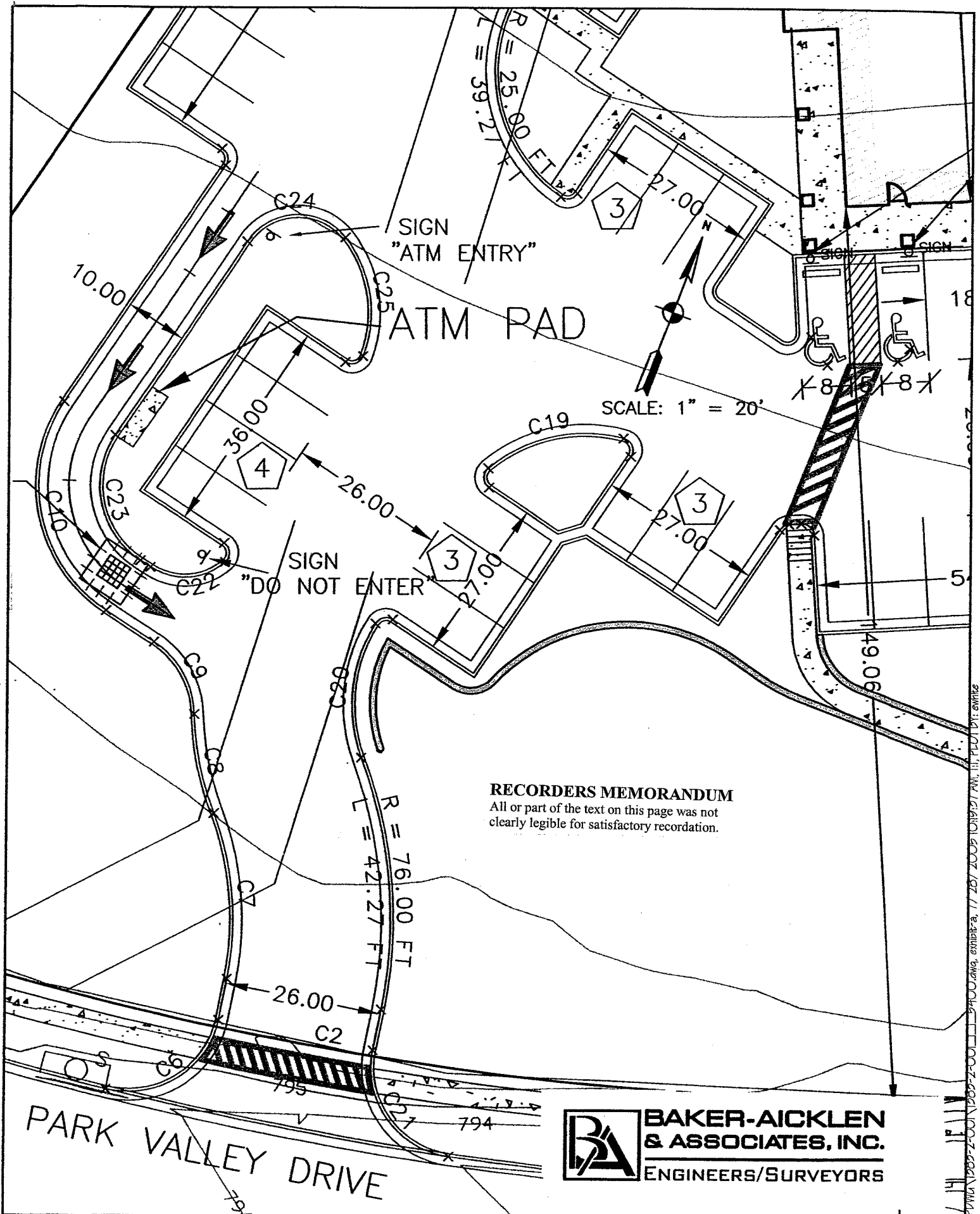


PARK VALLEY DRIVE



**BAKER-AICKLEN
& ASSOCIATES, INC.**
ENGINEERS/SURVEYORS

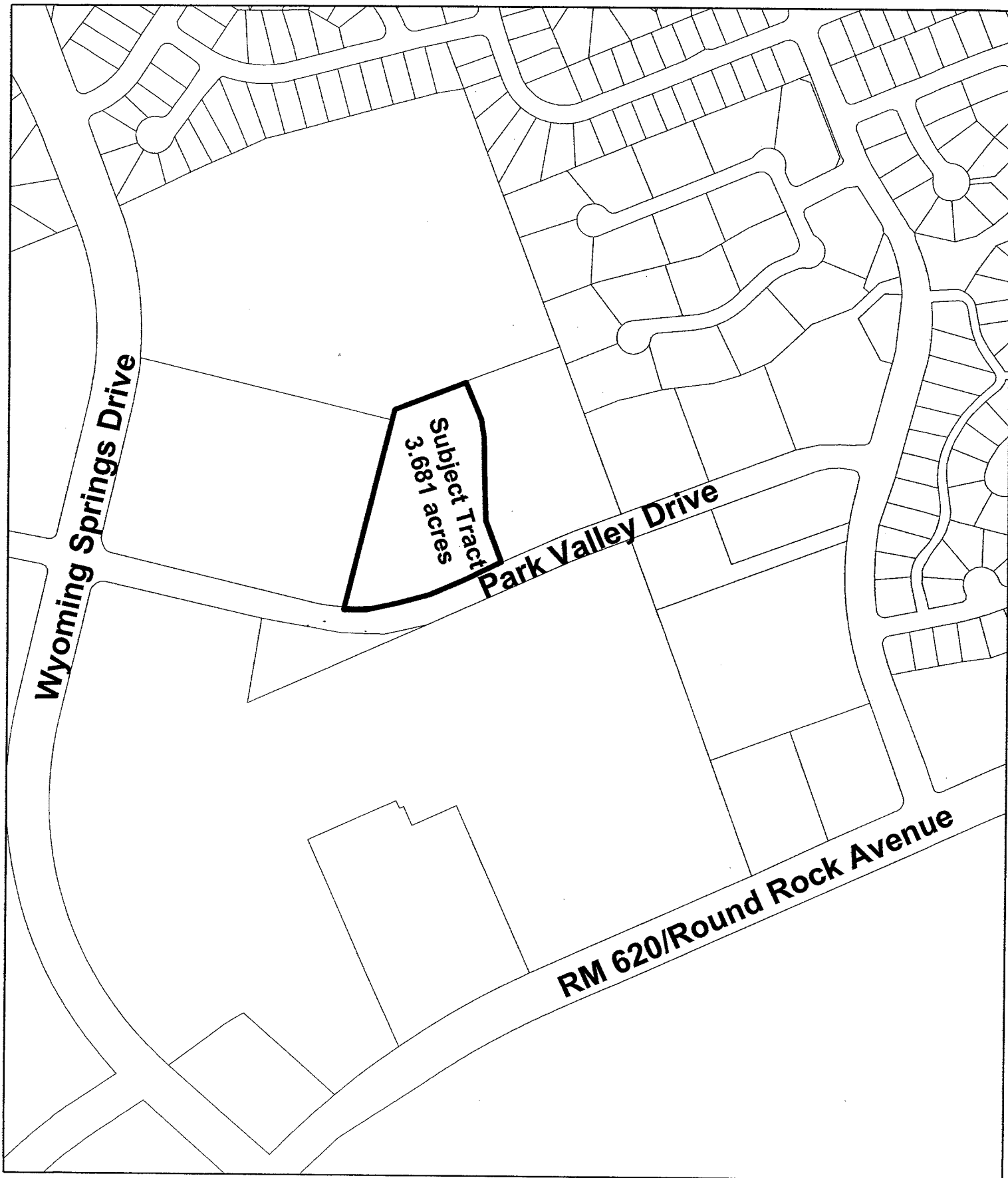
K:\EP\W\1385-2-00\1385-2-00\11_5400.dwg, OVERALL, 7/28/2005 10:45:54 AM, I.I. PLOT BY: ewhite



FRONT ELEVATION	RIGHT ELEVATION	REAR ELEVATION	LEFT ELEVATION	
	<p>Color disclaimer: The ink colors shown on this rendering provide conceptual colors and graphics localations only. The ink colors may not match the actual automotive paint colors or vinyl colors that will be used on the kiosk or in the signs.</p>	<p>COLORS: TBD BY CUSTOMER</p>	<p>CUSTOMER: ATM VENTURES 17020 SEVEN PINES DRIVE SPRING, TX 77379</p>	<p>JOB # P-4011 BUILDING # K- MODEL # 936 ATM MODEL 5000 TERMIN FT DATE 1-4-05 DRAWN BY ASH</p>



Amendment to PUD 35



FILED AND RECORDED

OFFICIAL PUBLIC RECORDS 2005084110

Nancy E. Rister

10/20/2005 04:35 PM

CARRILLO \$48.00

NANCY E. RISTER, COUNTY CLERK

WILLIAMSON COUNTY, TEXAS

Please record & return
to:
221 E. main St.
Round Rock, TX
78664