

ORDINANCE NO. 11685

AN ORDINANCE OF THE CITY OF BRYAN, TEXAS, AMENDING CHAPTER 130, ZONING, OF THE CITY OF BRYAN CODE OF ORDINANCES, AS AMENDED, OF THE CITY OF BRYAN, CHANGING THE ZONING CLASSIFICATION FROM RESIDENTIAL DISTRICT – 7000 (RD-7) TO RESIDENTIAL – NEIGHBORHOOD CONSERVATION DISTRICT (R-NC), FOR ALL LOTS IN THE SUBDIVISION KNOWN AS AUSTIN’S COLONY, PHASE SIX, BRYAN, BRAZOS COUNTY, TEXAS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; FINDING AND DETERMINING THAT THE MEETINGS AT WHICH SAID ORDINANCE IS PASSED ARE OPEN TO THE PUBLIC AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Bryan has adopted the Chapter 130, Zoning of the City of Bryan Code of Ordinances, as amended, which divides the City of Bryan into various zoning districts; and

WHEREAS, permanent zoning changes made after the date of passage of Chapter 130, as amended, are made by adopting ordinances amending Chapter 130, as amended, for each particular permanent zoning change; and

WHEREAS, this requested change to Chapter 130, as amended, for all lots in the subdivision known as Austin’s Colony, Phase Six, Bryan, Brazos County, Texas, from Residential District – 7000 to Residential – Neighborhood Conservation District was recommended for approval by the Bryan Planning & Zoning Commission at its March 22nd, 2007 regular meeting;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BRYAN:

1.

Chapter 130, as amended, of the City of Bryan be amended by changing the zoning classification from a Residential District – 7000 to Residential – Neighborhood Conservation District for all lots in the subdivision known as Austin’s Colony, Phase Six, Bryan, Brazos County, Texas, said tract being recorded in the Official Records of Brazos County, Volume 3718, Page 195.

2.

All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

3.

Should any section, paragraph, sentences, clause, phrase or word of this ordinance be declared unconstitutional or invalid for any purpose by a court of competent jurisdiction, the remainder of this ordinance shall not be affected thereby, and to this end the provisions of this ordinance are declared to be severable.

4.

The Code of the City of Bryan, Texas, as amended, shall remain in full force and effect, save and except as amended by this ordinance.

5.

It is hereby found and determined that the meetings at which this ordinance was passed were open to the public as required by Section 551.001 et seq., Texas Government Code, and that advance public notice of time, place and purpose of said meetings was given.

6.

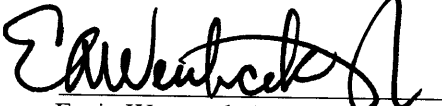
This ordinance shall take effect immediately upon its second and final reading and passage.

PRESENTED AND GIVEN first reading the 24th day of April, 2007 at a regular meeting of the City Council of the City of Bryan, Texas; and given second reading, passed and approved on the 8th day of May, 2007 by a vote of 6 yeases and 0 noes at a regular meeting of the City Council of the City of Bryan, Texas.

ATTEST:


Mary Lynne Shatta, City Secretary

CITY OF BRYAN:


Ernie Wentreck, Mayor

APPROVED AS TO FORM:


Michael J. Cosentino, City Attorney *w/ permission*