

ORDINANCE NO. 1381

AN ORDINANCE OF THE CITY OF LLANO, TEXAS, AMENDING THE CODE OF ORDINANCES, CHAPTER 110, ARTICLE II, SECTION 110-53; PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; ESTABLISHING AN EFFECTIVE DATE; PROVIDING FOR PROPER NOTICE AND MEETING.

WHEREAS, pursuant to Texas Local Government Code § 51.001, the City Council of the City of Llano, Texas ("City Council") has the authority to adopt, publish, amend or repeal an ordinance that is for the good government, peace or order of the City of Llano ("City"); and

WHEREAS, pursuant to Texas Local Government Code Chapter 211, the City Council has the authority to adopt zoning regulations and boundaries as well as procedures for adopting and enforcing the zoning regulations and boundaries; and

WHEREAS, the City Secretary of the City directed that notices of public hearings be issued for the purpose of considering the adoption of an amendment to the City's zoning ordinance; and

WHEREAS, on 08-16-18 (date) the City of Llano Planning and Zoning Commission held a public hearing on this amendment; and

WHEREAS, this amendment was recommended for approval by the City of Llano Planning and Zoning Commission during its regular meeting on 08-16-18 (date) and;

WHEREAS, on 08-20-18 (date) the City Council held a public hearing on this amendment; and

WHEREAS, the City Council finds that all notice requirements have been met; and

WHEREAS, the City Council is of the opinion and finds that the adoption of this amendment to the City's zoning ordinance will promote the public health, safety, or general welfare;

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

I.

Chapter 110; Zoning, Article II, Administration, Section 110-53 of the Code of Ordinances of the City of Llano, Texas is amended to read as follows:

Sec. 110-53. - Public hearing and notice.

- (a) Prior to making its report to the city council, the planning and zoning commission shall hold at least one public hearing on each application.
- (b) Before the fifteenth (15th) day before the date of the public hearing, notice of the time and place of the hearing must be published in the official newspaper of the City or a newspaper of general circulation in the City.
- (c) Before the tenth (10th) day before the date of the public hearing, written notice of each public hearing before the planning and zoning commission on a proposed change in a zoning classification shall be sent to each owner, as indicated by the most recently approved municipal tax roll, of real property within two hundred (200) feet of the property on which the change in classification is proposed. The notice may be served by its deposit in the City, properly addressed with postage paid, in the United States mail.

II.

The provisions of this Ordinance shall be cumulative of all other ordinances or parts of ordinances governing or regulating the same subject matter as that covered herein; provided, however, that all prior ordinances or parts of ordinances inconsistent or in conflict with any of the provisions of this Ordinance are hereby expressly repealed to the extent that such inconsistency is apparent.

III.

If any section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such holding shall not affect the validity of the remaining portions of the Ordinance. The City Council of the City of Llano hereby declares that it would have passed this Ordinance and each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsections, sentences, clauses, or phrases be declared unconstitutional or invalid.

IV.

This Ordinance shall take effect immediately from and after its passage and publication as may be required by governing law.

V.

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551 of the Texas Government Code.

PASSED AND APPROVED on this the 20th day of August, 2018.



Gail Lang
Hon. Gail Lang, Mayor
City of Llano, Texas

ATTEST:

Toni Milam
Toni Milam, City Secretary
City of Llano, Texas