

**CITY OF TEXAS CITY
REGULAR CALLED CITY COMMISSION MEETING**

*** * AGENDA * ***

**WEDNESDAY, JULY 15, 2009 - 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM - CITY HALL**

1. **INVOCATION**
2. **PLEDGE OF ALLEGIANCE**
3. **PROCLAMATIONS AND PRESENTATIONS**
 - a. **Service Awards**
Robert Burby-Police-5 Years
Scotty Floyd-Public Works-10 Years
James Thompson-Sanitation-10 Years
Tommy Maris-Public Works-20 Years

Retirement
Tom Kessler-Public Works-18 Years

Promotion
Engineer William Fattig promoted to Fire Captain
4. **PUBLIC HEARING**
 - a. Public Hearing is to hear citizens' opinion in favor of or in opposition to the City of Texas City proposed amendment to the Land Use Plan.
5. **CONSENT AGENDA:** All of the following items on the Consent Agenda are considered to be routine by the City Commission and will be enacted by one motion. There will not be separate discussion of these items unless a Commission Member or citizen so requests. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary.
 - a. Consider approval of the minutes from the July 1, 2009 City Commission meeting.
 - b. Consider approval of **Resolution No. 09-075** declaring **used vehicles, office equipment and supplies as surplus property** and authorizing the City to sell and/or dispose of the vehicles, office equipment and supplies.
6. **REGULAR ITEMS**

- a. Consider approval of **Ordinance No. 09-26 amending the Land Use Plan** by amending the south side of F.M. 1764, between Hwy. 3 and Hwy. 146, from Business and Light Industrial Growth Area to Activity Corridor and amending east side of Hwy. 146, between F.M. 1764 and F.M. 1765, from Business and Light Industrial Growth Area to Activity Corridor. (Planning Dept.)

7. PUBLIC COMMENTS

8. MAYOR'S COMMENTS

9. COMMISSIONERS' COMMENTS

NOTICE OF ANY SUBJECT APPEARING ON THIS AGENDA REGARDLESS OF HOW THE MATTER IS STATED MAY BE ACTED UPON BY THE CITY COMMISSION.

NOTICE: The City of Texas City will furnish free transportation to handicapped individuals via a 4-door sedan for anyone wishing to attend the City Commission meetings. Call 948-3111, City Secretary's Office before noon on Monday preceding the meeting to make arrangements.

I CERTIFY THAT THE ABOVE NOTICE OF THE MEETING WAS POSTED ON THE BULLETIN BOARD IN THE MUNICIPAL BUILDING, 1801 9TH AVENUE NORTH, TEXAS CITY, TEXAS ON THE DATE LISTED BELOW AT 5:00 P.M.

/s/ Pamela A. Lawrence
PAMELA A. LAWRENCE
CITY SECRETARY

DATED: JULY 10, 2009

Service Awards

CITY COMMISSION AGENDA 2

Date: 07/15/2009
Submitted By: Rachel Wyatt, Human Resources
Submitted For: Rachel Wyatt
Department: Human Resources
Agenda Area: Proclamations and Presentations

Information

ACTION REQUEST (Brief Summary)

Service Awards

Robert Burby-Police-5 Years
Scotty Floyd-Public Works-10 Years
James Thompson-Sanitation-10 Years
Tommy Maris-Public Works-20 Years

Retirement

Tom Kessler-Public Works-18 Years 3 months

Promotion

Engineer William Fattig promoted to Fire Captain assigned to training

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

No file(s) attached.

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Rachel Wyatt	07/01/2009 01:28 PM	CREATED
1	Human Resources (Originator)	Rachel Wyatt	07/01/2009 01:32 PM	APRV
2	Finance			NEW
3	Paralegal			
4	City Attorney Office			
5	Mayor			
6	City Secretary			

Form Started By: Rachel Wyatt

Started On: 07/01/2009 01:28 PM

Proposed Amendment to the Land Use Map CITY COMMISSION AGENDA 2

Date: 07/15/2009
Submitted By: Julie Morreale, Planning
Submitted For: Don Carroll
Department: Planning
Agenda Area: Public Hearing

Information

ACTION REQUEST (Brief Summary)

PROPOSED AMENDMENT TO THE LAND USE MAP

Amending South side of F.M. 1764, between Hwy. 3 and Hwy. 146, from Business and Light Industrial Growth Area to Activity Corridor
and

Amending East side of Hwy. 146, between F.M. 1764 and F.M. 1765, from Business and Light Industrial Growth Area to Activity Corridor

BACKGROUND

This proposed request was given approval by the Zoning Commission on July 1, 2008. It is ready to go before the City Commission for final disposition.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Link: [Notice of Public Hearing](#)

Link: [Land Use](#)

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Julie Morreale	06/15/2009 08:33 AM	CREATED
1	Planning (Originator)	Don Carroll	06/15/2009 09:02 AM	APRV
2	Paralegal	Linda Jennings	06/15/2009 11:04 AM	APRV
3	Planning (Originator)	Don Carroll	06/15/2009 01:04 PM	APRV
4	Finance			NEW
5	Paralegal			
6	City Attorney Office			

7 Mayor

8 City Secretary

Form Started By: Julie Morreale

Started On: 06/15/2009 08:33 AM

NOTICE OF PUBLIC HEARING

Notice is hereby given that the City Commission of Texas City will hold a **PUBLIC HEARING** on **Wednesday, July 15, 2009 at 5:00 p.m.** in the Kenneth T. Nunn Room, City Hall, 1801-Ninth Avenue North, Texas City, Texas 77590. The purpose of the Public Hearing is to hear citizens' opinion in favor of or in opposition to the City of Texas City proposed amendment to the Land Use Plan.

PROPOSED AMENDMENT TO THE LAND USE MAP

Amending south side of F.M. 1764, between Hwy. 3 and Hwy. 146, from Business and Light Industrial Growth Area to Activity Corridor

and

Amending east side of Hwy. 146, between F.M. 1764 and F.M. 1765, from Business and Light Industrial Growth Area to Activity Corridor

Any citizen wishing to voice his or her opinion in favor of or in opposition to the above change is invited to be present and will be heard. If you are opposed to this rezoning request, you must submit valid reasons for opposition in writing to the City Commission of Texas City, P. O. Drawer 2608, Texas City, TX 77592-2608. Written comments will be accepted and considered on or before the date of the Public Hearing. After hearing the rezoning request, you may withdraw your opposition should your objections be satisfied. Your withdrawal should be in writing to the City Commission.

/s/ Pamela A. Lawrence
Pamela Lawrence, City Secretary
City of Texas City

Date of posting: June 15, 2009

MEMO

TO: City Commission
FROM: Don Carroll, City Planner
DATE: April 15, 2009
RE: Recommended Land Use change

Staff workshopped this recommendation with the Planning Board and the Zoning Commission during several of its scheduled meetings – April 7, 2008, April 21, 2008, May 5, 2008, and May 19, 2008 for the Planning Board and Zoning Commission – July 1, 2008.

The problem and opportunities focused on identifying the most appropriate land uses on both sides of F.M. 1764 and Highway 146 and in addition, making the decision requiring F and F1 Zoning Districts to adhere to the Brick Masonry Provisions of our Zoning Ordinance.

The Ordinance amendment requiring F and F1 to adhere to this masonry provision was adopted by the City Commission on November 5, 2008.

Staff is now recommending that the revision to the Land Use map changes that have already been reviewed and recommend for approval (by the City Commission).

The change is requiring the properties fronting on both sides of F.M. 1764 between Hwy 3 and Hwy 146 to become an Activity Corridor. Also requiring properties fronting on both sides of Hwy 146 between F.M. 1764 and 1765 to be designated as an Activity Corridor.

DRC:jm

ZONING COMMISSION MINUTES

July 1, 2008

The Zoning Commission for the City of Texas City met in a regularly scheduled meeting on Tuesday, July 1, 2008 at 5:15 p.m. Board members present were: Acting Chairman James Horan, Bert Dahl, Perry O'Brien and Yvonne Chatelain. Staff members present were: Doug Kneupper and Julie Morreale. No citizens were present.


Acting Chairman Horan welcomed everyone.

APPROVAL OF MINUTES. The minutes from the June 17, 2008 meeting were approved on a motion by Bert Dahl/Yvonne Chatelain. All members present voted aye.

ITEM NO. 1 Staff recommendation to amend the Land Use Plan designation. To change the Business Growth Industrial Area along 1764 and Hwy 146 from Business Light Industrial Growth Area to Activity Corridor (Land Use Designation). (Action) Mr. Doug Kneupper gave an overview of the recommendation to amend the Land Use Plan designation by Staff. Ms. Yvonne Chatelain asked what types of businesses are allowed in an Activity Corridor. Mr. Kneupper gave a brief description of the businesses allowed. Mr. Perry O'Brien asked if the Commission was only voting on the Business Light Industrial area. Mr. Kneupper stated that was correct. After a brief discussion, a motion to approve the Business Light Industrial Growth area to Activity Corridor Land Use Plan change was made by Perry O'Brien/Bert Dahl. All members present voted aye.

After a brief discussion a motion was made by Perry O'Brien/Bert Dahl to adjourn. All members present voted aye.

James Horan, Acting Chairman


Doug Kneupper, Acting Secretary

ZONING COMMISSION MINUTES

May 5, 2009

The Zoning Commission for the City of Texas City met in a regularly scheduled meeting on Tuesday, May 5, 2009 at 5:15 p.m. Board members present were: Chairman Tom Medlin, Perry O'Brien, Gilbert Torres and Yvonne Chatelain. Staff members present were: Brian Falk, Doug Kneupper and Don Carroll. No citizens were present.

Mr. Perry O'Brien presided over the meeting until Chairman Medlin arrived.

APPROVAL OF MINUTES. The minutes from the April 20, 2009 meeting were approved on a motion by Yvonne Chatelain/Gilbert Torres. All members present voted aye.

Mr. Carroll stated Item No. 1 and Item No. 2 have been pulled due to the fact these issues were already approved by the Zoning Commission on July 1, 2008. He continued, these items will move forward to City Commission for final disposition.

ITEM NO. 1 Proposed Amendment to the Land Use Map Amending South side of F.M. 1764, between Hwy. 3 and Hwy. 146, from Business and Light Industrial Growth Area to Activity Corridor (Action) pulled

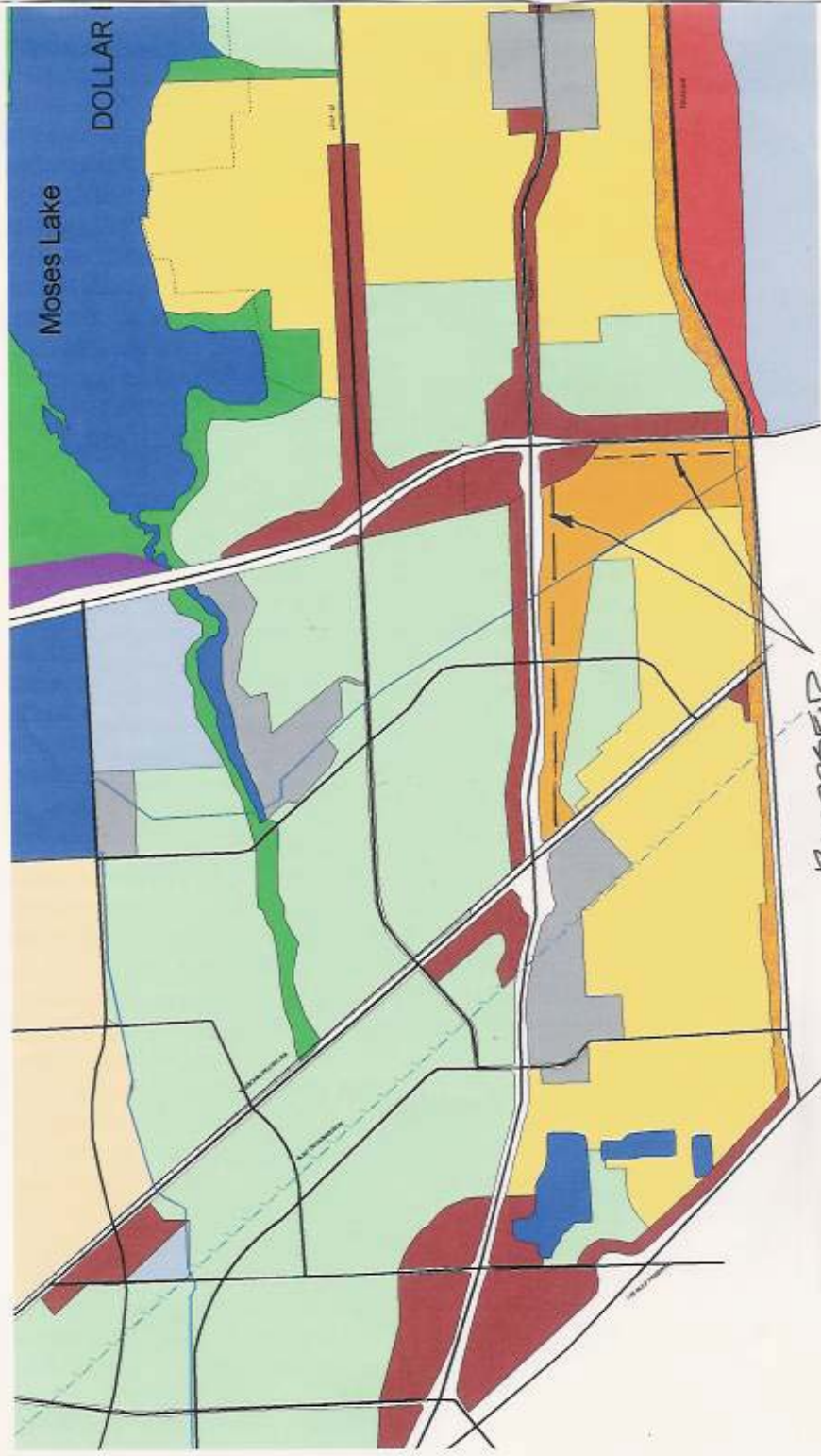
ITEM NO. 2 Proposed Amendment to the Land Use Map Amending East side of Hwy. 146, between F.M. 1764 and F.M. 1765, from Business and Light Industrial Growth Area to Activity Corridor (Action) pulled

ITEM NO. 3 Recommendations/Workshop to amend section 40-58 (e) of The Zoning Ordinance, metal shipping containers used as accessory buildings. (Action) Mr. Carroll provided an overview of the recommendations to amend section 40-58 (e). Mr. Doug Kneupper provided specifics initially the intent from Mayor Doyle and Staff is to disallow the containers in the Gateway Corridor; Mr. Kneupper continued by stating the intent expanded to only allow in the industrial zoning districts and on temporary construction sites. Mr. Perry O'Brien asked if the screening ordinance could improve the problem and what impacts would this change have on the businesses currently utilizing the containers. He asked would temporary storage be allowed for short time periods like 60 days or exceptions given to retailers during peak seasons that could be administratively approved. He questioned if the definition of the containers could be expanded to include various types of boxes (POD). Mr. Gilbert Torres asked how much of a problem is this. Mr. Carroll stated he did not have data to quantify the extent of the problem at this time. He continued this recommended text provided is a starting point to work on the amendments and a benchmark study would be completed and the information will be brought back at a subsequent meeting.

There was no further business to discuss at this time and a motion was made by Gilbert Torres/Perry O'Brien. All members present voted aye.

Tom Medlin, Chairman


Don Carroll, Secretary



July 1, 2009 City Commission Minutes
CITY COMMISSION AGENDA 2

Date: 07/15/2009
Submitted By: Pam Lawrence, Administration
Department: Administration
Agenda Area: Consent

Information

ACTION REQUEST (Brief Summary)

Consider approval of the minutes from the July 1, 2009 City Commission meeting.

BACKGROUND

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Link: [July 1, 2009 City
Commission Minutes](#)

REGULAR CALLED CITY COMMISSION MEETING

*** * M I N U T E S * ***

**WEDNESDAY, JULY 1, 2009 – 5:00 P.M.
KENNETH T. NUNN COUNCIL ROOM – CITY HALL**

A Regular Called Meeting of the City Commission was held on **Wednesday, July 1, at 5:00 P.M.** in the Kenneth T. Nunn Council Room in City Hall, Texas City, Texas, with the following in attendance: Mayor Matthew T. Doyle; Commissioners: Tommy Clark, Dee Ann Haney, Mike Land, Donald Singleton, and John W. Wilson. Commissioner Dedrick Johnson was not able to attend.

The **Mayor** called upon Commissioner Clark to offer the **Invocation**. Commissioner Wilson led all present in the **recitation of the Pledge of Allegiance**.

PROCLAMATIONS AND PRESENTATIONS

None.

The Mayor declared a quorum present and called the meeting to order at 5:00 p.m.; the public hearing was declared opened.

PUBLIC HEARING

- a. AT & T Mobility request to rezone from “A” (Single Family Residential) to “SP” (Site Plan) to construct a new communication tower; being Lot 4 Abst. 10, Amos Edwards, Block 99, San Leon FM HM TRS, being approximately .22 acres; located at Avenue U and Bowerman Road, Texas City, Texas. (Planning Dept.)

Don Carroll, City Planner, reported that this Site Plan rezoning request came before the City Development Review Team, the Planning Board and Zoning Commission for rezoning approval consideration. All land use, development regulations with performance standards have been vetted and properly addressed. After the Zoning Commission’s review the members present unanimously voted to recommend approval of the request. All distance requirements for the proposed mono pole meets the prescribed distance requirements. Applicants were in attendance to answer any questions; there were none.

Commissioner Singleton made the MOTION to CLOSE the PUBLIC HEARING; the motion was SECONDED by Commissioner Haney. All present voted AYE. MOTION CARRIED.

PRELIMINARY ZONING APPROVAL

- a. Consider preliminary approval of AT & T Mobility request to rezone from “A” (Single Family Residential) to “SP” (Site Plan) to construct a new communication tower. (Planning Dept.)

Commissioner Singleton made a MOTION to give PRELIMINARY APPROVAL to AT & T Mobility request to rezone from "A" (Single Family Residential) to "SP" (Site Plan) to construct a new communication tower, being Lot 4 Abst. 10, Amos Edwards, Block 99, San Leon FM HM TRS, being approximately .22 acres; located at Avenue U and Bowerman Road, Texas City, Texas; Commissioner Wilson SECONDED the motion. All present voted AYE. MOTION CARRIED.

CONSENT AGENDA: All of the following items on the Consent Agenda are considered to be routine by the City Commission and will be enacted by one motion. There will not be separate discussion of these items unless a Commission Member or citizen so requests. For a citizen to request removal of an item, a speaker card must be filled out and submitted to the City Secretary.

- a. Consider approval of the **Minutes** from the June 17, 2009 Regular Called City Commission Meeting.
- b. Consider approval of **Resolution No. 09-071** awarding a bid for the **construction of the 4-inch force main along FM 519, SH Loop 197 & 14th Street South**; authorizing the Mayor to execute the contract and authorizing the Mayor to approve and execute change orders not to exceed 25% of the contract amount. (Transportation & Planning Dept.)

RESOLUTION NO. 09-071

A RESOLUTION APPROVING AND AWARDED A BID AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR A 4-INCH FORCE MAIN ALONG FM 519, SH LOOP 197 AND 14TH STREET SOUTH PROJECT; PROVIDING FOR CHANGE ORDERS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

- c. Consider approval of **Resolution No. 09-72** awarding the bid for the Amburn Road Paving, Drainage, Water and Sewer Improvements Project; authorizing the Mayor to execute the contract and authorizing the Mayor to approve and execute change orders, not to exceed 25% of the contract amount. (Purchasing Dept.)

RESOLUTION NO. 09-072

A RESOLUTION APPROVING AND AWARDED A BID AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT FOR THE AMBURN ROAD PAVING, DRAINAGE, WATER AND SEWER IMPROVEMENT PROJECT; PROVIDING FOR CHANGE ORDERS; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

- d. Consider approval of **Resolution No. 09-073** authorizing the Mayor to enter into an **Interlocal Agreement with the City of Baytown for the annual demolition of residential structures**. (Community Development)

RESOLUTION NO. 09-073

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF BAYTOWN, TEXAS, FOR ANNUAL DEMOLITION OF RESIDENTIAL STRUCTURES; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

- e. Consider approval of **Resolution No. 09-074** approving the purchase and delivery of one Duraco-Emulsion Vertical 7,000 gallon storage tank through the Houston-Galveston Area Council (H-GAC) Cooperative Purchasing Program. (Purchasing Dept.)

RESOLUTION NO. 09-074

A RESOLUTION APPROVING THE PURCHASE AND DELIVERY OF ONE DURACO-EMULSION VERTICAL STORAGE TANK, THROUGH THE HOUSTON-GALVESTON AREA COUNCIL (H-GAC) COOPERATIVE PURCHASING PROGRAM, FOR THE PUBLIC WORKS DEPARTMENT; AND PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

Commissioner Wilson made a MOTION to APPROVE the CONSENT AGENDA; the motion was SECONDED by Commissioner Haney. All present voted AYE. MOTION CARRIED.

MAYOR'S COMMENTS

The Mayor commented that he and Doug Kneupper, Director of Transportation and Planning, met with the County group this week concerning the road projects that are part of the County's Bond Issue. The road going from 14th to Bay Street and 11th down to 6th to Texas Avenue are part of the bond issue. Once we get those contracts signed we will be moving forward basically under the control of the County but Mr. Kneupper will have a deep involvement with that. The City will begin the Amburn Road job in about a month. The Amburn job will be the first job of the entire County Bond Issue. The City is so far ahead in that job that the City will fund that job and be reimbursed by the County. The County does not plan to let those bonds until September and sell them probably in November of this year. Just to give an example of what kind of pricing the City is getting right now and why the City is trying to go as fast as we are going, that job was estimated about 18 months ago at about \$3.6 million it came in at \$2,003,000 - a very substantial savings to the tax payers. The City is going to try to mimic that savings with these other jobs.

The Mayor reported the water line project. The City is working on a water line from 14th to Loop 197; a major water main to give the City the ability to sell more water to industry.

The Mayor remarked on the Longhorns Landscaping Project, he clarified that the monies spent on that project did not come from tax payers ad valorem dollars; Hotel/Motel taxes and the Economic Development Corporation paid for that project.

In regards to restoring the Texas City Dike, the Mayor reported that it would cost approximately \$11 million to restore the dike. The City received a fourth letter from FEMA stating that they want to reevaluate some of the damages on the dike and recalculate some of their estimates. If the City could do it we would do it but the tax payers nor the County can afford to rebuild the dike so we are at the mercy of FEMA and they do not move at a very quick pace.

Bruce Clawson was complimented on his Hurricane Preparedness Meeting.

Individual fireworks are illegal to set off or possess in Texas City and will be confiscated. The Fourth of July Parade will be held at 10:00 a.m. The Parade Marshal is Joseph Goetschius, the son of our Police Captain Brian Goetschius, who is active military and is home before he will be deployed to Afghanistan; he will represent all active military as our Parade Marshal.

PUBLIC COMMENTS

Barbara White, Texas City resident, handed out the schedule for the Bay Area Toros and encouraged everyone to attend.

COMMISSIONERS' COMMENTS

The Mayor and Commission wished everyone a safe and happy Fourth of July.

Having no further business, **Commissioner Wilson made a MOTION to ADJOURN at 5:20 p.m.; the motion was SECONDED by Commissioner Haney. All present voted AYE. MOTION CARRIED.**

MATTHEW T. DOYLE, MAYOR

ATTEST:

Pamela A. Lawrence, City Secretary

pal: 07-09-2009

Declaring used vehicles as surplus property CITY COMMISSION AGENDA 2

Date: 07/15/2009
Submitted By: Laura Boyd, Finance
Department: Finance
Agenda Area: Consent

Information

ACTION REQUEST (Brief Summary)

Consider approval of **Resolution No. 09-075** declaring **used vehicles, office equipment and supplies as surplus property** and authorizing the city to sell and/or dispose of the equipment and vehicles.

BACKGROUND

The vehicles, supplies and equipment are no longer being used and are consuming excessive storage space.

ANALYSIS

Liquidate and dispose of used vehicles, office equipment and supplies, either through auction, sale or through disposal.

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Link:
[Res
09-075](#)

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Laura Boyd	07/08/2009 03:41 PM	CREATED
1	Finance	Laura Boyd	07/08/2009 03:52 PM	APRV
2	Finance	Laura Boyd	07/08/2009 03:53 PM	APRV
3	Paralegal	Linda Jennings	07/09/2009 09:21 AM	APRV
4	City Attorney Office	Linda Jennings	07/09/2009 09:22 AM	APRV
5	Mayor	Matthew Doyle	07/09/2009 11:34 AM	APRV
6	City Secretary			NEW
Form Started By: Laura Boyd			Started On: 07/08/2009 03:41 PM	

RESOLUTION NO. 09-075

A RESOLUTION DECLARING USED VEHICLES, EQUIPMENT, MATERIALS AND OFFICE EQUIPMENT AS SURPLUS PROPERTY AND AUTHORIZING THE CITY TO SELL AND/OR DISPOSE OF THE VEHICLES AND EQUIPMENT; PROVIDING THAT THIS RESOLUTION SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION.

WHEREAS, used vehicles, equipment, materials and office equipment are no longer used and have been discarded by various City departments and are consuming excessive storage and/or floor space; and

WHEREAS, the Director of Public Works recommends that these used vehicles and equipment either be auctioned, sold, or be disposed of.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the used vehicles and equipment is hereby declared surplus property of the City of Texas City, Texas.

SECTION 2: That the Director of Public Works be directed to liquidate and dispose of said surplus property either through auction, sale or through disposal.

SECTION 3: That this Resolution shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 15th day of July, 2009.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Pamela Lawrence
City Secretary

Ronald F. Plackemeier
City Attorney

Proposed Amendment to the Land Use Map CITY COMMISSION AGENDA 2

Date: 07/15/2009
Submitted By: Julie Morreale, Planning
Submitted For: Don Carroll
Department: Planning
Agenda Area: Regular Items

Information

ACTION REQUEST (Brief Summary)

PROPOSED AMENDMENT TO THE LAND USE MAP

Amending South side of F.M. 1764, between Hwy. 3 and Hwy. 146, from Business and Light Industrial Growth Area to Activity Corridor
and

Amending East side of Hwy. 146, between F.M. 1764 and F.M. 1765, from Business and Light Industrial Growth Area to Activity Corridor

BACKGROUND

This proposed request was given approval by the Zoning Commission on July 1, 2008. It is ready to go before the City Commission for final disposition.

ANALYSIS

ALTERNATIVES CONSIDERED

Fiscal Impact

Attachments

Link:

[Ord
09-26](#)

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
		Julie Morreale	06/15/2009 08:47 AM	CREATED
1	Planning (Originator)	Don Carroll	06/15/2009 09:02 AM	APRV
2	Paralegal	Linda Jennings	06/15/2009 11:04 AM	APRV
3	Planning (Originator)	Don Carroll	06/15/2009 01:04 PM	APRV
4	Finance			NEW
5	Paralegal			
6	City Attorney Office			
7	Mayor			
8	City Secretary			

Form Started By: Julie Morreale

Started On: 06/15/2009 08:47 AM

ORDINANCE NO. 09-26

AN ORDINANCE AMENDING THE “MASTER LAND USE PLAN” OF THE CITY OF TEXAS CITY, GALVESTON COUNTY, TEXAS, TO AMEND THE SOUTH SIDE OF FM 1764, BETWEEN HWY. 3 AND HWY. 146 AND THE EAST SIDE OF HWY. 146, BETWEEN FM 1764 AND FM 1765; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT THEREWITH; DISPENSING WITH THE REQUIREMENT FOR READING THIS ORDINANCE ON THREE (3) SEPARATE DAYS; AND PROVIDING THAT THIS ORDINANCE SHALL BECOME EFFECTIVE FROM AND AFTER ITS PASSAGE AND ADOPTION AND PUBLICATION BY CAPTION ONLY IN THE OFFICIAL NEWSPAPER OF THE CITY.

WHEREAS, due and proper notice has been given and public hearing held and all other required action taken to amend the “Master Land Use Plan” of the City of Texas City, Texas, and it is the considered opinion of the City Commission that said “Master Land Use Plan” be amended and changed as follows for the public welfare, good, economy, and enjoyment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF TEXAS CITY, TEXAS:

SECTION 1: That the “Master Land Use Plan” of the City of Texas City, Texas, is hereby amended as follows:

- A. Amending the South side of F.M. 1764, between Hwy. 3 and Hwy. 146, from Business and Light Industrial Growth Area to Activity Corridor; and
- B. Amending East side of Hwy. 146, between F.M. 1764 and F.M. 1765, from Business and Light Industrial Growth Area to Activity Corridor.

SECTION 2: That the Land Use Plan for Texas City map be amended to reflect these changes. The map shall show the changes as numbered above, A and B.

SECTION 3: That all ordinances or parts of ordinances in conflict with the provisions of this Ordinance are hereby repealed. In the event any section, clause, sentence, paragraph, or part of this Ordinance shall be, for any reason, adjudged by any court of competent jurisdiction to be invalid, such invalidity shall not affect, invalidate, or impair the remainder of this Ordinance.

SECTION 4: That the Charter requirement for reading this Ordinance on three (3) separate days has been dispensed by a majority vote of all members of the City Commission.

SECTION 5: That this Ordinance shall be finally passed upon the date of its introduction and shall become effective from and after its passage and adoption and publication by caption only in the official newspaper of the City.

PASSED AND ADOPTED this 15th day of July, 2009.

Matthew T. Doyle, Mayor
City of Texas City, Texas

ATTEST:

APPROVED AS TO FORM:

Pamela A. Lawrence
City Secretary

Ronald F. Plackemeier
City Attorney