



**Antonio Araujo**  
Mayor

**Leticia Miranda**  
Aldersperson Place 1

**David Cantu**  
Aldersperson Place 2

**Lorenzo E. Leyva Sr.**  
Aldersperson Place 3

**Maria Covernali**  
Aldersperson Place 4

**George Almanzar**  
Aldersperson Place 5

### **ORDINANCE NO. 1915.23.01**

**AN ORDINANCE ADOPTING AN AMENDMENT TO THE ZONING MAP (ZONING CHANGE) WITHIN THE MUNICIPAL LIMITS OF THE CITY OF SAN ELIZARIO, TEXAS AND WITHIN THE LIMITS OF THE EL PASO COUNTY HISTORICAL AREA; REZONING PROPERTY IDENTIFIED AS A PORTION OF TRACT 8, BLOCK 25, SAN ELIZARIO GRANT, SAN ELIZARIO, EL PASO COUNTY, TEXAS, GENERALLY LOCATED NORTH OF THE INTERSECTION OF SOCORRO ROAD AND THOMPSON ROAD, FROM A1-HD (AGRICULTURAL-HISTORIC) TO M1 (MANUFACTURING-HISTORIC) AND TO C1-HD (COMMERCIAL-HISTORIC); AND AUTHORIZING THE NOTATION OF THE CHANGE ON THE OFFICIAL ZONING MAP OF THE COUNTY OF EL PASO; PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; REPEALER; SEVERABILITY; EFFECTIVE DATE; PROPER NOTICE AND HEARING.**

### **RECITALS**

**WHEREAS,** an application was made to change a designated zone within the municipal limits of the City of San Elizario and also within the limits of the El Paso County Historical Area ("District"); and

**WHEREAS,** said application was forwarded to and considered by the City of San Elizario Planning and Zoning Commission, acting as the County Mission Trail Zoning and Planning Commission having been granted and assumed such authority pursuant to an Interlocal Government Agreement by and between the City of San Elizario and the County of El Paso, Texas ("Interlocal Agreement"); and

**WHEREAS,** the Planning and Zoning Commission has complied with all state and local laws and County regulations affecting the changing of zones and held a public hearing on May 13, 2019 to obtain public comments; and

**WHEREAS,** the City Council of the City of San Elizario ("City Council") seeks to promote safe, orderly and consistent use and development of real property; and

**WHEREAS,** the notice required by the Texas Local Government Code has been published in the official newspaper and was given to adjacent property owners; and

**WHEREAS,** public hearings have been held by the City of San Elizario, acting pursuant to the Interlocal Agreement, as required by law; and

**WHEREAS,** all written and oral protests (if any) submitted against the proposed zoning change have been reviewed and considered; and

**WHEREAS,** the City Council in its recommendation for rezoning finds that such rezoning is in the public interest of the City of San Elizario, Texas, the County of El Paso and the District; and

**WHEREAS,** pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

**WHEREAS,** pursuant to Texas Local Government Code Chapter 211, the City is authorized to promulgate and enforce zoning regulations and pursuant to Texas Local Government Code, Chapter 231, Subchapter I, the County of El Paso is authorized to promulgate and enforce zoning regulations for the District; and

**WHEREAS,** the City Council finds that it is necessary and proper for the good government, peace and order of the City of Sa Elizario to adopt this Ordinance.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ELIZARIO, TEXAS:**

## **I. REZONING, PART I**

That the zoning map and the zoning be changed from A1-HD (Agricultural-historic) to M1-HD (manufacturing-historic), within the meaning of the El Paso Mission Trail Historical Area Zoning Regulations, for the property identified as portion of Tract 8, Block 25, San Elizario Grant, San Elizario, El Paso County, Texas, generally located north of the intersection of Socorro Road and Thompson Road for approximately 2.519 acres, more or less, and further identified as the blue cross-hatched area in Exhibit "A" attached hereto and by reference included herein.

## **II. REZONING, PART II**

That the zoning map and the zoning be changed from A1-HD (Agricultural-historic) to C1-HD (commercial-historic), within the meaning of the El Paso Mission Trail Historical Area Zoning Regulations, for the property identified as portion of Tract 8, Block 25, San Elizario Grant, San Elizario, El Paso County, Texas, generally located north of the intersection of Socorro Road and Thompson Road for approximately 10.306 acres, more or less, and further identified as the pink cross-hatched area in Exhibit "A" attached hereto and by reference included herein.

## **III. ZONING MAP**

The zoning map for the El Paso Mission Trail Historical Area shall be modified to include the zoning changes directed by this ordinance.

## **IV. FINDINGS OF FACT**

That this ordinance was duly enacted with all requisites and formalities incident thereto the enactment of ordinance, and such is evidenced by the signatures below; and further that the foregoing recitals are incorporated into this ordinance by reference as findings of fact as if expressly set forth herein.

## **V. REPEALER**

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the effect of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

## **VI. SEVERABILITY**

Should any of the clauses, sentences, paragraphs, sections or parts of this ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

**VII. EFFECTIVE DATE**

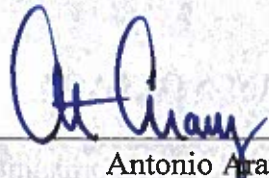
This Ordinance shall be effective immediately upon passage.

**VIII. PROPER NOTICE AND MEETING**

It is officially found and determined that the meeting at which this Ordinance was passed was open to the public, and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551 and as required by Chapter 231, Subchapter I, Texas Local Government Code.

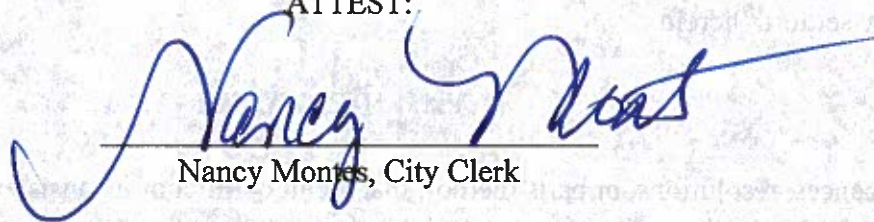
**PASSED AND APPROVED** this, the 28 day of May, 2019, by a vote of 5 (ayes) to \_\_\_\_ (nays) to \_\_\_\_ (abstentions) of the City Council of San Elizario, Texas.

**CITY OF SAN ELIZARIO, TEXAS**



Antonio Araujo, Mayor

ATTEST:



Nancy Montes, City Clerk