



Antonio Araujo
Mayor

Leticia Miranda
Alderson Place 1

David Cantu
Alderson Place 2

Lorenzo E. Leyva Sr.
Alderson Place 3

Irene D. Jaquez
Alderson Place 4

George Almanzar
Alderson Place 5

ORDINANCE NO. 2015.23.01

AN ORDINANCE REZONING PROPERTY WITHIN THE MUNICIPAL LIMITS OF THE CITY OF SAN ELIZARIO, TEXAS; REZONING PROPERTY IDENTIFIED AS 33 SAN ELIZARIO GRANT, TRACT 3, SAN ELIZARIO, EL PASO COUNTY, TEXAS, GENERALLY LOCATED APPROXIMATELY 1200 FEET WEST OF THE INTERSECTION OF SOCORRO ROAD AND CHICKEN RANCH ROAD ON THE SOUTH SIDE OF THE STREET, FROM AG (AGRICULTURAL) TO C-2 (COMMERCIAL 2); AND AUTHORIZING THE NOTATION OF THE CHANGE ON THE OFFICIAL ZONING MAP OF THE CITY OF SAN ELIZARIO; 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
- WHEREAS,** said application was forwarded to and considered by the City of San Elizario Planning and Zoning Commission; and
- WHEREAS,** the Planning and Zoning Commission has complied with all state and local laws affecting the changing of zones and held a public hearing on October 26, 2020 to obtain public comments; and
- WHEREAS,** the Planning and Zoning Commission voted in favor or recommending approval of the request to rezone the property; and
- WHEREAS,** the notices required by the Texas Local Government Code has been published in the official newspaper and was given to adjacent property owners and public hearings have been held by the City of San Elizario as required by law; and

WHEREAS, the Planning and Zoning Commission voted in favor or recommending approval of the request to rezone the property; and

WHEREAS, the notices required by the Texas Local Government Code has been published in the official newspaper and was given to adjacent property owners and public hearings have been held by the City of San Elizario 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, 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

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 the City Council in its decision for rezoning finds that such rezoning is in the public interest of the City of San Elizario, Texas.

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

I. REZONING

That the zoning map and the zoning be changed from AG (Agricultural) to C-2 (Commercial 2) for the property identified as 33 San Elizario Grant, Tract 3, San Elizario Grant, San Elizario, El Paso County, Texas, generally located approximately 1200 feet west of the intersection of Socorro Road and Chicken Ranch Road on the south side of the street and consisting of 3.464 acres, more or less, and further identified as the solid black area in the project location vicinity map in Exhibit “A” attached hereto and by reference included herein.

II. ZONING MAP

The zoning map for the City of San Elizario shall be modified to include the zoning changes directed by this ordinance.

III. ADOPTION AND 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.

IV. 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.

V. 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.

VI. EFFECTIVE DATE

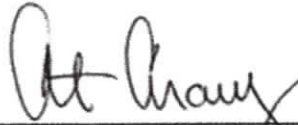
This Ordinance shall be effective immediately upon passage.

VII. 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.

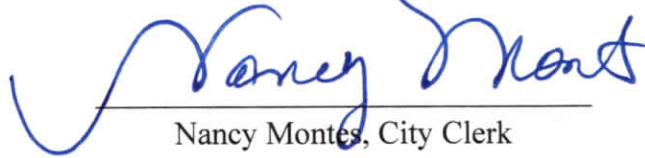
PASSED AND APPROVED this, the 17 day of November, 2020, by a vote of 3
(*ayes*) to 2 (*nays*) to 0 (*abstentions*) of the City Council of San Elizario, Texas.

CITY OF SAN ELIZARIO, TEXAS



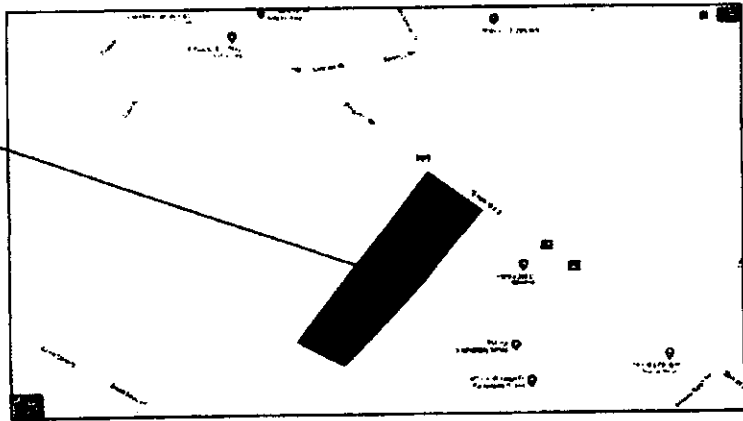
Antonio Araujo, Mayor

ATTEST:



Nancy Montes, City Clerk

PROJECT LOCATION
SOCORRO RD.
(FM 258)



VICINITY MAP
SCALE: 1"=300'