

ORDINANCE NO. 2024-00014

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: ZONE CASE NO. 2923-A; A ZONING CHANGE FROM HDR TO NC ZONING DISTRICT GENERALLY LOCATED SOUTH OF 87TH STREET, AND EAST OF UPLAND AVENUE, WESTWOOD ADDITION, TRACT A-2-A, AND A PORTION OF TRACT A-1-A, LUBBOCK, TEXAS; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE; AND, PROVIDING FOR PUBLICATION.

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, the 2040 Future Land Use Plan is a guide to help the Lubbock Planning and Zoning Commission and the City Council determine the physical development of the community; however, planning is a continuous process and change is inevitable; and

WHEREAS, the Lubbock Planning and Zoning Commission and City Council recognize that the zone change is a minor deviation from the 2040 Future Land Use Plan, which protects the public and private commitments that have been previously based on the Plan; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 40.01.005 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; **NOW THEREFORE:**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 2923-A

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under the provisions of Section 40.01.005 of the Code of Ordinances of the City of Lubbock from **HDR** to **NC** zoning district **generally located south of 87th Street, and east of Upland Avenue, Westwood Addition, Tract A-2-A, and a portion of Tract A-1-A**, City of Lubbock, Lubbock County, Texas, and being further described as follows:

METES AND BOUNDS DESCRIPTION: Attached as Exhibit "A".

SECTION 2. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 40.01.006 of the Zoning Ordinance of the City of Lubbock.

SECTION 3. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

Passed by the City Council on first reading on February 13, 2024.

Passed by the City Council on second reading on February 27, 2024.

/s/ Tray Payne
TRAY PAYNE, MAYOR

ATTEST:

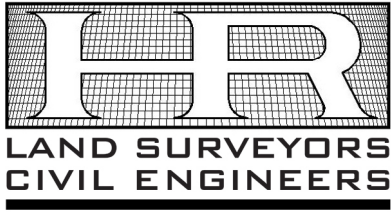
/s/ Courtney Paz
Courtney Paz, City Secretary

APPROVED AS TO CONTENT:

/s/ Kristen Sager
Kristen Sager, Director of Planning

APPROVED AS TO FORM:

/s/ Kelli Leisure
Kelli Leisure, Senior Assistant City Attorney



HUGO REED AND ASSOCIATES, INC.
1601 AVENUE N / LUBBOCK, TEXAS 79401 / 806/763-5642 / FAX 806/763-3891
TEXAS REGISTERED ENGINEERING FIRM F-760
TEXAS LICENSED SURVEYING FIRM 100676-00

EXHIBIT "A"

METES AND BOUNDS DESCRIPTION being Tract "A-2-A" and a portion of Tract "A-1-A", Westwood, an addition to the City of Lubbock, Lubbock County, Texas, being further described as follows:

BEGINNING at a point in the East right of way line of Upland Avenue, as dedicated by plat in Volume 3504, Page 39, of the Official Real Property Records of Lubbock County, Texas (ORPRLCT), and the Western boundary line of Tract "A-1-A", Westwood, an addition to the City of Lubbock, Lubbock County, Texas, according to the map, plat, and/or dedication deed thereof described under County Clerk Filing Number (CCFN) 2020042430, of the Official Public Records of Lubbock County, Texas (OPRLCT), for the Northwest corner of this tract, which bears S. 00°05'20" W., an approximate distance of 2062.6 feet and S. 89°54'40" E., an approximate distance of 55.0 feet from the Northwest corner of Section 27, Block AK;

THENCE S. 89°54'40" E., at an approximate distance of 138.7 feet pass the most Northerly Northwest corner of Tract "A-2-A", said Westwood, and an "ell" corner of said Tract "A-1-A", along the Southern boundary of said Tract "A-1-A", and the Northern boundary of said Tract "A-2-A", for a total approximate distance of 295.0 feet to a point in the Western boundary of Lot 87, Westwood, an addition to the City of Lubbock, Lubbock County, Texas, according to the plat, map, and/or dedication deed thereof recorded in Volume 3504, Page 44, ORPRLCT, for the most Easterly Southeast corner of said Tract "A-1-A", the Northeast corner of said Tract "A-2-A", and the Northeast corner of this tract;

THENCE S. 00°05'20" W., along the the Eastern boundary of said Tract "A-2-A" and Western boundary of said Lot 87, at an approximate distance of 38.4 feet pass the Southwest corner of said Lot 87, and continuing along the West line of a 20 foot alley, as dedicated by plat recorded in Volume 35004, Page 44, ORPRLCT, and the Eastern boundary of said Tract "A-1-A", for a total approximate distance of 206.4 feet to a point in the North line of a 20 foot alley, as dedicated by plat in Volume 3504, Page 39, ORPRLCT, for the most Easterly Southeast of said Tract "A-2-A" and this tract;

THENCE S. 45°05'20" W., along the North line of said 20 foot alley and the Southern boundary of said Tract "A-2-A", an approximate distance of 14.1 feet to a point in the North line of said 20 foot alley, for the most Southerly Southeast corner of said Tract "A-2-A" and this tract;

THENCE N. 89°54'40" W., continuing along the North line of said 20 foot alley and the Southern boundary of said Tract "A-2-A", an approximate distance of 275.0 feet to a point in the North line of a 20 foot alley, as dedicated by plat recorded under CCFN 2017021998, OPRLCT, for the most Southerly Southwest corner of said Tract "A-2-A" and this tract;

THENCE N. 45°54'40" W., along the North line of said 20 foot alley and continuing along the Southern boundary line of said Tract "A-2-A", an approximate distance of 14.1 feet to a point in the East right of way line of said Upland Avenue, for the most Westerly Southwest corner said Tract "A-2-A" and this tract;

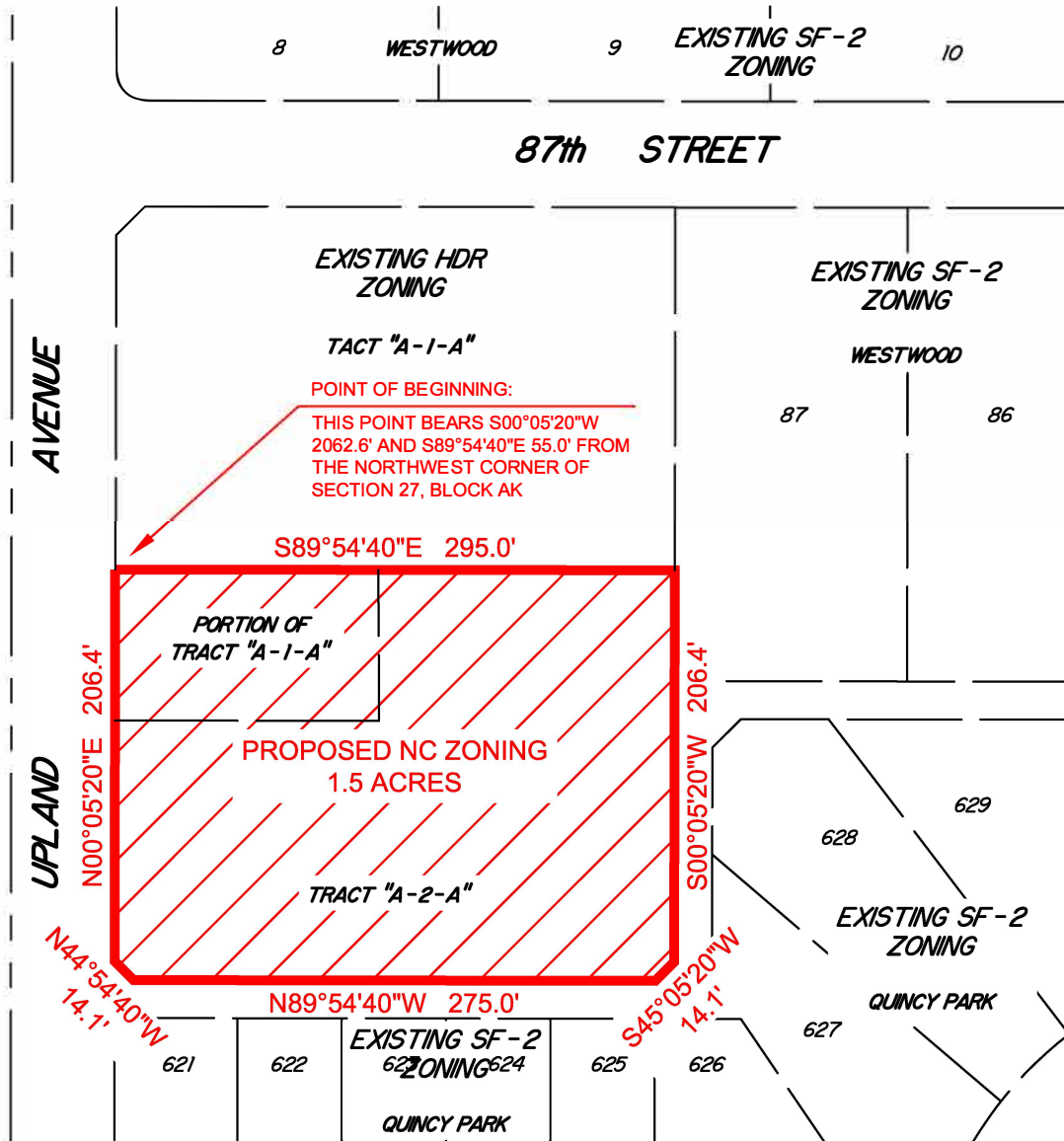
THENCE N. 00°05'20" E., along the East right of way line of said Upland Avenue, an approximate distance of 126.8 feet pass the Southwest corner of said Tract "A-1-A" and the most Westerly Northwest corner of said Tract "A-2-A", continuing for an approximate total distance of 206.4 feet to the Point of Beginning.

PREPARED FOR ZONE CHANGE PURPOSES. DOES NOT REPRESENT AN ACTUAL SURVEY.

Prepared for Brenda Jones
November 30, 2023

PROPOSED NC ZONING

WESTWOOD ADDITION



HR HUGO REED
 AND ASSOCIATES, INC.

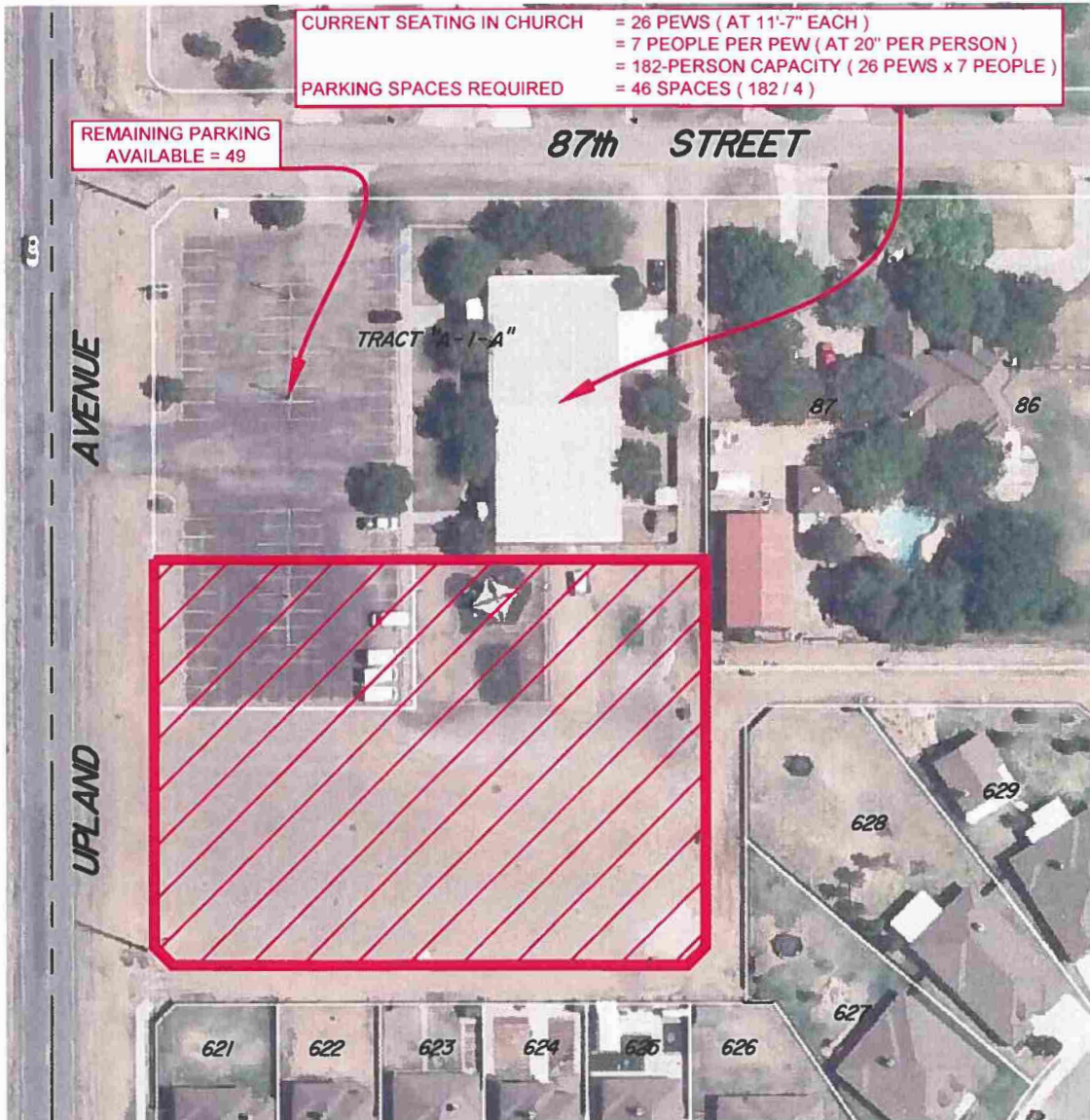
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TEXAS LICENSED SURVEYING FIRM 100676-00
 TEXAS REGISTERED ENGINEERING FIRM F-760

CHURCH PARKING

WESTWOOD ADDITION



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