

CITY OF LAVON, TEXAS
ORDINANCE NO. 2020-08-03

Zoning Map Correction – Ordinance No. 2001-04-01 (Robinson)

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LAVON, TEXAS AMENDING THE ZONING MAP ADOPTED PURSUANT TO SECTION 9.2.2.4 OF THE CITY OF LAVON CODE OF ORDINANCES TO CORRECT THE ZONING CLASSIFICATION OF 2.786 ACRES OF LAND AT 208 MOORE LANE, FROM AGRICULTURAL (A) TO RETAIL (R) PURSUANT TO ORDINANCE NO. 2001-04-01; PROVIDING A SAVINGS CLAUSE; A CUMULATIVE REPEALER CLAUSE; A SEVERABILITY CLAUSE; A PENALTY NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE AND A SEPARATE OFFENSE SHALL BE DEEMED COMMITTED EACH DAY DURING OR ON WHICH A VIOLATION OCCURS OR CONTINUES; PROVIDING FOR PUBLICATION AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Lavon, in compliance with the laws of the State of Texas, after providing the requisite notices, holding due hearings, approved on April 5, 2001, Ordinance No. 2001-04-01 changing the zoning classification of 2.786 acres of land at 208 Moore Lane from Agricultural to Business 1; and

WHEREAS, on March 20, 2018, the City Council adopted Ordinance No. 2018-03-02 updating the Comprehensive Zoning Ordinance and Zoning Map of the City including revised zoning district classifications; and

WHEREAS, the Zoning Map adopted by Ordinance No. 2018-03-02 erroneously depicted the zoning classification of the property at 208 Moore Lane as Agricultural.

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

Section 1. Incorporation of Premises. That all of the above recitals are found to be true and correct and are incorporated into the body of this ordinance as if fully set forth herein.

Section 2. Amendment. The Zoning Map of the City of Lavon shall be corrected to depict the zoning classification of 2.786 acres of land at 208 Moore Lane, shown on Exhibit A attached hereto, as Retail (R) .

Section 3. Severability Clause. It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City

Council without the incorporation of this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

Section 4. Cumulative/Repealer Clause. This ordinance shall be cumulative of all provisions of State or Federal law and other ordinances of the City of Lavon, Texas, whether codified or uncodified, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed to the extent of such conflict.

Section 5. Penalty Clause. Any person, firm or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and, upon conviction, in the municipal court of the City of Lavon, Texas, shall be punished by a fine not to exceed the sum of two thousand dollars (\$2,000.00) for each offense, and each and every day any such violation shall continue shall be deemed to constitute a separate offense.

Section 6. Savings Clause. Should any word, phrase, sentence or section contained herein be found to be invalid, such validity shall not affect any other portion of this ordinance.

Section 7. Effective Date. This ordinance shall be in full force and effect from and after its passage and publication as required by law and it is so ordained.

DULY PASSED AND APPROVED by the City Council of the City of Lavon, Texas, this 18th day of August 2020.



Vicki Sanson
Mayor

ATTEST:



Kim Dobbs
City Administrator | City Secretary



