

ORDINANCE NO. 12-12-937

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MURPHY, COLLIN COUNTY, TEXAS, AMENDING ITS COMPREHENSIVE ZONING ORDINANCE AND MAP, CHAPTER 86 OF THE CITY OF MURPHY CODE OF ORDINANCES, BY CHANGING THE ZONING CLASSIFICATION FROM PUBLIC/SEMI-PUBLIC (P/PS) TO PARKS/OPEN SPACE (PK) FOR THE PORTION OF THE MURPHY CENTRAL PARK PROPERTY DEPICTED IN EXHIBIT "A," PART A-1; BY CHANGING THE ZONING CLASSIFICATION FROM SINGLE-FAMILY RESIDENTIAL-15 (SF-15) TO PARKS/OPEN SPACE (PK) FOR THE PORTION OF THE MURPHY CENTRAL PARK PROPERTY DEPICTED IN EXHIBIT "A," PART A-2; BY CHANGING THE ZONING CLASSIFICATION FROM SINGLE-FAMILY ESTATE (SF-E) TO PARKS/OPEN SPACE (PK) FOR THE PORTION OF THE MURPHY CENTRAL PARK PROPERTY DEPICTED IN EXHIBIT "A," PART A-3; AND PROVIDING A SEVERABILITY CLAUSE, A REPEALER CLAUSE, A PENALTY CLAUSE, AND AN EFFECTIVE DATE.

WHEREAS, during the process of reviewing and updating the Comprehensive Zoning Map of the City of Murphy ("City"), City staff determined that several areas of the City depicted on the map do not reflect the current development of the property; and

WHEREAS, the City desires to amend its Ordinances and Comprehensive Zoning Map to reflect the current developed conditions; and

WHEREAS, the portion of the Murphy Central Park property depicted in Exhibit "A," Part A-1 is currently zoned as Public/Semi-Public (P/SP); and

WHEREAS, the portion of the Murphy Central Park property depicted in Exhibit "A," Part A-2 is currently zoned as Single-Family Residential 15 (SF-15); and

WHEREAS, the portion of the Murphy Central Park property depicted in Exhibit "A," Part A-3 is currently zoned as Single-Family Estate (SF-E); and

WHEREAS, the property depicted in Exhibit "A," Parts A-1, A-2, and A-3 are currently used as park and open space property; and

WHEREAS, the Planning and Zoning Commission of the City of Murphy and the City Council of the City of Murphy, in compliance with the laws of the State of Texas, have given the requisite notices by publication and otherwise, and have held due hearings and afforded a full and fair hearing to all property owners generally and to all persons interested, and the City Council of the City of Murphy is of the opinion and finds that said changes should be granted and that the Comprehensive Zoning Ordinance and Map should be amended;

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

Section 1. The Zoning Classification for and the Comprehensive Zoning Map depicting the portion of the Murphy Central Park property shown in Exhibit "A," Part A-1 is hereby changed from Public/Semi-Public (P/SP) to Parks/Open Space (PK).

Section 2. The Zoning Classification for and the Comprehensive Zoning Map depicting the portion of the Murphy Central Park property shown in Exhibit "A," Part A-2 is hereby changed from Single-Family Residential 15 (SF-15) to Parks/Open Space (PK).

Section 3. The Zoning Classification for and the Comprehensive Zoning Map depicting the portion of the Murphy Central Park property shown in Exhibit "A," Part A-3 is hereby changed from Single-Family Estate (SF-E) to Parks/Open Space (PK).

Section 4. Chapter 86 of the City of Murphy Code of Ordinances, as amended, shall be and remain in full force and effect save and except as amended by this Ordinance.

Section 5. If any word, section, article, phrase, paragraph, sentence, clause or portion of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect, for any reason, the validity of the remaining portions of the Comprehensive Zoning Ordinance, Chapter 86 of the City of Murphy Code of Ordinances, and the remaining portions shall remain in full force and effect.

Section 6. 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 Murphy, 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 7. This Ordinance shall take effect immediately from and after its passage and the publication of the caption, as the law and Charter in such cases provide.

PASSED, APPROVED, AND ADOPTED on this the 11th day of December, 2012.

APPROVED:



John Daugherty, Mayor Pro Tem
City of Murphy

ATTEST:



Kristi Gilbert, City Secretary
City of Murphy

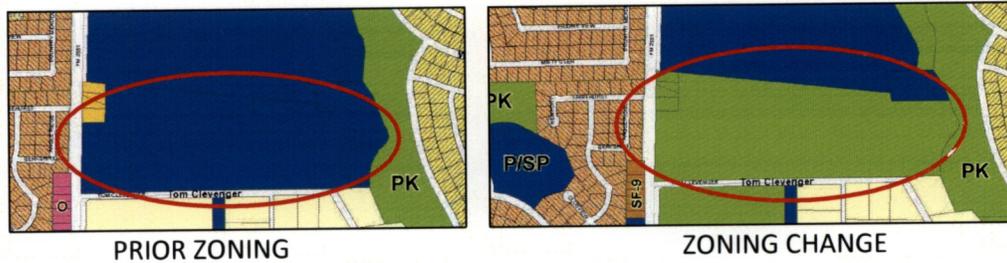


APPROVED AS TO FORM:

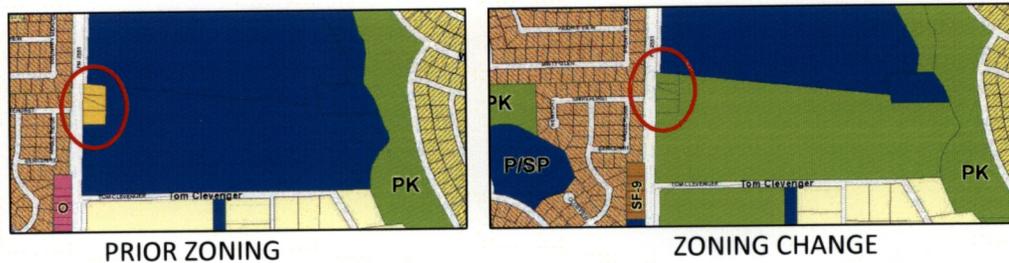
Wm. Andrew Messer,
Attorney for the City of Murphy

EXHIBIT "A"

- A-1 The following two maps show the location for zoning category change for Murphy Central Park – from Public/Semi-Public (P/SP) to Parks/Open Space (PK).



- A-2 The following two maps show the location for zoning category change for Murphy Central Park – from Single-Family Residential 15 (SF-15) to Parks/Open Space (PK).



- A-3 The following two maps show the location for zoning category change for Murphy Central Park – from Single-Family Estate (SF-E) to Parks/Open Space (PK).

