

**ORDINANCE NO. ~~0809-22-A~~**

AN ORDINANCE REZONING A 11.2109 ACRE PORTION OF BLOCK 281 LOT 1, MINEOLA TOWNSITES, FROM I (INDUSTRIAL) TO MF-18 (MULTIFAMILY), PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

At the regular City Council Meeting of the City Council of the City of Mineola, Wood County, Texas, held on September ~~12~~, 2008, at 7:00 p.m., at the Mineola Municipal Complex, there being a quorum of the City Council present, upon motion duly made and seconded the following Ordinance was adopted, to-wit:

WHEREAS, the City of Mineola has complied with the necessary requirements of Chapter 211 of the Texas Local Government Code; and

WHEREAS, the City of Mineola desires to rezone a 11.2109 acre portion of Lot 1 of Block 281 of the Mineola Townsites from I to MF-18; and

WHEREAS, the 11.2109 acre portion of Lot 1 of Block 281 of the Mineola Townsites is currently compatible as MF-18;

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

**Section 1**

That the 11.2109 acre portion of Lot 1 of Block 281 of the Mineola Townsites, City of Mineola, Wood County, Texas that is currently zoned as classification I - Industrial shall hereafter be zoned as MF-18 – Multifamily – and the official zoning map of the City of Mineola shall be revised accordingly to reflect the change in zone for said property.

**Section 2**

This ordinance shall be and is hereby declared to be cumulative of all other ordinances of the City of Mineola, and this ordinance shall not operate to repeal or affect the Code of Ordinances of the City of Mineola or any other ordinances except insofar as the provisions thereof might be inconsistent or in conflict with the provisions of this ordinance, in which event such conflicting provisions, if any, in such Code of Ordinances or any other ordinances are hereby repealed.

**Section 3**

It is hereby declared to be the intention of the Mineola 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 or competent jurisdiction, such unconstitutionality shall not effect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance, since same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

#### **Section 4**

This ordinance shall take effect immediately from and after its passage and publication in accordance with the provisions of the laws of the State of Texas.

APPROVED and ADOPTED by the City Council of the City of Mineola, Texas on the 22 day of SEPT, 2008.