

ORDINANCE NO. 2018-991

AN ORDINANCE AMENDING SECTION 28-624 IN CHAPTER 28-ZONING OF THE CODE OF ORDINANCES OF THE CITY OF WACO, TEXAS, FOR THE PURPOSE OF ALLOWING AUTOMOBILE CAR-WASHING ESTABLISHMENTS AS A SPECIAL USE IN THE C-2 ZONING DISTRICT; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR INCLUSION IN THE CODE; PROVIDING FOR PENALTIES; AND FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, it is necessary to make certain amendments to Chapter 28 – Zoning of the Code of Ordinances of the City of Waco for the purpose of allowing automobile car-washing establishments as a special use in the C-2 Zoning District; and

WHEREAS, the City Plan Commission conducted a public hearing on September 25, 2018, concerning said proposed change to Chapter 28 – Zoning of the Code of Ordinances of the City of Waco to determine automobile car-washing establishments as a special use in the C-2 Zoning District; and

WHEREAS, the Waco City Council conducted a public hearing on these proposed changes on October 16, 2018,

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

Section 1. That Chapter 28-Zoning of the Code of Ordinances of the City of Waco shall be amended as follows (~~deletions~~/ additions):

ARTICLE IV. DISTRICT REGULATIONS

DIVISION 16. C-2 COMMUNITY COMMERCIAL DISTRICT

Sec. 28-624. Special uses.

Uses which may be allowed in the C-2 district by special permit in accordance with the provisions of section 28-121 et seq. are:

(24) Automobile car-washing establishments.

Section 2. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

Section 3. That the terms and provisions of this ordinance shall be deemed to be severable and that if any section, subsection, sentence, clause, or phrase of this ordinance shall be declared to be invalid or unconstitutional, the same shall not affect the validity of any other section, subsection, sentence, clause, or phrase of this ordinance and the remainder of such ordinance shall continue in full force and effect the same as if such invalid or unconstitutional provision had never been a part hereof.

Section 4. That it is the intention of the City Council and is hereby ordained that the provisions of this ordinance shall become and be a part of the Code of Ordinances of the City of Waco, Texas, and that sections of this ordinance may be renumbered or relettered to accomplish such intention.

Section 5. That a violation of this ordinance shall be a Class C misdemeanor and the penalty for violating this ordinance shall be as provided for in Sec. 1-14 of the Code of Ordinances of the City of Waco which shall be a fine of not less than \$1.00 and no more than \$2,000.00, and each day a violation exists shall be a separate offense.

Section 6. That it is hereby officially found and determined that the meeting at which this ordinance is passed is open to the public and that public notice of the time, place and purpose of said meeting was given as required by law.

PASSED AND APPROVED:

First Reading: this 16th day of October, 2018.

Second Reading: this 6th day of November, 2018.

DocuSigned by:



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Kyle Deaver, Mayor
City of Waco, Texas

ATTEST:

DocuSigned by:




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Esmeralda Hudson, City Secretary



APPROVED AS TO FORM & LEGALITY:

DocuSigned by:

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Jennifer Richie, City Attorney