ORDINANCE NO. ________________

AN ORDINANCE REZONING AND CHANGING THE ZONING MAP FOR THE PROPERTY LOCATED AT 827 WEST 12TH STREET FROM GENERAL COMMERCIAL SERVICES (CS) DISTRICT TO DOWNTOWN MIXED USE-CONDITIONAL OVERLAY (DMU-CO) COMBINING DISTRICT.

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

PART 1. The zoning map established by Section 25-2-191 of the City Code is amended to change the base district from general commercial services (CS) district to downtown mixed use-conditional overlay (DMU-CO) combining district on the property described in Zoning Case No. C14-2019-0050, on file at the Planning and Zoning Department, as follows:

Being 0.555 of an acre of land, more or less, out of and a part of Outlot No. 5, in Division “E”, in Travis County, Texas, said 0.555 acre of land being more particularly described by metes and bounds in Exhibit “A” incorporated into this ordinance (the “Property”),

locally known as 827 W. 12th Street in the City of Austin, Travis County, Texas, generally identified in the map attached as Exhibit “B”.

PART 2. The Property within the boundaries of the conditional overlay combining district established by this ordinance is subject to the following conditions:

The maximum height of a building or structure on the Property shall not exceed 60 feet.

PART 3. Except as specifically restricted under this ordinance, the Property may be developed and used in accordance with the regulations established for the downtown mixed use (DMU) base district and other applicable requirements of the City Code.
PART 4. This ordinance takes effect on ______________, 2019.

PASSED AND APPROVED

$                                          $                                          $

______________________________, 2019

$                                          $                                          $

Steve Adler
Mayor

APPROVED: ____________________________ ATTEST: ____________________________

Anne L. Morgan
City Attorney

Jannette S. Goodall
City Clerk
EXHIBIT "A"

Being 0.555 of an acre of land more or less, out of and a part of, OUTLOT NO. FIVE (5) IN DIVISION "E", in Travis County, Texas. Said tract being more particularly described in field note Exhibit "A".

Being 0.555 acres out of Outlot 5, Division "E", in the City of Austin, Travis County, Texas, according to the map or plat of record in the General Land Office of the State of Texas, as shown on accompanying survey plat and being more particularly described as follows ( Bearings for this survey obtained from Document No. 200402829, Official Public Records, Travis County, Texas):

BEGINNING at an "X" cut in concrete found in the south line of West 12th Street (60' R.O.W.), at the most northerly northwest corner of a tract described in a deed to C. M. Dachis, recorded in Volume 3820, Page 285, Deed Records, Travis County, Texas, for the northwest corner of said tract, from said point, a hilly rail found bears, S 70°26'00" E, 61.12'; and an "X" cut in concrete found bears, N 70°26'00" W, said course constitutes directional control for this survey, 201.25'.

THENCE, with the west line of said Dachis tract and the east line of this tract, S 19°15'04" E, 184.73', to a ½" iron pin set with plastic cap stamped "ARPBTVR PRLS 4772", at an intersect all corner in said Dachis tract, for the southeast corner of this tract.

THENCE, with the north line of said Dachis tract and the south line of this tract, N 70°11'21" W, 130.96', to a ½" iron pin found at the most westerly northwest corner of said Dachis tract, at the southwest corner of a tract described as 0.56 acre in a deed to Gilbert Cuadra, et al., recorded in Volume 6372, Page 519, Deed Records, Travis County, Texas, currently owned by Cuadra Financial Group, Inc., for the southwest corner of this tract.

THENCE, with the east line of said Cuadra tract and the west line of this tract, N 19°15'04" W, passing at 184.70', a ½" iron pin found at the northeast corner of said Cuadra tract and the southeast corner of a tract described in a deed to Elmoig Family, Ltd., recorded in Volume 12837, Page 2306, Real Property Records, Travis County, Texas, in all, 184.17', to a ½" iron pin set with plastic cap stamped "ARPBTVR PRLS 4772", in the south line of West 12th Street, at the northeast corner of said Elmoig tract, for the northwest corner of this tract.

THENCE, with the south line of West 12th Street and the north line of this tract, S 70°26'00" E, 130.95', to the PLACE OF BEGINNING and containing 0.555 acre of land, more or less.

Prepared from a survey made on the ground March 7, 2006, by:

Arpenteurs Professional Surveying
8906 Wall Street, Suite 302
Austin, Texas 78754
(512) 832-1232
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[Signature]
Robert M. Barbomb
R.P.L.S. No 4772