

ORDINANCE NO. 2024-3990

AN ORDINANCE AMENDING THE CODE OF ORDINANCES OF THE CITY OF LA PORTE, CHAPTER 106, MORE COMMONLY REFERRED TO AS THE ZONING ORDINANCE OF THE CITY OF LA PORTE, BY GRANTING SPECIAL CONDITIONAL USE PERMIT NO. 24-91000002, TO ALLOW FOR THE DEVELOPMENT OF SINGLE FAMILY RESIDENTIAL HOMES ON A 56.7- ACRE TRACT OF LAND IN THE PLANNED UNIT DEVELOPMENT (PUD) ZONING DISTRICT, LOCATED AT THE NORTHEAST CORNER OF STATE HIGHWAY 146 AND WHARTON WEEMS BOULEVARD, AND LEGALLY DESCRIBED AS LOTS 1-33, BLOCK 1267, LA PORTE SUBDIVISION; TRACT 1M, ABSTRACT 35, J HUNTER SURVEY; AND TRACTS 5 & 5L, ABSTRACT 30, W.P. SURVEY, HARRIS COUNTY, TEXAS; MAKING CERTAIN FINDINGS OF FACT RELATED TO THE SUBJECT; FINDING COMPLIANCE WITH THE OPEN MEETINGS ACT; AND PROVIDING AN EFFECTIVE DATE HEREOF;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LA PORTE, TEXAS:

Section 1. Chapter 106 “Zoning” of the Code of Ordinances is hereby amended by granting Special Conditional Use Permit #24-91000002 attached hereto as Exhibit A and incorporated by reference for all purposes, to allow for the development of a single family residential subdivision on a 56.7-acre tract of land in a Planned Unit Development (PUD) zoning district and legally described as Lots 1-33, Block 1267, La Porte Subdivision; Tract 1M, Abstract 35, J Hunter Survey; and Tracts 5 & 5L, Abstract 30, W.P. Harris Survey; Harris County, Texas.

Section 2. All ordinances or parts of ordinances inconsistent with the terms of this ordinance are hereby repealed; provided, however, that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered by this ordinance.

Section 3. Should any section or part of this ordinance be held unconstitutional, illegal, or invalid, or the application to any person or circumstance for any reasons thereof ineffective or inapplicable, such unconstitutionality, illegality, invalidity, or ineffectiveness of such section or part shall in no way affect, impair or invalidate the remaining portions thereof; but as to such remaining portion or portions, the same shall be and remain in full force and effect and to this end the provisions of this ordinance are declared to be severable.

Section 4. The City Council officially finds, determines, recites and declares that a sufficient written notice of the date, hour, place and subject of this meeting of the City Council is posted at a place convenient to the public at the City Hall of the city for the time required by law preceding this meeting, as required by Chapter 551, TX. Gov’t Code; and that this meeting has been open to the public as required by law at all times during which this ordinance and the subject matter thereof has been discussed, considered and formally acted upon. The City Council further ratifies, approves and confirms such written notice and the contents and posting thereof.

Section 5. The City Council of the City of La Porte hereby finds that public notice was properly mailed to all owners of all properties located within three hundred feet (300’) of the properties

under consideration.

Section 6. The City Council of the City of La Porte hereby finds, determines, and declares that all prerequisites of law have been satisfied and hereby determines and declares that the amendments to the City of La Porte Zoning Classification contained in this Ordinance as amendments thereto are desirable and in furtherance of the goals and objectives stated in the City of La Porte's Comprehensive Plan.

Section 7. This ordinance shall be effective after its passage and approval.

PASSED AND APPROVED THIS 10TH day of JUNE 2024.

CITY OF LA PORTE, TEXAS

Rick Helton, Mayor

ATTEST:

APPROVED AS TO FORM:

Lee Woodward, City Secretary

Clark T. Askins, City Attorney