

ORDINANCE NO. 2021-04

AN ORDINANCE OF THE CITY OF LA FERIA, TEXAS, AMENDING CHAPTER 14 (ZONING) OF THE CITY OF LA FERIA'S CODE OF ORDINANCES AS AMENDED, BY APPROVING A SPECIFIC USE PERMIT FOR THE OPERATION OF A FOOD TRUCK IN A GENERAL COMMERCIAL DISTRICT (C-2) AT 101 W. EXPRESSWAY 83, LOCATED IN LA FERIA, CAMERON COUNTY, TEXAS; PROVIDING A CUMULATIVE AND REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, under the authority of Chapter 211 of the Texas Local Government Code, the City of La Ferie (City) adopts regulations and establishes zoning to control the use of land within the corporate limits of the City; and

WHEREAS, a petition for a Specific Use Permit has been made by the owner in conformance with the procedures of the City of La Ferie's Code of Ordinances, Chapter 14, Zoning, for property located at 101 W. Expressway 83, La Ferie, Texas.

WHEREAS, a public hearing on September 14, 2021 determined that the petition and associated application for the Specific Use Permit met the requirements of Chapter 14, Article 14.04, Section 19 (Specific Use Permits Generally), and recommended approval of the Specific Use Permit for the operation of a food truck on the specific site.

WHEREAS, the City has complied with all conditions precedent necessary to take this action, has properly noticed and conducted all public hearings and public meetings pursuant to the Texas Local Government Code and Texas Government Code, as applicable.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF LA FERIA, TEXAS:

SECTION 1. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Commission and made a part hereof for all purposes as findings of fact.

SECTION 2. The City Commission finds:

That the Zoning Ordinance and Official Zoning Map of the City of La Ferie, Texas as heretofore amended be, and the same is hereby amended, by approving a specific use permit for the operation of a food truck at 101. W. Expressway 83, the legal description being Minnesota- Texas Irrigation Land Company, Block 51, Acres .04280, Cameron County Appraisal District ID # 180486 in La Ferie, Texas.

SECTION 3. Cumulative and Repealer Clause. This ordinance shall be cumulative of all other ordinances of the City of Pflugerville, Texas, and shall not operate to repeal or affect any other ordinances of the City 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, are hereby repealed to the extent of such conflict.

SECTION 4. Severability Clause. The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this Ordinance shall be declared unconstitutional or invalid, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs or sections of this Ordinance, since the same would have been enacted by the City Council without the incorporation in this Ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

SECTION 6. Effective Date. This Ordinance will take effect upon its adoption by the City Commission and publication of the caption hereof in accordance with the City Charter.

PASSED AND APPROVED this 14th day of September 2021.

CITY OF LA FERIA, TEXAS

by:


OLGA H. MALDONADO, Mayor

ATTEST:


AMANDA MORALES, City Secretary

APPROVED AS TO FORM:

ALLISON A. BASTIAN-RODRIGUEZ,
City Attorney
Denton Navarro Rocha Bernal & Zech, P.C.