

**ORDINANCE NO. 2018-**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS AMENDING THE OFFICIAL ZONING MAP OF THE CITY BY REZONING A 0.977 ACRE, MORE OR LESS, TRACT OF LAND, LOCATED AT 1200 OLD MARTINDALE ROAD, FROM “NC” NEIGHBORHOOD COMMERCIAL DISTRICT TO “N-MS” NEIGHBORHOOD MAIN STREET DISTRICT; AND INCLUDING PROCEDURAL PROVISIONS.**

**RECITALS:**

1. On June 24, 2018, the Planning and Zoning Commission of the City of San Marcos held a public hearing regarding a request to change the zoning designation from “NC” Neighborhood Commercial District to “N-MS” Neighborhood Main Street District for a 0.977 acre, more or less, tract of land, located at 1200 Old Martindale Road.

2. Subsequent to the public hearing on that date, the Planning and Zoning Commission considered the request and voted to recommend that the request be approved by the City Council of the City.

3. The City Council held a public hearing on August 21, 2018 regarding the request and the recommendation.

4. All requirements pertaining to Zoning Map amendments have been met.

5. The City Council hereby finds and determines that the adoption of the following ordinance is in the interest of the public health, morals, welfare and safety.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS:**

**SECTION 1.** The Official Zoning Map of the City is amended to rezone the 0.977 acre tract of land described in Exhibit “A,” attached hereto and made a part hereof for all purposes, from “NC” Neighborhood Commercial District to “N-MS” Neighborhood Main Street District.

**SECTION 2.** This ordinance will take effect after its passage, approval and adoption on second reading.

**PASSED AND APPROVED** on first reading on August 21, 2018.

**PASSED, APPROVED AND ADOPTED** on second reading on September 4, 2018.

John Thomaides  
Mayor

Attest:

Jamie Lee Case  
City Clerk

Approved:

Michael Cosentino  
City Attorney

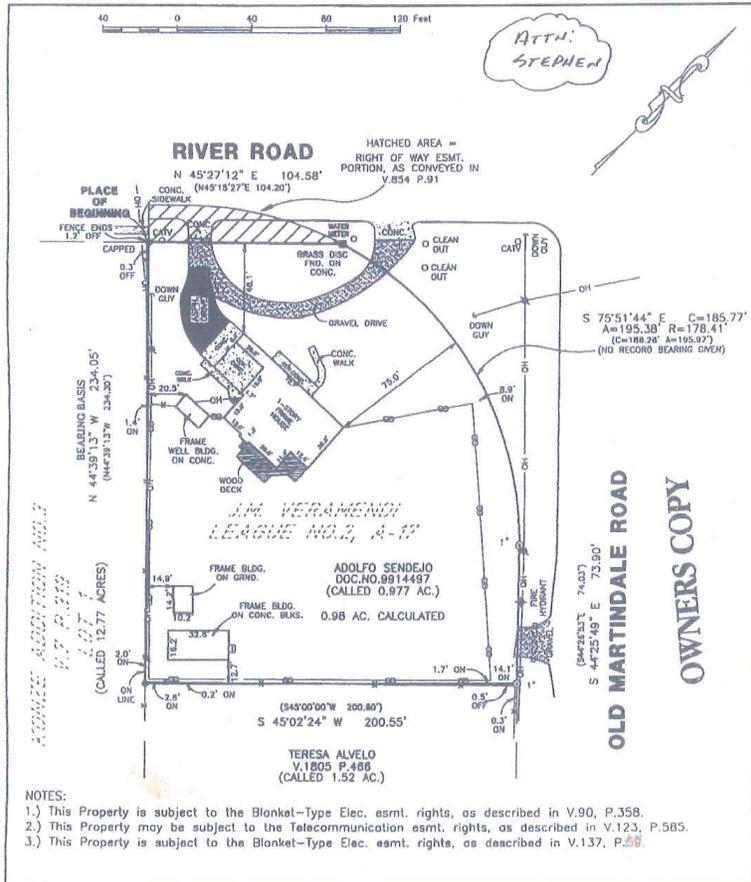
# EXHIBIT A

MAR-27-2006 02:42P FROM: CHECK MARK

6200100

TO: 8050192

P. 1



ALL THAT CERTAIN 0.98 OF AN ACRE, MORE OR LESS, OUT OF THE J. M. VERAMENDI LEAGUE, NO. 2, A-17, IN HAYS COUNTY, TEXAS, AND BEING MORE PARTICULARLY DESCRIBED IN EXHIBIT "A", ATTACHED HERETO AND MADE A PART HEREOF.

COUNTY: HAYS STATE OF TEXAS STREET ADDRESS: 1200 OLD MARTINDALE ROAD  
CITY: SAN MARCOS REFERENCE NAME: RUBEN SENDEJO

**B&G Surveying, Inc.**  
Victor M. Corzo R.P.L.S.  
Office 512-458-8680  
Fax 512-458-8845  
1404 West North Loop Blvd.  
Austin, Texas 78756

**McCormack & Co.**  
1404 West North Loop Blvd.  
Austin, Texas 78756

THIS AREA IS DEPICTED AS BEING IN A SPECIAL FLOOD HAZARD AREA PER TEXAS'S FLOOD INSURANCE RATE MAP 48480N 0183 E DATED 8-18-93. IT IS REPRESENTED AS IN ZONE "AH", HOWEVER AT PRESENT TIME, NO ELEVATIONS, DRAINAGE, OR FLOOD STUDIES HAVE BEEN PERFORMED AND INFORMATION IS BASED SOLELY UPON SDG DATA. THE SURVEYOR DOES NOT ASSUME RESPONSIBILITY AS TO ANY INFORMATION PROVIDED BY SDG MAP AND DOES NOT IMPLY THAT THE PROPERTY AND/OR THE STRUCTURES THEREON WILL BE FREE OF FLOOD DAMAGE. FOR FURTHER INFORMATION CONTACT YOUR FLOOD PLAN ADMINISTRATOR.

TO THE LANDHOLDER AND/OR PREdecessORS OF THE PREMISES SURVEYED AND TO FACILITY NATIONAL TITLE INSURANCE COMPANY

I DO HEREBY CERTIFY TO THOSE LISTED HEREON THAT THIS SURVEY WAS THIS DAY MADE ON THE GROUND, UNDER MY SUPERVISION, OF THE PROPERTY LEGALLY DESCRIBED HEREON, IS PREPARED IN ACCORDANCE TO THE TITLE COMMITMENT REFERENCED HEREON, AND THAT THERE ARE NO UNLAWFUL BOUNDARY LINE CONFLICTS, UNRECORDED ENCROACHMENTS, IMPROVEMENTS, OR RIGHTS IN PLACE, EXCEPT AS SHOWN HEREON, TO THE BEST OF MY KNOWLEDGE, ONLY EXCEPTS CONTAINED WITHIN THE AFFOREMENTIONED TITLE COMMITMENT WERE REVIEWED.

FIELD WORK	DATE	CHECKED BY
FIELD WORK	03-2-04	...
CALCULATIONS	03-2-04	...
DRAWING	03-2-04	...
FINAL CHECK	03-2-04	...
CORRECTIVE MARKS	03-13-04	...
UP DATE		

- LEGEND**
- 1/2" IRON PIPE FOUND
  - 1/2" REBAR FOUND
  - 1/2" REBAR SET
  - △ 600 MM SET
  - △ 600 MM SET
  - SPW/SL FOUND
  - BARR WIRE FENCE
  - CHAIN LINK FENCE
  - WOOD FENCE
  - METAL FENCE
  - B.L. BUILDING LINE
  - P.U.E. PUBLIC UTILITY EASEMENT
  - D.E. DRAINAGE EASEMENT
  - S.D.E. SURFACE DRAINAGE EASEMENT
  - E.E. ELECTRIC EASEMENT
  - W/W/W WASTE/SEWER
  - ( ) RECORD INFORMATION
  - POWER POLE
  - OVERHEAD UTILITIES