

**ORDINANCE NO. 011**

**AN ORDINANCE OF THE CITY OF HIGHLAND HAVEN, TEXAS SCHEDULING TWO (ONE TO FOLLOW THE OTHER) JOINT PUBLIC HEARINGS OF THE BOARD AND THE ZONING COMMISSION IN THE COMMUNITY CENTER AT 7:00 P.M. ON JUNE 26, 1996 FOR THE PURPOSE OF PUBLIC INPUT AND COMMENT ON: (1) THE ADDITION OF APPENDIX 5 - - PLANNED DEVELOPMENT DISTRICT TO ZONING ORDINANCE #007, AND (2) ORDINANCE NO. 010 "FLOOD DAMAGE PREVENTION". APPENDIX 5, AS PROPOSED, OFFERS A METHOD OF DEVELOPMENT FOR ANY TRACT OF SIX (6) ACRES OR MORE LOCATED IN THAT PORTION OF THE CITY SITUATED ON BOTH SIDES OF HIGHLAND DRIVE (CO. RD. 125) AND LOCATED NORTH OF THE ENTRANCE TO THE HIGHLAND HAVEN SUBDIVISION. ORDINANCE 010 PROVIDES FOR FLOODPLAIN MANAGEMENT BY THE CITY AND WILL REPLACE CITY FLOODPLAIN MANAGEMENT BY BURNET COUNTY. IT IS THE INTENTION OF THE BOARD OF ALDERMAN TO ENACT BY ORDINANCE APPENDIX 5 - - PLANNED DEVELOPMENT DISTRICT AS AN ADDITION THE ZONING ORDINANCE # 007 AND TO ALSO ENACT ORDINANCE NO. 010 AT THE SAME TIME AND DATE FOLLOWING THE SAID HEARING.**

**WHEREAS**, the City Board of Aldermen have an obligation to control land use for the welfare and benefit of all citizens:  
and

**WHEREAS**, The Planing and Zoning Board, appointed to develop a comprehensive land use plan and ordinances to control land usage has determined that a Planned Development District applicable to Agricultural District (D) tracts of six (6) acres or more would reduce hardship and provide for additional development within the City; and

**WHEREAS**, the earliest possible adoption of a Planned Development District is desired so that the owners of applicable property within the City of Highland Haven, Texas can proceeded with plans to improve their property; and

**WHEREAS**, the Board of aldermen have the responsibility to assure that residents qualify for participation in the National Flood Insurance Program; and

**WHEREAS**, Floodplain Administration for the City is now under a Burnet County Court order; and

**WHEREAS**, the City can qualify to conduct Floodplain Administration by passing Ordinance No. 010; and

**WHEREAS**, the City can request in Ordinance No. 010 that the livable first floor be at a mean sea level (MSL) of 831 feet which it five (5) feet lower than permitted in the Burnet County Court order.

**WHEREAS**, Section 211 of the Local Government Code of the State of Texas provides that a joint public hearing may be held by the governing body and the zoning commission; and

**WHEREAS**, Section 211 of the Local Government Code of the State of Texas provides that the governing body may take action on the matter at this same meeting after it receives the final report of the zoning commission.

NOW THEREFORE:

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND HAVEN, TEXAS:**

**SECTION 1. AUTHORIZATION.**

**The Board of Aldermen hereby authorize a joint meeting (public hearing) of the Board and the Zoning Commission for the purpose of achieving the earliest possible implementation of both Appendix 5 - - Planned Development District addition to Ordinance No. 007 and Ordinance no. 010.**

**SECTION 2. APPLICATION.**

**This ordinance applies to: (1) the June 26, 1996 joint meeting of the Board of Aldermen and the Zoning Commission to be held for public input on appendix 5 and ordinance no. 010; (2) after the public hearings are closed, the Board meeting may elect to continue their meeting with the anticipation of receiving the Zoning Commissions final reports.**

**SECTION 3. RESTRICTIONS.**

**The Zoning Commission hold a meeting following the public hearing and prepare a final report. Board must receive the final reports before enactment.**

**SECTION 4. EMERGENCY**

**By vote of Aldermen it is determined that the health, safety, and welfare requires that this ordinance be enacted immediately as an emergency.**

PASSED AND APPROVED this \_\_\_\_ day of \_\_\_\_\_ 1996.

/s/ \_\_\_\_\_  
Mayor

ATTEST:

s/ \_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

/s/ \_\_\_\_\_  
City Attorney

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