

CITY OF JOSHUA, TEXAS

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, AMENDING SECTION 5.2, "PERMITTED USE TABLE," OF ARTICLE 5, "PERMITTED USES," IN THE CITY'S ZONING ORDINANCE, FOUND IN CHAPTER 14, "ZONING," OF THE CODE OF ORDINANCES OF THE CITY OF JOSHUA, TEXAS, BY REPEALING THE LAND USE TYPE "COMMUNITY OR SOCIAL BUILDINGS" CONTAINED IN THE "INSTITUTIONAL/GOVERNMENTAL" USES PORTION OF THE PERMITTED USE TABLE AND REPLACING IT WITH THE LAND USE TYPE "ASSEMBLY HALL (PRIVATE) AND EVENT CENTERS"; MAKING FINDINGS RELATIVE THERETO; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, while the term "Assembly Hall (Private) and Event Centers" is defined in Section 11.2, "Definitions," of the Zoning Ordinance, such term, "Assembly Hall (Private) and Event Centers" is not reflected as a permissible land use in the Permitted Use Table contained in Section 5.2 of the Zoning Ordinance; and

WHEREAS, since the term "Community or Social Buildings" is reflected in the Permitted Use Table in Section 5.2 of the Zoning Ordinance, but is not defined in Section 11.2, "Definitions," of the Zoning Ordinance, the City Council wishes to repeal and remove the term "Community or Social Buildings" from the Permitted Use Table and replace it with "Assembly Hall (Private) and Event Centers"; and

WHEREAS, the Planning and Zoning Commission of the City of Joshua and the City Council of the City of Joshua, in compliance with the laws of the State of Texas, have given the requisite notices and have concluded that such will promote the public health, safety and welfare of the citizens of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, THAT:

SECTION 1

All of the above premises are hereby found to be true and correct and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2

From and after the effective date of this Ordinance, the land use type "Community or Social Buildings" contained in the "Institutional/Governmental" uses portion of the Permitted Use Table, found in Section 5.2, "Permitted Use Table," of Article 5, "Permitted Uses," of the City's Zoning Ordinance, found in Chapter 14, "Zoning," of the Code of Ordinances of the City of Joshua, Texas, is hereby repealed and removed, and is

replaced with the land use type “Assembly Hall (Private) and Event Centers.” All associated notations, such as the requirement of a conditional use permit, parking ratios and supplemental regulations, in the row “Community or Social Buildings” shall apply to “Assembly Hall (Private) and Event Centers.”

SECTION 3

If any word, section, article, phrase, paragraph, sentence, clause, or portion of this Ordinance or application thereto to any person or circumstance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portion of this Ordinance; and the City Council hereby declares it would have passed such remaining portions of this Ordinance despite such invalidity which remaining portions shall remain in full force and effect.

SECTION 4

This Ordinance shall take effect and be in full force from and after its passage and publication, as provided by the laws of the State of Texas.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, THIS THE ____ DAY OF _____, 2023.

Scott Kimble, Mayor

ATTEST:

Alice Holloway, City Secretary

APPROVED AS TO FORM:

Terrence S. Welch, City Attorney