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SECTION 4. Should any sentence, paragraph, clause, phrase or section of this ordinance be adjudged or held to be unconstitutional, illegal or invalid, the same shall not affect the validity of this ordinance as a whole, or any part or provision thereof other than the part so decided to be invalid, illegal or unconstitutional, and shall not affect the validity of the Code of Ordinances as a whole.

1
2 **SECTION 5.** It is officially found, determined, and declared that the meeting at which this
3 Ordinance is adopted was open to the public as required and that public notice of the time, place,
4 and purpose of said meeting was given as required by the Texas Open Meetings Act, Chapter 551,
5 Texas Government Code, as amended.
6

7 **SECTION 6.** This ordinance shall take effect immediately from and after its passage and the
8 publication of the caption as the law provides.
9

10 **APPROVED, PASSED AND ADOPTED** by the City Council of the City of Rollingwood, Texas,
11 on the ____ day of _____, 2023.
12

13 APPROVED:

14
15
16
17 _____
18 Gavin Massingill, Mayor

19 ATTEST:

20
21
22 _____
23 Desiree Adair, City Secretary
24
25

Exhibit A

All text which is underlined denotes addition of new text.

Sec. 107-518 – Hearing and notice

- a) The commission will hold a public hearing on all proposed changes on zoning regulations or boundaries.
- b) Not less than 16 days prior to the hearing, notice of the date, time and location thereof will be published in the official newspaper of the city or in a newspaper of general circulation in the city. In addition, in the case of a proposed change in zoning classification, written notice of a public hearing will be mailed, not less than 30 days prior to the hearing, to all owners of property (as such ownership is shown on the current city tax roll) lying within 250 feet of the property that is the subject of the proposed zoning classification change. If the application for a change in zoning classification requests a change to a zoning district other than residential district or park district, the notice must be mailed, not less than 30 days prior to the hearing, to all owners of property (as such ownership is shown on the current city tax roll) within the city. The notice may be served by depositing it in the U.S. mail with the proper address and postage.
- c) Public hearing required. Whenever a public hearing is required, the city administrator or his/her designee shall establish the date, time and place of the public hearing and shall cause any notice required to be prepared and made accordingly.
- d) Joint public hearing. The city council may, at its discretion at a properly noticed public meeting, determine that a public hearing shall be held before both the planning and zoning commission and the city council. If such a determination is made, the planning and zoning commission and the city council may conduct a joint public hearing and take action on the application in the following manner:
 - 1) The city council on its own motion shall establish the date of the joint public hearing.
 - 2) The city council shall cause notice of the joint public hearing to be provided as required.
 - 3) The planning and zoning commission and the city council shall be convened for the hearing and for any action to be taken on the petition or application.
 - 4) The planning and zoning commission and the city council may take action on the application at the same meeting; however, the city council shall not take action until the report and recommendation of the planning and zoning commission has been received.