

AT 10:00 clock A.M.

MAY 27 2005

CITY CLERK  
City of San Marcos

ORDINANCE NO. 2005-~~54~~

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, TEXAS AMENDING SECTION 4.2.5.1 OF THE CITY LAND DEVELOPMENT CODE TO DESIGNATE AN AREA WITHIN THE CITY AS THE BURLESON STREET HISTORIC DISTRICT, ALONG THE 700 THROUGH 1000 BLOCKS OF BURLESON STREET, AND TO DESIGNATE AN AREA WITHIN THE CITY AS THE LINDSEY-ROGERS HISTORIC DISTRICT, ALONG THE 400 THROUGH 600 BLOCKS OF MOORE STREET, THE 700 BLOCK OF SMITH STREET, THE 500 AND 600 BLOCKS OF LINDSEY STREET, THE 500 AND 600 BLOCKS OF ROGERS STREET, THE 400 THROUGH 700 BLOCKS OF BLANCO STREET, THE 700 BLOCK OF VIOLA STREET, THE 300 THROUGH 500 BLOCKS OF SCOTT STREET, THE 600 BLOCK OF BURT STREET, THE 600 AND 700 BLOCKS OF MAURY STREET, AND THE 500 BLOCK OF HANSEN STREET; REVISING THE BOUNDARIES OF THE BELVIN STREET HISTORIC DISTRICT TO INCLUDE PROPERTIES IN THE 700 BLOCK OF BELVIN STREET, THE 200 BLOCK OF NORTH JOHNSON AVENUE, AND THE 200 BLOCK OF NORTH MITCHELL STREET; INCLUDING PROCEDURAL PROVISIONS; AND PROVIDING FOR PENALTIES.

RECITALS:

1. In accordance with Section 4.2.5.1 of the City Land Development Code, the City Historic Preservation Commission has conducted studies and research and reviewed a report on the historic significance of the exteriors of buildings, structures, features, sites, objects, cultural heritage and surroundings in the area of the proposed Burleson Street Historic District, along the 700 through 1000 Blocks of Burleson Street, as depicted on the attached Exhibit A (the "Proposed Burleson Street Historic District Area"), and in the area of the proposed Lindsey-Rogers Historic District, along the 400 through 600 blocks of Moore Street, the 700 block of Smith Street, the 500 and 600 blocks of Lindsey Street, the 500 and 600 blocks of Rogers Street, the 400 through 700 blocks of Blanco Street, the 700 block of Viola Street, the 300 through 500 blocks of Scott Street, the 600 block of Burt Street, the 600 and 700 blocks of Maury Street, and the 500 block of Hansen Street, as depicted on the attached Exhibit B (the "Proposed Lindsey-Rogers Historic District Area"), and in the area of a proposed expansion of the boundaries of the Belvin Street Historic District, along the 700 Block Of Belvin Street, the 200 Block of North Johnson Avenue, and the 200 Block of North Mitchell Street, as depicted on the attached Exhibit C (the "Proposed Revised Belvin Street Historic District Area").

2. The Historic Preservation Commission conducted a public hearing on the designation of the proposed Burleson Street Historic District, the proposed Lindsey-Rogers Historic District, and the proposed expansion of the Belvin Street Historic District on April 9, 2004, June 3, 2004, March 10, 2005 and April 18, 2005. Subsequent to the public hearing on April 18, 2005, the Historic Preservation Commission voted to recommend that the Burleson Street Historic District and the

Lindsey-Rogers Historic District be designated and established as official historic districts of the City in accordance with the provisions of Section 4.2.5.1 of the City Land Development Code, and voted to recommend an expansion of the boundaries of the Belvin Street Historic District.

3. The City Planning and Zoning Commission on January 25, 2005 conducted a public hearing on the designation of the proposed Burleson Street Historic District and the proposed Lindsey-Rogers Historic District, and the proposed expansion of the boundaries of the Belvin Street Historic District, and voted to recommend that the Burleson Street Historic District and the Lindsey-Rogers Historic District be designated and established as official historic districts of the City in accordance with the provisions of Section 4.2.5.1 of the City Land Development Code, and has voted to recommend an expansion of the boundaries of the Belvin Street Historic District.

4. The City Council on June 21, 2005 conducted a public hearing on the designation of the proposed Burleson Street Historic District and the proposed Lindsey-Rogers Historic District, and the proposed expansion of the boundaries of the Belvin Street Historic District, and the City Council wishes to designate and establish the Burleson Street Historic District and the Lindsey-Rogers Historic District in accordance with the provisions of Section 4.2.5.1 of the City Land Development Code; and the Council wishes to approve an expansion of the boundaries of the Belvin Street Historic District.

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

SECTION 1. Section 4.2.5.1(c)(1) of the City Land Development Code is amended as follows (underlining indicates added text):

- (1) The following local historic districts are established the within the corporate City limits:
  - a. The Belvin Street historic district.
  - b. The San Antonio Street historic district.
  - c. The downtown historic district.
  - d. The Dunbar historic district.
  - e. The Burleson Street historic district.
  - f. The Lindsey-Rogers historic district.

SECTION 2. A. The Proposed Burleson Street Historic District Area is established as the area of the Burleson Street historic district.

B. The Proposed Lindsey-Rogers Historic District Area is established as the area of the Lindsey-Rogers historic district.

C. The area of the Belvin Street historic district is revised to include the additional properties as shown on the map of the Proposed Revised Belvin Street Historic District Area attached as Exhibit C.

SECTION 3. If any word, phrase, clause, sentence, or paragraph of this ordinance is held to be unconstitutional or invalid by a court of competent jurisdiction, the other provisions of this ordinance will continue in force if they can be given effect without the invalid portion.

SECTION 4. All ordinances and resolution or parts of ordinances or resolutions in conflict with this ordinance are repealed.


SECTION 5. Any person violating any provision of this ordinance commits a misdemeanor and is subject to the penalty provided in Section 1.015 of the San Marcos City Code upon conviction.

SECTION 6. This Ordinance will take effect 10 days after the date of its final passage, and the City Secretary will publish notice of its adoption in a newspaper of general circulation in the City.


PASSED AND APPROVED on first reading      June 21, 2005.

PASSED AND APPROVED on second reading      July 5, 2005.

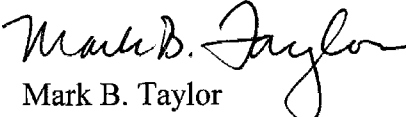
PASSED, APPROVED AND ADOPTED      July 19, 2005.

  
Susan Narvaiz  
Mayor

Attest:

  
Janis K. Womack  
City Clerk

Approved:

  
Mark B. Taylor  
City Attorney

**PUBLISHED IN THE SAN MARCOS DAILY RECORD ON WEDNESDAY, JULY 27, 2005.**

# Proposed Burleson Historic District

124.



EXHIBIT A

1 inch equals 300 feet

# Proposed Lindsey-Rogers Historic District

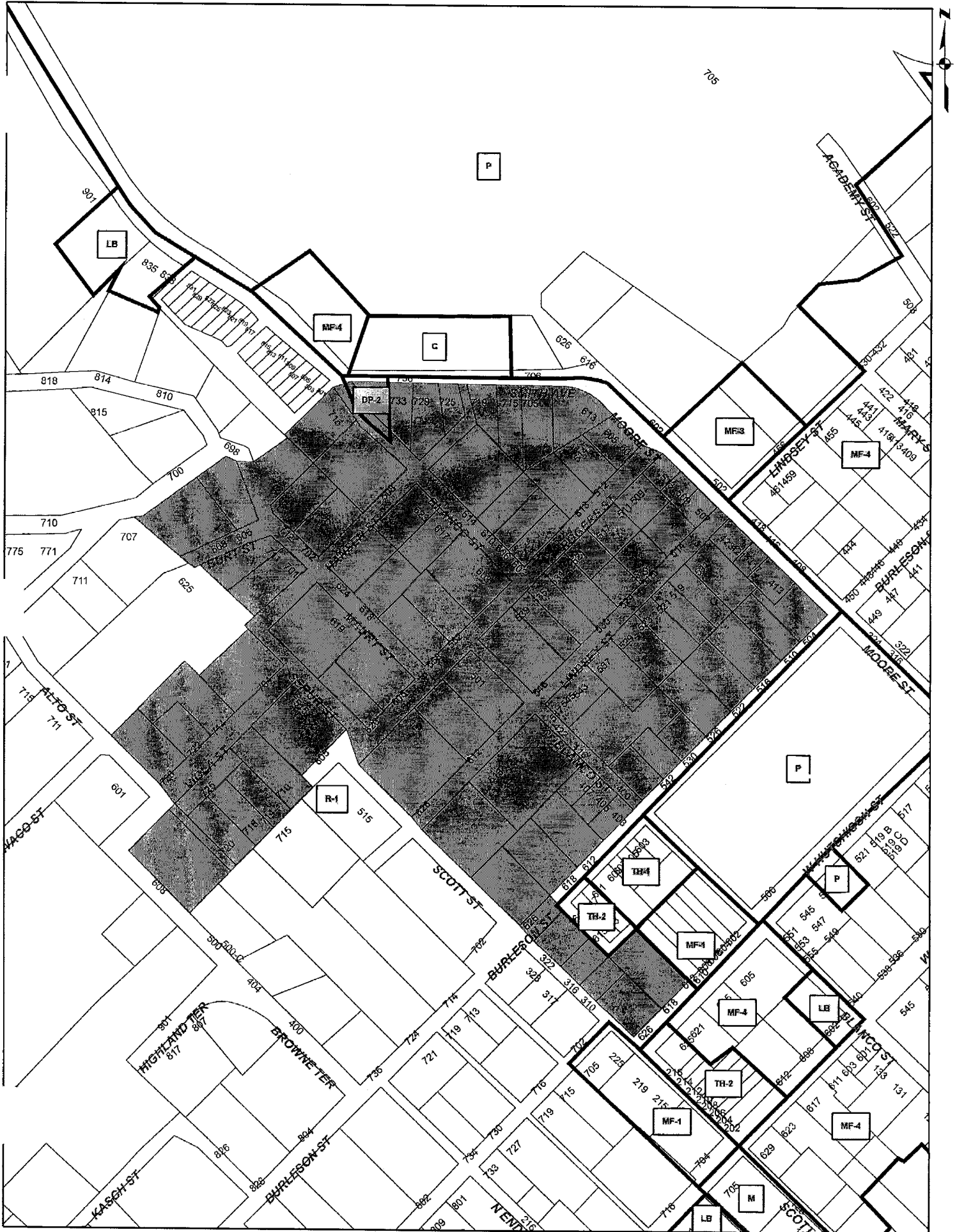


EXHIBIT B

1 inch equals 300 feet

