

**Ordinance amending the Unified Development Code (UDC), upon application by Saratoga Airline, LLC, by changing the UDC Zoning Map in reference to 2.00 acres of land, more or less, out of Brighton Village Unit 2, Block 14, Lot 3 from the “CG-1” General Commercial District to the “CN-1” Neighborhood Commercial District; amending the Comprehensive Plan to account for any deviations from the existing Comprehensive Plan; providing a repealer clause; providing a penalty; providing for publication; and declaring an emergency.**

**WHEREAS**, the Planning Commission has forwarded to the City Council its reports and recommendations concerning the application of Saratoga Airline, LLC, for amendment to the City of Corpus Christi UDC and corresponding UDC Zoning Map;

**WHEREAS**, with proper notice to the public, public hearings were held on Wednesday, May 23, 2012, during a meeting of the Planning Commission, and on Tuesday, July 10, 2012, during a meeting of the City Council, in Council Chambers, at City Hall, in the City of Corpus Christi, during which all interested persons were allowed to appear and be heard; and

**WHEREAS**, the City Council has determined that this amendment would best serve public health, necessity, convenience and the general welfare of the City of Corpus Christi and its citizens.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CORPUS CHRISTI, TEXAS:**

**SECTION 1.** That the UDC of the City of Corpus Christi, Texas, is amended by changing the zoning on 2.00 acres of land, more or less, out of Brighton Village Unit 2, Block 14, Lot 3, located on the northwest corner of Airline Road and Downing Street, from the “CG-1” General Commercial District to the “CN-1” Neighborhood Commercial District (Zoning Map 042032) (Exhibit A – Metes and Bounds Description) (Exhibit B – Location Map).

**SECTION 2.** That the official UDC Zoning Map of the City of Corpus Christi, Texas, is amended to reflect the amendment to the UDC made by Section 1 of this ordinance.

**SECTION 3.** That the UDC and corresponding UDC Zoning Map of the City of Corpus Christi, Texas, effective July 1, 2011, as amended from time to time, except as changed by this ordinance and any other ordinances adopted on this date, remain in full force and effect.

**SECTION 4.** That to the extent that this amendment to the UDC represents a deviation from the Comprehensive Plan, the Comprehensive Plan is amended to conform to the UDC, as amended by this ordinance.

**SECTION 5.** That all ordinances or parts of ordinances in conflict with this ordinance are hereby expressly repealed.

**SECTION 6.** A violation of this ordinance or requirements implemented under this ordinance constitutes an offense punishable as provided in Section 1.10.1 and/or Article 10 of the UDC.

**SECTION 7.** That publication shall be made in the official publication of the City of Corpus Christi as required by the City Charter of the City of Corpus Christi.

**SECTION 8.** That upon written request of the Mayor or five Council members, copy attached, the City Council finds and declares an emergency due to the need for immediate action

necessary for the efficient and effective administration of City affairs and suspends the Charter rule as to consideration and voting upon ordinances at two regular meetings so that this ordinance is passed upon first reading as an emergency measure on this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

ATTEST:

CITY OF CORPUS CHRISTI

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Armando Chapa  
City Secretary

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Joe Adame  
Mayor, City of Corpus Christi

Corpus Christi, Texas

\_\_\_\_\_ day of \_\_\_\_\_, 2012

TO THE MEMBERS OF THE CITY COUNCIL

Corpus Christi, Texas

For the reasons set forth in the emergency clause of the foregoing ordinance, an emergency exists requiring suspension of the Charter rule as to consideration and voting upon ordinances at two regular meetings. I/we, therefore, request that you suspend said Charter rule and pass this ordinance finally on the date it is introduced, or at the present meeting of the City Council.

Respectfully,

Respectfully,

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Joe Adame  
Mayor, City of Corpus Christi

Council Members

The above ordinance was passed by the following vote:

Joe Adame	_____
Chris N. Adler	_____
Kelley Allen	_____
Larry Elizondo, Sr.	_____
Priscilla G. Leal	_____
David Loeb	_____
John E. Marez	_____
Nelda Martinez	_____
Mark Scott	_____

METES AND BOUNDS DESCRIPTION  
OF  
REMAINING PORTION  
OF  
LOT 3, BLOCK 14, BRIGHTON VILLAGE UNIT 2

Being 2.00 acres of land, more or less, out of Lot 3, Block 14, Brighton Village Unit 2, as shown in Volume 51, Page 44, Map Records of Nueces County, Texas, and this 2.00 acre tract being more particularly described by metes and bounds as follows:

Beginning at the northwest corner of a right-of-way easement described in Document No. 2010030339, Official Public Records of Nueces County, Texas, said corner also being on the north boundary of said Lot 3, the south boundary of Lot 2, Block 14, Brighton Village Unit 2, as shown in Volume 51, Page 44, Map Records of Nueces County, Texas;

Thence with the west boundary line of said right-of-way easement, S 02-23-51 W, 317.26 feet, to a point for corner of said right-of-way easement, same being a point for corner of this herein described tract;

Thence S 47-53-54 W, 42.06 feet, with the boundary of said right-of-way easement to a point on the northerly right-of-way of Downing Street, said point being the beginning of a curve to the right;

Thence with the northerly right-of-way of Downing Street, and along said curve to the right, having a radius of 516.33 feet, and whose chord bears N 72-16-09 W, 211.20 feet, to a point for corner of this herein described tract;

Thence with the northerly right-of-way of Downing Street, N 61-00-00 W, 83.74 feet, to a found 5/8 inch iron rod with a red cap stamped "Urban Eng. C.C.,Tx." being the west corner of this herein described tract;

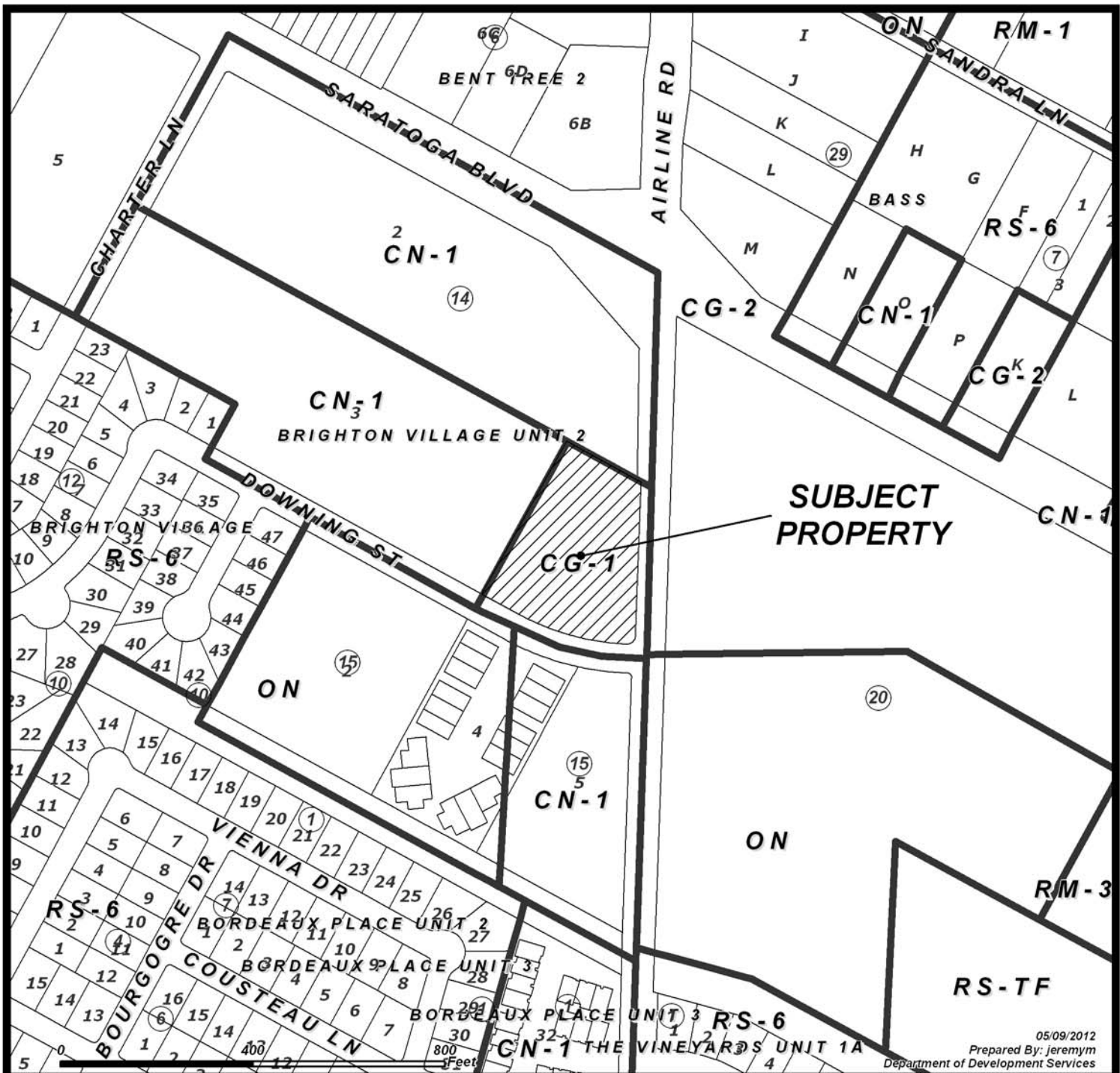
Thence N 29-00-00 E, 364.62 feet, to a found 5/8 inch iron rod with a red cap stamped "Urban Eng. C.C.,Tx." on the north boundary of said Lot 3, the south boundary of said Lot 2, and being the north corner of this herein described tract;

Thence with the common boundary of said Lot 3, and Lot 2, S 61-02-30 E, 162.42 feet, to the Point of Beginning and containing 2.00 acres of land, more or less.

- Notes: 1) This metes and bounds description is based on an office survey and does not reflect and on the ground survey.
- 2) Bearings and distances are based on the recorded plat of Lots 2 and 3, Block 14, Brighton Village Unit 2, as shown in Volume 51, Page 44, Map Records of Nueces County, Texas.
- 3) Other survey documents used to prepare this metes and bounds description include a 7.5 acre plat, being a portion of Lot 3, Block 14, Brighton Village Unit 2 as prepared by Urban Engineering and stamped on 02/02/2011, a survey of Lot 3, Block 14, Brighton Village Unit 2 as prepared by Sample Engineering and stamped on 03/20/2008, and a right-of-way easement as described in Document No. 2010030339, Official Public Records of Nueces County, Texas.



*Andrew Jimenez*  
5/8/2012



05/09/2012  
 Prepared By: Jeremym  
 Department of Development Services

**CASE: 0512-01**

**Exhibit B**

From:

“CG-1” General Commercial

To:

“CN-1” Neighborhood Commercial

Ordinance No. \_\_\_\_\_

