

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING A PLANNED DEVELOPMENT (PD) AMENDMENT FOR MILESTONE CHURCH, BEING 54.28 ACRES ON THE NORTH SIDE OF MOUNT GILEAD ROAD, APPROXIMATELY 1,000 FEET EAST OF U. S. HWY. 377, ZONED PLANNED DEVELOPMENT 1724-SINGLE FAMILY RESIDENTIAL-15,000 SQUARE FOOT MINIMUM AND PLANNED DEVELOPMENT 1724-PATIO HOMES 6,500 SQUARE FOOT MINIMUM, ON THE PROPERTY LEGALLY DESCRIBED AS LOT 1R, BLOCK A OF THE MILESTONE CHURCH ADDITION AND ADDRESSED 201 MOUNT GILEAD ROAD IN THE CITY OF KELLER, TARRANT COUNTY, TEXAS; PROVIDING A PENALTY; AND AUTHORIZING PUBLICATION.

WHEREAS, Andrew Oxley, Oxley Architects, Applicant, and Milestone Church, Owner, submitted a request to amend an existing 54.28-acre Planned Development (PD) (Z-23-0007); and

WHEREAS, the Applicant proposes to modify the language of a condition adopted by City Council with the original PD approval on December 16, 2014 related to building height; and

WHEREAS, the City's Planning and Zoning Commission and the City Council, in accordance with the Charter of the City of Keller, State Law, and the ordinances of the City of Keller, have given the required notices and have held the required public hearings regarding the UDC amendments described in this ordinance; and

WHEREAS, the Planning and Zoning Commission held a public hearing on December 12, 2023 and recommended approval of the PD Amendment by a vote of 4-3; and

WHEREAS, the City Council is of the opinion the PD Amendment herein effectuated furthers the purpose of zoning as set forth in the Unified Development Code and is in the best interest of the citizens of the City of Keller,

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

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, in accordance with the Unified Development Code, the City Council of the City of Keller, Texas hereby approves and incorporates herein as fully submitted an ordinance approving a Planned Development (PD) amendment for Milestone Church, being 54.28 acres on the north side of Mount Gilead Road, approximately 1,000 feet east

of U. S. Hwy. 377, zoned Planned Development 1724-Single Family Residential-15,000 square foot minimum and Planned Development 1724-Patio Homes 6,500 square foot minimum, on the property legally described as Lot 1R, Block A of the Milestone Church Addition and addressed 201 Mount Gilead Road, in the City of Keller, Tarrant County, Texas, with the proposal attached hereto as Exhibit "A", and incorporated herein, including original variances and conditions adopted by Ordinance 1724 on December 16, 2014:

1. The height of a non-residential structure may be as tall as fifty-three feet (53') provided that any structure over thirty-five feet (35') in height is setback a minimum of two hundred feet (200') from a residence or residentially-zoned property.
2. A "single architectural feature, a steeple" to be 53 feet tall and 60 feet from residences/residentially-zoned property in order to build a chapel on the east side of their property. The height of the steeple is to be measured from the finished floor elevation of the proposed chapel.

Section 3: THAT, any person, firm or corporation violating any of the provisions of this Ordinance shall be guilty of a misdemeanor and upon final conviction therefor, shall be fined in a sum not to exceed two thousand dollars (\$2,000.00). Each and every day any such violation continues shall constitute a separate offense and shall be punishable as such hereunder.

Section 4: THAT, the City Secretary is hereby authorized and directed to cause publication of the descriptive caption hereof as an alternative method of publication provided by law.

AND IT IS SO ORDAINED.

Passed and approved by a vote of _ to _ on this the 16th day of January 2024.

CITY OF KELLER, TEXAS

BY: _____
Armin R. Mizani, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney