

ORDINANCE NO. 2008-4

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 HOPKINS STREET HISTORIC DISTRICT, ALONG THE 500 THROUGH 1200 BLOCKS OF HOPKINS 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 Hopkins Street Historic District (the "Proposed Hopkins Street Historic District Area"), along the 500 through 1200 Blocks of Hopkins Street, as depicted on the attached map labeled "Proposed Hopkins Street Historic District".

2. The Historic Preservation Commission conducted public hearings on the designation of the proposed Hopkins Street Historic District on July 19, 2007 and on December 6, 2007. Subsequent to the public hearings, the Historic Preservation Commission voted to recommend that the Hopkins Street Historic District be designated and established as an official historic district of the City in accordance with the provisions of Section 4.2.5.1 of the City Land Development Code.

3. The City Planning and Zoning Commission on September 25, 2007 conducted a public hearing on the designation of the proposed Hopkins Street Historic District, and voted to recommend that the Hopkins Street Historic District be designated and established as an official historic district of the City in accordance with the provisions of Section 4.2.5.1 of the City Land Development Code.

4. The City Council on February 5, 2008 conducted a public hearing on the designation of the proposed Hopkins Street Historic District, and the City Council wishes to designate and establish the Hopkins Street Historic District in accordance with the provisions of Section 4.2.5.1 of the City Land Development Code.

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.
- g. The Hopkins Street historic district.

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

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 February 5, 2008.

PASSED AND APPROVED on second reading February 19, 2008.

PASSED, APPROVED AND ADOPTED on March 3, 2008.



Susan Narvaiz  
Mayor

Approved:



Michael J. Cosentino  
City Attorney

Attest:



Sherry Mashburn  
City Clerk