

ORDINANCE NO. 2019-22

AN ORDINANCE OF THE CITY OF TOMBALL, TEXAS ADOPTING THE TOMBALL COMPREHENSIVE PLAN, AS AN UPDATE TO THE FIRST COMPREHENSIVE PLAN – VISION 2030, PROVIDING AN OVERVIEW OF EXISTING CONDITIONS, DEMOGRAPHICS AND SOCIOECONOMIC CHARACTERISTICS; ANALYZING COMMUNITY INPUT; PROVIDING MAPS DESCRIBING PROPOSED FUTURE LAND USES; ESTABLISHING GOALS, RECOMMENDATIONS, IMPLEMENTATION STRATEGIES; AND PROVIDING FOR SEVERABILITY.

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Whereas, the City of Tomball desires to ensure that growth and development continues to occur in a safe, orderly, and healthy fashion, and seeks by its regulations to promote the health, safety, and general welfare of the municipality; and

Whereas, the City seeks to ensure that future development enhances community character and accurately reflects the vision and values of the community; and

Whereas, Chapter 213 of the Texas Local Government Code authorizes cities to adopt a comprehensive plan for the long-range development of the City and for use to coordinate and guide the establishment of development regulations; and

Whereas, the City Council retained a professional planning consultant to assist in the preparation of a Comprehensive Plan for the City of Tomball; and

Whereas, an Advisory Committee was established and reviewed recommendations made by the Planning Consultant for the Comprehensive Plan; and

Whereas, both the Planning and Zoning Commission and the City Council of the City of Tomball, Texas have published notices and conducted public hearings regarding the Comprehensive Plan and all persons were given the opportunity to present verbal and written testimony; and

Whereas, the Planning and Zoning Commission has evaluated such Plan and has recommended approval of the Plan to the City Council; and

Whereas, the City Council finds it in the best interest of the health, safety, and welfare of its citizens to adopt the Comprehensive Plan.

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

Section 1. The facts and matters set forth in the preamble of this Ordinance are hereby found to be true and correct.

Section 2. The Plan is intended to constitute the Comprehensive Plan of the City of Tomball, Texas for all matters related to long-range guidance relative to zoning decisions, land development, thoroughfare construction and growth management.

Section 3. The Comprehensive Plan and all maps that are attached hereto and incorporated therein for all purposes, is hereby adopted by the City Council as a guide and public policy.

Section 4. The City Council reserves the right to amend the Comprehensive Plan by adding or removing components or by amending in part or in whole any components of the Plan.

Section 5. Pursuant to the authority provided in the charter and ordinances of the City, the Planning and Zoning Commission shall periodically review the projection assumptions, changing growth patterns, and planning guidelines that provide the foundation for the policies contained in the Plan and shall recommend such amendments as it deems appropriate for the purpose of keeping the Plan relevant and useful as a guide for growth, revitalization and renewal of the City.

Section 6. All ordinances or portions thereof, of the City of Tomball, in conflict with the provisions of this ordinance, to the extent of such conflict, are hereby repealed. To the extent that such ordinances or portions thereof are not in conflict herewith, the same shall remain in full force and effect.

Section 7. All references in City of Tomball ordinance to the Comprehensive Plan or to the Future Land Use Map shall henceforth refer to such as are here adopted.

Section 8. In the event any section, paragraph, subdivision, clause, phrase, provision, sentence, or part of this Ordinance or the application of the same to any person or circumstance shall for any reason be adjudged invalid or held unconstitutional by a court of competent jurisdiction, it shall not affect, impair, or invalidate this Ordinance as a whole or any part or provision hereof other any part or provision hereof other than the part declared to be invalid or unconstitutional; and the City Council of Tomball, Texas, declares that it would have passed each and every part of the same notwithstanding the omission of any and every part of the same notwithstanding the omission of any such part thus declared to be invalid or unconstitutional, or whether there be one or more parts.

FIRST READING:

READ, PASSED, AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 16TH DAY OF SEPTEMBER 2019.

COUNCILMAN FORD	<u>AYE</u>
COUNCILMAN STOLL	<u>AYE</u>
COUNCILMAN DEGGES	<u>AYE</u>
COUNCILMAN TOWNSEND	<u>AYE</u>
COUNCILMAN QUINN	<u>AYE</u>

SECOND READING:

READ, PASSED, AND APPROVED AS SET OUT BELOW AT THE MEETING OF THE CITY COUNCIL OF THE CITY OF TOMBALL HELD ON THE 7TH DAY OF OCTOBER 2019.

COUNCILMAN FORD	<u>AYE</u>
COUNCILMAN STOLL	<u>AYE</u>
COUNCILMAN DEGGES	<u>AYE</u>
COUNCILMAN TOWNSEND	<u>AYE</u>
COUNCILMAN QUINN	<u>AYE</u>

Gretchen Fagan
Gretchen Fagan, Mayor

ATTEST:

Doris Speer
Doris Speer, City Secretary