

First Reading
Item #40
November 13, 1997

Second Reading
Item #16
November 20, 1997

ORDINANCE NO. 10032

AN ORDINANCE AMENDING ZONING ORDINANCE NO. 7084 AND THE OFFICIAL MAP OF THE CITY OF LUBBOCK MAKING THE FOLLOWING CHANGES: **ZONE CASE NO. 2781**; A ZONING CHANGE FROM R-1 TO R-1 (DH) ZONING ON PORTION OF LOT 2, BLOCK 13, CRUMP 5 ACRE ADDITION, LUBBOCK, TEXAS; DESIGNATING A HISTORIC LANDMARK THEREON; PROVIDING A PENALTY; PROVIDING A SAVINGS CLAUSE AND PROVIDING FOR PUBLICATION.

WHEREAS, St. Paul's on the Plains Episcopal Church built its original building in 1913 at the corner of Avenue O and 15th Street; and

WHEREAS; in 1927 the building was relocated to 1609 Avenue Q, where it served the St. Paul's congregation until it was sold to A.M. Leftwich, Sr. in 1940; and

WHEREAS; the Carpenter Gothic style building symbolized the important role of organized religion in the Lubbock community; and

WHEREAS; the 1913 building is the oldest surviving church building in the City of Lubbock; and

WHEREAS; the Lubbock Heritage Society, recognizing the historical importance of the church building, has relocated the structure to K.N. Clapp Park, restored it and donated it for use by the entire Lubbock community; and

WHEREAS, the proposed landmark designation as hereinafter made has been duly presented to the Urban Design and Historic Preservation Commission and such Commission, after public hearing, has made its recommendation in favor of such designation to the Planning and Zoning Commission; and

WHEREAS, the proposed changes in zoning as hereinafter made have been duly presented to the Planning and Zoning Commission for its recommendation which was received by the City Council and, after due consideration, the City Council found that due to changed conditions, it would be expedient and in the interest of the public health, safety and general welfare to make those proposed changes in zoning; and

WHEREAS, all conditions precedent required by law for a valid amendment to the Zoning Ordinance and Map have been fully complied with, including giving notices in compliance with Section 29-29 of the Code of Ordinances, City of Lubbock, Texas, and the notices provided by the Texas Local Government Code §211.007 (Vernon, 1990), and notice was duly published in the Lubbock Avalanche-Journal more than fifteen (15) days prior to the date of the public hearing before the City Council on such proposed amendment, and the public hearing according to said notice, was held in the City Council Chamber of the Municipal Building, Lubbock, Texas, at which time persons appeared in support of the proposal; and after said hearing, it was by the City Council determined that it would be in the public interest, due to

changed conditions, that the Zoning Ordinance and the Zoning Map be amended in the manner hereinafter set forth in the body of this Ordinance and this Ordinance having been introduced prior to first reading hereof; NOW THEREFORE:

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUBBOCK:

ZONE CASE NO. 2781

SECTION 1. THAT Ordinance No. 7084 and the Official Zoning Map are amended as follows:

A change of zoning under the provisions of Section 29 of the Code of Ordinances of the City of Lubbock from R-1 to R-1 (DH) zoning district on a portion of Lot 2, Block 13, Crump 5 Acre Addition, City of Lubbock, Lubbock County, Texas, located at K.N. Clapp Park and said property is hereby declared to be a historic landmark district, such historic designation to continue regardless of any change in the underlying zone district.

SECTION 2. THAT the principal structure located thereon BE and is hereby declared a historic landmark.

SECTION 3. THAT no person or entity shall construct, reconstruct, alter, change, restore, remove or demolish any exterior architectural feature or landscape architectural feature of a designated historic landmark unless application be made to the Urban Design Commission for a certificate of appropriateness, and such a certificate is granted.

SECTION 4. THAT any new buildings or structure within this historic landmark district shall be architecturally compatible with the historic landmark structure therein, in terms of style, color, materials, texture, and basic form as found in the following style:

"Carpenter Gothic" a sub-style of "Late Gothic Revival" as described in the booklet, "A Guide to Lubbock's Architectural Heritage, 1993.

SECTION 5. THAT the following BE and are hereby declared to be exterior architectural features, and as such shall be preserved in their present form:

- a) Steeply pitched, wood-shingled roof.
- b) Gothic-arched, double-hung and fixed pane wooden windows and wooden paneled double doors.
- c) Rectangular floor plan (approximately 20 feet by 30 feet) with attached apse (approximately 10 feet by 10 feet).
- d) Wood siding, barge boards, rafters and rafter tails, brackets and buttresses as illustrated in accompanying photographs.
- e) Cream colored paint consistent with the historic color of the church, which was determined by sampling of original material. Paint specifications are on file in the Planning Department of the City of Lubbock.

SECTION 6. THAT incorporated by reference into this Ordinance, and by attaching hereto, are photographs of the building as it presently appears. Said photographs shall be used to indicate the degree of alteration which has already occurred and the degree of preservation of the original structure. These photographs shall be further identified as follows:

PHOTOGRAPHS

Oblique view looking southwest



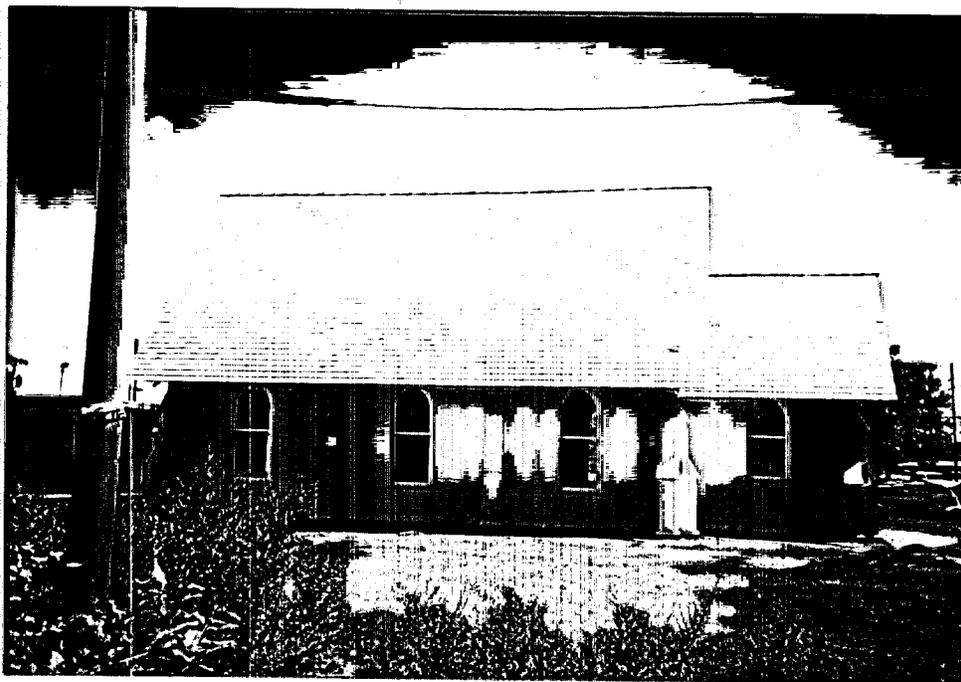
Oblique view looking southeast



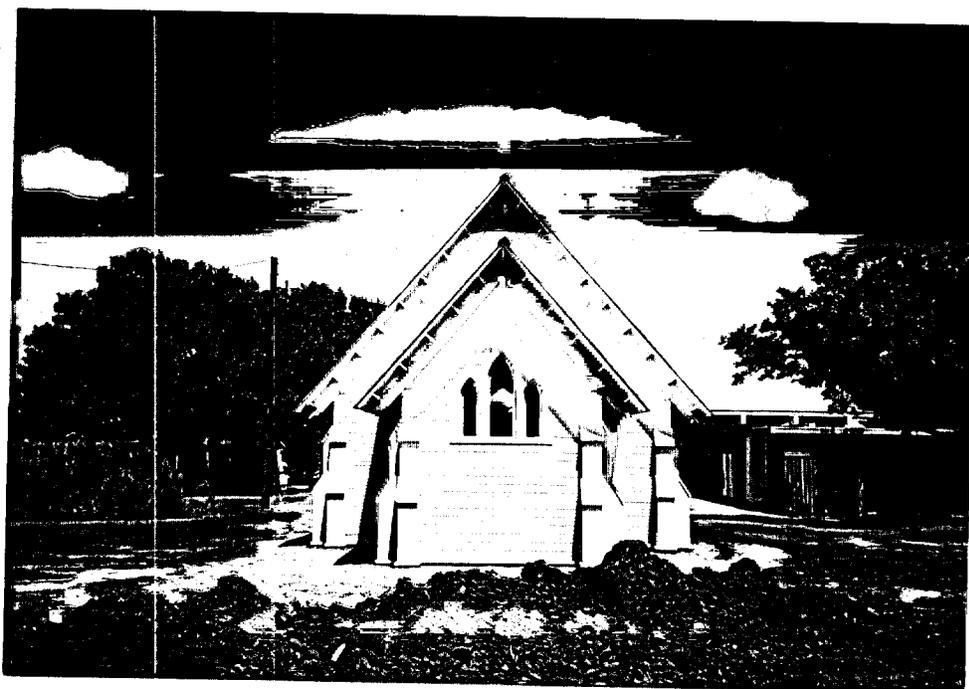
East Facade



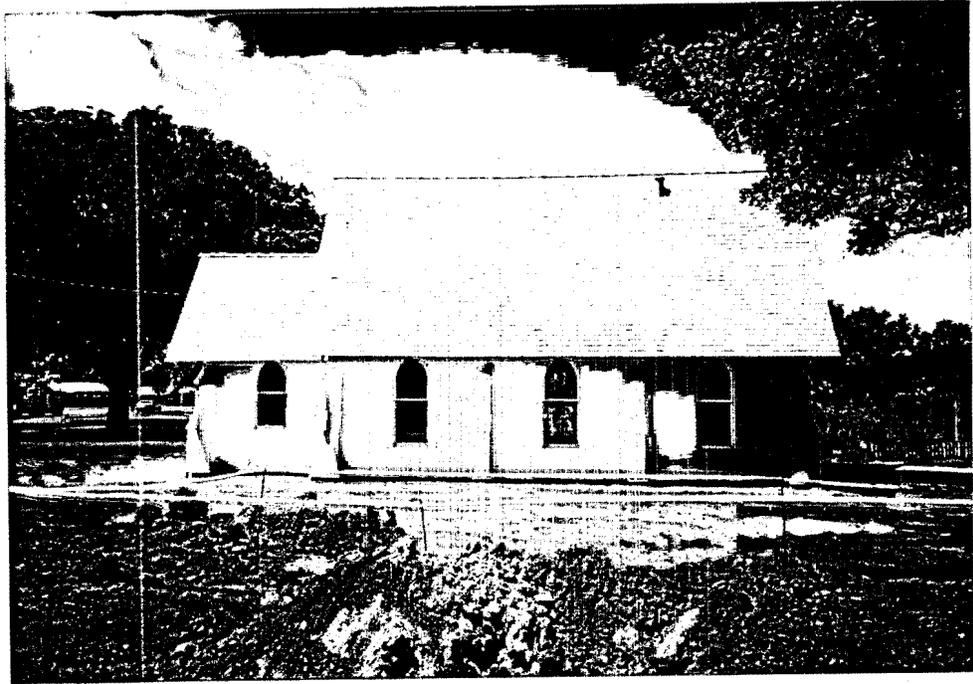
North facade



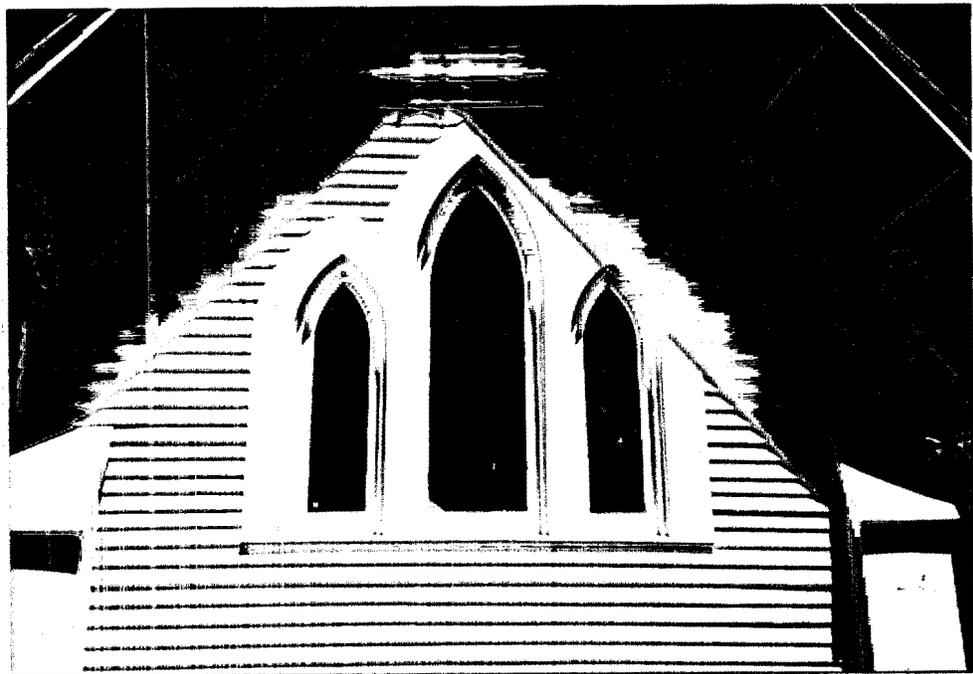
West Facade



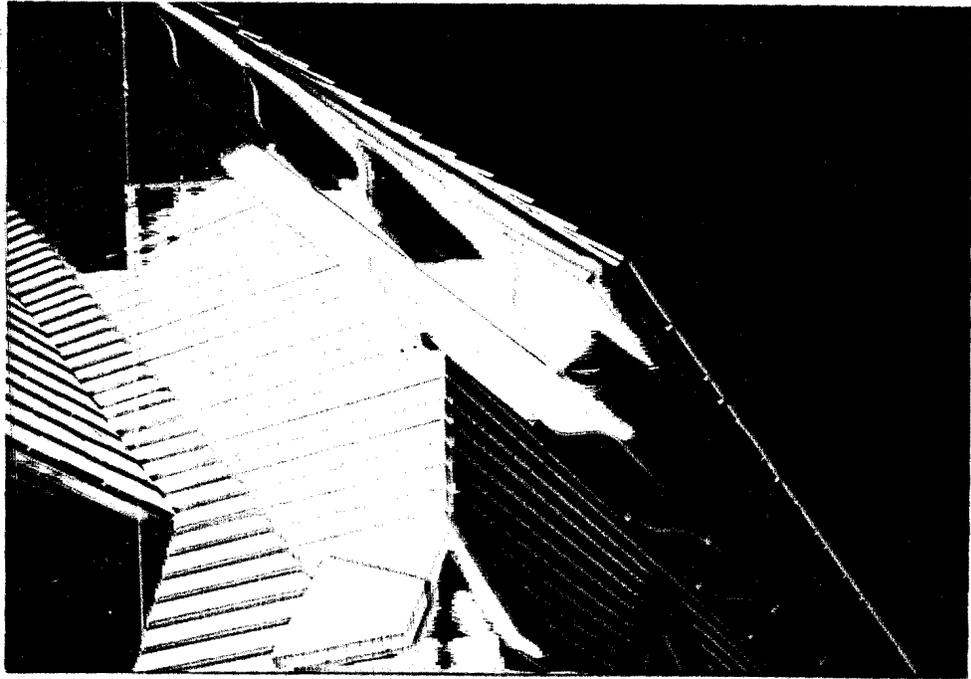
South Facade



Tripartite Window (West Facade)



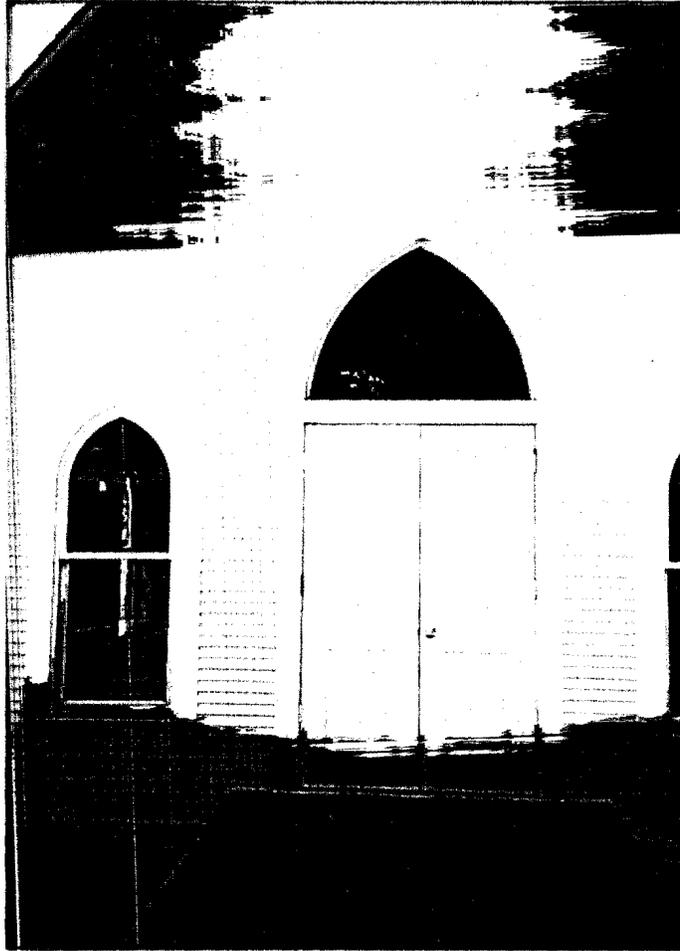
Typical Roof and Rafter detail



Typical Buttress detail



Front door



SECTION 7. THAT violation of any provision of this Ordinance shall be deemed a misdemeanor punishable by fine not to exceed Two Thousand and No/100 Dollars (\$2,000.00) as provided in Section 29-31 of the Zoning Ordinance of the City of Lubbock.

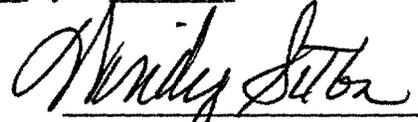
SECTION 8. THAT should any paragraph, sentence, clause, phrase or word of this Ordinance be declared unconstitutional or invalid for any reason, the remainder of this Ordinance shall not be affected thereby.

SECTION 4. THAT the City Secretary is hereby authorized to cause publication of the descriptive caption of this Ordinance as an alternative method provided by law.

AND IT IS SO ORDERED.

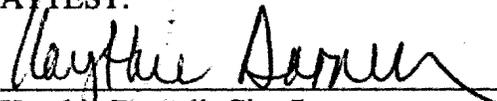
Passed by the City Council on first reading this 13th day of November 1997.

Passed by the City Council on second reading this 20th day of November 1997.

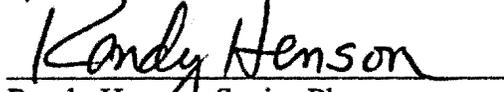


WINDY SITTON, MAYOR

ATTEST:


Kaythie Darnell, City Secretary

APPROVED AS TO CONTENT:


Randy Henson, Senior Planner

APPROVED AS TO FORM:


Linda L. Chamales, Supervising Attorney,
Office Practice Section

LLC.dlc/churzone.doc
cdofca/October 10, 1997

24026

THE STATE OF TEXAS
COUNTY OF LUBBOCK

Before me Cindy McGaha a Notary Public in and for Lubbock County, Texas on this day personally appeared Sarah Kelley, Classified Sales Mgr of the Southwestern Newspapers Corporation, publishers of the Lubbock Avalanche-Journal - Morning, and Sunday, who being by me duly sworn did depose and say that said newspaper has been published continuously for more than fifty-two weeks prior to the first insertion of this Legal Notice

No. 108-8277 at Lubbock County, Texas and the attached printed copy of the Legal is a true copy of the original and was printed in the Lubbock Avalanche-Journal on the following dates: October 29, 1997
195 wa bk - 128.70

Sarah Kelley
Classified Sales Mgr
LUBBOCK AVALANCHE-JOURNAL
Morris Communication Corporation

Cindy McGaha
NOTARY PUBLIC in and for the State of Texas
My Commission Expires.....

Subscribed and sworn to before me this 29 day of October 19 97

FORM 56-10



24076

THE STATE OF TEXAS
COUNTY OF LUBBOCK

Before me Cindy McGaha a Notary Public in and for Lubbock County, Texas on this day personally appeared Deanna Gray, Telephone Sales Mgr of the Southwestern Newspapers Corporation, publishers of the Lubbock Avalanche-Journal - Morning, and Sunday, who being by me duly sworn did depose and say that said newspaper has been published continuously for more than fifty-two weeks prior to the first insertion of this Legal Notice

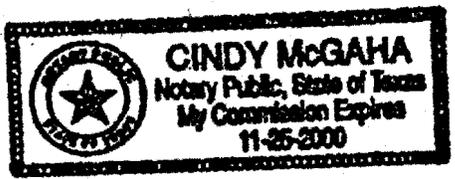
No. 108-8403 at Lubbock County, Texas and the attached printed copy of the Legal is a true copy of the original and was printed in the Lubbock Avalanche-Journal on the following dates: November 26 + December 3, 1997
117 wa 1.32-154.44

Deanna Gray
Telephone Sales Mgr
LUBBOCK AVALANCHE-JOURNAL
Morris Communication Corporation

Cindy McGaha
NOTARY PUBLIC in and for the State of Texas
My Commission Expires.....

Subscribed and sworn to before me this 3 day of December 19 97

FORM 58-10



24107b

THE STATE OF TEXAS
COUNTY OF LUBBOCK

Before me Cindy McGaha a Notary Public in and for Lubbock County, Texas on this day personally appeared Danna Gray, Telephone Sales Mgr of the Southwestern Newspapers Corporation, publishers of the Lubbock Avalanche-Journal - Morning, and Sunday, who being by me duly sworn did depose and say that said newspaper has been published continuously for more than fifty-two weeks prior to the first insertion of this Legal Notice

No. 105-8403 at Lubbock County, Texas and the attached printed copy of the Legal is a true copy of the original and was printed in the Lubbock Avalanche-Journal on the following dates: November 26 & December 3, 1997
117 wa 1.32-154.44

Danna Gray
Telephone Sales Mgr

Cindy McGaha
NOTARY PUBLIC in and for the State of Texas
My Commission Expires.....

LUBBOCK AVALANCHE-JOURNAL
Morris Communication Corporation

Subscribed and sworn to before me this 3 day of December 19 97

FORM 58-10

