ORDINANCE NO. 2019-08

AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 TO REZONE APPROXIMATELY 15.789 ACRES OUT OF THE SARAH ANN GUEST SURVEY, PART OF TRACT 29 (INSIDE CITY), ABSTRACT NUMBER A1525, FROM ITS PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL—DISTRICT "R-1" TO A DESIGNATION OF HEAVY COMMERCIAL—DISTRICT "C-3," SAID TRACT BEING ADDRESSED AS 2050 EAST POLK STREET (STATE HWY. 29), AND BEING GENERALLY LOCATED EAST OF THE INTERSECTION OF EAST POLK STREET (STATE HWY. 29) AND THE RAILROAD; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, The Planning and Zoning Commission of the City of Burnet, on March 4, 2019, did conduct a public hearing for the purpose of taking public comment regarding the proposal to assign Heavy Commercial—District "C-3" to approximately 15.789 acres out of the Sarah Ann Guest Survey, part of tract 29 (inside city), Abstract Number A1525, said tract being known as 2050 East Polk Street (State Hwy. 29), and being generally located east of the intersection of East Polk Street (State Hwy. 29) and the railroad; and

WHEREAS, The City Council of the City of Burnet, on March 12, 2019 did conduct its own public hearing for the purpose of taking public comment the proposal to assign Heavy Commercial—District "C-3" to approximately 15.789 acres out of the Sarah Ann Guest Survey, part of tract 29 (inside city), Abstract Number A1525, said tract being known as 2050 East Polk Street (State Hwy. 29), and being generally located east of the intersection of East Polk Street (State Hwy. 29) and the railroad; and

WHEREAS, The City Council, based on due consideration of the Planning and Zoning Commission recommendation, and its own findings, did determine that assigning Heavy Commercial—District "C-3" to approximately 15.789 acres out of the Sarah Ann Guest Survey, part of tract 29 (inside city), Abstract Number A1525, said tract being known as 2050 East Polk Street (State Hwy. 29), and being generally located east of the intersection of East Polk Street (State Hwy. 29) and the railroad to be consistent with development patterns in the surrounding area and consistent with the best public interest of the City;

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

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Zoning Changed. Approximately 15.789 acres out of the Sarah Ann Guest Survey, part of tract 29 (inside city), Abstract Number A1525, said tract being said tract being known as 2050 East Polk Street (State Hwy. 29), and being generally located east of the intersection of East Polk Street (State Hwy. 29) and the railroad is hereby assigned a zoning designation of Heavy Commercial—District "C-3".

Section 3. Repealer. Other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

Section 4. Severability. Should any provisions of this ordinance be held void or unconstitutional, it is hereby provided that all other parts of the same which are not held void or unconstitutional shall remain in full force and effect.
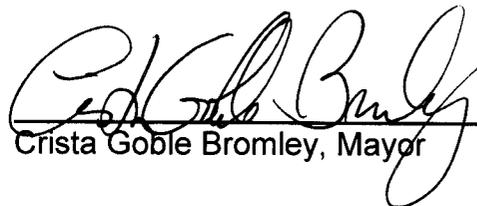
Section 5. Effective Date. This ordinance is effective upon final passage and approval.

Section 6. Open Meetings. It is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act, Chapter. 551, Loc. Gov't. Code.

PASSED AND APPROVED on First Reading this 12th day of March, 2019.

FINALLY PASSED AND APPROVED on this 26th day of March, 2019.

CITY OF BURNET, TEXAS

Crista Goble Bromley, Mayor
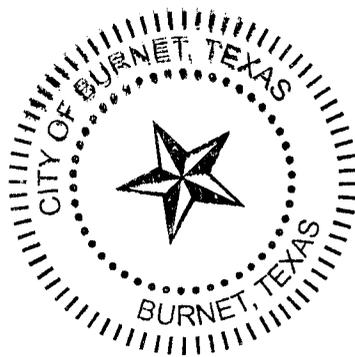
ATTEST:

Kelly Dix, City Secretary

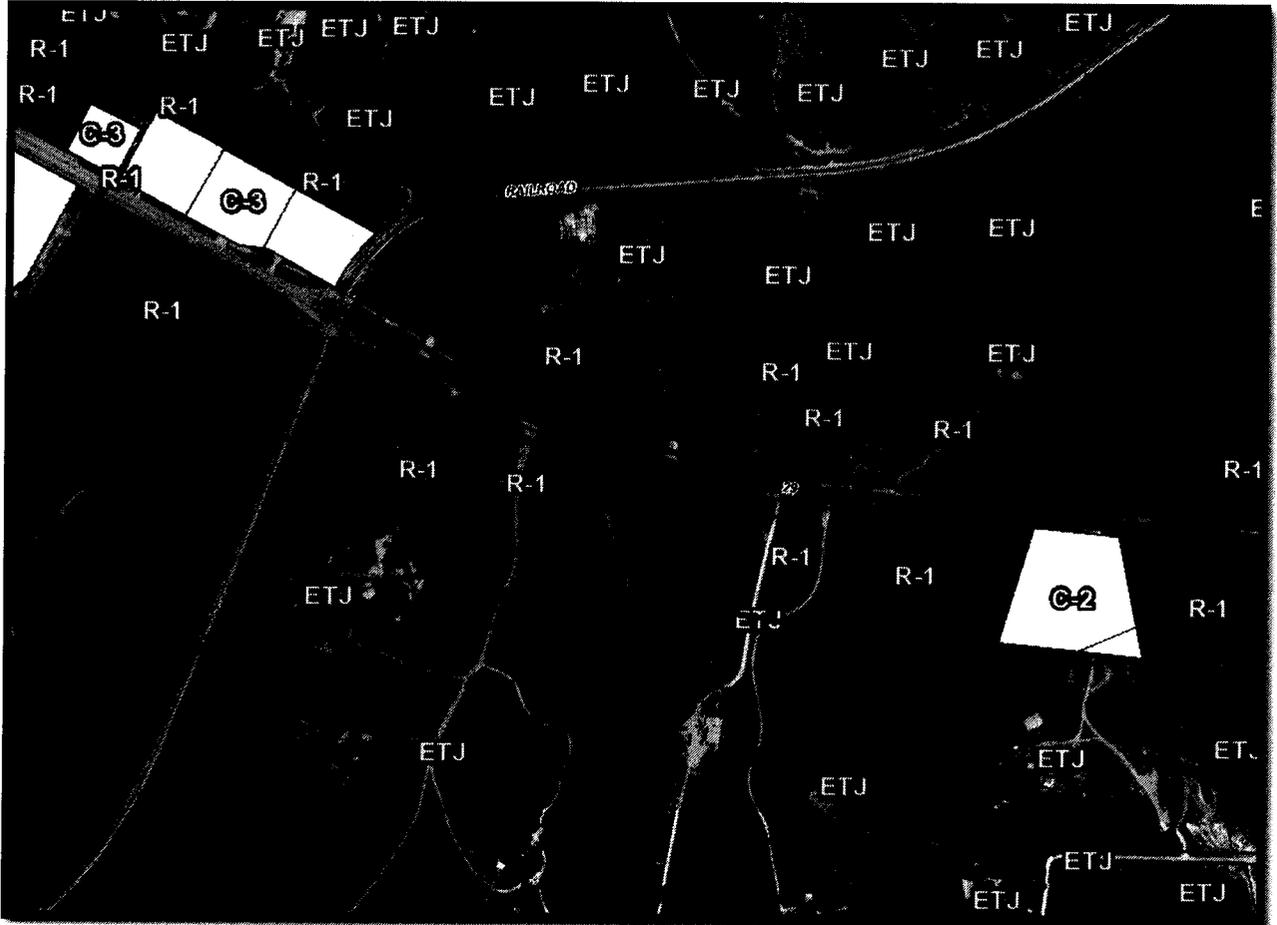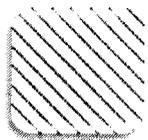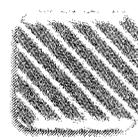# Exhibit "A"
Location & Zoning Map

Exhibit "B"
Future Land Use Map (FLUM)

Commercial   Residential   Industrial