

**ORDINANCE NO. 2016-27**

**AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY ASSIGNING MEDIUM COMMERCIAL – DISTRICT C-2 ZONING TO 307 N WEST STREET WHICH IS FURTHER DESCRIBED AS BEING THE WEST ONE-HALF OF LOT 3 AND ALL OF LOT 4, BLOCK 29, PETER KERR PORTION, S7150; 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 October 3, 2016, did conduct a public hearing for the purpose of taking public comment regarding the proposal to assign Medium Commercial – District C-2 zoning to the West ½ of Lot 3 and all of Lot 4; block 29; Peter Kerr Portion; S7150; and

**WHEREAS**, The Planning and Zoning Commission, in deliberation following its public hearing did find the proposed zoning to be consistent with the City of Burnet Future Land Use Plan, consistent with development patterns in the surrounding area and consistent with the best public interest; and

**WHEREAS**, The Planning and Zoning Commission, by a vote of four members in favor and two members in opposition, did recommend assigning Medium Commercial – District C-2 zoning to said 307 N West Street: and

**WHEREAS**, The City Council, on October 11, 2016 conducted its own public hearing for the purpose of taking comment regarding said 307 N West Street; and

**WHEREAS**, The City Council, based on due consideration of the Planning and Zoning Commission recommendation as well as its own deliberations did determine assignment of Medium Commercial – District C-2 zoning to be consistent with the City of Burnet Future Land Use Plan, 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.** The West ½ of Lot 3 and all of Lot 4; block 29; Peter Kerr Portion; S7150 which is further described as being 307 N West Street is hereby assigned a zoning designation of Duplex – District R-2.

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 Repealer.** That other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.

**Section 4. Severability.** That 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.** That this ordinance is effective upon final passage and approval.

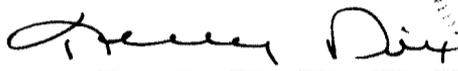
**Section 6. Open Meetings.** That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meeting Act, Chapter. 551, Loc.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

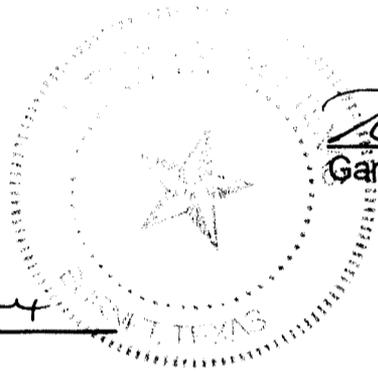
**PASSED AND APPROVED** on First Reading this 11<sup>th</sup> day of October, 2016.

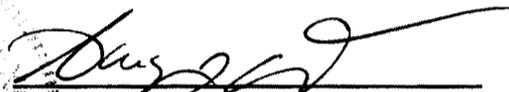
**FINALLY PASSED AND APPROVED** on this 25<sup>th</sup> day of October, 2016.

**CITY OF BURNET, TEXAS**

**ATTEST:**

  
\_\_\_\_\_  
Kelly Dix, City Secretary



  
\_\_\_\_\_  
Gary Wideman, Mayor