

## ORDINANCE NO. 2023-45

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AMENDING ORDINANCE NO. 2021-01 AND THE OFFICIAL ZONING MAP OF THE CITY BY ASSIGNING PROPERTY KNOWN AS 1815 S WATER ST, GALLOWAY HAMMOND RV PARK, FROM ITS PRESENT DESIGNATION OF HEAVY COMMERCIAL – DISTRICT “C-3” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; PROPERTY KNOWN AS 301 GARDEN TRAIL, HALEY NELSON PARK, FROM ITS PRESENT DESIGNATION OF AGRICULTURE – DISTRICT “A” AND SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; PROPERTY LEGALLY DESCRIBED AS: ABS A0187 B.B. CASTLEBERRY, 1.15 ACRES, FROM ITS PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; PROPERTY LEGALLY DESCRIBED AS ABS A0187 B.B. CASTLEBERRY, TRACT CEMETERY, 0.4 ACRES, FROM ITS PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; PROPERTY KNOWN AS 709 NORTHINGTON STREET, BOYS AND GIRLS CLUB, FROM ITS PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”; AND PROPERTY LEGALLY DESCRIBED AS: BEING THE SOUTH ONE-HALF OF LOT NO. 1 AND ALL OF LOT NO. 2, BLK. 41, VANDERVEER/ALEXANDER ADDITION FROM ITS PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL – DISTRICT “R-1” TO A DESIGNATION OF GOVERNMENT – DISTRICT “G”

**WHEREAS**, the City Council, by the passage and approval of Ordinance No. 2021-001, affixed the zoning classifications for each and every property located within the city in accordance with the Official Zoning Map as approved with said ordinance; and

**WHEREAS**, the purpose of this Ordinance is to amend the Official Zoning Map by amending the zoning classification of the Real Property (“Property”) described herein; and

**WHEREAS**, the Planning and Zoning Commission, after conducting a public hearing on the matter, deliberated the merits of the proposed amendment of zoning classification and has made a report and recommendation to City Council; and

**WHEREAS**, in passing and approving this ordinance it is legislatively found the Planning and Zoning Commission and City Council complied with all notice, hearing and meetings requirements set forth in Texas Local Government Chapter 211; Texas Government Code Chapter 551, the City Charter; and Chapter 118, of the Code of Ordinances; and

**WHEREAS**, it is further legislatively found that this proposed zoning reclassification of property does not require an amendment to the Future Land Use Plan; and

**WHEREAS**, City Council, after considering the testimony and comments of the public, reports and recommendations of City Staff and the Planning and Zoning Commission, and the deliberation of its members, by passage and approval of this Ordinance hereby determines the action taken herein is meritorious and beneficial to the public health, safety, and welfare.

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

**Section one. Findings.** The foregoing recitals are hereby found to be true and correct and are hereby adopted and made a part hereof for all purposes as findings of fact.

**Section two. Property.** The Property that is the subject to this Zoning District Reclassification is known as: 1815 S WATER ST, GALLOWAY HAMMOND RV PARK, (LEGALLY DESCRIBED AS: BEING A 7.84 ACRE TRACT OF LAND, CONSISTING OF 5.54 ACRES OUT OF THE LEM TAYLOR SURVEY NO. 8 AND 2.30 ACRES OUT OF THE B.B. CASTLEBERRY SURVEY NO. 2) as shown on **Exhibit "A"** hereto.

**Section three. Zoning District Reclassification.** GOVERNMENT – DISTRICT "G" Zoning District Classification is hereby assigned to the Property described in section two.

**Section four. Property.** The Property that is the subject to this Zoning District Reclassification is known as: 301 GARDEN TRAIL, HALEY NELSON PARK, (LEGALLY DESCRIBED AS: 51.25 ACRE TRACT OF LAND OUT OF THE JOHN HAMILTON SURVEY NO. 1) as shown on **Exhibit "B"** hereto.

**Section five. Zoning District Reclassification.** GOVERNMENT – DISTRICT "G" Zoning District Classification is hereby assigned to the Property described in section four.

**Section six. Property.** The Property that is the subject to this Zoning District Reclassification is legally described as ABS A0187 B.B. CASTLEBERRY, 1.15 ACRES as shown on **Exhibit "C"** hereto.

**Section seven. Zoning District Reclassification.** GOVERNMENT – DISTRICT "G" Zoning District Classification is hereby assigned to the Property described in section six.

**Section eight. Property.** The Property that is the subject to this Zoning District Reclassification is legally described as: ABS A0187 B.B. CASTLEBERRY, TRACT CEMETERY, 0.4 ACRES as shown on **Exhibit "D"** hereto.

**Section nine. Zoning District Reclassification.** GOVERNMENT – DISTRICT "G" Zoning District Classification is hereby assigned to the Property described in section eight.

**Section ten. Property.** The Property that is the subject to this Zoning District Reclassification is known as: 709 NORTHINGTON (LEGALLY DESCRIBED AS: S4150 KERR DONATION (5 AC BLOCKS) BLK 1 (PT OF 5 AC) as shown on **Exhibit "E"** hereto.

**Section eleven. Zoning District Reclassification.** GOVERNMENT – DISTRICT “G” Zoning District Classification is hereby assigned to the Property described in section ten.

**Section twelve. Property.** The Property that is the subject to this Zoning District Reclassification is legally described as: BEING THE SOUTH ONE-HALF OF LOT NO. 1 AND ALL OF LOT NO. 2, BLK. 41, VANDERVEER/ALEXANDER as shown on **Exhibit “F”** hereto.

**Section thirteen. Zoning District Reclassification.** GOVERNMENT – DISTRICT “G” Zoning District Classification is hereby assigned to the Property described in section twelve.

**Section fourteen. Zoning Map Revision.** The City Secretary is hereby authorized and directed to revise the Official Zoning Map to reflect the change in Zoning District Classification approved by this Ordinance.

**Section fifteen. Repealer.** Other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent of such conflict.


**Section sixteen. Severability.** This Ordinance is severable as provided in City Code Section 1-7 as same may be amended, recodified or otherwise revised.

**Section seventeen. Effective Date.** This ordinance is effective upon final passage and approval.


**PASSED** on First Reading the 24<sup>th</sup> day of October 2023

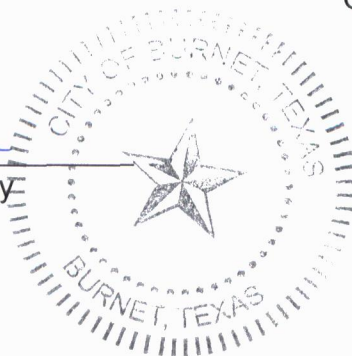
**PASSED AND APPROVED** on this the 15<sup>th</sup> day of November 2023.

**CITY OF BURNET, TEXAS**

  
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Gary Wideman, Mayor

**ATTEST:**

  
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Kelly Dix, City Secretary



**Exhibit "A"**

1815 S WATER ST, GALLOWAY HAMMOND RV PARK, (LEGALLY DESCRIBED AS:  
BEING A 7.84 ACRE TRACT OF LAND, CONSISTING OF 5.54 ACRES OUT OF THE  
LEM TAYLOR SURVEY NO. 8 AND 2.30 ACRES OUT OF THE B.B. CASTLEBERRY

SURVEY NO. 2)



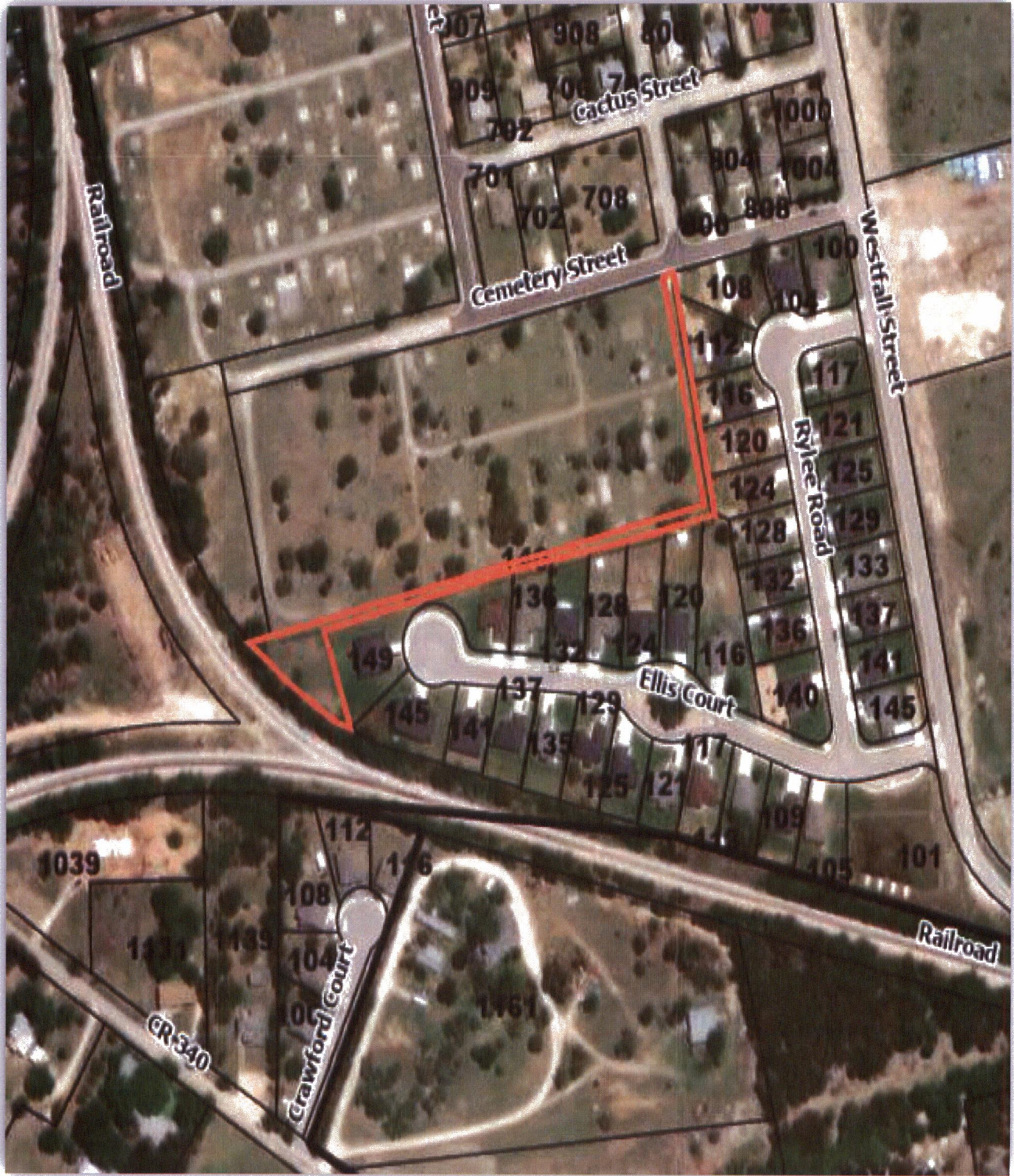
**Exhibit "B"**

301 GARDEN TRAIL, HALEY NELSON PARK, (LEGALLY DESCRIBED AS: 51.25 ACRE TRACT OF LAND OUT OF THE JOHN HAMILTON SURVEY NO. 1)





Exhibit "D"  
ABS A0187 B.B. CASTLEBERRY, TRACT CEMETERY, 0.4 ACRES





**Exhibit "E"**

709 NORTHINGTON (LEGALLY DESCRIBED AS: S4150 KERR DONATION (5 AC BLOCKS) BLK 1 (PT OF 5 AC))



**Exhibit "F"**  
BEING THE SOUTH ONE-HALF OF LOT NO. 1 AND ALL OF LOT NO. 2, BLK. 41,  
VANDERVEER/ALEXANDER

