

**ORDINANCE NO. 2024-06**

**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 THE PROPERTY KNOWN AS 105 E THIRD STREET AND 300 E THIRD STREET FROM LIGHT COMMERCIAL – DISTRICT “C-1” TO MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3”**

**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: 105 E THIRD STREET (LEGALLY DESCRIBED AS: BEING 4.307 ACRES OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABS. NO 405) as shown on **Exhibit “A”** hereto.

**Section three. Zoning District Reclassification.** MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3” 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: 300 E THIRD STREET (LEGALLY DESCRIBED AS: BEING TRACT 3 & PT OF 2, 3.6 ACRES, OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABS. NO. 405) as shown on **Exhibit “B”** hereto.

**Section five. Zoning District Reclassification.** MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3” 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 known as PROPERTY LEGALLY DESCRIBED AS: BEING TRACT 3 & PT OF 2, 2.09 ACRES, OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABS. NO. 405 as shown on **Exhibit “C”** hereto.

**Section seven. Zoning District Reclassification.** MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3” Zoning District Classification is hereby assigned to the Property described in section six.

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 Repealer.** Other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent of such conflict.


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

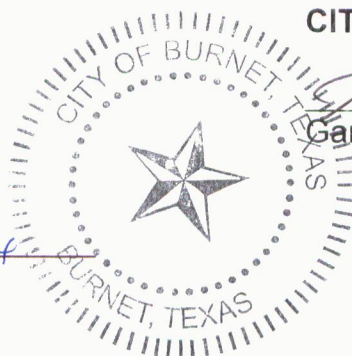
**Section twenty-three. Effective Date.** This ordinance is effective upon final passage and approval.

**PASSED** on First Reading the 13<sup>th</sup> day of February 2024.

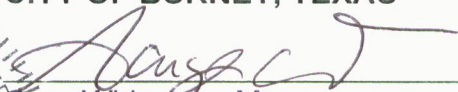
**PASSED AND APPROVED** on this the 27<sup>th</sup> day of February 2024.

**ATTEST:**

  
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Kelly Dix, City Secretary

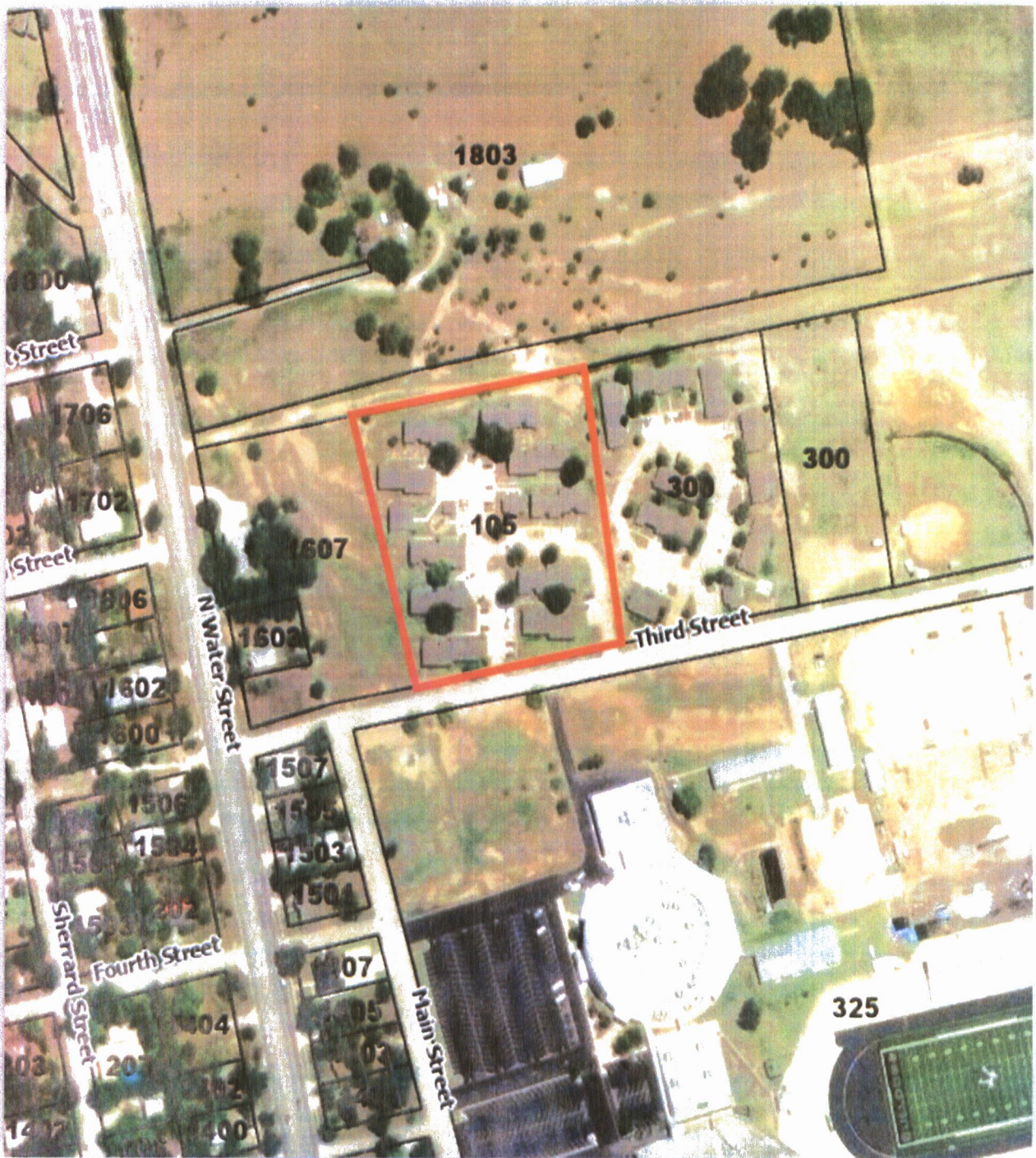


**CITY OF BURNET, TEXAS**

  
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Gary Wideman, Mayor

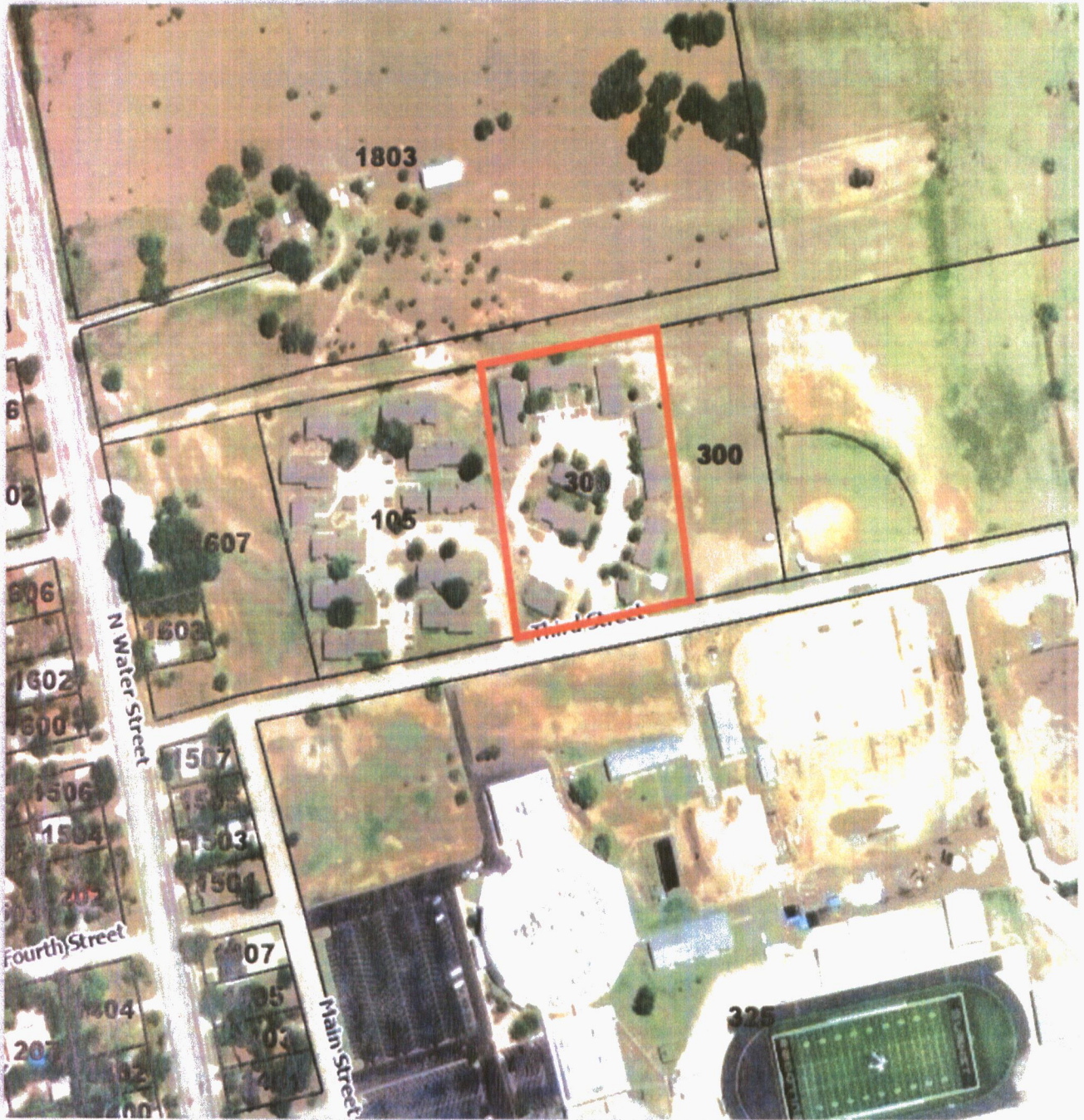
**Exhibit "A"**

105 E THIRD STREET (LEGALLY DESCRIBED AS: BEING 4.307 ACRES OUT OF  
THE JOHN HAMILTON SURVEY NO. 1, ABS. NO 405)



**Exhibit "B"**

300 E THIRD STREET (LEGALLY DESCRIBED AS: BEING 3.6 ACRES, TRACT 3 & PT OF 2, OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABS. NO. 405)



**Exhibit "C"**

PROPERTY LEGALLY DESCRIBED AS: BEING TRACT 3 & PT OF 2, 2.09 ACRES,  
OUT OF THE JOHN HAMILTON SURVEY NO. 1, ABS. NO. 405

