

**ORDINANCE NO. 2012-28**

**AN ORDINANCE OF THE CITY OF BURNET, TEXAS, AMENDING THE ZONING ORDINANCE, #2012-06, REZONING PROPERTY FROM "C-1: LIGHT COMMERCIAL TO "C-3" HEAVY COMMERCIAL WITH OFF-PREMISE CONSUMPTION OF ALCOHOL; AND PROVIDING FOR RELATED MATTERS.**

**Whereas**, the owner of the property described herein has requested that the property be rezoned; and

**Whereas**, after giving ten days written notice to the owners of land within two hundred feet of the Property, the Planning & Zoning Commission held a public hearing on the proposed rezoning and forwarded its recommendation on the rezoning to the City Council; and

**Whereas**, after publishing notice to the public at least fifteen days prior to the date of such hearing, the City Council at a public hearing reviewed the request and the circumstances of the property and finds that a substantial change in circumstances of the property sufficient to warrant a change in the zoning of the property has transpired;

**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. Amendment of Zoning Ordinance.** Ordinance No. 2012-06, as amended, of the City of Burnet Zoning Ordinance (The "Zoning Ordinance" or "Code"), is hereby modified and amended as set forth in this ordinance.

**Section 3. Rezoned Property.** The Zoning Ordinance is hereby amended changing the zoning district for the property located at Block 10, Peter Kerr Portion (except for 101 N. Water Street), Burnet, Burnet County, Texas, as more particularly described in Exhibit "A" (the "Property"), from the current zoning district "C-1 Light Commercial to the zoning district "C-3" Heavy Commercial w/Off Premise Consumption of Alcohol. The Property is accordingly zoned "C-3" Heavy Commercial w/Off Premise Consumption of Alcohol.


**Section 4. 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, Chapt. 551, Loc. Gov't. Code.

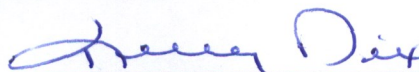
**PASSED AND APPROVED** on First Reading this 28<sup>th</sup> day of August, 2012.

**FINALLY PASSED AND APPROVED** on this 11<sup>th</sup> day of September, 2012.

**CITY OF BURNET, TEXAS**

**ATTEST:**

  
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Gary Wideman, Mayor

  
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Kelly Dix, City Secretary

