

ORDINANCE NO. 2014-16

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO R&L PARTNERSHIP, L.L.C. FOR THE PURPOSE OF OPERATING A MACHINE SHOP WITHOUT OUTSIDE STORAGE IN A C-3 HEAVY COMMERCIAL ZONING DISTRICT LOCATED AT 2800 S. WATER STREET WHICH IS FURTHER DESCRIBED AS BEING 1.165-ACRES OUT OF ABSTRACT A0880, LEMUEL TAYLOR, TRACT 9; ASSIGNING PERMIT CONDITIONS; 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 July 7, 2014, did conduct a public hearing for the purpose of taking public comment regarding request to allow a Conditional Use permit for a machine shop without outside storage in a C-3 zoning district; and

WHEREAS, The Planning and Zoning Commission, following public hearing did formulate a recommendation to City Council regarding said Conditional Use Permit; and

WHEREAS, The City Council has given due consideration to said Planning and Zoning Commission recommendation; and

WHEREAS, The City Council further found that the C-3 zoning district in which 2800 S. Water Street is located to be suitable for a machine shop that does not make use of outdoor storage;

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. Permit Granted. R&L Partnership, L.L.C. is hereby granted a Conditional Use Permit for a machine shop without outside storage that is to be operated by Stealth Industries at 2800 S. Water Street.

Section 3. Permit Conditions Assigned. The Conditional Use Permit granted by this ordinance and held by R&L Partnership, L.L.C. shall be bound by the following conditions:

- (A)** All machining operations shall be confined to the interior of the building located at 2800 S. Water Street. No staging, fabrication, or storage of materials shall be permitted beyond the confines of the building in which the machine shop is located.

- (B) The permit is not transferrable to any future property owner or shop operator.
- (C) The permit is specific to 2800 S. Water Street and may not be transferred to any other location.
- (D) Subject to the restrictions established by paragraphs (A), (B) and (C) above, the permit shall remain active.
- (E) Violation of any term of this permit shall be grounds for revocation.
- (F) All rights of operation shall cease at such time as the permit is terminated, or revoked for any reason.

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 if any provisions of this ordinance shall 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, Chapt. 551, Loc. Gov't. Code.

PASSED AND APPROVED on First Reading this 8th day of July, 2014.

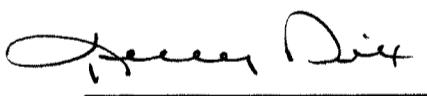
FINALLY PASSED AND APPROVED on this 22nd day of July, 2014.

CITY OF BURNET, TEXAS



Gary Wideman, Mayor

ATTEST:



Kelly Dix, City Secretary

