

ORDINANCE NO. 2024-17

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 THE CREEK SIDE TOWNHOMES FROM ITS PRESENT DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1” TO A DESIGNATION OF MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3”; PROPERTY KNOWN AS THE RHOMBERG APARTMENTS FROM ITS PRESENT DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1” AND SINGLE-FAMILY RESIDENTIAL “R-1” TO A DESIGNATION OF MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3”; AND PROPERTY KNOWN AS THE HAMILTON CREEK MANOR FROM ITS PRESENT DESIGNATION OF LIGHT COMMERCIAL – DISTRICT “C-1” TO A DESIGNATION OF MULTI-FAMILY RESIDENTIAL – DISTRICT “R-3”

WHEREAS, the City Council, by the passage and approval of Ordinance No. 2021-01, 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: CREEK SIDE TOWNHOMES (LEGALLY DESCRIBED AS: ABS A0405 JOHN HAMILTON, TRACT 7.21 & .25 ACRES & .17 ACRES, MALLET ADDITION CONSERVATION, 7.63 ACRES) 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: 806 N RHOMBERG (LEGALLY DESCRIBED AS: BEING LOT 1, KINCHELOE ADDITION) 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 THE RHOMBERG APARTMENTS (LEGALLY DESCRIBED AS: BEING ALL OF LOTS NO. TWO, THREE, FOUR, FIVE, SIX, SEVEN, THIRTEEN, FOURTEEN, FIFTEEN, SIXTEEN, SEVENTEEN, EIGHTEEN, NINETEEN, TWENTY, AND FORTY-ONE, IN THE KINCHELOE ADDITION) 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 eight. Property. The Property that is the subject to this Zoning District Reclassification is known as: HAMILTON CREEK MANOR (LEGALLY DESCRIBED AS: BEING 12.004 ACRES OF LAND OUT OF THE B.B. CASTLEBERRY SURVEY NO. 2), as shown on **Exhibit "D"** hereto.

Section nine. Zoning District Reclassification. MULTI-FAMILY RESIDENTIAL – DISTRICT "R-3" Zoning District Classification is hereby assigned to the Property described in section eight.

Section ten. 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.

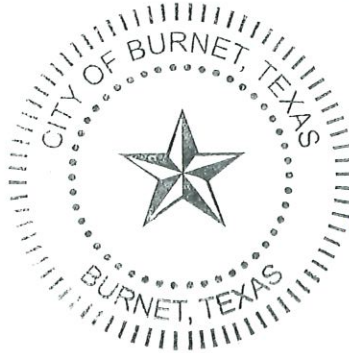
Section eleven. Repealer. Other ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent of such conflict.

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

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

PASSED on First Reading the 11th day of June 2024.

PASSED AND APPROVED on this the 25th day of June 2024.



CITY OF BURNET, TEXAS

A handwritten signature in blue ink, appearing to read "Gary Wideman", is written over a horizontal line.

Gary Wideman, Mayor

ATTEST:

A handwritten signature in blue ink, appearing to read "Maria Gonzales", is written over a horizontal line.

Maria Gonzales, City Secretary

Exhibit A – Location and Current Zoning

CREEK SIDE TOWNHOMES

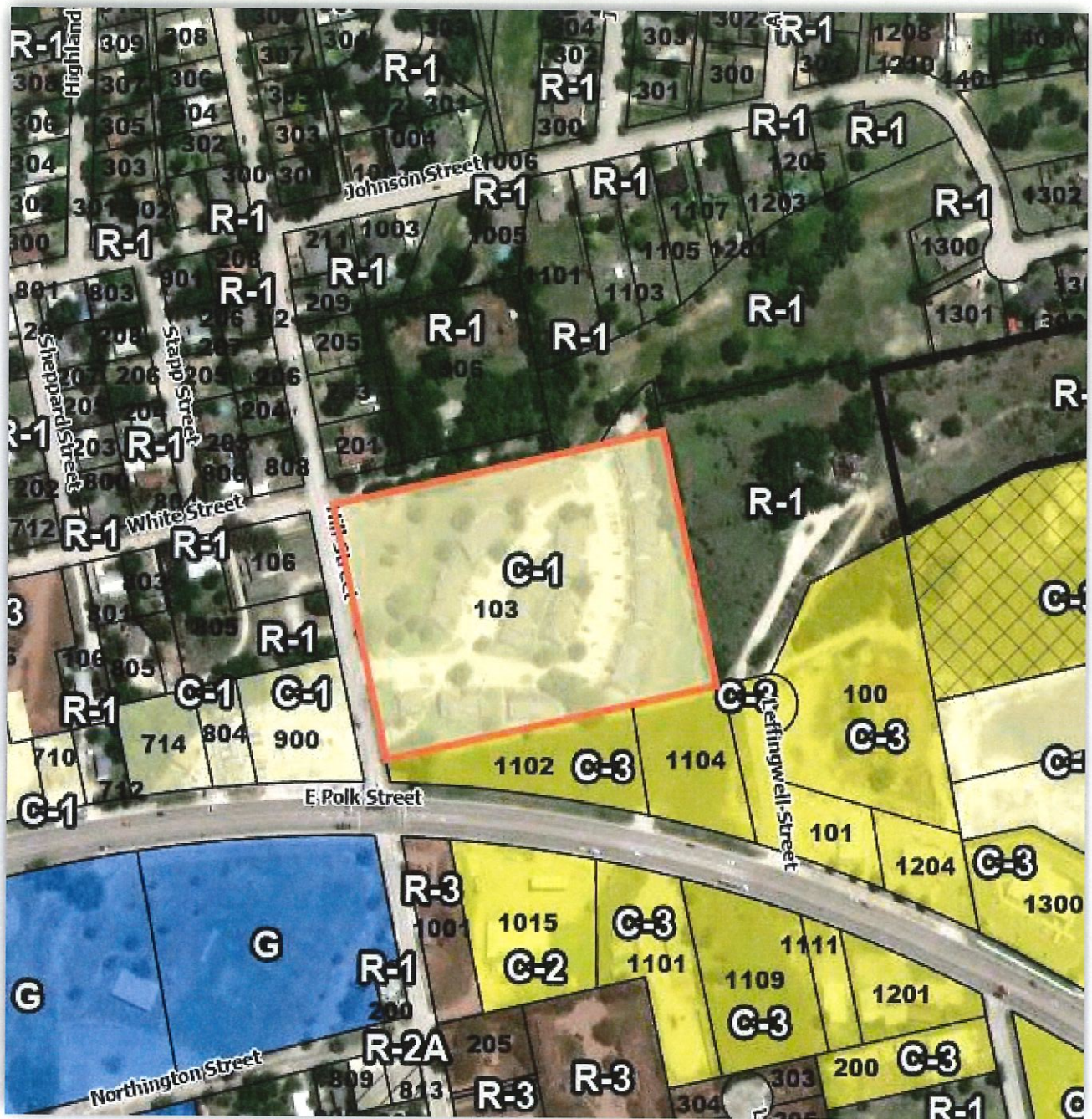


Exhibit A – Location and Current Zoning (cont.)

RHOMBERG APARTMENTS

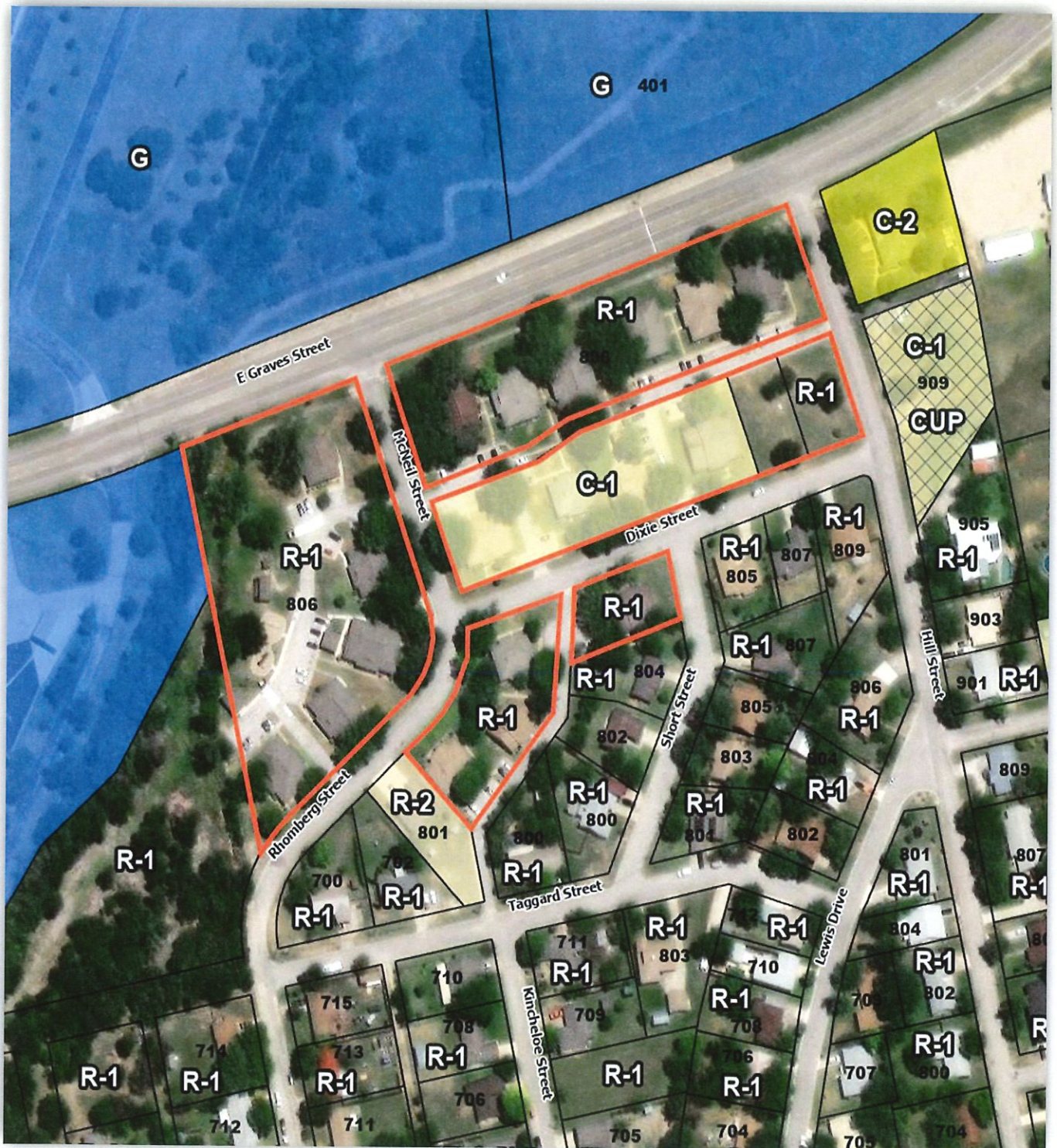


Exhibit A – Location and Current Zoning (cont.)

HAMILTON CREEK MANOR

