**ORDINANCE NO. 2014-14**

**AN ORDINANCE AMENDING CITY OF BURNET CODE OF ORDINANCES, CHAPTER 118, ZONING, ARTICLE II, ZONING DISTRICTS AND REGULATIONS, SEC. 118-47, HEAVY COMMERCIAL—DISTRICT “C-3,” (a) PURPOSE AND PERMITTED USES FOR THE PURPOSE OF ESTABLISHING MACHINE SHOP WITHOUT OUTDOOR STORAGE AS A USE ALLOWED WITH CONDITIONAL USE PERMT; 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 the proposal to amend Code of Ordinances Chapter 118, Zoning, Article II, Zoning Districts and Regulations, Sec. 118-47, Heavy Commercial—District “C-3” regulations for the purpose of amending subsection (a), Purpose and permitted uses in order to establish “Machine Shop without outdoor storage” as a use permitted with Conditional Use Permit in C-3 zoning districts; and

**WHEREAS**, The Planning and Zoning Commission, following public hearing did formulate a recommendation to City Council regarding adoption of said amendment; and

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

**WHEREAS**, Based on these findings, the City Council has determined that adoption of said amendment will be consistent with the best public interest of the City;

**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 Ordinance.** Code of Ordinances Chapter 118, Zoning Districts and Regulations, Sec. 118-45, Light Commercial—District “C-1,” (a) Purpose and Permitted uses is hereby amended as follows:

(8) Machine shop without outdoor storage (permitted with Conditional Use Permit)

(9) Manufactured housing and service

(10) Retail Propane sales.

(11) Retail facilities over 10,000 square feet.

(12) Stable.

(13) Taxidermy shops and seasonal meat processing (such as deer meat).

(14) Horce race track and riding stable with a condition use permit.

(15) Private zoo with a conditional use permit

(16) Transportation services.

(17) Trailer camp or RV park.

(18) Truck stop, with no repair or wash service.

(19) Wood yard.

(20) Uses as determined by the commission and the council which are closely related and similar to those listed and that are not likely to create any more offensive noise, vibration, dust, heat, smoke, odor, glare, or other objectionable influences than the minimum amount normally resulting from listed uses permitted, such permitted uses being generally retail trade, service industries that sale, store, distribute and/or repair goods, vehicles, equipment and materials, and are in general dependent on products and materials produced elsewhere.

(21) Vetinary services and hospital.

 **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 otherparts 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**

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 Gary Wideman, Mayor

**ATTEST:**

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Kelly Dix, City Secretary