

**ORDINANCE NO. 2015-01**

**AN ORDINANCE AMENDING ORDINANCE NO. 2012-06 BY REZONING 405 N WATER STREET WHICH IS FURTHER DESCRIBED AS BEING PT. LOT 4; BLOCK 31; PETER KERR PORTION, S7150, FROM ITS PRESENT DESIGNATION OF SINGLE-FAMILY RESIDENTIAL 1—DISTRICT “R-1,” TO A DESIGNATION OF LIGHT COMMERCIAL—DISTRICT “C-1;” 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 January 5, 2015, did conduct a public hearing for the purpose of taking public comment regarding the proposal to rezone Part of Lot 4, Block 31, Peter Kerr Portion, S7150 which is further described as being 405 N Water Street from its current zoning designation of Single-family Residential 1—District R-1, to a designation of Light Commercial—District C-1; and

**WHEREAS**, The Planning and Zoning Commission, following public hearing did recommend approval of said zone change request; 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 approval of said zone change 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. Zoning Changed.** Part of Lot 4, Block 31 out of the Peter Kerr Portion, S7150, which is also known as 405 N. Water Street and more particularly described by Exhibit A attached hereto and incorporated by reference for all purposes herein, is hereby assigned a zoning designation of Light Commercial—District C-1.

**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 Repealer.** That other ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent that they are in conflict.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 should any provisions of this ordinance 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, Chapter. 551, Loc. Gov't. Code.

**PASSED AND APPROVED** on First Reading this 13<sup>th</sup> day of January, 2015.

**FINALLY PASSED AND APPROVED** on this 27<sup>th</sup> day of January, 2015.

**CITY OF BURNET, TEXAS**

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Gary Wideman, Mayor

**ATTEST:**

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Kelly Dix, City Secretary

EXHIBIT A

