

**ORDINANCE 2017-16**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS GRANTING A CONDITIONAL USE PERMIT TO ALLOW A ONE-STORY CHURCH ADMINISTRATION BUILDING, FOR 0.44 ACRES OF FARM LOT 1, EAST OF MAIN STREET, LOCATED AT 1208 WATER STREET, WITHIN THE CITY LIMITS OF BASTROP, TEXAS; SETTING OUT CONDITIONS; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, First United Methodist Church (hereinafter referred to as "Applicant") submitted a request for a for a Conditional Use Permit (CUP) to allow construction of a one-story church administration building for 0.44 within a portion of Farm Lot 1, East of Main Street within the City limits of Bastrop, Texas, hereinafter referred to as "the Property"; and

**WHEREAS**, a location map is attached hereto as Exhibit "A" (the "Property"); and

**WHEREAS**, the Property is currently zoned as N, Neighborhood; and

**WHEREAS**, pursuant to Section 10.4 of the City's Zoning Ordinance, notice of the rezoning was given to all property owners located within two hundred (200) feet of the Property, and the Planning and Zoning Commission of the City of Bastrop held a public hearing on the CUP request on April 27, 2017; and

**WHEREAS**, after notice and hearing, the Planning and Zoning Commission has recommended **approval** of the proposed request, subject to certain conditions set forth herein; and

**WHEREAS**, pursuant to Section 10.4 of the City's Zoning Ordinance, notice of the rezoning request was given as required by the Ordinance, and the City Council of the City of Bastrop held a public hearing on the Conditional Use Permit on May 9, 2017 to consider the Applicant's request to construct a new church administration building; and

**WHEREAS**, after consideration of public input received at the hearing, the information provided by the Applicant, and all other information presented, City Council finds by a majority vote of all members that it is in the public interest to approve the CUP.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS THAT:**

**Section 1:** The Property, situated in for 0.44 within a portion of Farm Lot 1, East of Main Street located 1208 Water Street within the city limits of Bastrop, Texas as more particularly shown and described on attachments Exhibit "A", shall be and is hereby approved with the following conditions that:

- a. Construction shall be in conformance with the City of Bastrop regulations, and a Site Development Plan will be approved before development starts.
- b. All necessary permits for the proposed development shall be acquired prior to construction of the church administration building on the subject property.

- c. A Building Permit shall be applied for and secured within one (1) year from the date the Conditional Use Permit is granted (second reading of the ordinance).
- d. The east facing façade facing Water Street appears as residential as possible based on the Planning Directors opinion.
- e. The building be used for church administrative uses only.
- f. There be at least four new parking spaces for the site be placed solely on this property.

**Section 2:** This ordinance shall take effect upon passage and in accordance with the laws of the State of Texas.

**Section 3:** If any provision of this ordinance or application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions, or application thereof, of this ordinance, which can be given effect without the invalid provision or application, and to this end, the provisions of this ordinance are hereby declared to be severable.

**Section 4:** This ordinance shall take effect upon the date of final passage noted below, or when all applicable publication requirements, if any, are satisfied in accordance with the City's Charter, Code of Ordinances, and the laws of the State of Texas.

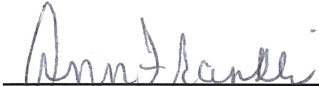
READ and ACKNOWLEDGED on First Reading on the 9<sup>th</sup> day of May 2017.

READ and APPROVED on the Second Reading on the 23<sup>rd</sup> day of May 2017.

**APPROVED:**

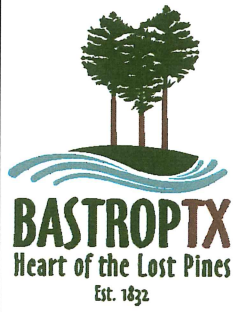
  
\_\_\_\_\_  
Connie Schroeder, Mayor

**ATTEST:**

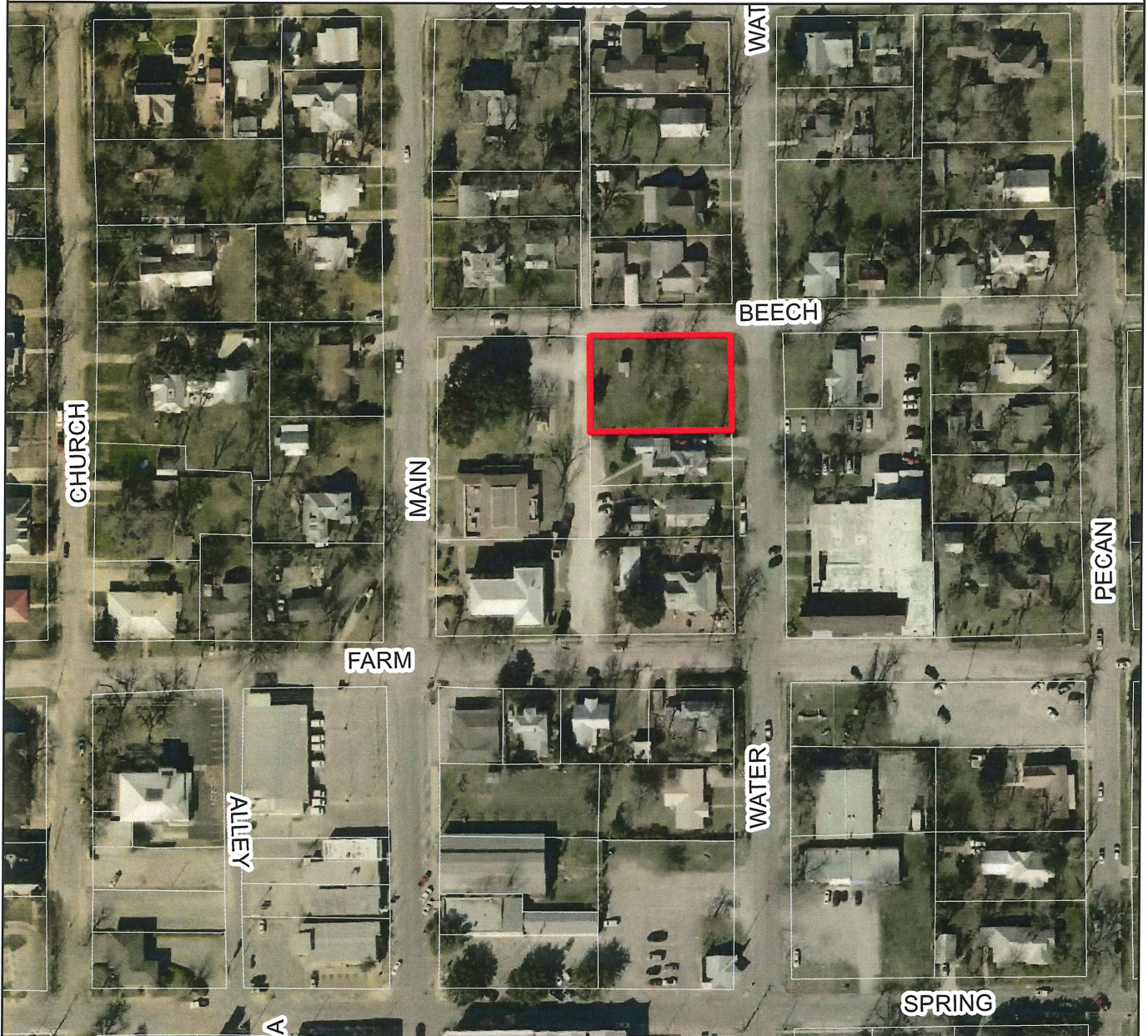
  
\_\_\_\_\_  
Ann Franklin, City Secretary

**APPROVED AS TO FORM:**

  
\_\_\_\_\_  
David Bragg, City Attorney



# Property Location Map for 1208 Water Street



## Legend

