

RESOLUTION NO. R-2019-134

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, GRANTING HISTORIC LANDMARK STATUS FOR 0.470 ACRES OF BUILDING BLOCK 54, EAST OF WATER STREET, LOCATED AT 1305 PINE STREET, ALSO KNOWN AS THE BEVERLY & LULA KERR HOUSE, WITHIN THE CITY LIMITS OF BASTROP, TEXAS, AS ATTACHED IN EXHIBIT A; PROVIDING FOR FINDINGS OF FACT; PROVIDING FOR A REPEALING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Jensey and Kathleen Lund ("the Owner") has submitted a request for Historic Landmark status for the structure at 1305 Pine Street; and

WHEREAS, Chapter 9: Historic Landmark Preservation & Iredell District of the B³ Code adopted with Ordinance No. 2019-51 provides a designation process for historic sites and structures; and

WHEREAS, notice of the historic designation was sent in accordance the B³ Code to notify property owners within 200 feet of the property and Texas Local Government Code section 211.0165 to notify the property owner of the impact of the designation; and

WHEREAS, the Historic Landmark Commission held a public hearing and considered the request on November 20, 2019 and voted to recommend approval by a vote of 6-0.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS:

Section 1: The Historic Landmark status for 0.470 acres of Building Block 54, East of Water Street, also known as 1305 Pine Street, within the city limits of Bastrop, Texas, is hereby approved and Exhibit A, a copy of agreement to be signed by the Property Owner, and incorporated herein for all purposes.

Section 2: The following findings of fact were established for the structures at 1305 Pine Street:

Structure meets the following criteria:

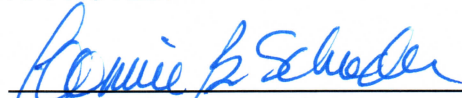
- (A) Possesses significance in history, architecture, archeology, or culture;
- (C) Is associated with the lives of persons significant in our past;

Section 3: All orders, ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 4: This ordinance shall take effect upon passage and in accordance with the laws of the State of Texas.

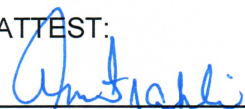
DULY RESOLVED AND ADOPTED by the City Council of the City of Bastrop this 10th day of December, 2019.

APPROVED:



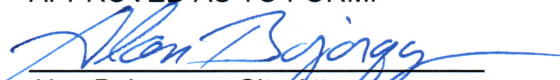
Connie B. Schroeder, Mayor

ATTEST:



Ann Franklin, City Secretary

APPROVED AS TO FORM:



Alan Bojorquez, City Attorney



Historic Landmark Designation Agreement

As owner(s) of a the property located on 0.470 acres of Building Block 54, East of Water Street commonly known as 1305 Pine Street;

We, Jensey and Kathleen Lund, wish to have said property designated as a Historic Landmark;

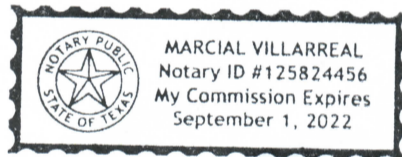
By the signature(s) below, we, the property owner(s) hereby acknowledge that we have received a copy of the current Chapter 9: Historic Landmark Preservation and Iredell District from the B3 Code (Ordinance #2019-51), and any amendments thereto; that we understand and agree to abide by the terms and obligations related to a Historic Landmark designation; and, in obtaining Historic Landmark status for this property, we agree to maintain said property in accordance with provisions governing Historic Landmarks in the Ordinance and the design guidelines governing same, as adopted by the Bastrop City Council, as such ordinance and guidelines now exist or may exist in the future.

Furthermore, we understand that by entering into this agreement with the City of Bastrop, we will be entitled to all incentives specified within Ordinance 2019-51 "Historic Landmark Preservation and Iredell District" and amendments thereto.

Signature of Property Owner(s) [Handwritten Signature] Date 1/3/20

Subscribed and sworn to before me on this the 3rd day of January, 2020 to certify which witness my hand and official seal.

[Handwritten Signature] Notary Public in and for the State of Texas

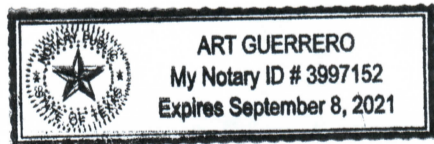


My Commission Expires: 9/1, 2022

Signature of Property Owner(s) [Handwritten Signature] Date 1/13/20

Subscribed and sworn to before me on this the 13 day of JAN., 2020 to certify which witness my hand and official seal.

[Handwritten Signature] Notary Public in and for the State of Texas

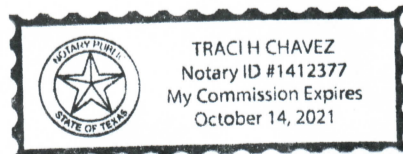


My Commission Expires: Sept 8, 2021

Signature for Historic Landmark Commission [Handwritten Signature] Date 3/11/2020

Subscribed and sworn to before me on this the 11th day of MARCH, 2020 to certify which witness my hand and official seal.

[Handwritten Signature] Notary Public in and for the State of Texas



My Commission Expires: OCT. 14, 2021

Approved by the Bastrop City Council on the 10th day of December, 2019.

APPROVED: [Handwritten Signature] Mayor

ATTEST: [Handwritten Signature] City Secretary