

RESOLUTION NO. R-2020-86

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, APPROVING AN INTERLOCAL AGREEMENT WITH BASTROP COUNTY TO ALLOW THE CONSTRUCTION OF A NEW MONOPOLE COMMUNICATION TOWER, WITH A MODIFIED DEVELOPMENT PROCESS APPROVED BY THE ZONING BOARD OF ADJUSTMENT FOR A NON-CONFORMING STRUCTURE, AS ATTACHED IN EXHIBIT A; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS FOR THE AGREEMENT; PROVIDING FOR A REPEALING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Bastrop County ("Developer"), desires to make certain private improvements on a 10.223 acre parcel in Bastrop Town Tract, A11 more particularly described on Exhibit "A" ("Property"), owned by Kent Broussard Tower Rentals, Inc. ("Owner"); and

WHEREAS, the Developer has requested the City of Bastrop, a Home Rule Municipality of Bastrop County, Texas, ("City"), to allow the Expansion of a Non-Conforming Structure; and

WHEREAS, the standard development process would require establishing a Neighborhood Regulating Plan, providing public improvements through the Preliminary and Final Plat process; submitting a Site Development Plan and Building Permits; and

WHEREAS, City staff has recommended certain modifications to the standard development approval process and standards, provided that any future development on any of the site will trigger full compliance with the adopted ordinance at the time of development; and

WHEREAS, this Agreement, which states the purpose, terms, rights, and duties of the contracting parties, is entered into by parties, two of which are local governments, regarding governmental functions and services, for which each contracting party is paying for performance under this Agreement from current revenues available to the paying party, in accordance with Texas Government Code Chapter 791.

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

Section 1: That an Interlocal Agreement has been approved as shown in Exhibit A.

Section 2: That the City Manager is authorized to execute all necessary documents for the agreement.

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resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.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 resolution shall take effect immediately from and after its passage, and it is duly resolved.

DULY RESOLVED AND ADOPTED by the City Council of the City of Bastrop this 8th day of September, 2020.

APPROVED:



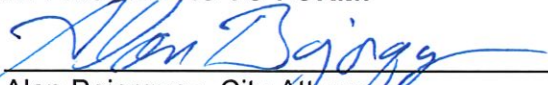
Connie B. Schroeder, Mayor

ATTEST:



Ann Franklin, City Secretary

APPROVED AS TO FORM:



Alan Bojorquez, City Attorney