

RESOLUTION NO. R-2021-34

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS GRANTING A VARIANCE TO BASTROP CODE OF ORDINANCES ARTICLE 4.02.005, SALE OF ALCOHOLIC BEVERAGES, SEPARATION REQUIREMENTS FROM CHURCH, PUBLIC OR PRIVATE SCHOOL, OR PUBLIC HOSPITAL, ON PROPERTY LOCATED AT 924 MAIN STREET, WITHIN THE CITY LIMITS OF BASTROP, TEXAS, AS SHOWN IN EXHIBIT A; ESTABLISHING AN EFFECTIVE DATE.

**WHEREAS**, Ronald Castaneda, representing CC Wine & Co. LLC, is the Applicant representing 924 Main Street, acknowledges that the property located within 300 feet of a church, public or private school, or public hospital, as defined by and as the measurement of applicable distances are set forth by the State of Texas in the Alcoholic Beverage Code; and

**WHEREAS**, Calvary Episcopal School's property line is within 300 feet of the property on which CC Wine & Co. LLC is located; and

**WHEREAS**, alcohol sales were not previously conducted in this location; and

**WHEREAS**, the Applicant has applied for a variance pursuant to the Bastrop Code of Ordinances, Article 4.02.007; and

**WHEREAS**, authority is granted to City Council to allow variances in the Texas Alcoholic Beverage Code, Chapter 107.33; and

**WHEREAS**, public notice was sent in accordance with the Bastrop Code of Ordinances 4.02.007; and

**WHEREAS**, after consideration of public input received at the hearing and all other information presented, City Council finds by a majority vote of all members that it is in the public interest to grant a variance to the separation requirements of the premises to a private school.

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

**Section 1:** That a variance to the distance separation requirements established in the Bastrop Code of Ordinances Article 4.02.005 is hereby granted for the property located at 924 Main Street, within the Bastrop city limits, as shown in Exhibit A.

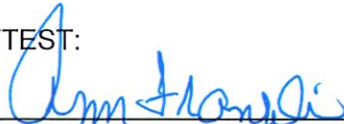
**Section 2:** That this Resolution shall take effect immediately upon its passage.

**DULY RESOLVED AND ADOPTED** by the City Council of the City of Bastrop this 13<sup>th</sup> day of April 2021.

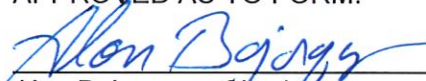
APPROVED:

  
\_\_\_\_\_  
Connie B. Schroeder, Mayor

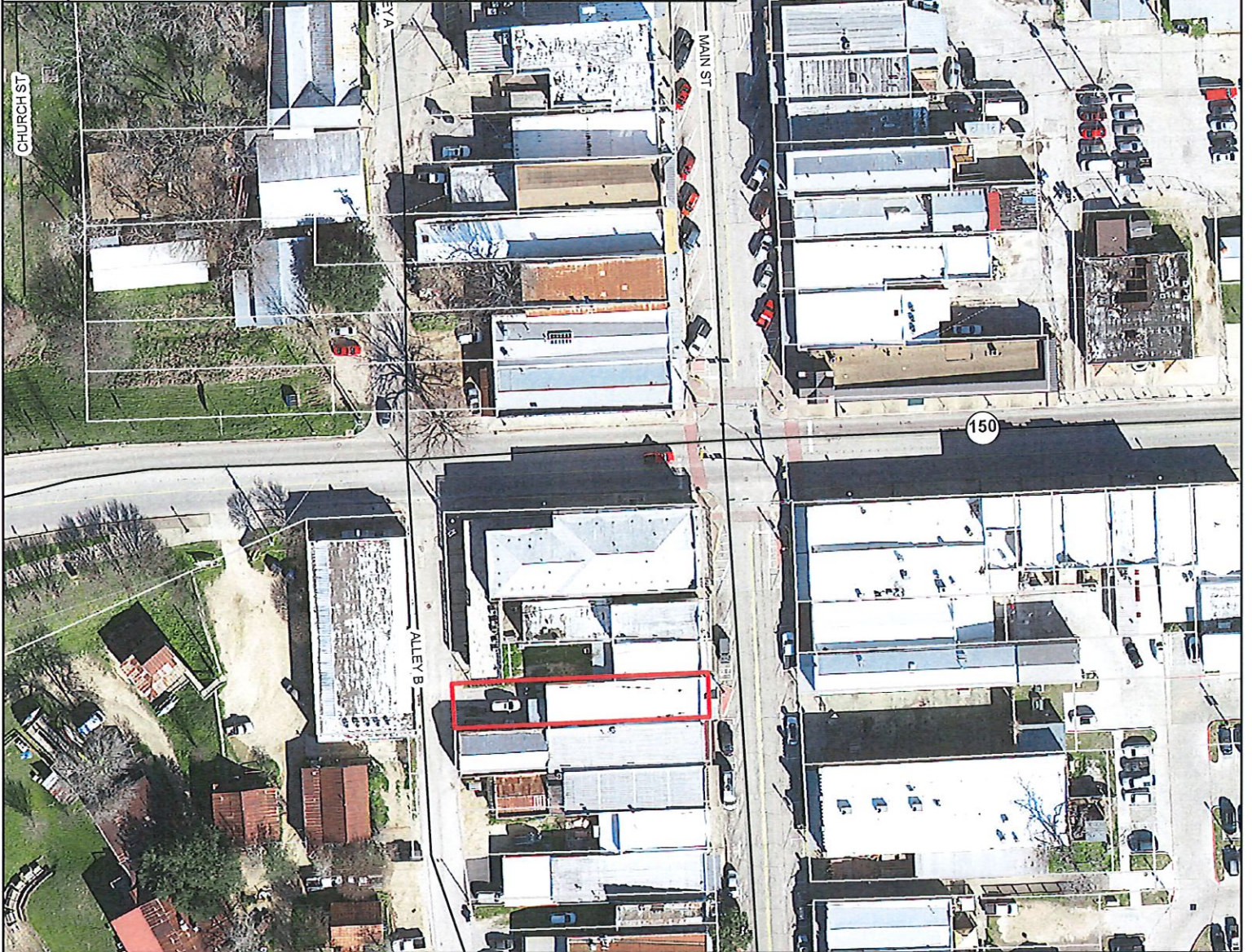
ATTEST:

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

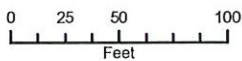
APPROVED AS TO FORM:

  
\_\_\_\_\_  
Alan Bojorquez, City Attorney

# Exhibit A Location Map



## Variance to Separation Requirements Alcohol Sales 924 Main Street



1 inch = 89 feet

Date: 3/24/2021

The accuracy and precision of this cartographic data is limited and should be used for information/planning purposes only. This data does not replace surveys conducted by registered Texas land surveyors nor does it constitute an "official" verification of zoning, land use classification, or other classification set forth in local, state, or federal regulatory processes. The City of Bastrop, nor any of its employees, do not make any warranty of merchantability and fitness for particular purpose, or assumes any legal liability or responsibility for the accuracy, completeness or usefulness of any such information, nor does it represent that its use would not infringe upon privately owned rights.

