

RESOLUTION NO. R-2017-92

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, GRANTING A VARIANCE TO BASTROP CODE OF ORDINANCES ARTICLE 4.02.004 SALE OF ALCOHOLIC BEVERAGES, DISTANCE OF PREMISES FROM A CHURCH, SCHOOL, OR HOSPITAL, ON PROPERTY LOCATED AT 1008 MAIN STREET, WITHIN THE CITY LIMITS OF BASTROP, TEXAS; PROVIDING FOR A REPEALING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the applicant representing 1008 Main Street acknowledges that the premise is 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, the applicant has applied for a variance pursuant to the Bastrop Code of Ordinances Article 4.02.004; 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 Bastrop Code of Ordinances 4.02.004; 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 approve granting a variance to the distance separation requirement of the premise to a private school; and

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

Section 1. A variance to the distance separation requirements established in the Bastrop Code of Ordinances Article 4.02.004 is hereby granted for the property located at 1008 Main Street within the Bastrop city limits.

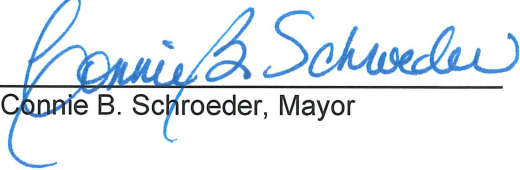
Section 2: All orders, ordinances, and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

Section 3: That this Resolution shall take effect immediately upon its passage, and it is so resolved.

DULY RESOLVED AND ADOPTED by the City Council of the City of Bastrop this 14th day of November, 2017.

CITY OF BASTROP, TEXAS

APPROVED:



Connie B. Schroeder, Mayor

ATTEST:



Ann Franklin, City Secretary

APPROVED AS TO FORM:



Alan Bojorquez, City Attorney