

**RESOLUTION NO. R-2018-85**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, ON A REQUEST FOR A SUBDIVISION VARIANCE, TO ALLOW THE INSTALLATION OF A NEW ON-SITE SEWAGE FACILITY WHEN THE EXTENSION OF PUBLIC WASTEWATER LINE IS REQUIRED FOR 0.572 ACRES OF FARM LOT 65 EAST OF MAIN STREET, LOCATED AT 1603 STATE HIGHWAY 95, AS SHOWN IN EXHIBIT A; WITHIN THE CITY LIMITS OF BASTROP, TEXAS; REPEALING ALL CONFLICTING RESOLUTIONS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, pursuant to the City of Bastrop Subdivision Ordinance, Section 9 - Variances, the City Council is able to waive required subdivision regulations when the requirements cause an unnecessary hardship to the subdivider and the variance does not depart from the intent of the code; and

**WHEREAS**, Lossie Peterson ("the Applicant") has requested a subdivision variance to waive the requirement to build approximately 280 feet of public wastewater line and install a new on-site sewage facility (septic); and

**WHEREAS**, the property has previously utilized an on-site septic facility that is now inoperable; and

**WHEREAS**, the line extension is technically feasible and furthers the orderly development of the public wastewater system; and

**WHEREAS**, at the August 30, 2018 regular meeting, the Planning & Zoning Commission recommended approval of the subdivision variance, finding that the public wastewater improvements cause an unnecessary hardship to the applicant but to disproportionate burden on a single property owner; and

**WHEREAS**, the City Council finds that the public wastewater improvements do cause an unnecessary hardship to the applicant.

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

**Section 1.** A subdivision variance to waive the requirement to build approximately 280 feet of public wastewater line and install a new on-site sewage facility (septic), for 0.572 acres of Farm Lot 65 East of Main Street, located at 1603 State Highway 95, within the city limits of Bastrop, Texas is hereby approved.

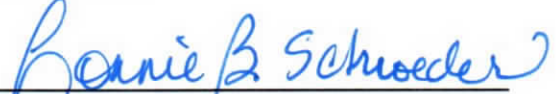
**Section 2:** All orders, ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

**Section 3:** 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 11<sup>th</sup> day of September, 2018.

**CITY OF BASTROP, TEXAS**

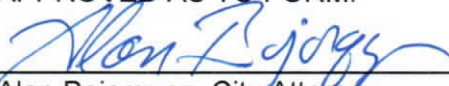
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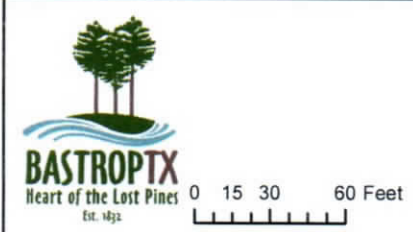
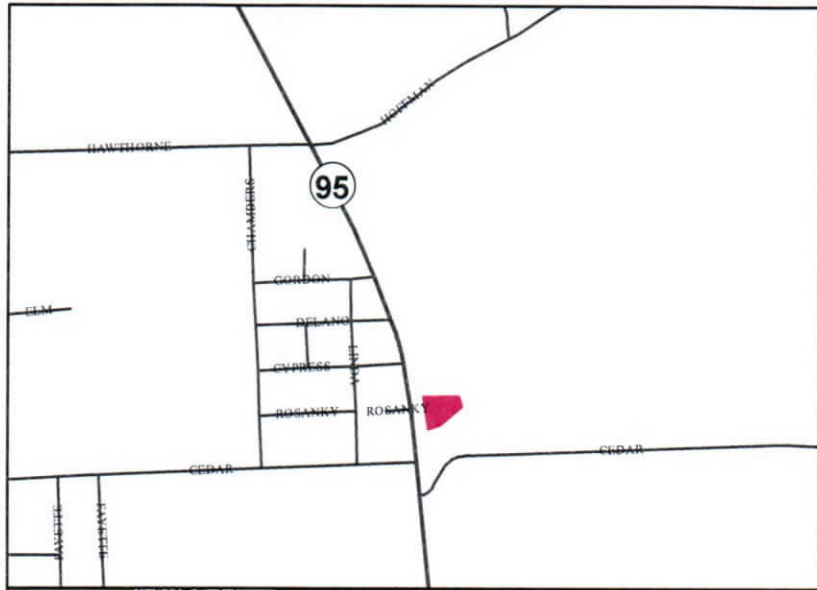
  
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Bonnie B. Schroeder, Mayor

ATTEST:

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

APPROVED AS TO FORM:

  
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Alan Bojorquez, City Attorney



Location Map  
 Subdivision Variance  
 1603 SH 95



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.

Date: 8/14/2018