

RESOLUTION NO. R-2019-26

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, TO APPROVE A SUBDIVISION VARIANCE TO ALLOW THE RELOCATION OF AN OVERHEAD ELECTRIC LINE TO REMAIN OVERHEAD WHEN ALL UTILITIES ARE REQUIRED TO GO UNDERGROUND WITHIN THE PECAN PARK RESIDENTIAL PLANNED DEVELOPMENT, LOCATED WEST OF STERLING DRIVE AND NORTH OF THE COLORADO RIVER, AS SHOWN IN EXHIBIT A; WITHIN THE CITY LIMITS OF BASTROP, TEXAS; PROVIDING FOR A REPEALING CLAUSE; AND ESTABLISHING 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, Ranch Road Development ("the Applicant") has requested a subdivision variance to waive the requirement to install all utilities underground; and

WHEREAS, there is an existing 3-Phase Bluebonnet Electric overhead electric line running through the proposed residential development; and

WHEREAS, the new overhead electric line will be a relocation of the existing line that provides redundant electric service for the entire area; and

WHEREAS, all other utilities that serve the new development will be provided underground; and

WHEREAS, the City Council finds that the installation of the existing line underground causes an unnecessary hardship to the applicant as the need for the line is not created by the new development.

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

Section 1: A subdivision variance to waive the requirement of the Subdivision Ordinance, Section 5.140 to place all utilities underground, located west of Sterling Drive and north of the Colorado River, as shown in Exhibit A, within the city limits of Bastrop, Texas, is hereby approved.

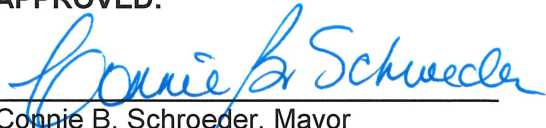
Section 2: All orders, ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.

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 12th day of March 2019.

CITY OF BASTROP, TEXAS

APPROVED:




Connie B. Schroeder, Mayor

ATTEST:



Traci Chavez, Deputy City Secretary

APPROVED AS TO FORM:



Alan Bojorquez, City Attorney