

RESOLUTION NO. R-2022-93

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS, ON AN APPEAL TO APPROVE A REPLAT WITH VARIANCES FOR PINEY RIDGE SECTION 1, BLOCK A, REPLAT OF LOT 11, BEING 1.838 ACRES OUT OF PINEY RIDGE SUBDIVISION, LOCATED AT TBD POST OAK RIM, WITHIN THE CITY LIMITS OF BASTROP, TEXAS, AS SHOWN IN EXHIBIT A; PROVIDING FOR A REPEALING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, pursuant to the Texas Local Government Code Section 212 and the Bastrop Building Block (B³) Code, the Planning & Zoning Commission is required to take action regarding certain plats; and

WHEREAS, Martha Miles ("the Applicant") has submitted a replat of Lot 11 of Piney Ridge, Section 1, Block A, existing subdivision; and

WHEREAS, notice of the subdivision was sent in accordance with the Bastrop Building Block (B³) Code and the Texas Local Government Code to notify the public; and

WHEREAS, the replat will create two lots, 1.065 acres and 0.773 acres; and

WHEREAS, the Planning & Zoning Commission held a special meeting on September 15, 2022 to hold a public hearing and denied two subdivision variances for the replat; and

WHEREAS, the Planning & Zoning Commission voted 6-0 to deny the replat for not meeting the B³ Code requirements; and

WHEREAS, Section 1.03.092 of the Bastrop, Texas Code of Ordinances provides final authority to City Council through an appeal process; and

WHEREAS, on September 16, 2022 the Applicant request an appeal to City Council on the determination of the Planning & Zoning Commission; and

WHEREAS, the City Council after reviewing the replat request finds that replat meets the requirements of the Bastrop Building Block (B³) Code for subdivision.

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

Section 1: The Replat Plat known as Piney Ridge Subdivision, Section 1, Block A, Replat of Lot 11, located at TBD Post Oak Rim, within the city limits of the of Bastrop, Texas is hereby approved, a copy of same being attached hereto as Exhibit "A" and incorporated herein for all purposes.

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resolutions, or parts thereof, which are in conflict or inconsistent with any provision of this Resolution are hereby repealed to the extent of such conflict, and the provisions of this Resolution shall be and remain controlling as to the matters resolved herein.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 11th day of October, 2022.

APPROVED:

Connie B. Schroeder, Mayor

ATTEST:

Ann Franklin, City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney