

## **RESOLUTION**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, FOR A VARIANCE TO CHAPTER 14 ARTICLE II, ALCOHOLIC BEVERAGE ESTABLISHMENTS, RELATING TO THE SALE OF ALCOHOLIC BEVERAGES WITHIN 300 FEET OF A PRIVATE OR PUBLIC SCHOOL AT 224 E RENFRO STREET.**

**WHEREAS**, the City of Burleson, Texas (“City”), is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

**WHEREAS**, Chapter 14, Article II, Alcoholic Beverage Establishments, of the City of Burleson Code of Ordinances (2005) regulates the sale of alcoholic beverages within 300 feet of a public or private school within the jurisdiction of the City; and

**WHEREAS**, on February 5, 2024, an application was submitted by Aaron Adair on behalf of Camille Bransom for a variance to allow for the sale of alcoholic beverages within 300 feet of a public school for 1611 Golf Club located at 224 E Renfro Street, and

**WHEREAS**, on March 18, 2024, the City Council made an inquiry into the matter and reviewed all the relevant information at a duly called public meeting, and

**WHEREAS**, the City Council desires to grant a variance as specified herein and hereby determines that enforcement of the regulation in a particular instance is not in the best interest of the public, constitutes waste or inefficient use of land or other resources, creates an undue hardship on an applicant for a license or permit, does not serve its intended purpose is not effective or necessary, or for any other reason, after consideration of the health, safety, and welfare of the public and the equities of the situation, hereby determines is in the best interest of the community.

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

#### **Section 1.**

City Council hereby grants a variance to Section 14-44(b)(1) of Chapter 14, Businesses, of the City of Burleson Code of Ordinances (2005) prohibiting the sale of alcoholic beverages within 300 feet of a public or private school at 224 E Renfro Street.

Except as otherwise specified above, all other conditions, regulations, procedures, and rules of Chapter 14, Businesses, of the City of Burleson Code of Ordinances (2005), as amended, shall apply to Alcoholic Beverage Establishments at 224 E Renfro Street.

#### **Section 2.**

This resolution shall take effect immediately from and after its passage.

**PASSED, APPROVED, AND SO RESOLVED** by the City Council of the City of Burleson, Texas, on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Chris Fletcher, Mayor  
City of Burleson, Texas

ATTEST:

APPROVED AS TO LEGAL FORM:

\_\_\_\_\_  
Amanda Campos, City Secretary

\_\_\_\_\_  
E. Allen Taylor, Jr., City Attorney