

## **RESOLUTION**

### **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURLESON, TEXAS, FOR A REPLAT TO A WAIVER TO THE SUBDIVISION AND DEVELOPMENT ORDINANCE, APPENDIX A ARTICLE VII SECTION 7.5.D FOR 4051 VANTAGE DR.**

**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**, on February 3, 2025, an application was submitted by Yemi Durasmio, for a waiver to Subdivision and Development Ordinance as prescribed in Appendix A, Water and Sanitary Sewer Requirements, Article VII, Section 7.5 (d), to allow service lines to cross another lot, and

**WHEREAS**, on March 25, 2025, the Planning and Zoning Commission, made an inquiry into the matter, and reviewed all the relevant information at a duly called public meeting, after which the Commission made a recommendation to the City Council; and

**WHEREAS**, on April 21, 2025, the City Council held a public meeting, made an inquiry into the matter, and reviewed all the relevant information at a duly called public meeting, and

**WHEREAS**, the City Council finds and determines that there are special circumstances existing on the property on which the application is made related to size, shape, area, topography, surrounding conditions, and location that do not apply generally to other property in the same area; and

**WHEREAS**, City Council finds and determines that a waiver is necessary to permit the applicant the same rights in the use of his property that are presently enjoyed, under Section 7.5 (d), by other properties in the vicinity and zone, but which rights are denied to the property on which the application is made; and

**WHEREAS**, City Council finds and determines that the granting of the waiver on the specific property will not adversely affect the land use pattern as outlined by the land use plan and will not adversely affect any other feature of the comprehensive plan of the city; and

**WHEREAS**, City Council finds and determines that the waiver, if granted, will not be materially detrimental to the public welfare of the use, enjoyment, or value of property within the vicinity; and

**WHEREAS**, the City Council finds and determines the conditions attached to the waiver, if any, are necessary to achieve the purpose of Section 7.5 (d); and

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

**Section 1.**

City Council hereby grants a waiver and variance to Appendix A, Water and Sanitary Sewer Requirements, Article VII, Section 7.5, of the City of Burleson

Except as otherwise specified above, all other conditions, regulations, procedures, and rules of the City of Burleson, shall apply.

**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

Exhibit "A"

