

CITY OF DRIPPING SPRINGS

ORDINANCE No. 2023-28

AN ORDINANCE APPROVING A CONDITIONAL USE PERMIT FOR THE USE OF MINI WAREHOUSE-SELF STORAGE WITHIN THE COMMERCIAL SERVICES ZONING DISTRICT FOR A PERIOD NOT TO EXCEED TWO YEARS AT 1300 E US 290, DRIPPING SPRINGS, TEXAS, 78620, UNDER EXHIBIT A, ZONING ORDINANCE, SECTION 3.17, CONDITIONAL USE PERMIT AS ATTACHED IN EXHIBIT “A”; AND PROVIDING FOR THE FOLLOWING: FINDINGS OF FACT; ENACTMENT; REPEALER; SEVERABILITY; PUBLICATION; EFFECTIVE DATE; PROPER NOTICE & MEETING.

WHEREAS, the City Council of the City of Dripping Springs (“City Council”) seeks to promote reasonable, sound, and efficient land use and development within the City of Dripping Springs (“City”); and

WHEREAS, pursuant to Chapter 211 of the Texas Local Government Code, the City has the authority to regulate zoning within the City; and

WHEREAS, the City of Dripping Springs desires to approve a conditional use permit because of the unique nature of this property, and the land use is compatible with the permitted land uses in a given zoning district only under current conditions; and

WHEREAS, pursuant to Texas Local Government Code Section 51.001, the City has general authority to adopt an ordinance or police regulation that is for the good government, peace or order of the City and is necessary or proper for carrying out a power granted by law to the City; and

WHEREAS, the City Council finds that it is necessary and proper for the good government, peace or order of the City of Dripping Springs to adopt this Ordinance.

NOW, THEREFORE, BE IT ORDAINED by the City Council of Dripping Springs:

1. FINDINGS OF FACT

The foregoing recitals are incorporated into this Ordinance by reference as findings of fact as expressly set forth herein.

2. ENACTMENT

The Conditional Use Permit is approved as presented in Attachment “A” to this ordinance.

3. REPEALER

All ordinances, resolutions, or parts thereof, that are in conflict or inconsistent with any provision of this Ordinance are hereby repealed to the extent of such conflict, and the provisions of this Ordinance shall be and remain controlling as to the matters regulated, herein.

4. SEVERABILITY

Should any of the clauses, sentences, paragraphs, sections or parts of this Ordinance be deemed invalid, unconstitutional, or unenforceable by a court of law or administrative agency with jurisdiction over the matter, such action shall not be construed to affect any other valid portion of this Ordinance.

5. EFFECTIVE DATE

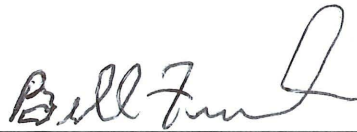
This Ordinance and Conditional Use Permit shall be effective immediately upon passage and publication.

6. PROPER NOTICE & MEETING

It is hereby officially found and determined that the meeting at which this Ordinance was passed was open to the public, a public hearing was held, and that public notice of the time, place and purpose of said hearing and meeting was given as required by the Open Meetings Act, Texas Government Code, Chapter 551.

PASSED & APPROVED this, the 5th day of September 2023, by a vote of 4 (ayes) to 0 (nays) to 0 (abstentions) of the City Council of Dripping Springs, Texas.

CITY OF DRIPPING SPRINGS:



Bill Foulds, Jr., Mayor

ATTEST:



Andrea Cunningham, City Secretary





City of Dripping Springs | Conditional Use Permit

Granted to allow the land use of "Mini-Warehouse - Self-Storage" on a property that is currently zoned Commercial Services (CS) District located at:

1300 E US 290, Dripping Springs, Texas, 78620

Approved by the City of Dripping Springs City Council on _____

Operation of a self-storage and flex space at the above-mentioned location is allowed pursuant to the following regulations:

1. The locations of buildings and parking areas shall generally be consistent with the site plan provided with this request.
2. All existing and new lighting must comply with the City's Lighting Ordinance
3. The entire site must comply with the City's Landscape Ordinance
4. The applicant must provide 8-foot masonry screening in the form of stone or brick as best determined by the Development Review Committee along the western and southern property boundaries consistent with section 5.10.1 of the Zoning Ordinance.
5. Can not exceed 70% impervious coverage.
6. Remove the old silt fence and re-build the one that is no longer functional.
7. The City Engineer, Chad Gilpin review to ensure compliance with the SWPP and the City's Drainage Ordinance.
8. Maintain current hours of 9:00 am to 9:00 pm
9. After-hours lighting for the new buildings needs to be controlled by motion detection after closing.