

Montgomery City Council
AGENDA REPORT

| | |
|--|---------------------------------------|
| Meeting Date: November 14, 2023 | Available Funds: N/A |
| Department: Admin | Prepared By: Dave McCorquodale |

Subject

Consideration and possible action on calling a Public Hearing to be held on December 12, 2023 at 6:00 pm related to a rezoning request for approximately 3 acres of land near the intersection of Clepper Street and C.B. Stewart Drive from B-Commercial to I-Institutional.

Recommendation

Listen to the presentation, discuss with the church representatives, and provide feedback as you see fit. Following the presentation:

Staff recommends a motion to call the Public Hearing on the rezoning request to be held on December 12, 2023 at 6:00 pm at city hall.

Discussion

Issue:

The Woodlands Methodist Church is pursuing the purchase of the property on the northwest corner of Clepper & C.B. Stewart Streets for a future church. The church has submitted a rezoning application for the property requesting the current B-Commercial designation be changed to I-Institutional.

The church would like to give a short presentation to City Council about their proposed project. The presentation information will be provided at the meeting.

Regulations:

Chapter 211 of the Texas Local Government Code prescribes land use and zoning regulations that cities must follow. Chapter 98 of the City Code of Ordinances regulates local zoning actions.

Analysis & Conclusion:

A property owner has the right to request a rezoning action if the property is within a city that has enacted land use zoning. Due process makes this a ministerial action, and the Council should call for the Public Hearing to allow for citizen input before discussing the merits of the request and taking action on the rezoning request. The P&Z has called a Public Hearing on the rezoning request to be held on 12/05/23.

Staff recommends calling the Public Hearing as stated.

Approved By

| | | |
|--|-------------------|------------------|
| Assistant City Administrator & Planning & Development Director | Dave McCorquodale | Date: 11/09/2023 |
| | | |