

Montgomery City Council  
**AGENDA REPORT**

<b>Meeting Date:</b> March 8, 2022	<b>Budgeted Amount:</b> N/A
<b>Department:</b> Admin	<b>Prepared By:</b> Dave McCorquodale

**Subject**

Consideration and possible action on calling a Public Hearing for April 12, 2022, at 6:00 p.m. regarding a Special Use Permit Application by Mr. Kenneth Pitre and Mr. Tony Jackson to allow continuation of firewood sales on property adjacent to 22868 FM 1097 East Montgomery, Texas 77356, an "R1"-Single Family Residential Zoning District.

**Recommendation**

Call a Public Hearing for April 12, 2022 at 6:00 p.m. to receive comments on the request.

**Discussion**

Before City Council can discuss or decide the request, a Public Hearing must be called and held in accordance with Section 98-27 of the City Code of Ordinances:

Special Use Permits.

- a) The City Council, by an affirmative four-fifths vote, may by Ordinance grant a Special Permit for special uses in any District, for those uses listed under "CC" in the Table of Permitted Uses in Section 98-88, or which are otherwise not expressly permitted by this chapter, and may impose appropriate conditions and safeguards, including a specified period of time for the permit, to protect property and property values in the neighborhood. A Special Use Permit may be revoked or canceled by the City Council upon violation of any permit granted. Before authorization of any of such special uses, the request therefor shall be referred to the Planning and Zoning Commission for study and report concerning the effect of the proposed use on the Comprehensive Plan and on the character and development of the neighborhood. A public hearing shall be held in relation thereto before the City Council and notice and publication of the time and place for which shall conform to the procedure prescribed in subsection (b) of this section.
  
- b) A Public Hearing shall be held by the City Council before adopting any proposed Special Use Permit. Notice of such hearing shall be given by publication one time in a newspaper of general circulation in the City stating the time and place of hearing, which time shall not be earlier than 15 days from the date of publication. (*Ord. No. 2014-03, § 1, 5-20-2014*)

**Approved By**

Asst. City Administrator	Dave McCorquodale	Date: 03/04/2022
City Administrator	Richard Tramm	Date: 03/04/2022