

RESOLUTION NO. 2025 - XX

A RESOLUTION CALLING FOR A PUBLIC HEARING ON AN APPLICATION BY H-E-B, LP FOR A SPECIAL USE PERMIT ON 31.97 ACRE TRACT OF LAND SITUATED IN THE J. CORNER SURVEY, ABSTRACT NO. 8 OF MONTGOMERY COUNTY, TEXAS FOR THE DRIVE THRU LANE OF A RESTAURANT THAT IS A PART OF THE HEB GROCERY DEVELOPMENT.

WHEREAS, the applicant – H-E-B, LP, requests the City of Montgomery to consider granting a Special Use Permit on 31.97 Acre Tract of Land Situated in the J. Corner Survey, Abstract No. 8 of Montgomery County, Texas for the drive thru lane of a restaurant that is a part of the HEB Grocery development; and

WHEREAS, pursuant to Chapter 211 of the Texas Local Government Code, and Section 98-27 of the Montgomery City Code, a public hearing must precede any zoning change or grant of a special use permit; **NOW, THEREFORE**,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MONTGOMERY, TEXAS:

Section 1: **THAT** the facts set forth in the preamble above are true and correct.

Section 2: **THAT** the City Council has received an application for a Special Use Permit by H-E-B, LP.

Section 3: **THAT** a public hearing to consider whether to grant the application for a Special Use Permit on 31.97 Acre Tract of Land Situated in the J. Corner Survey, Abstract No. 8 of Montgomery County, Texas for the drive thru lane of a restaurant that is a part of the HEB Grocery development shall be held on September 9, 2025 at 6:00 p.m. in the City Council Chambers of City of Montgomery City Hall, 101 Old Plantersville Road, Montgomery, TX 77316.

Section 4: **THAT** notice of the public hearing shall be published one time, in a newspaper of general circulation in the City, at least fifteen days prior to the date of the hearing stating the time and place of the hearing.

PASSED, ADOPTED, AND APPROVED this 26th day of August, 2025, at a Regular Meeting of the City Council of the City of Montgomery.

SIGNED:

Sara Countryman, Mayor

ATTEST:

Ruby Beaven, City Secretary