

## RESOLUTION NO. R2025-48

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, APPROVING A VARIANCE TO THE CODE OF ORDINANCES, SECTION 98-24 – FINAL PLAT FOR THE PROPOSED MINOR PLAT OF BURNET INDUSTRIAL PARK, BLOCK 3, SUBDIVISION

**WHEREAS**, Code of Ordinances, Section 98-24, imposes regulations on what will be shown on each plat for recordation; and

**WHEREAS**, the applicant has petitioned for a variance to the Code of Ordinances, Sec. 98-24, to allow the project to be developed without sidewalks; and

**WHEREAS**, in order to permit the development of the project without sidewalks, a variance from Sec. 98-24 must be granted; and

**WHEREAS**, the Planning and Zoning Commission has recommended the variance be granted.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURNET, TEXAS, AS FOLLOWS:**

**Section One. Recitals.** The recitals set out above are hereby approved and incorporated herein for all purposes.

**Section Two. Findings.** As required by city Code Sec. 98-82, City Council finds:

- Granting the variance is not contrary to the public interest: **by requiring sidewalks to be constructed may give the false impression of a continuous pedestrian route, potentially encouraging unsafe or unintended use.**
- The literal enforcement of this chapter would result in unnecessary hardship: **the literal enforcement of the requirement to construct sidewalks in this location imposes an unnecessary hardship on the applicant as the sidewalks would not connect to any existing or planned pedestrian infrastructure.**
- The variance observes the spirit of the ordinance and concludes that substantial justice is done: **staff has determined that all other requirements of the code are adhered to and therefore, the spirit of the ordinance is observed and substantial justice is done.**


**Section Three. Approval.** The variance request is hereby approved and granted.

**Section Four. Open Meetings.** It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act.

**Section Five. Effective Date.** That this resolution shall take effect immediately upon its passage, and approval as prescribed by law.

**PASSED AND APPROVED** on this the 24<sup>th</sup> day of June 2025.

**CITY OF BURNET, TEXAS**

  
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Gary Wideman, Mayor

**ATTEST:**

  
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Maria Gonzales, City Secretary

