

ORDINANCE NO. \_\_\_\_\_

**An Ordinance of the City Council of the City of Georgetown, Texas, granting a Special Use Permit for multifamily, detached dwelling units use in the Mixed-Use Downtown (MU-DT) zoning district on the property located at 203 Forest St., bearing the legal description of 1.46 acres out of the Nicholas Porter Survey, Abstract No. 497, also being Lots 5, 6, 7, and part of Lot 8, Block 8, Division D, part of Lots 5, 6, 7 and 8, Block 4, Division D, and a part of Outlot I, Division D, of the Original Townsite of the City of Georgetown, and a portion of W 2nd St and Forest St.; repealing conflicting ordinances and resolutions; including a severability clause; and establishing an effective date.**

Whereas, an application has been made to the City for the purpose of allowing a special use of the following described real property ("The Property"):

1.46 acres out of the Nicholas Porter Survey, Abstract No. 497, also being Lots 5, 6, 7, and part of Lot 8, Block 8, Division D, part of Lots 5, 6, 7, and 8, Block 4, Division D, and a part of Outlot I, Division D, of the Original Townsite of the City of Georgetown, and a portion of West 2<sup>nd</sup> and Forest streets, hereinafter referred to as "The Property"; and

Whereas, public notice of such hearing was accomplished in accordance with State Law and the City's Unified Development Code through newspaper publication, signs posted on the Property, and mailed notice to nearby property owners; and

Whereas, the Planning and Zoning Commission, at a meeting on May 21, 2019, held the required public hearing and submitted to the City Council a recommendation of approval, for the requested special use of the Property; and

Whereas, the City Council, at a meeting on June 11, 2019, held an additional public hearing prior to taking action on the requested special use of the Property.

**Now, therefore, be it ordained by the City Council of the City of Georgetown, Texas, that:**

Section 1. The facts and recitations contained in the preamble of this Ordinance are hereby found and declared to be true and correct, and are incorporated by reference herein and expressly made a part hereof, as if copied verbatim. The City Council hereby finds that this Ordinance implements the vision, goals, and policies of the Georgetown 2030 Comprehensive Plan and further finds that the enactment of this Ordinance is not inconsistent or in conflict with any other policies or provisions of the 2030 Comprehensive Plan and the City's Unified Development Code.

Ordinance Number: \_\_\_\_\_

Page 1 of 3

Description: Riverbluff Multi-Family Special Use Permit Case File Number: 2019-3-SUP

Date Approved: \_\_\_\_\_

Exhibits A Attached

Section 2. The Zoning District for the Property shall remain Mixed-Use Downtown (MU-DT) and the Ordinance allowing for the special use of a multifamily, detached dwelling unit on the Property is hereby adopted, in accordance with the attached *Exhibit A* (Conceptual Site Plan).

Section 3. All ordinances and resolutions, or parts of ordinances and resolutions, in conflict with this Ordinance are hereby repealed, and are no longer of any force and effect.

Section 4. If any provision of this Ordinance or application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions, or application thereof, of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are hereby declared to be severable.

Section 5. The Mayor is hereby authorized to sign this ordinance and the City Secretary to attest. This ordinance shall become effective in accordance with the provisions of state law and the City Charter of the City of Georgetown.

APPROVED on First Reading on the 11<sup>th</sup> day of June, 2019.

APPROVED AND ADOPTED on Second Reading on the 25<sup>th</sup> day of June, 2019.

THE CITY OF GEORGETOWN:

ATTEST:

\_\_\_\_\_  
Dale Ross  
Mayor

\_\_\_\_\_  
Robyn Densmore  
City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Charlie McNabb  
City Attorney

Ordinance Number: \_\_\_\_\_

Page 2 of 3

Description: Riverbluff Multi-Family Special Use Permit Case File Number: 2019-3-SUP

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## Exhibit A

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