ORDINANCE NUMBER 1023

AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AMENDING THE CITY OF BURKBURNETT ZONING ORDINANCE BY AMENDING SECTION 27.8 USE CHART BY ADDING A SPECIFIC USE PROVISION TO THE COMMERCIAL/BUSINESS ZONING DESIGNATION FOR WRECKING YARD (AUTO SALVAGE); MAKING FINDINGS OF FACT; PROVIDING FOR REPEAL OF PORTIONS OF ORDINANCES IN CONFLICT AND PROVIDING FOR RELATED MATTERS.

WHEREAS, the City of Burkburnett desires to amend the zoning ordinance to allow the consideration for a Special Use Provision (SUP) for wrecker yards to be located on property designated Commercial/Business (C/B);

WHEREAS, after publishing notice of the public at least fifteen days prior to the date of such hearing, the Board of Commissioners, at a public hearing held on July 18, 2022, has reviewed the final report from the Planning & Zoning Commission and recommended that wrecking/salvage yard be added as a Specific Use Permitted use in areas zoned Commercial/Business;

NOW, THEREFORE: BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, AS FOLLOWS:

Part 1. Findings.

The foregoing recitals are hereby found to be true and correct and are hereby adopted by the Board of Commissioners and made a part hereof for all purposes as findings of fact.

Part 2. Amendment of Zoning Ordinance.

The City of Burkburnett Zoning Ordinance is hereby modified and amended by amending Section 27.8 Use Chart to add Specific Use Provision (SUP) to the Commercial/Business (C/B) zoning designation for Wrecking Yard (Auto Salvage), which will be shown by an “S” in the box for Wrecking Yard under Commercial/Business.


If any section, subsection, clause, phrase, or portion of this ordinance shall be held unconstitutional or invalid by a court of competent jurisdiction, such section, subsection, sentence, clause, phrase, or portion shall be deemed to be a separate, distinct, and independent provision and such invalidity shall not affect the validity of the remaining portions.

Part 4. Repeal

All ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.
Part 5. Open Meetings

That it is hereby officially found and determined that the meeting at which this ordinance is passed was open to the public as required and that public notice of the time, place, and purpose of said meeting was given as required by the Open Meetings Act, Chapter 551, Texas Government Code.

Part 6. Effective Date.

This ordinance shall be in force and effect upon its passage and adoption by the City Council.

PASSED AND APPROVED THIS 18th DAY OF JULY 2022.

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Lori Kemp, Mayor

ATTEST:

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Margie Poole, City Clerk