

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING AN AMENDMENT TO AN EXISTING SPECIFIC USE PERMIT (SUP) PERTAINING TO SIGNAGE FOR GOODY GOODY LIQUOR STORE, LOCATED ON THE WEST SIDE OF SOUTH MAIN STREET, APPROXIMATELY 750 FEET SOUTH OF THE BEAR CREEK PARKWAY AND SOUTH MAIN STREET INTERSECTION, ON 1.41 ACRES, LEGALLY DESCRIBED AS LOT 6R, BLOCK A OF THE BEAR CREEK PLAZA ADDITION, ZONED COMMERCIAL (C), AND SITUATED AT 730 SOUTH MAIN STREET., IN THE CITY OF KELLER, TARRANT COUNTY, TEXAS; PROVIDING A PENALTY; AND AUTHORIZING PUBLICATION.

WHEREAS, 730 South Main Street Partners Ltd., Owner, and Goody Goody Liquor, Inc., Applicant, have submitted an SUP Amendment request to add “wine beer liquor” and the corrected logo to the approved Goody Goody signs located above the north and east entrances of the business (SUP 22-0018); and

WHEREAS, City Council approved an SUP for Goody Goody Liquor store on May 4, 2021 that prohibited “Wine Beer Liquor” wall signs; and

WHEREAS, Goody Goody is now proposing to incorporate the three words into the Goody Goody signs over each entrance door; and

WHEREAS, the City’s Planning and Zoning Commission and the City Council, in accordance with the Charter of the City of Keller, State Law, and the ordinances of the City of Keller, have given the required notices and have held the required public hearings regarding the SUP applications described in this ordinance; and

WHEREAS, the Planning and Zoning Commission held a public hearing on June 14, 2022 and unanimously recommended approval of the item; and

WHEREAS, the City Council finds and determines that the passage of this ordinance is deemed necessary in order to protect the public, health, safety, and welfare; and

WHEREAS, the City Council is of the opinion that the SUP Amendment herein effectuated further the purpose of zoning as set forth in the Unified Development Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, in accordance with the Unified Development Code, the City Council of the City of Keller, Texas hereby authorizes approval for Goody Goody Liquor Store, located on the west side of South Main Street, approximately 750 feet south of the Bear Creek Parkway and South Main Street intersection, on 1.41 acres, legally described as Lot 6R, Block A of the Bear Creek Plaza Addition, zoned Commercial (C), and situated at 730 South Main Street, as if fully set forth with the following condition:

1. A SUP Amendment to add "wine beer liquor" and the corrected logo to the approved Goody Goody signs located above the north and east entrances of the business shall be allowed.

Section 3: THAT, any person, firm, or corporation violating any of the provisions of this Ordinance, as read together with the Unified Development Code and accompanying map thereto, shall be guilty of a misdemeanor and upon final conviction therefore shall be fined in a sum not to exceed Two Thousand Dollars (\$2,000.00). Each and every day such violation continues shall constitute a separate offense and shall be punishable as such hereunder.

Section 4: THAT, the City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

AND IT IS SO ORDAINED.

Passed and approved by a vote of ___ to ___ on this the 5th day of July, 2022.

CITY OF KELLER, TEXAS

BY: _____
Armin R. Mizani, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney