

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING A SPECIFIC USE PERMIT (SUP) TO SELL USED GOODS AND MERCHANDISE AT A+ BOXES AND MORE IN AN EXISTING MULTI-TENANT BUILDING ON 0.92 ACRES, LOCATED ON THE WEST SIDE OF N. MAIN STREET, APPROXIMATELY 240 FEET NORTHWEST OF THE N. MAIN STREET AND KELLER HICKS ROAD INTERSECTION, LEGALLY DESCRIBED AS PART OF THE SAMUEL NEEDHAM SURVEY, ABSTRACT NO. 1171, TRACT 1E, ZONED OLD TOWN KELLER AND ADDRESSED 419 N. MAIN STREET., IN THE CITY OF KELLER, TARRANT COUNTY, TEXAS; PROVIDING A PENALTY; AND AUTHORIZING PUBLICATION.

WHEREAS, Donald Morris, Owner, and Brenda Currier, Applicant, submitted a Specific Use Permit (SUP) application to sell used goods and merchandise at 419 N. Main St. (SUP-2407-0004); and

WHEREAS, an SUP is required to sell used goods and merchandise in the Old Town Keller zoning district; 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 application described in this ordinance; and

WHEREAS, the City Council is of the opinion that the SUP herein effectuated furthers 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 of a Specific Use Permit (SUP) for A + Boxes & More to operate a retail store with used goods and merchandise sales, located in an existing multi-tenant building on 0.92 acres, located on the west side of N. Main Street, approximately 240 feet northwest of the N. Main Street and Keller Hicks Road intersection, legally described as part of the Samuel Needham Survey, Abstract No. 1171, Tract 1E, zoned Old Town Keller and addressed 419 N. Main Street.

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 17th day of September 2024.

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