

ORDINANCE NO. 1981

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, APPROVING A SPECIFIC USE PERMIT (SUP) FOR THE RABBIT HOLE TO OPERATE A USED GOODS RETAIL BUSINESS LOCATED IN AN APPROXIMATELY 1,600 SQUARE-FOOT BUILDING ON AN APPROXIMATELY .11 ACRE-TRACT, ON THE EAST SIDE OF SOUTH MAIN STREET, APPROXIMATELY 425 FEET SOUTHEAST OF THE INTERSECTION OF SOUTH MAIN STREET AND EAST VINE STREET, BEING BLOCK 9 LOT 14, KELLER CITY ADDITION, LOCATED AT 130 EAST VINE STREET, SUITE B, AND ZONED OTK (OLD TOWN KELLER), IN THE CITY OF KELLER, TARRANT COUNTY, TEXAS; PROVIDING A PENALTY; AND AUTHORIZING PUBLICATION.

WHEREAS, Geneva Cox, owner; and Maria Halley, applicant; submitted an application to the City of Keller to request a Specific Use Permit to sell used goods (SUP-20-0013), in the Old Town Keller zoning district; and

WHEREAS, The Rabbit Hole is proposing to utilize approximately 800 square-feet inside a 1,600 square-foot building; and

WHEREAS, notice of public hearings before the Planning and Zoning Commission and City Council was sent to real property owners within three hundred feet (300') of the property herein described at least ten (10) days before such hearings; and

WHEREAS, the public hearings were held before both the Planning and Zoning Commission and the City Council and no comments were offered in either support or opposition; and

WHEREAS, the Planning and Zoning Commission made a recommendation to unanimously approve the Specific Use Permit; and

WHEREAS, the City Council finds that the Specific Use Permit 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 for The Rabbit Hole to operate a Used Goods retail business, located in an approximately 800 square-foot room in an

approximately 1,600 square-foot building, located on an approximately .11 -acre property, on the east side of South Main Street, approximately 425 feet southeast of the intersection of South Main Street and East Vine Street being Block 9, Lot 14 located at 130 East Vine Street, and zoned OTK (Old Town Keller), in the City of Keller, Tarrant County, Texas, and incorporated herein.

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 7 to 0 on this the 1st day of September, 2020.

CITY OF KELLER, TEXAS

BY: _____
P.H. McGrail, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney