

ORDINANCE O-61-18

AN ORDINANCE AMENDING THE CITY OF ATHENS,
TEXAS ZONING ORDINANCE O-12-01, ADOPTED APRIL 23,
2001, AND ADOPTING A SITE PLAN

WHEREAS, heretofore, on the 1st day of October 2018, the Planning and Zoning Commission of the City of Athens, Texas after due notice and hearing did hereby vote to approve the proposed site plan (Exhibit A attached) and change the following described property from Planned Development 1 – Retail to **Planned Development 1 – Retail with Specific Use Provision and Site Plan Approval** for a quick service restaurant with drive through, owned by Plaza Street Partner Fund 57, for the following described property:

Lot 1, Block 51
R.A. Clark Survey, Athens Original Town Subdivision

WHEREAS, the City Council of the City of Athens, Texas gave due notice as required by law that the City Council of the City of Athens, Texas would have a hearing upon said request for specific use provision and site plan approval and did thereafter at the time and place specified in said notice have said hearing at which time the City Council heard from those opposed to said modification and change and those in favor of same.

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

That the proposed specific use provision and site plan attached as Exhibit A are hereby approved subject to:

1. An 8-foot high masonry fence being constructed and maintained at or near the northern property boundary (as shown in Exhibit A), with construction of the fence being completed after site preparation and prior to vertical construction activities;
2. That the use of Exterior Insulation and Finish System (EIFS) shall be prohibited; and
3. Compliance with the Zoning Ordinance of the City of Athens, Texas;

Which shall include the hereinafter described property: Lot 1, Block 51, R.A. Clark Survey, Athens Original Town Subdivision (801 East Tyler Street).

First reading this the 8th day of October 2018.

Passed and approved on final reading this the 22nd day of October 2018.

Monte Montgomery, Mayor

ATTEST:

Bonnie Hambrick, City Secretary