RESOLUTION NO. R-2018-22

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BASTROP, TEXAS
GRANTING A VARIANCE TO BASTROP CODE OF ORDINANCES ARTICLE
4.02.005 SALE OF ALCOHOLIC BEVERAGES, SEPARATION
REQUIREMENTS FROM CHURCH, PUBLIC OR PRIVATE SCHOOL, OR
PUBLIC HOSPITAL, ON PROPERTY LOCATED AT 1800 WALNUT STREET
WITHIN THE CITY LIMITS OF BASTROP, TEXAS; AND ESTABLISHING AN
EFFECTIVE DATE.

WHEREAS, Guadalupe Barragan of Casa Chapala Mexican Dining and Banquets is the
Applicant representing 1800 Walnut Street, acknowledges that the property located within 300
feet of a church, public or private school, or public hospital, as defined by and as the measurement
of applicable distances are set forth by the State of Texas in the Alcoholic Beverage Code; and

WHEREAS, separation requirements do not apply to businesses that were in operation at
the time this section was originally enacted, until such a time as such businesses have a change
in ownership; and

WHEREAS, the Applicant represents new ownership of the business known as Casa
Chapala, formerly known as La Hacienda; and

WHEREAS, the Applicant has applied for a variance pursuant to the Bastrop Code of
Ordinances, Article 4.02.007; and

WHEREAS, authority is granted to City Council to allow variances in the Texas Alcoholic
Beverage Code, Chapter 107.33; and

WHEREAS, public notice was sent in accordance with the Bastrop Code of Ordinances
4.02.007; and

WHEREAS, after consideration of public input received at the hearing and all other
information presented, City Council finds by a majority vote of all members that it is in the public
interest to grant a variance to the separation requirements of the premises to a public school.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
BASTROP, TEXAS:

Section 1: That a variance to the distance separation requirements established in the
Bastrop Code of Ordinances Article 4.02.005 is hereby granted for the property located at 601
Chestnut Street #C within the Bastrop city limits.

Section 2: That this Resolution shall take effect immediately upon its passage.
DULY RESOLVED AND ADOPTED by the City Council of the City of Bastrop this 10th day of April, 2018.

APPROVED:

Connie B. Schroeder, Mayor

ATTEST:

Ann Franklin, City Secretary

APPROVED AS TO FORM:

Alan Bojorquez, City Attorney