

## **ORDINANCE NUMBER 894**

**AN ORDINANCE OF THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS AMENDING ZONING ORDINANCE NUMBER 589, SECTION 27.11 (PAGE 90), BY ADDING FIREWORK SALES TO USE CHART (COMMERCIAL USES); ADDING “S” TO THE USE CHART TO ALLOW FIREWORK SALES BY SPECIFIC USE PROVISION IN COMMERCIAL BUSINESS DISTRICTS AND INDUSTRIAL DISTRICTS; ADDING “S” TO THE USE CHART TO ALLOW A FIREWORKS SALES BY SPECIFIC USE PROVISION IN COMMERCIAL BUSINESS DISTRICTS; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS OPEN TO THE PUBLIC AS REQUIRED BY LAW.**

**WHEREAS**, the Planning and Zoning Commission of the City of Burkburnett and the Board of Commissioners of the City of Burkburnett, Texas in compliance with state law with reference to the Zoning Ordinance Regulations and Zoning Map, have given requisite notices by publication and otherwise and, after holding due hearings and affording a full and fair hearing to all the property owners generally and to the persons interested situated in the affected area and in the vicinity thereof, the Board of Commissioners of the City of Burkburnett is of the opinion that the zoning changes should be made as set forth herein;

**NOW, THEREFORE BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE CITY OF BURKBURNETT, TEXAS, THAT:**

**SECTION 1.** The text in Section 27.11(Page 90) of Zoning Ordinance Number 589 be amended by adding: firework sales to use chart (commercial uses); adding “S” to the use chart to allow firework sales by specific use provision in commercial business districts and industrial districts; adding “S” to the use chart to allow a fireworks sales by specific use provision in commercial business districts

**SECTION 2.** In all other respects, the above shall be subject to all the applicable regulation contained in the Zoning Ordinance of the City of Burkburnett, Texas.

**SECTION 3.** The terms and provisions of this Ordinance shall be deemed to be severable in that if the validity of the zoning affecting any portion of the above described property shall be declared to be invalid; the same shall not affect the validity of the zoning of the balance of said property.

**SECTION 4.** Any person, firm or corporation violating any of the terms and provisions of this Ordinance shall be subject to the same penalties provided for in the basic Zoning Ordinance of the City of Burkburnett.

**SECTION 5.** This Ordinance shall take effect immediately from and after its passage in accordance with the provisions of state law.

**PASSED AND APPROVED** by the Board of Commissioners of the City of Burkburnett, Texas on this 21<sup>st</sup> day of December, 2015.

Carl Law, Mayor

**ATTEST:**

Janelle Dolan, City Clerk