

RESOLUTION NO. _____

RESOLUTION CONTINUING A PUBLIC HEARING AND FIRST READING OF AN ORDINANCE AMENDING ORDINANCE NO. 1203-15-02-24 OF THE CITY OF PFLUGERVILLE, TEXAS, AS AMENDED, BY CHANGING THE ZONING DESIGNATION OF APPROXIMATELY 150 ACRES OF LAND OUT OF THE REAL PROPERTY RECORDS OF TRAVIS COUNTY, FROM AGRICULTURE/DEVELOPMENT RESERVE (A) DISTRICT TO CORRIDOR LEVEL 4 (CL-4) DISTRICT; TO BE KNOWN AS THE TIMMERMAN 2020 REZONING (REZ1911-04); PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 2, 2020, the Planning and Zoning Commission of the City of Pflugerville, Texas (the “City”) held a public hearing and made a recommendation to deny the rezoning request to rezone approximately 150 acres of land from the Agriculture/Development Reserve (A) District to the Corridor Level 4 (CL-4) District to be known as the Timmerman 2020 Rezoning. (REZ1911-04); and

WHEREAS, Section 3.7.3 of the City of Pflugerville Unified Development Code (UDC) requires that within 60 days of the public hearing before the City Council, City Council must:

1. Approve by ordinance, the requested amendment as submitted;
2. Approve by ordinance, the amendment as recommended by the Planning and Zoning Commission;
3. Approve by ordinance, an alternate amendment that is a less intensive use than that which was submitted;
4. Deny the requested rezoning by record vote; or
5. Extend the 60-day period for a maximum of 30 days by a resolution of the Council; a maximum of two 30-day extensions may be granted in this manner.

WHEREAS, due to the current circumstances with COVID-19, the applicant has requested that this item be heard on May 12, 2020, as provided for in the Attached Exhibit A, which exceeds 60 days from the date the Planning and Zoning Commission held a public hearing and made a recommendation on the request.

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

The City hereby continues the Public Hearing and First Reading of the ordinance for the rezoning of the Timmerman 2020 Rezoning request from A to CL-4 for thirty days.

BE IT FURTHER RESOLVED that this Resolution shall become effective immediately upon adoption. The Mayor and City Secretary are hereby authorized and directed to execute the

certificate to which this resolution is attached on behalf of the City and to do any and all things proper and necessary to carry out the intent of this Resolution.

APPROVED this the 28th day of April, 2020.

Victor Gonzales, Mayor

ATTEST:

Karen Thompson, City Secretary

APPROVED AS TO FORM:

Charles Zech, City Attorney
Denton Navarro Rocha Bernal & Zech, PC

EXHIBIT A



April 13, 2020

Jeremy Frazzell
Assistant Planning Director
City of Pflugerville
Via email

Re: Timmerman 2020
City Council Postponement Request

Dear Jeremy:

Land Strategies, Inc., on behalf of the property owner, respectfully requests postponement of the City Council hearing for the Timmerman 2020 rezoning request from April 14 to May 12, per previous coordination with Emily Barron, Planning Director. This request is made in light of the issues surrounding COVID-19 and how they may affect public hearings.

Please feel free to reach out to me with any questions or should you require additional information in order to postpone the City Council hearing (first reading) to May 12.

Sincerely,

Paul W. Linehan
President