

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPELL, TEXAS, GRANTING A DISTANCE VARIANCE OF TWO HUNDRED AND FORTY-ONE (241') FEET TO ST. ANN'S CATHOLIC PARISH FOR A TEMPORARY EVENT, LOCATED AT 180 SAMUEL BOULEVARD, COPPELL, TEXAS, AS PROVIDED IN SECTION 6-16-2(H) OF THE CODE OF ORDINANCES OF THE CITY OF COPPELL AND EXHIBIT 'A' ATTACHED HERETO AND INCORPORATED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Article 6-16 of the Code of Ordinances places certain distance prohibitions from churches, schools, and day cares to businesses that sell or offer to sell alcoholic beverages; and

WHEREAS, the City Council may grant a variance to such business upon proof that the best interest of the public are not served by strict compliance with the regulations; and

WHEREAS, St. Ann's Catholic Parish (hereinafter, "Applicant") is located within 300 feet of a church, school or day care; and

WHEREAS, the Applicant has provided sufficient proof that such regulation constitutes waste or inefficient use of land, or create an undue hardship and is otherwise not effective or necessary after consideration of the health, safety and welfare of the public; and,

WHEREAS, the City Council has determined that the best interest of the community will be served by a grant of such variance.

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

SECTION 1. That a variance of two hundred and forty-one (241') feet shall be granted to St. Ann's Catholic Parish, located at 180 Samuel Boulevard, Coppell, Dallas County, Texas, as provided in Section 6-16-2 (H) of the Code of Ordinances of the City of Coppell for the real property and site depicted as Exhibit A, attached hereto and incorporated herein.

SECTION 2. That the variance granted herein from 12:01 am, Thursday, September 7, 2023, through 12:01 a.m., Monday, September 11, 2023, is *in personam* to the

above-named Applicant and shall expire as provided herein or upon relinquishment of any permit authorized by the TEXAS ALCOHOLIC BEVERAGE COMMISSION or its successor.

SECTION 3. That this Resolution shall take effect immediately from and after its passage as the law and charter in such cases provide.

DULY PASSED by the City Council of the City of Coppell, Texas, this the _____ day of _____, 2023.

APPROVED:

WES MAYS, MAYOR

ATTEST:

ASHLEY OWENS, CITY SECRETARY

APPROVED AS TO FORM:

ROBERT E. HAGER, CITY ATTORNEY