

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPELL, TEXAS, GRANTING A DISTANCE VARIANCE OF THREE HUNDRED (300') FEET TO CRESCENT CITY, LOCATED AT 780 S MACARTHUR BOULEVARD, SUITE 100, COPPELL, TEXAS, AS PROVIDED IN SECTION 6-16-2(H) OF THE CODE OF ORDINANCES OF THE CITY OF COPPELL; 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**, Crescent City (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 three hundred (300') feet shall be granted to Crescent City, located at 780 S MacArthur Boulevard, Suite 100, Coppell, Dallas County, Texas, as provided in Section 6-16-2 (H) of the Code of Ordinances of the City of Coppell.

**SECTION 2.** That the variance granted herein is *in personam* to the above-named Applicant and shall expire 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 8th day of June, 2021.

**APPROVED:**

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WES MAYS, MAYOR

**ATTEST:**

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ASHLEY OWENS, CITY SECRETARY

**APPROVED AS TO FORM:**

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ROBERT E. HAGER, CITY ATTORNEY