

**PLANNING AND ZONING COMMISSION MEETING
DECEMBER 8, 2015**

MINUTES OF THE PLANNING AND ZONING COMMISSION MEETING OF THE CITY OF OVERTON, TEXAS THAT WAS HELD ON **DECEMBER 8, 2015** AT 6:00 P.M. AT THE CITY COUNCIL CHAMBERS LOCATED AT CITY HALL, 1200 SOUTH COMMERCE ST., OVERTON, TEXAS.

PRESENT:

Robert Raney
Skipper Honeycutt
Kim Cox
Dudley Hickman
Pamela Merritt

ABSENT:

George Perry

Also in attendance were Charles Cunningham, City Manager, Rachél Gafford, City Secretary C. R. Evans Jr. representing the public

ITEM I. The meeting was called to order by Chairman Raney at 6:01 P.M.

1. The invocation was given by C. R. Evans Jr.
2. The Pledge of Allegiance was led by. Commissioner Hickman

ITEM II. CONSENT AGENDA

Any or all items under Consent Agenda may be removed by the Chairperson or any Planning & Zoning Commissioner for further discussion.

- a. Commission to review and make possible corrections to minutes of the Planning & Zoning Meeting held on June 8, 2015.

City Secretary Gafford stated that she had noticed that she had left Commissioner George Perry off the list of absent and throughout it action item as having been absent from the meeting and that she would make these amendments to the minutes.

Vice Chairman Honeycutt moved to approve the June 8, 2015 Minutes as amended. Commissioner Cox seconded the motion.

Motion carried 4-0, Commissioner Perry absent.

ITEM III. PUBLIC HEARING

Chairman Raney opened the public Hearing at 6:10 p.m.

1. Commission to hear, discuss and receive public comments regarding proposed Ordinance No. 2016-01-21A; an ordinance amending Ordinance No. 2014-10-07A; Chapter 96 City Of Overton Zoning Ordinance; Section 29; Part VI – Land Use Schedule And Section 30 Land Use Definitions of the Overton Code of Ordinance,

providing for a penalty of a fine as defined in Appendix B “Schedule of Fines” in the Overton Code of Ordinances, a repealer, a severability clause, providing for publication and an effective date.

- a. City Secretary Gafford made a presentation of proposed ordinance Ordinance No. 2016-01-21A for Commission review, discussion and public comment.
- b. No public comments received.

Chairman Raney opened the floor for discussion and review of the ordinance by the commission.

The results of the open discussion made the following changes and amendments to the proposed Zoning Ordinance Land Use Schedule shown below:

SECTION 1: ADDITIONS AND AMENDMENTS

That section 29: Land Use Schedule of Chapter 96 Zoning Ordinance shall be hereby amended to add and amend the following types of land uses to the existing City of Overton Zoning Districts:

TYPE OF USE	SF	MF	MH	PD	LC	GB	LI	HI	A
Bar					X	X	X		
Billiard (Pool) Hall					X	X	X		
Brewery							X	X	
Brewpub					X	X	X	X	
Civic Center					X	X	X		
Dance Hall / Night Club							X	X	
Distillery							X	X	
Event Center						X	X	X	
Package Store					X	X	X	X	
Restaurant or cafeteria, with drive-in or drive through service (30.6.54)						X	X	X	

Restaurant or cafeteria, without drive-in or drive through service (30.6.54)					X	X	X	X	
Restaurant with a Mixed Beverage (MB) or Beer & Wine (BG) Permit					X	X	X	X	
Sexually Oriented Business								X	
Winery							X	X	X

SECTION 2: REMOVAL

That Section 29: Land Use Schedule' Of Chapter 96 Zoning Ordinance shall be hereby amended to remove the following type of use from the land use schedule:

TYPE OF USE	SF	MF	MH	PD	LC	GB	LI	HI	A
Liquor, Beer & Wine Store									

SECTION 3: THAT SECTION 30 DEFINITIONS' OF CHAPTER 96 ZONING ORDINANCE is hereby amended to add the following definitions

BILLIARD (POOL) HALL - An establishment or room for the playing of pool, billiards or other games.

EVENT CENTER – A privately owned commercial building or venue leased to the public to be used for a variety of events such as gatherings, special occasions, meetings, weddings and etc.

RESTAURANT WITH A MIXED BEVERAGE (MB) OR BEER & WINE (BG) PERMIT – A food establishment allowing On-Premises Consumption of Alcohol.

Mixed Beverage (MB) Permit allows the sale of Liquor, Beer, Wine and Mixed Beverage; however the alcohol must be purchased and consumed on the premises. No City permit license required for the first three (3) years of holding their T.A.B.C. permit.

Beer & Wine (BG) Permit allows the sale of Beer and Wine for the consumption on or off premises.

Food and Beverage Certificate may be issued to the holder of a Beer Retailer's On-Premise Permit or Wine and Beer Retailer's Permit if food service is the primary business being operated on the licensed premise or to the holder of a Mixed Beverage Permit or Private Club Permit if food service is available on the premises and the gross receipts of alcoholic beverages do not exceed 50% of total gross receipts.

Chairman Raney closed the public hearing.

ITEM IV. NEW BUSINESS

1. Commission to take action to make a recommendation to the Overton City Council regarding proposed Ordinance No. 2016-01-21A; an ordinance amending Ordinance No. 2014-10-07A; Chapter 96 City Of Overton Zoning Ordinance; Section 29; Part VI – Land Use Schedule And Section 30 Land Use Definitions of the Overton Code of Ordinance, providing for a penalty of a fine as defined in Appendix B “Schedule of Fines” in the Overton Code of Ordinances, a repealer, a severability clause, providing for publication and an effective date.

Commissioner Cox made a motion to recommend approval of Ordinance No. 2016-01-21A with the amendments as discussed and recommended. Commissioner Merritt seconded the motion.

Motion carried 4-0; Commissioner Perry absent.

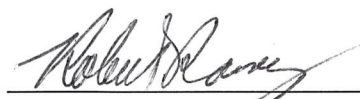
ITEM V. ADJOURNMENT

Commissioner Hickman moved to adjourn. Commissioner Cox seconded the motion.

Motion carried 4-0; Commissioner Perry absent.

With no further business, the meeting was adjourned at 7:05 P. M.

Minutes submitted and approved this 12th day of April, 2016.



Robert Raney, Chairperson

Attested by:



Rachél Gafford, City Secretary