

January 27, 2021

WHEREAS, Big D Cut Rate Beer and Wine is located at 1405 Martin Luther King, Jr. Boulevard, Dallas Texas; and

WHEREAS, Big D Cut Rate Beer and Wine operates under a certificate of occupancy for a beer and wine retail use; and

WHEREAS, the property at 1405 Martin Luther King, Jr. Boulevard is zoned a WMU-3 Walkable Urban Mixed Use Subdistrict within Planned Development District No. 595 (South Dallas/Fair Park Special Purpose District); and

WHEREAS, a beer and wine retail use is not a permitted use in a WMU-3 Walkable Urban Mixed Use Subdistrict; and

WHEREAS, Big D Cut Rate Beer and Wine is a nonconforming use as defined in the Dallas Development Code because the use was established prior to the creation of PD 595; and

WHEREAS, the Dallas Development Code authorizes the City Council to request that the Board of Adjustment consider establishing a compliance date for a nonconforming use.

Now, Therefore,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DALLAS:

SECTION 1. That the Board of Adjustment is requested to consider establishing a compliance date for the nonconforming use of a beer and wine retail use known as Big D Cut Rate Beer and Wine located at 1405 Martin Luther King, Jr. Boulevard, Dallas Texas.

SECTION 2. That this resolution shall take effect immediately from and after its passage in accordance with the Charter of the City of Dallas, and it is accordingly so resolved.