

Meeting Agenda



### Zoning Board of Adjustment (ZBA)

Thursday, September 10, 20206:00 PMZOOM Videoconference
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### CALL TO ORDER AND ANNOUNCE A QUORUM

A quorum of the Zoning Board of Adjustment will be present through ZOOM Videoconference on Thursday, September 10, 2020 at 6:00 p.m.

To speak on an item, you may email lopipare@trophyclub.org OR lpayne@trophyclub.org OR tuzee@trophyclub.org and include your topic(s) on the subject line, which will be read by the Presiding Officer.

To join the meeting via ZOOM: The public toll-free dial-in numbers to participate in the telephonic meeting are: 877-853-5247 or 888-788-0099 US Toll-free.

When your call is answered you will hear "Welcome to ZOOM, enter in the following Meeting ID below followed by the pound sign (#)"

Meeting ID: 811 0938 2986#

If you wish to speak on a current item being discussed, please press \*9 [STAR 9] to "raise your hand".

#### **CITIZEN PRESENTATIONS**

Citizens are allowed four (4) minutes to address the Board regarding an item over which the Board has policy or oversight authority as provided by Texas law, the ethics order, or other policy order.

#### **REGULAR SESSION**

1.	<u>2020-281-T</u>	Case ZBA-20-005 (340 Inverness Drive)
		<ul> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of Trophy Wood Drive.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of</li> </ul>
		Trophy Wood Drive.
		Attachments: ZBA Report 9.10.20.pdf
		Exhibit A - Application with Explanation.pdf
		Exhibit B - Plot Plan.pdf
		Exhibit C - Aerial.pdf
		Exhibit D - Photos.pdf
2.	<u>2020-280-T</u>	Case ZBA-20-006 (7 Michelle Court)
2.	<u>2020-280-T</u>	a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the
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2.	<u>2020-280-T</u>	a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.
2.	<u>2020-280-T</u>	<ul> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally</li> </ul>
2.	<u>2020-280-T</u>	<ul> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> </ul>
2.	<u>2020-280-T</u>	<ul> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>Attachments: ZBA Report 9.10.20.pdf</li> </ul>
2.	<u>2020-280-T</u>	<ul> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>Attachments: ZBA Report 9.10.20.pdf Exhibit A - Application with Explanation.pdf</li> </ul>
2.	<u>2020-280-T</u>	<ul> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>Attachments: ZBA Report 9.10.20.pdf Exhibit A - Application with Explanation.pdf Exhibit B - Plot Plan.pdf</li> </ul>

- <u>2020-282-T</u> Consider and take appropriate action regarding the August 13, 2020 Zoning Board of Adjustment minutes.
   <u>Attachments:</u> <u>ZBA Minutes 08.13.2020 DRAFT.pdf</u>
- 4. <u>2020-283-T</u> Receive Town Planner updates on previous cases heard by the Board and active development in Town.

#### ADJOURN

### \*THE BOARD MAY CONVENE INTO EXECUTIVE SESSION TO DISCUSS POSTED ITEMS AS ALLOWED BY THE TEXAS OPEN MEETINGS ACT, TEXAS LOCAL GOVERNMENT CODE 551.071.

Notice is hereby given that a quorum of the Town Council may be in attendance at this meeting.

#### CERTIFICATION

I certify that the above notice was posted on the bulletin board at Trophy Club Town Hall, 1 Trophy Wood Drive, Trophy Club, Texas, on Friday, September 4, 2020 by 5:00 P.M. in accordance with Chapter 551, Texas Government Code.

Julie Smestad Administrative Specialist

If you plan to attend this public meeting and have a disability that requires special needs, please contact the Town Secretary's Office at 682-237-2900, 48 hours in advance and reasonable accommodations will be made to assist you.

## Town of Trophy Club

### Legislation Details (With Text)

File #:	2020-281-T Version: 1	Name:		
Туре:	Agenda Item	Status: Regular Session		
File created:	9/4/2020	In control: Zoning Board of Adj	ustment (ZBA)	
On agenda:	9/10/2020	Final action:		
Title:	<ul> <li>Case ZBA-20-005 (340 Inverness Drive)</li> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of Trophy Wood Drive.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of Trophy Wood Drive.</li> </ul>			
Attachments:	ZBA Report 9.10.20.pdf Exhibit A - Application with Ex Exhibit B - Plot Plan.pdf Exhibit C - Aerial.pdf Exhibit D - Photos.pdf	<u>planation.pdf</u>		
Date	Ver. Action By	Action	Result	

#### Case ZBA-20-005 (340 Inverness Drive)

- a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of Trophy Wood Drive.
- b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of Trophy Wood Drive.



1 Trophy Wood Drive, Trophy Club, TX 76262 | 682.237.2900 | info@trophyclub.org | trophyclub.org

### To: Zoning Board of Adjustment

From: Lisa Payne, Town Planner

- CC: Steve Norwood, Town Manager Leticia Vacek, Town Secretary
- Re: Case ZBA-20-005 Zoning Board of Adjustment Meeting, September 10, 2020

### Agenda Item:

### Case ZBA-20-005 (340 Inverness Drive)

- a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of Trophy Wood Drive.
- b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the front setback, generally located south of Inverness Drive and approximately 210 feet east of Trophy Wood Drive.

### **Background and Explanation:**

The owner of the subject property is requesting approval of a special exception so that they may construct a fence in-line with the front of their home. Section 14.02.351(c)(1) of the Town's Code of Ordinances states: "<u>Front elevation</u>. All fences shall be located a minimum of ten feet (10') behind the front elevation of the primary structure." An exception is being sought because the garage is at the front of the house (facing the side) and makes it impossible to put a fence 10' behind the front elevation of the residence.

The proposed fence will be 6' tall, iron, and have an automatic gate across the driveway. It will remain behind the 25' front yard setback.

Public notice was sent to those who own property within 200 feet of the subject property. To date, staff has received zero inquiries from neighbors.

### Zoning Board of Adjustment Authority:

Section 14.02.351(P) of the Trophy Club Code of Ordinances authorizes the Zoning Board of Adjustment to consider and allow waivers to the fence requirements as a Special Exception. The language from the ordinance reads:

Page 1 of 2

"The Zoning Board of Adjustment shall have the power to grant a Special Exception waiving or modifying these regulations where the literal enforcement of this Ordinance would result in practical difficulty or unnecessary hardship and the relief granted would not be contrary to the public interest but would do substantial justice and would be in accordance with the spirit of this Ordinance.

A public hearing is not required for Zoning Board of Adjustment consideration of a Special Exception under this Section.

- 1. For the purpose of this Ordinance, the following are established as general conditions, all of which are to be met upon the granting of any special exception.
  - a. No diminution in value of surrounding properties would be suffered; and
  - b. Granting the permit would be of benefit to the public interest or surrounding properties; and
  - c. Denial of the permit would result in unnecessary hardship to the owner seeking it; and
  - d. A zoning restriction as applied to the owner's property interferes with the reasonable use of the property, considering the unique setting of the property in its environment; and
  - e. By granting the permit, substantial justice would be done; and
  - *f.* The use must not be contrary to the spirit of the Ordinance.
- 2. The burden of demonstrating that all general conditions have been met and that a Special Exception is appropriate is upon the person requesting the Special Exception. The Zoning Board of Adjustment may require a person requesting a Special Exception to provide proof as the Board determines necessary and appropriate for the Board to evaluate the application for Special Exception."

The decision of the Board is final.

### Attachments:

- Exhibit A Application with Explanation
- Exhibit B Plot Plan
- Exhibit C Aerial
- Exhibit D Photos

TOWN OF Exhibit A TROPHY CLUB 100 Municipal Drive • Trophy Club, Texas 76262	Zoning Board of Adjustment					
	Page 1 of 2					
Zoning Board of Adjustment (ZBA) Request Ty	pe—Check the appropriate box below					
Variance to Zoning Requirement Fence Spectrum	cial Exception 🔲 Administrative Appeal					
Building Board of Appeals / Building and Standard Stan						
DETAILS OF REQUEST (See Page Two for	additional required information)					
Standard's Section 7.01(c)(i)	Description of Request: Allowance + exception to Article VII Dev + Design Standards, Section 7.01(c)(i) - Deiveway gate					
Property Address: 340 Free Ress DRive	_ Current Zoning: _ Residential					
Legal Description: TROPHY CLUB #9 Lot 72	24					
APPLICANT / OWNER I	NFORMATION					
2117 TARACE DRIP	e: <u>Same</u>					
State/ZIP: Troptly CLUB 76262 State	ess:					
Phone: 817-5(e4-193) Phone:						
Email: Email:						
ignature:						

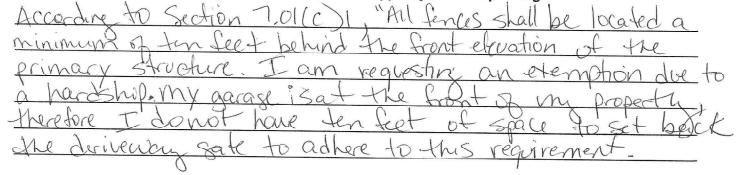
	APPLICATION REQUIREMENTS	STAFF USE ONLY
•	All required information, plans and signatures, <u>including the second page of this application</u> shall be completed prior to application submittal. INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.	Date Received:
•	Per the requirements of page two, a detailed description of the request including all relevant project details shall be attached on a separate sheet to this application.	Received by: Fee Paid:
•	All required application fees shall be paid upon submittal of this application.	Payment Type/Check #:
•	Other plans and exhibits may be required to be submitted with this application per the re- quirements of the Town Code of Ordinances. It is recommended that a preliminary confer- ence with a member of Town staff be conducted prior to the submittal of this application.	Receipt #: Case #:
•	Requests before the Board are considered individually based on whether the request consti- tutes a hardship as described in the Town Code of Ordinances and are subject to denial. Completion of this application shall not imply any guarantee of approval of the request or permission to continue any work related to the request. Page 7 of 37 Meeting	Date: Thursday, September 10, 2020



Page 2 of 2

In order to make a finding of hardship and to grant a variance, special exception or appeal, the Zoning Board of Adjustment must determine that all of the following conditions are met. State how your request meets these conditions. Please note that the stated hardship shall not be financial or self-induced. Attach additional sheets if necessary.

1. Completely describe the variance, special exception or appeal you are requesting:



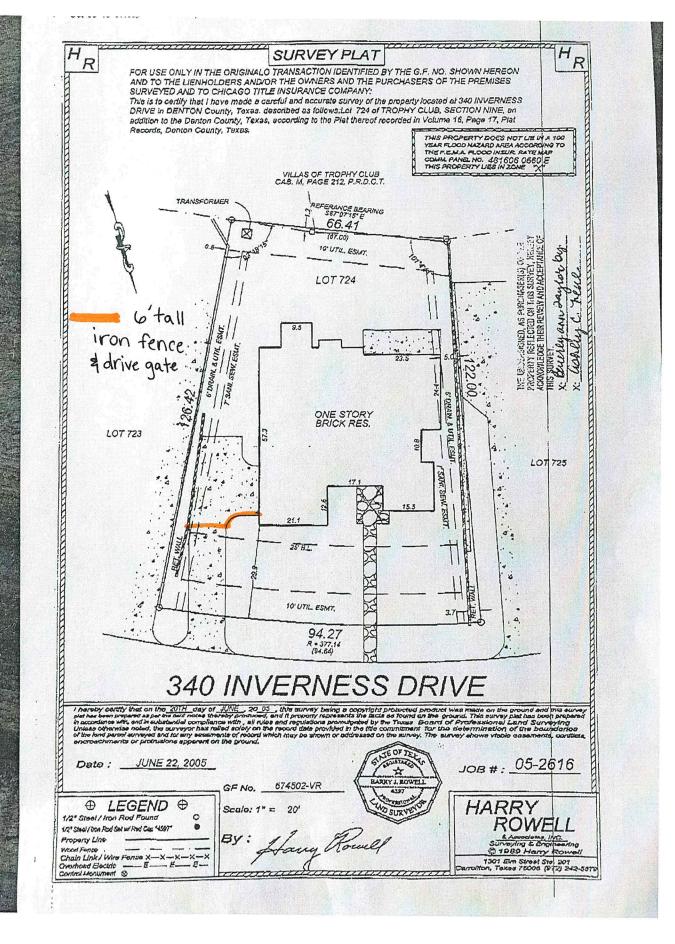
Do similar conditions exist in the area? Explain. 2. llowing addresses 701.(c) nno and requireme 20 Creek mer reek 18 Creekmere 328 Creekmere Wood exhaust on not 3. Describe how the unique conditions or circumstances do not result from your actions.

The property allows for a driveway on the left list) Side of the property that ends at the front of the house where the garage was built - The house was built in 1984.

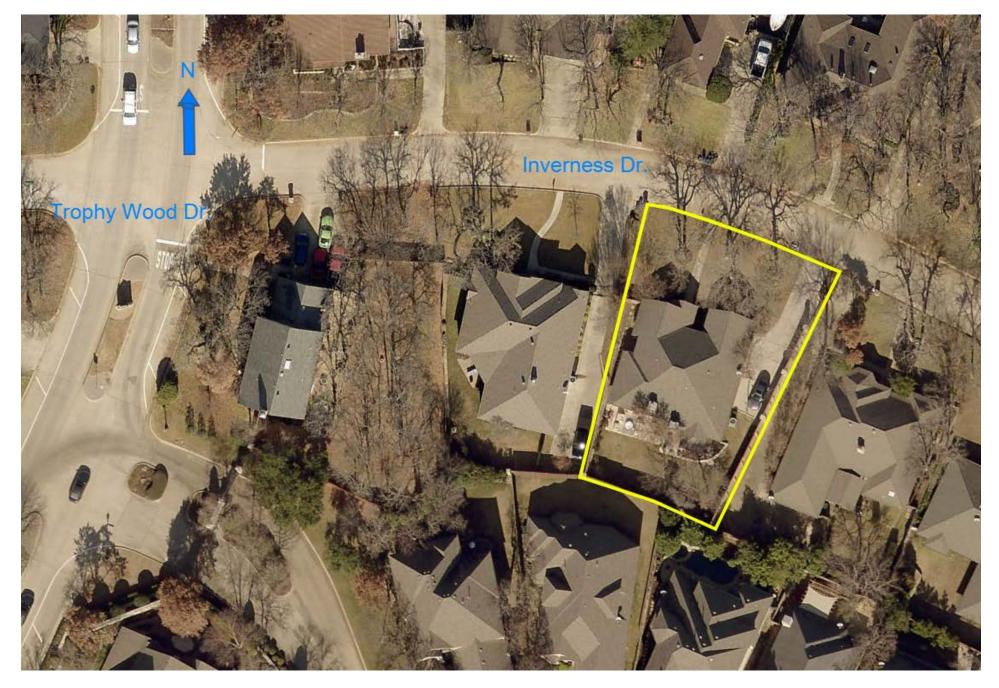
4. Is there any way to do what you want without this request? There is no way to close property in front of the driveway to protect property broad theft, secure pets in the backyard, keep lichildren in enclosed driveway / yard and above all, to seave our safety.

ATTACH A DETAILED DIAGRAM OF THE SITE, TO SCALE, AND ANY OTHER DRAWINGS OR INFORMATION NECESSARY TO HELP EXPLAIN THE CASE TO THE BOARD. SHOW ON THE DIAGRAM ALL EASEMENTS, BUILDING LINES, EN-CROACHMENTS AND THE VARIANCE, SPECIAL EXCEPTION OR APPEAL REQUESTED. THE SPECIFIC REQUEST SHOULD BE QUANTIFIED BY AN APPROPRIATE MEASUREMENT (DISTANCE, PERCENTAGE, ETC.).

## Exhibit B



## Exhibit C



# Exhibit D

Jennifer Taylor Olson's application to appear before the Zoning Board of Adjustment to request a special exception to Section 7.01(c)(1) – front setback for a fence.

340 Inverness Drive driveway pictured below - requesting an exception to install a driveway gate.

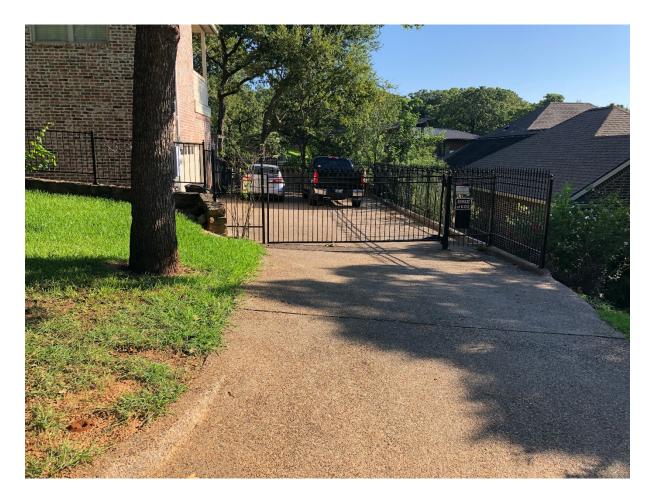


I have attached 15 addresses and pictures of homes with a driveway gate installed that do not follow the VII Development and Design Standards, Section 7.01(c)(1). I do not know if permits were pulled for these gates.

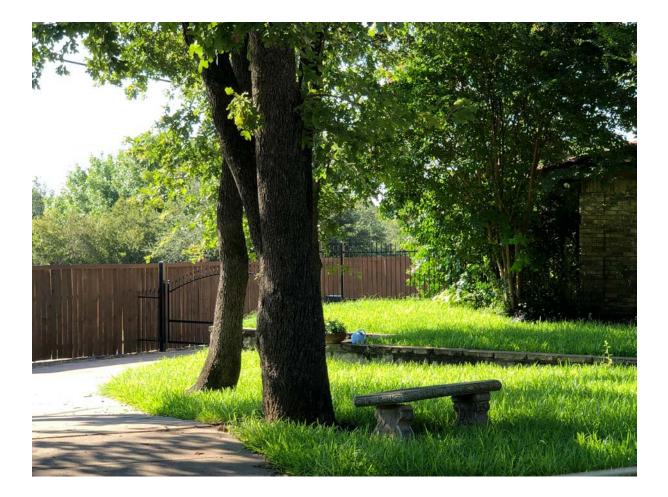
# 338 Inverness (next door)



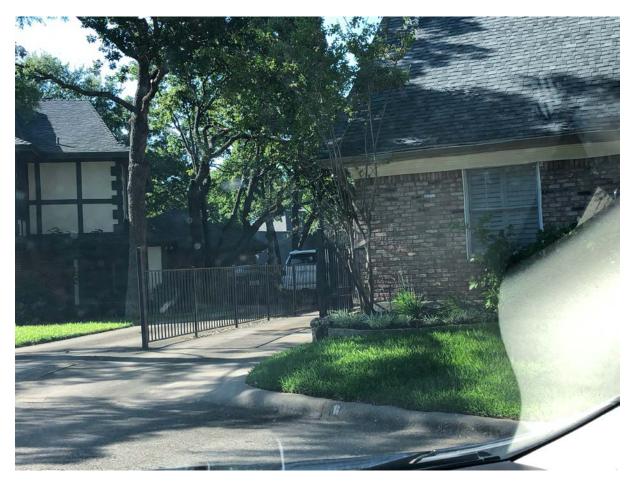
## 1 Woodlands



## 5 Woodlands



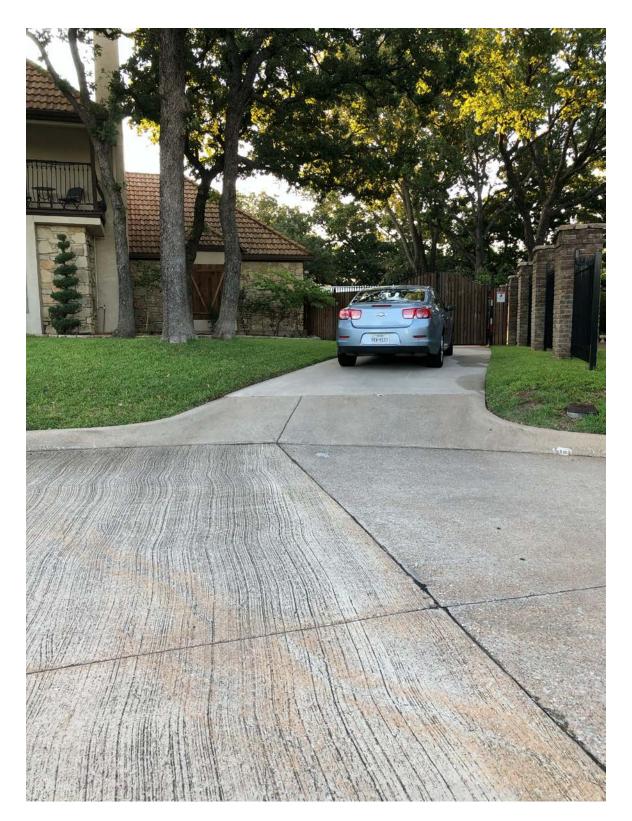
### 6Ross



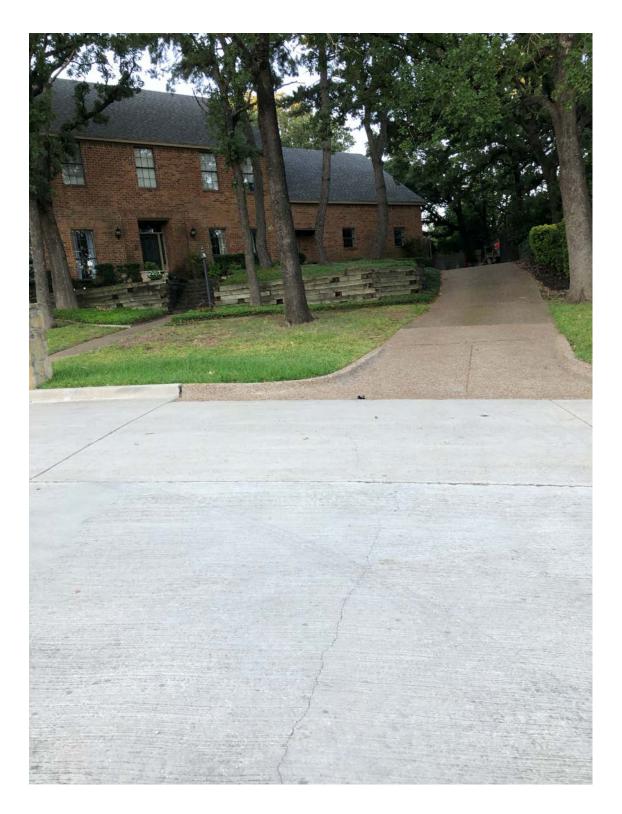
# 1 Roaring Creek



## 4 Shields



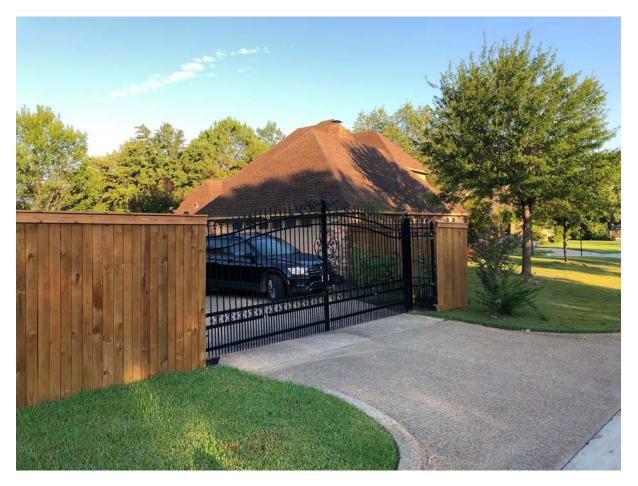
## 2 Timberline Ct



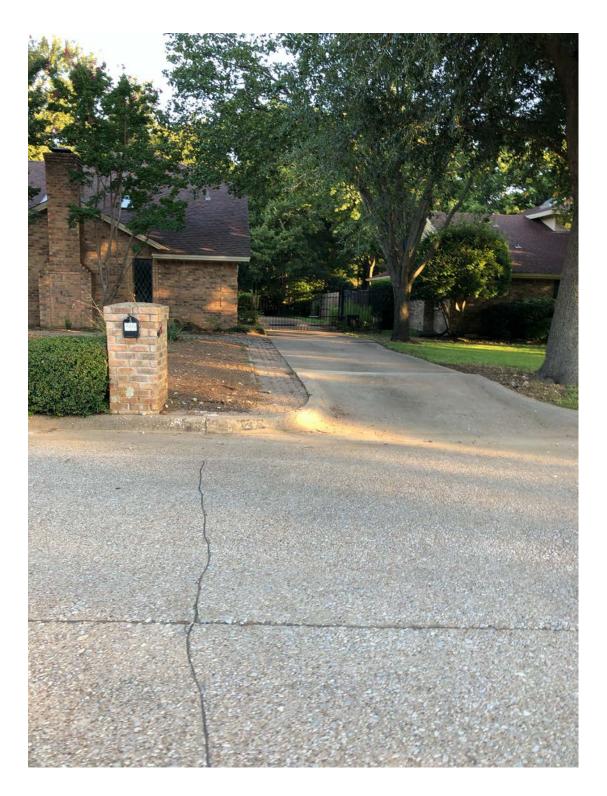
## 543 and 545 Indian Creek



## 20 Creekmere



## 27 Creekmere



## 21 Creekmere



# 3 Glen Eagles Court



# Town of Trophy Club

### Legislation Details (With Text)

File #:	2020-280-T Version: 1	Name:		
Туре:	Agenda Item	Status:	Regular Session	
File created:	9/4/2020	In control	I: Zoning Board of Adjustment (ZBA)	
On agenda:	9/10/2020	Final action	on:	
Title:	<ul> <li>Case ZBA-20-006 (7 Michelle Court)</li> <li>a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> <li>b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.</li> </ul>			
Attachments:	ZBA Report 9.10.20.pdf Exhibit A - Application with E Exhibit B - Plot Plan.pdf Exhibit C - Aerial.pdf Exhibit D - Side View Photo.p		<u>f</u>	
Date	Ver. Action By		Action Result	

#### Case ZBA-20-006 (7 Michelle Court)

- a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.
- b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.



1 Trophy Wood Drive, Trophy Club, TX 76262 | 682.237.2900 | info@trophyclub.org | trophyclub.org

### To: Zoning Board of Adjustment

From: Lisa Payne, Town Planner

- CC: Steve Norwood, Town Manager Leticia Vacek, Town Secretary
- Re: Case ZBA-20-006 Zoning Board of Adjustment Meeting, September 10, 2020

### Agenda Item:

### Case ZBA-20-006 (7 Michelle Court)

- a. Conduct a Public Hearing regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.
- b. Consider and take appropriate action regarding a request for a special exception to allow a fence to encroach on the side setback, generally located on the east corner of Michelle Court and Jennifer Court.

### **Background and Explanation:**

The owner of the subject property is requesting approval of a special exception so that they may construct a fence between their house and the street. Section 14.02.351(c)(2) of the Town's Code of Ordinances states: "<u>Side yard adjacent to side street.</u> Side yard fences shall be located within the side yard building setback, and shall not extend beyond the building line of the side yard adjacent to a side street." An exception is being sought in order to enclose the master bedroom and bathroom at the north corner of the house within the fenced backyard.

Currently, there is a 4' tall iron fence that runs parallel to Jennifer Court from the edge of the house to the rear fence. For safety reasons, the applicant would like to replace their fence with an 8' tall wood fence and move it from the edge of the house to between the street and the house. In an effort to avoid the roots of two Oak trees, the fence is proposed to sit 12' from the house which would put it 8' from the side property line.

On Exhibit B, the front of the house is shown to be about 5' behind the 20' building line and the side of the house is shown to be about 5' in front of the 25' building line. This happened because the house was built to face Michelle Court in 1996 rather than face Jennifer Court as the lot was designed for. The house was constructed to adhere to the R-12 zoning district's front and side

Page 1 of 3

setbacks, but the setbacks were never amended on this lot. That being said, the location of the house is not in question and should not affect the decision made.

Public notice was sent to those who own property within 200 feet of the subject property. To date, staff has received zero inquiries from neighbors.

### Zoning Board of Adjustment Authority:

Section 14.02.351(P) of the Trophy Club Code of Ordinances authorizes the Zoning Board of Adjustment to consider and allow waivers to the fence requirements as a Special Exception. The language from the ordinance reads:

"The Zoning Board of Adjustment shall have the power to grant a Special Exception waiving or modifying these regulations where the literal enforcement of this Ordinance would result in practical difficulty or unnecessary hardship and the relief granted would not be contrary to the public interest but would do substantial justice and would be in accordance with the spirit of this Ordinance.

A public hearing is not required for Zoning Board of Adjustment consideration of a Special Exception under this Section.

- 1. For the purpose of this Ordinance, the following are established as general conditions, all of which are to be met upon the granting of any special exception.
  - a. No diminution in value of surrounding properties would be suffered; and
  - *b.* Granting the permit would be of benefit to the public interest or surrounding properties; and
  - *c.* Denial of the permit would result in unnecessary hardship to the owner seeking it; and
  - d. A zoning restriction as applied to the owner's property interferes with the reasonable use of the property, considering the unique setting of the property in its environment; and
  - e. By granting the permit, substantial justice would be done; and
  - *f.* The use must not be contrary to the spirit of the Ordinance.
- 2. The burden of demonstrating that all general conditions have been met and that a Special Exception is appropriate is upon the person requesting the Special Exception. The Zoning Board of Adjustment may require a person requesting a Special Exception to provide proof as the Board determines necessary and appropriate for the Board to evaluate the application for Special Exception."

The decision of the Board is final.

### Attachments:

- Exhibit A Application with Explanation
- Exhibit B Plot Plan
- Exhibit C Aerial
- Exhibit D Side View Photo

TOWN OF TROPHY CLU 100 Municipal Drive • Trophy Club, Texas 7	B Application to Appear Before the Zoning Board of Adjustment				
	Page 1 of 2				
Zoning Board of Adjustment (ZBA) Reques	t Type—Check the appropriate box below				
	Special Exception D Administrative Appeal				
DETAILS OF REQUEST (See Page Two	for additional required information)				
Description of Request: <u>Requesting</u> and exe privacy and security fence over Property Address: 7 Michell Ct	ception 12×60×12 8ft tall r our current building line. Current Zoning:				
Legal Description:					
APPLICANT / OWN	IER INFORMATION				
<u>Applicant</u>	<u>Owner (If Different)</u>				
Name: Alan B. Strickland	Name:				
Address: 7 Michelle Court	Address:				
State/ZIP: TX , 76262	State/ZIP:				
Phone: 469-853-2343 Phone:					
Email: burke. strickland @ stewartorg.com	Email:				
Signature: A Stud	Signature:				

NOTE: The property owner must sign the application <u>or</u> submit a notarized letter of authorization.

	APPLICATION REQUIREMENTS	STAFF USE ONLY
•	All required information, plans and signatures, <u>including the second page of this application</u> shall be completed prior to application submittal. INCOMPLETE APPLICATIONS WILL NOT BE ACCEPTED.	Date Received:
•	Per the requirements of page two, a detailed description of the request including all relevant project details shall be attached on a separate sheet to this application.	Received by: Fee Paid:
•	All required application fees shall be paid upon submittal of this application.	Payment Type/Check #:
•	Other plans and exhibits may be required to be submitted with this application per the re- quirements of the Town Code of Ordinances. It is recommended that a preliminary confer- ence with a member of Town staff be conducted prior to the submittal of this application.	Receipt #: Case #:
•	Requests before the Board are considered individually based on whether the request consti- tutes a hardship as described in the Town Code of Ordinances and are subject to denial. Completion of this application shall not imply any guarantee of approval of the request or per This ibs Board of deling work related to the request. Page 28 of 37 Meeting Dat	e: Thursday, September 10, 2020



In order to make a finding of hardship and to grant a variance, special exception or appeal, the Zoning Board of Adjustment must determine that all of the following conditions are met. State how your request meets these conditions. Please note that the stated hardship shall not be financial or self-induced. Attach additional sheets if necessary.

1. Completely describe the variance, special exception or appeal you are requesting:

our street and recent break in on a substantia MINGSE nur Subdivision ari fence SIChrit NAVELA and Woods the only in FINCE ec-Drival SCHARITIA tra 50 duc new ADA 1.

Do similar conditions exist in the area? Explain. 2.

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3. Describe how the unique conditions or circumstances do not result from your actions.

Our lot was planned and platted by the Town of Trophy
Club when it was built in 1994. We purchased the home
about three years ago and had nothing to do with the
sub division design, build, or original plat.
,

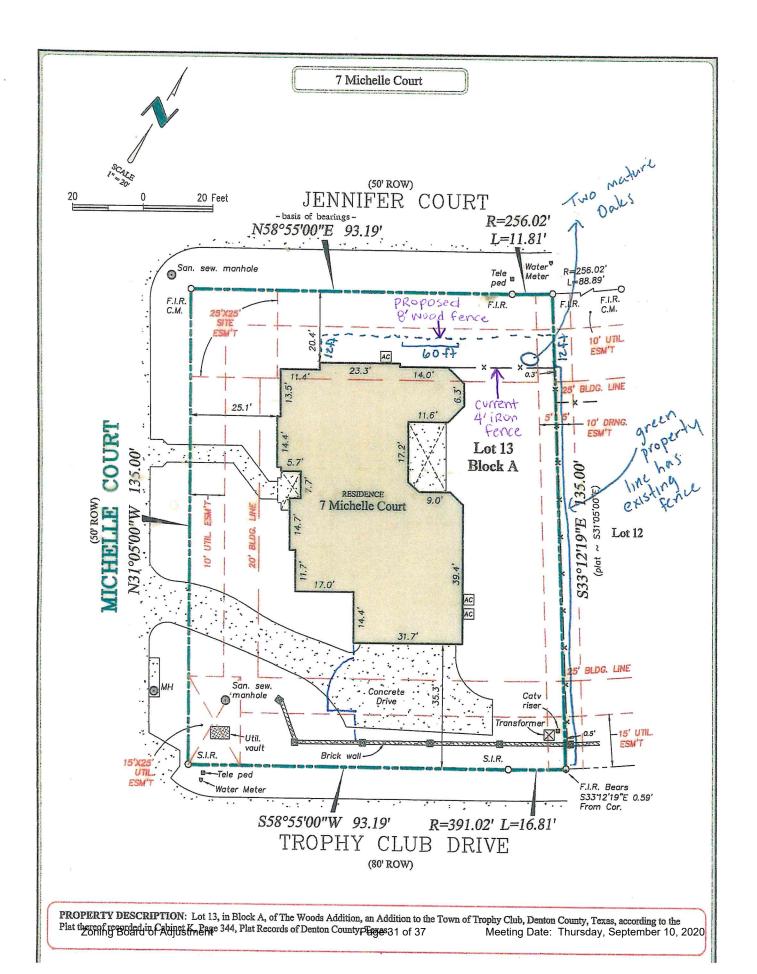
4. Is there any way to do what you want without this request? I can think of, No. Not that

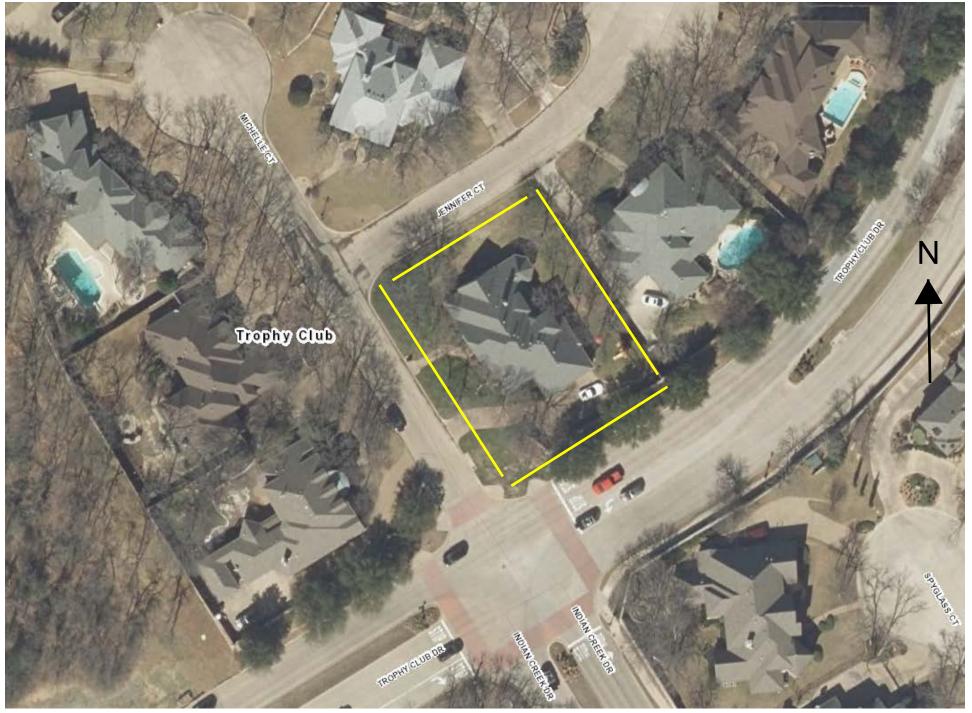
ATTACH A DETAILED DIAGRAM OF THE SITE, TO SCALE, AND ANY OTHER DRAWINGS OR INFORMATION NECESSARY TO HELP EXPLAIN THE CASE TO THE BOARD. SHOW ON THE DIAGRAM ALL EASEMENTS, BUILDING LINES, EN-CROACHMENTS AND THE VARIANCE, SPECIAL EXCEPTION OR APPEAL REQUESTED. THE SPECIFIC REQUEST SHOULD BE QUANTIFIED BY AN APPROPRIATE MEASUREMENT (DISTANCE, PERCENTAGE, ETC.).

### Exhibit A

\*\*continued from page 2...We have a 5-year-old daughter who frequently plays in the back yard, along with our dog. We are seeking the 12-foot extension to ensure we can get around two mature Oak that is currently sitting very close to our building line. We are trying to avoid damaging the root system. The 60 foot in length will ensure we can protect out back yard, as well as our master bathroom window which sits along that side of the house and could be easily accessible if someone wanted to break in.

## Exhibit B





## Exhibit D



Zoning Board of Adjustment

# Town of Trophy Club

### Legislation Details (With Text)

Date	Ver. Action By		Act	ion	Result
Attachments:	ZBA Minutes 08.1	3.2020 DRAF	T.pdf		
Title:	Consider and take appropriate action regarding the August 13, 2020 Zoning Board of Adjustment minutes.				
On agenda:	9/10/2020		Final action:		
File created:	9/4/2020		In control:	Zoning Board of Adjustment (ZBA	.)
Туре:	Agenda Item		Status:	Regular Session	
File #:	2020-282-T Ve	ersion: 1	Name:		

Consider and take appropriate action regarding the August 13, 2020 Zoning Board of Adjustment minutes.

### **Town of Trophy Club**



### Meeting Minutes Zoning Board of Adjustment (ZBA)

August 13, 2020

6:00 PM

**ZOOM Videoconference** 

### CALL TO ORDER AND ANNOUNCE A QUORUM

Secretary Murtaugh called to order the Zoning Board of Adjustment meeting for Thursday, August 13, 2020 at 6:20 p.m. and announced a quorum.

### **Board Members Present:**

Secretary John Murtaugh Board Member Doug Harper Alternate Board Member Peter Blanchard Alternate Board Member Jack Ormond

#### **Board Members Absent:**

Chairman Louis Opipare, Jr. Vice Chairman Jeff Sims Board Member Sean Cannon

### Staff and Guests Present:

Tommy Uzee David Jones Director of Community Development Acting Town Planner

### CITIZEN PRESENTATIONS

Citizens are allowed four (4) minutes to address the Board regarding an item over which the Board has policy or oversight authority as provided by Texas law, the ethics order, or other policy order.

Secretary Murtaugh asked if there were any public requests to speak. No public requests were submitted.

### **REGULAR SESSION**

### 2020-232-T Case ZBA-20-004 (408 Abbott Ln.)

- a. Conduct a Public Hearing regarding a request for a variance to allow a proposed shade structure to encroach into a required side yard building setback at 408 Abbot Lane.
- b. Consider and take appropriate action regarding a request for a variance to allow a proposed shade structure to encroach into a required side yard building setback at 408 Abbot Lane.

Secretary Murtaugh opened the public hearing at 6:21 p.m. Acting Town Planner David Jones provided the staff report and was available for questions. Applicant David Allen presented information about the project and was available for questions.

Acting Town Planner Jones indicated that he had received no comments from any residents about this variance request.

Secretary Murtaugh closed the public hearing at 6:40 p.m.

Secretary Murtaugh asked for a motion. Alternate Board Member Ormand moved to approve the request, seconded by Alternate Board Member Blanchard.

Secretary Murtaugh called for a vote. The motion passed unanimously (4-0).

<u>2020-100-T</u> Consider and take appropriate action regarding the August 13, 2020 Zoning Board of Adjustments minutes.

Secretary Murtaugh asked if there were any additions or corrections to the minutes. There were none.

Secretary Murtaugh asked for a motion.

Alternate Board Member Blanchard moved to approve the August 13 13, 2020 minutes as written, with a second by Board Member Harper.

Secretary Murtaugh called for a vote. The motion passed unanimously (4-0).

<u>2020-101-T</u> Receive Town Planner updates on previous cases heard by the Board and active development in Town.

Staff updates were given by Tommy Uzee, Director of Community Development.

#### ADJOURN

Secretary Murtaugh asked for a motion to adjourn.

Motion made by Board Member Harper to adjourn, seconded by Alternate Board Member Peter Blanchard.

Motion passed unanimously. Meeting adjourned at 6:46 p.m.

John Murtaugh, Secretary Zoning Board of Adjustment Town of Trophy Club, Texas Julie Smestad, Recording Secretary Town of Trophy Club, Texas

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# Town of Trophy Club

### Legislation Details (With Text)

File #:	2020-283-T	Version:	1	Name:		
Туре:	Agenda Item			Status:	Regular Session	
File created:	9/4/2020			In control:	Zoning Board of Adjustment (ZBA	N)
On agenda:	9/10/2020			Final action:		
Title:	Receive Town Town.	Planner up	dates	on previous cases heard by the Board and active development in		
Attachments:						
Date	Ver. Action By	,		Ac	tion	Result

Receive Town Planner updates on previous cases heard by the Board and active development in Town.