THE MINUTES OF THE SHAVANO PARK BOARD OF ADJUSTMENT MEETINGS 2011

• Regular meetings
• Special meetings
• Workshops

MONDAY, MAY 23, 2011 - 6:30 P.M.
MONDAY, JUNE 13, 2011 - 6:30 P.M.
MONDAY, NOVEMBER 21, 2011 – 6:30 P.M.

CITY OF SHAVANO PARK
BOARD OF ADJUSTMENTS MEETING
AT SHAVANO PARK CITY HALL,
900 SADDLETREE COURT, SHAVANO PARK, TEXAS 78231
MAY 23, 2011
6:30 P.M.

MINUTES

Roll Call

Chairman, Don Wallace – present
Member, Charles Brame – present
Member, Ray Boazman – present
Member, Pat Wood – present
Member, Fred Hobbs – present

Alternate Member – Larry Lyons – absent
Alternate Member – Adam Rodriguez – absent
Alternate Member – James McLendon – absent
Alternate Member – William Hartman, II - present

Others present: City Manager, Kyle H. McCain and City Clerk, Saundra Passailaigue.

Call to Order

Chairman Wallace called the meeting to order at 6:31 p.m. Notice was posted as required by the Texas Open Meetings Act (Chapter 551, Texas Government Code).

Chairman Announcements

None

Consent Agenda:

a. Approval of minutes from October 25, 2010

Upon a motion made by Member Ray Boazman and a second by Member Pat Wood, the Board voted five (5) for and none (0) opposed to approve the minutes from the October 25, 2010 Board of Adjustments meeting as presented. The motion carried.

107 Lacey Oak – Request by Anthony Era – Applicant is petitioning the City of Shavano Park Board of Adjustments to grant a variance of up to ten feet (10') encroachment at rear setback for the addition of a guest/pool house.

1. **Applicant Presentation**
2. **Staff Presentation**
3. **Comments by Proponents and Opponents**
4. **Applicant Rebuttal**

5. **Question and comments by Board Members**
6. **Deliberation and Board findings**

Homeowners Mr. Kevin Duhrkopf and Mr. Anthony Era along with Mr. Brian Lavezzari of Lavezzari Construction, Inc. presented the plan.

Mr. and Mrs. Saunders of Limestone Oak voiced their concerns which were answered by the presenter. After adequate answers to their concerns, the Saunders were here in favor of the variance.

Upon a motion made by Member Charles Brame and a second by Member Pat Wood, the Board voted three (3) for and two (2) opposed to accept that the eight criteria have been met. (Member Fred Hobbs and Member Ray Boazman cast the negative votes and a vote in favor was cast by Chairman Wallace voting due to a split vote) The motion carried.

Upon a motion made by Member Ray Boazman and a second by Member Charles Brame, the Board voted three (3) for and two (2) opposed to **grant** a variance of up to ten feet (10') encroachment at rear setback for the addition of a guest/pool house. The motion carried.

Adjournment

Chairman Don Wallace adjourned the May 23, 2011 Board of Adjustments meeting at 7:30 p.m. The motion carried.

These minutes approved on the 13th of June 2011.

A P P R O V E D

DON WALLACE
Chairman

Attest:
SAUNDRA PASSAILAIGUE, TRMC
City Clerk

CITY OF SHAVANO PARK
BOARD OF ADJUSTMENTS MEETING
AT SHAVANO PARK CITY HALL,
900 SADDLETREE COURT, SHAVANO PARK, TEXAS 78231
JUNE 13, 2011
6:30 P.M.

MINUTES

Roll Call

Chairman, Don Wallace – present
Member, Charles Brame – present
Member, Ray Boazman – present
Member, Pat Wood – present
Member, Fred Hobbs – present

Alternate Member – Larry Lyons – present
Alternate Member – Adam Rodriguez – present
Alternate Member – James McLendon – absent
Alternate Member – William Hartman, II - present

Others present: City Clerk, Saundra Passailaigue

Call to Order

Chairman Wallace called the meeting to order at 6:31 p.m. Notice was posted as required by the Texas Open Meetings Act (Chapter 551, Texas Government Code).

Chairman Announcements

None

Consent Agenda:

a. Approval of minutes from May 23, 2011

Upon a motion made by Member Pat Wood and a second by Member Charles Brame, the Board voted five (5) for and none (0) opposed to approve the minutes from the May 23, 2011 Board of Adjustments meeting as presented. The motion carried.

222 Winding Lane -- Request by Scott Champlin for Jenny Tang – Applicant is petitioning the City of Shavano Park Board of Adjustments to grant a variance of three feet-five inches (3'.5") into a twenty-five foot (25') side building setback encroachment for a negative edge swimming pool spillway basin.

1. **Applicant Presentation**
2. **Staff Presentation**
3. **Comments by Proponents and Opponents**
4. **Applicant Rebuttal**
5. **Question and comments by Board Members**
6. **Deliberation and Board findings**

Mr. Anthony Era, Brian Lavezzari presented the case.

Upon a motion made by Member Charles Brame and a second by Member Pat Wood, the Board voted three (3) for and two (2) opposed (with Member Fred Hobbs and Member Ray Boazman casting the negative vote claiming to have not met number six and eight of the eight criteria) to accept that the eight (8) criteria for granting a variance have been met. The motion carried.

Upon a motion made by Member Ray Boazman and a second by Member Charles Brame, the Board voted none (0) for and five (5) opposed to **grant** a variance of three feet-five inches (3'.5") into a twenty-five foot (25') side building setback encroachment for a negative edge swimming pool spillway basin. The motion carried.

Adjournment

Chairman Don Wallace adjourned the June 13, 2011 Board of Adjustments meeting at 6:47 p.m. The motion carried.

These minutes approved on the 21st of November, 2011.

A P P R O V E D

DON WALLACE
Chairman

Attest:
SAUNDRA PASSAILAIGUE, TRMC
City Clerk

CITY OF SHAVANO PARK
BOARD OF ADJUSTMENT MEETING
AT SHAVANO PARK CITY HALL,
900 SADDLETREE COURT, SHAVANO PARK, TEXAS 78231
MONDAY, NOVEMBER 21, 2011 AT 6:30 P.M.

MINUTES

Roll Call

Chairman, Don Wallace – present
Member, Charles Brame – absent
Member, Ray Boazman – absent
Member, Pat Wood – present
Member, Larry Lyons – present

Alternate Member – William Hartmann, II – present- requested by Mayor Marne to fill in for Member, Charles Brame in his absence.
Alternate Member – Kerry Dike – present - requested by Mayor Marne to fill in for Member, Ray Boazman in his absence.
Alternate Member – James McLendon – absent
Alternate Member – Fred Hobbs - present

Others present: City Clerk, Saundra Passailaigue

Call to Order

Chairman Wallace called the meeting to order at 6:42 p.m. Notice was posted as required by the Texas Open Meetings Act (Chapter 551, Texas Government Code).

Chairman Announcements

None

Nomination and appointment of Chairman.

Upon a motion made by Member William Hartman and a second by Member Pat Wood, the Board voted five (5) for and none (0) opposed to nominate Don Wallace to remain Chairman of the Board of Adjustment. The motion carried.

Consent Agenda:

a. Approval of minutes from June 13, 2011

Upon a motion made by Member Pat Wood and a second by Member Kerry Dike, the Board voted five (5) for and none (0) opposed to approve the minutes from the June 13, 2011 Board of Adjustment meeting as presented. The motion carried.

206 Arbor Circle – Request by Jason and Sara Scanlan – Applicant is petitioning the City of Shavano Park Board of Adjustment to grant a variance of five feet (5') into a ten foot (10') side building setback for a swimming pool.

1. **Applicant Presentation**
2. **Staff Presentation**
3. **Comments by Proponents and Opponents**
4. **Applicant Rebuttal**
5. **Question and comments by Board Members**
6. **Deliberation and Board findings**

Mr. and Mrs. Scanlan presented their case.

Upon a motion made by Member Larry Lyons and a second by Member William Hartman, the Board voted five (5) for and none (0) opposed to grant a variance to the ordinance to grant a variance of five feet (5') into a ten foot (10') side building setback for a swimming pool. The motion carried.

Adjournment

Chairman Don Wallace adjourned the November 21, 2011 Board of Adjustment meeting at 7:05 p.m. The motion carried.

These minutes approved on the 12th of March, 2012.

A P P R O V E D

LARRY LYONS
Chairman

Attest:
SAUNDRA PASSAILAIGUE, TRMC
City Clerk