

**MINUTES OF
SPECIAL BOARD OF ADJUSTMENTS MEETING
CITY OF TOMBALL, TEXAS**

THURSDAY, SEPTEMBER 4, 2008



6:30 P.M.

1.0 Call to Order at 6:30 p.m.

The meeting was called to order by Chairman Ford. Other members present were:

Board Member Dunagin
Board Member Shannon
Board Member Tynes
Alternate Board Member Tomlinson

Board Member Lackey – Excused Absence

Others present:

City Planner/Community Development Coordinator – Kelly Violette
Engineering & Planning Administrative Assistant – Brandy Pate
City Attorney – Scott Bounds

2.0 No Public Comments were received.

3.0 No Reports or Announcements were given.

4.0 Motion was made by Board Member Tomlinson to Approve the Minutes of the Regular Board of Adjustments Meeting of June 3, 2008; second by Board Member Shannon.

Motion carried unanimously.

Discussion/Action of the Following Items:

5.0 New Business

5.1 Public Hearing Regarding: **BOA Case P08-066:** Appeal by Ray Vitulli, on behalf of St. Anne Catholic Community, from alleged error by City official in interpretation of Zoning Ordinance Sections 42.4 (B), 42.5 and 43.4(5), or alternatively a request for a variance from the terms of the City of Tomball Code of Ordinances related to the

proposed construction of 6-foot wrought iron fence with brick pilasters that would encroach approximately 15 feet into the required 25-foot front yard setback, located at 1111 South Cherry Street, in the SF-9- Single Family 9 District was opened by Chairman Ford at 6:33 p.m.

Kelly Violette, City Planner / Community Development Coordinator provided staff report.

Applicant, Ray Vitulli of St. Anne's Catholic Community spoke on behalf of the project.

No public comments were received and the public hearing was closed at 7:14 p.m.

- 5.2 Motion was made by Board Member Tynes to Approve: **BOA Case P08-066:** Request for a variance from the terms of the City of Tomball Code of Ordinances related to the proposed construction of 6-foot wrought iron fence with brick pilasters that would encroach approximately 15 feet into the required 25-foot front yard setback, conditioned upon the church installing an "exit only" sign in front of the sliding gate to the north of the church building; second by Board Member Dunagin.

Motion carried unanimously.

- 6.0 Motion was made by Board Member Shannon to adjourn; second by Board Member Tomlinson.

Motion carried unanimously.

Meeting adjourned.

PASSED AND APPROVED this 30th day of October 2008.

Kelly Violette
Kelly Violette
City Planner /
Community Development Coordinator

John Ford
John Ford
Chairman