

AGENDA
ZONING BOARD OF ADJUSTMENT
REGULAR MEETING
4:00 P.M., Wednesday, May 9, 2018
City Council Chambers, 2nd Floor of City Hall
823 Rosenberg, Galveston, Texas

1. Call Meeting To Order
2. Attendance
3. Conflict Of Interest
4. Approval Of Minutes: March 7, 2018

Documents:

[030718 ZBA MINUTES.PDF](#)

5. Request To Address Commission On Non-Agenda Items (Three Minutes Maximum Per Speaker)

6. New Business And Associated Public Hearings

- A. 18Z-006 (2201 71st Street) Request For A Variance From The Galveston Land Development Regulations, Article 3, District Yard, Lot And Setback Requirements For Rear Yard Setbacks In A Residential, Single Family (R-1) Zoning District. Property Is Legally Described As The North 31.4 Feet Of Lot 8 (8-1) Jones And Garden Homes, A Subdivision In The City And County Of Galveston, Texas. Applicant: Deldotto Homes, Cortland Tyler Property Owner: James Yarbrough Jr.

Documents:

[18Z-006 PKT.PDF](#)

- B. 18Z-008 (1701 Market/Avenue D) Request For Variances From The Galveston Land Development Regulations, Article 3, District Yard, Lot And Setback Standards, Historic Zoning District Addendum, To Increase The Number Of Parking Spaces Allowed On-Street For A Bed And Breakfast; From Article 8, Section 8.201, (D) Calculation Of Required Parking Spaces, To Increase The Distance Required From The Remote Parking Location To The Property; And From Article 8 Section 8.201 (D), (1) To Allow The Handicap Parking Space To Be Located On-Street. Property Is Legally Described As In The Northeast Part Of Lot 6 And The North 66.33 Feet Of Lot 7 (6-1), Block 497, Also Known As A Special Subdivision, In The City And County Of Galveston, Texas. Applicant: Darci Vence Property Owner: Kolongi And Darci Vence

Documents:

[18Z-008 PKT.PDF](#)

- C. 18Z-009 (1211 11th Street) Request For A Variance From The Galveston Land Development Regulations, Article 3, Urban Neighborhood (UN) Addendum, Regarding Minimum Lot Area Requirements In An Urban Neighborhood (UN) Zoning District. Property Is Legally Described As The South 22.17 Feet Of Lot & (7-4), Block 11, A Subdivision In The City And County Of Galveston, Texas. Applicant: Brene Addison, Tricon Land Surveying Property Owner: Barbara Guerra

Documents:

7. Adjournment

I certify that the above Notice of Meeting was posted in a place convenient to the public in compliance with Chapter 551 of the Texas Government Code on May 2, 2018 at 4:00 P.M.



Prepared By: Karen White, Planning Technician

SEC. 13.401.B VARIANCES FROM DEVELOPMENT STANDARDS

Approval Standards. The Board of Adjustment may grant a variance under this Section only if the variance is not prohibited by Section 12.401.C, and if the Zoning Board of Adjustment makes a determination in writing that all of the following are demonstrated:

1. The request for the variance is rooted in special conditions of the applicant's property that do not generally exist on other properties in the same zoning district.
2. Due to said special conditions, the enforcement of the strict terms of these regulations would impose an unnecessary hardship on the applicant.
3. The variance is not contrary to the public interest, in that:
 - a. It does not allow applicants to impair the application of these regulations for:
 1. Self-imposed hardships;
 2. Hardships based solely on financial considerations, convenience, or inconvenience; or
 3. Conditions that are alleged to be "special" but that are actually common to many properties within the same zoning district.
 - a. The variance will not have a detrimental impact upon:
 1. The current or future use of adjacent properties for purposes for which they are zoned;
 2. Public infrastructure or services; and
 3. Public health, safety, morals, and general welfare of the community.
4. The degree of variance allowed from these regulations is the least that is necessary to grant relief from the identified unnecessary hardship.
5. The variance shall not be used to circumvent other procedures and standards of these regulations that could be used for the same or comparable effect (e.g., if alternative development patterns, alternative development standards, or other flexible measures in these regulations are available that would avoid or mitigate hardship without using a variance, then they must be used).
6. By granting the variance, the spirit of these regulations is observed and substantial justice is done.

APPEAL FROM DECISION OF BOARD

In accordance with Section 13-901 (I) of the Land Development Regulations, Should the applicant or City be aggrieved by or dissatisfied with the decision of the Zoning Board of Adjustment, the applicant or

City may pursue all legal remedies to appeal the decision to a court of competent jurisdiction pursuant to Texas Local Government Code, Chapter 211.

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), PERSONS IN NEED OF A SPECIAL ACCOMMODATION TO PARTICIPATE IN THIS PROCEEDING SHALL, WITHIN THREE (3) DAYS PRIOR TO ANY PROCEEDING, CONTACT THE CITY SECRETARY'S OFFICE, SUITE 201, 823 ROSENBERG, GALVESTON, TEXAS 77550 (409-797-3510).

MEMBERS OF CITY COUNCIL MAY BE ATTENDING AND PARTICIPATING IN THIS MEETING.