

MINUTES OF THE SPECIAL MEETING
OF THE BOARD OF ADJUSTMENT OF THE
CITY OF TAYLOR LAKE VILLAGE, TEXAS, HELD ON
MONDAY OCTOBER 8, 2018 AT 7:00 PM

On Monday October 8, 2018 at 7:00 P.M., the Board of Adjustment for the City of Taylor Lake Village met in Special session in the Council Chambers at Taylor Lake Village City Hall at 500 Kirby Rd., Taylor Lake Village, Texas 77586, and took action with respect to the following:

1.0 CALL TO ORDER AT 7:00 P.M. AND ROLL CALL

JANICE HALL	CHAIR
JESSE RYHOLT (absent)	VICE CHAIR
LYNN KEENEY	SECRETARY
TOM DAVIDSON	REGULAR MEMBER
MIKE ROBERTSON	ALTERNATE MEMBER
MIKE WIDMER	REGULAR MEMBER

2.0 APPROVAL OF MINUTES

2.1. Consideration and possible action on the approval of the Minutes of July 3, 2018

Motion to approve Minutes of BoA meeting of July 3, 2018- Robertson

Seconded- Davidson

All in Favor

3.0 APPEALS AND VARIANCES

3.1 Consideration and possible action relating to the request of John Haensly, 1003 Devonport, to appeal the zoning official's interpretation of Appendix A, "Zoning," Sections 3,6 and 27(a) prohibiting the construction of a garage-apartment in the R-1 district.

3.2 Consideration and possible action relating to the request of John Haensly, 1003 Devonport, for a variance to Appendix A, Section 6(7) to allow the temporary alteration of an existing single-family home in the R-1 district to include a second dwelling unit.

Present with Mr. Haensly and in support of his request:

- Jean Haensly, wife
- Matthew Haensly, son
- Samuel Haensly, son
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Others Present

- Derra Purnell, Asst City Attorney for Taylor Lake Village
- Jon Hall

Mr. Haensly made his case for (1) appealing the interpretation of Zoning Sections 3, 6, and 27(a) stating there is no standing ordinance that spells this out and is subject to interpretation. He also explained that the ruling for variance is based on a reasonable accommodation for ADA. Matthew will be living with the family in the garage apartment to develop his independent living skills. There will be no oven in the apartment and it is and never had been the intent to rent this property.

Derra Purnell provided interpretation on the variance and the appeal

Motion to consider the take the requests out of order and first vote for the variance request and then the appeal to zoning official's interpretation- Widmer

Some discussion ensued and Derra provided context and said these decisions were mutually exclusive.
Clarification was made for Mr. Haensly

Seconded- Robertson

For- Keeney, Davidson, Widmer and Robertson

Against- Hall

Motion to consider a vote on the variance for reasonable accommodation for ADA- Widmer

After more discussion and clarification for Mr. Haensly on how a vote in his favor on the variance would impact his request for interpretation on Zoning sections, a MOTION was made.

Seconded- Robertson

All in Favor

After this, there was discussion regarding the Final Order on Variance Request and we clarified that we are granting the variance subject to cancellation of 3b) Upon termination of the occupancy of the garage dwelling by Matthew Haensly, the Owner shall remove the dwelling and restore the Property to its condition prior to October 1, 2018.

At this point, Mr. Haensly asked to withdraw his appeal on the interpretation of Zoning Sections 3, 6 and 27(a).

4.0 ADJOURNMENT

Motion to adjourn

BOARD OF ADJUSTMENT

Janice Hall, Chairman

ATTEST

Stacey Fields, City Secretary