

MINUTES  
BOARD OF ADJUSTMENT  
CITY OF PINEY POINT VILLAGE  
HARRIS COUNTY, TEXAS

At a regular meeting held on August 9, 2012, at City Offices, 7676 Woodway, Suite 300, the following members of the Board of Adjustment were present:

<u>MEMBER</u>	<u>PRESENT/ABSENT</u>
Larry Chapman	Present
Scott Bender	Present
Rob Potosky	Present
John Brennan	Present
Zeb Nash	Present

Those in attendance included the Applicants and other interested parties as set out on the Registration Sheet for this meeting.

- I. The meeting was called to order at 7:00 P.M.
- II. Board's actions and comments on scheduled appeals are attached hereto. The number of appeals considered is one; as there were two, but Mr. Charles Fargason withdrew his variance request as to 5 Wexford Court. The action taken by the Board on any application (i) is limited solely to such application, (ii) shall not be applicable to any other application whether on the property involved with such application or any other property and (iii) shall not alter or modify any of the terms and provisions of Chapter 74, Zoning, of the Code of Ordinance of the City, or any other ordinance.
- III. The meeting was adjourned at 7:40 P.M.

  
Chair

BOARD OF ADJUSTMENT  
CITY OF PINEY POINT VILLAGE

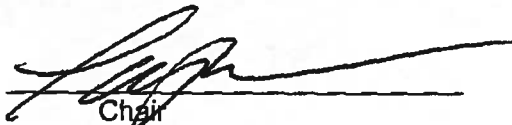
Action on Appeals  
Meeting Date: August 9, 2012

1. Scheduled Appeal No: 12-05 Order No. 12-05
2. Applicant: Tony and Alessandra Pilegge
3. Address: 458 Gingham Drive
4. Type of Appeal: Variance  
Applicable Zoning Ordinance Sections 74-244(a)(1) and (2).
5. Applicant was present: yes  
Represented by: Mr. Tony Pilegge
6. After presentation of the appeal by applicant, discussion by all interested parties either for or against and deliberation by the Board, the Board voted to deny the appeal as to side yard variance and to deny the appeal as to rear yard variance relating to the construction of an accessory building.

8. The vote of each Board member was as follows:

<u>Member</u>	<u>Vote (Granted/Denied)</u>
Chapman	yes/granted
Potosky	yes/granted
Bennan	no/denied
Nash	no/denied
Bender	no/denied

9. Other comments or actions, if any:

  
Chair

ORDER NO. 12-05  
VARIANCE

BE IT ORDERED BY THE BOARD OF ADJUSTMENT OF THE CITY OF PINEY POINT VILLAGE:

Section 1. The appeal of Tony and Alessandria Pilegge, for the following variance as to 458 Gingham Drive:

For construction of an accessory structure, being a proposed doll house, a side yard setback on south side of rear one-third of lot to be encroached upon by two (2) feet to permit the erection of an accessory structure, and a rear yard setback on east (rear) of lot to be encroached upon by two (2) feet to permit the erection of an accessory structure, such variances to be conditional in that they would expire and be null and void 7 years from the date hereof,

from Sections 74-244(a)(1) and (2), of Chapter 74, Zoning, Code of Ordinances of the City, a copy of which appeal is attached hereto, is hereby denied.

Section 2. The Board hereby finds and determines as follows:

(a) The variance requested as to Sections 74-244(a)(1) and (2) will be contrary to the public interest;

(b) A literal enforcement of the provisions of Sections 74-244(a)(1) and (2) of Chapter 74 will not result in unnecessary hardship;

(c) The granting of the requested variance as to Sections 74-244(a)(1) and (2) is not consistent with the spirit of the Ordinance and its general purpose and intent.

Section 3. The action taken by the Board (i) is limited solely to this appeal and the improvements under consideration, (ii) shall not be applicable to any other appeal whether on this property or any other property and (iii) shall not alter or modify any of the terms and provisions of Chapter 74, Zoning, of the Code of Ordinances of the City or any other ordinance.

PASSED, APPROVED, and ORDERED August 9, 2012 (transmitted to offices of the City of Piney Point on August 10, 2012).

  
Chair