

**THE FLOWER MOUND BOARD OF ADJUSTMENT MEETING HELD ON THE 10TH DAY OF APRIL 2019, IN THE FLOWER MOUND TOWN HALL, LOCATED AT 2121 CROSS TIMBERS ROAD IN THE TOWN OF FLOWER MOUND, COUNTY OF DENTON, TEXAS, AT 6:30 PM.**

The Board of Adjustment met in regular session, with the following members present constituting a quorum:

Stephen Harris	Chair
Gregory Schultz	Vice Chair
Skye Jay Schoggins	Board Member, Place 4
David Moraine	Board Member, Place 5
Brad Painter	Alternate Board Member, Place 6
Denis Toth	Alternate Board Member, Place 7
Greg Wilson	Alternate Board Member, Place 8

*Places 6, 7, and 8 of the Board do not vote on items unless they sit in place of one of the regular members, Places 1-5.)*

Constituting a quorum with the following members absent:

All members were present.

And the following members of Town staff present:

James Donavon	Town Attorney
Joelle Hainley	Building Official
Chris Pamplin	Assistant Building Official
Tasha Coates	Plans Review Manager
Kathy Allgood	Administrative Assistant

**A. CALL TO ORDER - REGULAR SESSION: 6:30 PM**

**B. INVOCATION AND PLEDGE OF ALLEGIANCE**

**C. PUBLIC COMMENT**

None

**D. CONSENT AGENDA**

**This agenda consists of non-controversial or “housekeeping” items and may be approved with a single motion. A member of the Board of Adjustment may request an item(s) be withdrawn from the Consent Agenda by making such request prior to a motion and vote on the Consent Agenda.**

1. Consider approval of minutes from the regular meeting of the Board of Adjustment held on March 13, 2019.

Motion was made and seconded to approve the March 13, 2019, minutes as presented.

**VOTE ON THE MOTION**

**AYES:** Schultz, Schoggins, Harris, Moraine, Painter  
**NAYS:** None  
**ABSTAIN:** None

The motion passed with a vote of 5-0-0

**E. PUBLIC HEARING**

**(BOA19-0003)** Hold a public hearing and consider a request from Kim Frenette for a variance from Section 98-1142, "Front Yard Fence Height and Visibility," of the Code of Ordinances. The property is generally located West of Long Prairie Road and South of Lakeside Pkwy and is locally known as 629 Sandy Ln, Lot 9, Block H, of the Lakeside PH II Subdivision.

**Staff Presentation**

Chris Pamplin, Town of Flower Mound Assistant Building Official, gave the staff presentation.

**Applicant Presentation**

Kim Frenette (629 Sandy Lane, Flower Mound, TX), gave the applicant presentation regarding item 1.

*The following individuals either spoke in support or opposition or had questions / comments related to the item(s): Names listed below don't necessarily reflect the order in which each person spoke and all addresses are located in Flower Mound unless otherwise indicated.*

<b>Support: Comments/Questions</b>	<b>Opposition: Comments/Questions</b>	<b>Question(s)/ Comments Only</b>
None	None	None

Chair Harris closed the Public Hearing for item 1 at 6:58 PM.

**Board Member Deliberation**

1. **Board Member Schultz made a motion to approve the request for variance from Section 98-1142, "Front Yard Fence Height and Visibility," of the Code of Ordinances, for an 8 ft. maximum fence height and extension as presented. The property is generally located West of Long Prairie Road and South of Lakeside Pkwy and is locally known as 629 Sandy Ln, Lot 9, Block H, of the Lakeside PH II Subdivision.**

- A. **There are special circumstances existing on the property on which the application is made related to size, shape, area, topography, surrounding conditions, and location that do not generally apply to other property in the same area and under the same zoning districts.**

- B. A variance is necessary to permit the applicant the same rights in the use of this property that are presently enjoyed under the ordinance by other properties in the vicinity and zone, but which rights are denied to the property on which the application is made.
- C. The granting of the variance on the specific property will not adversely affect the land use pattern as outlined by the Land Use Plan and will not adversely affect any other feature of the Comprehensive master Plan of the Town of Flower Mound.
- D. The variance, if granted, will be no material detriment to the public welfare of injury to the use, enjoyment, or value of property in the vicinity.

Board Member Painter seconded the motion.

**VOTE ON THE MOTION**

**AYES:** Painter, Moraine, Harris, Schoggins, Schultz  
**NAYS:** None  
**ABSTAIN:** None

**The motion to approve passed with a vote of 5-0-0.**

**(BOA19-0005)** Hold a public hearing and consider a request from Holly Royer for a variance from Section 98-1032(b)(2)(b), “Accessory Buildings” of the Code of Ordinances. The property is generally located South of Cross Timbers Rd and West of Shiloh Rd and is locally known as 6901 Hidden Valley Rd, Lot 6, of the MEP & P Subdivision.

**Staff Presentation**

Chris Pamplin, Town of Flower Mound Assistant Building Official, gave the staff presentation.

**Applicant Presentation**

Holly Royer (6901 Hidden Valley Rd., Flower Mound, TX), gave the applicant presentation regarding item 2.

*The following individuals either spoke in support or opposition or had questions / comments related to the item(s): Names listed below don’t necessarily reflect the order in which each person spoke and all addresses are located in Flower Mound unless otherwise indicated.*

<b>Support: Comments/Questions</b>	<b>Opposition: Comments/Questions</b>	<b>Question(s)/ Comments Only</b>
Jerry Watson 6931 Hidden Valley Dr.	None	None
Umashankar Lavu 6905 Hidden Valley Dr.	None	None

**Chair Harris closed the Public Hearing for item 2 at 7:27 PM.**

**Board Member Deliberation**

2. Board Member Schultz made a motion to approve the request for variance from Section 98-1032(b)(2)(b), "Accessory Buildings," of the Code of Ordinances. The property is generally located South of Cross Timbers Road and West of Shiloh Road and is locally known as 6901 Hidden Valley Rd., Lot 6, of the MEP & P Subdivision.
- E. There are special circumstances existing on the property on which the application is made related to size, shape, area, topography, surrounding conditions, and location that do not generally apply to other property in the same area and under the same zoning districts.
  - F. A variance is necessary to permit the applicant the same rights in the use of this property that are presently enjoyed under the ordinance by other properties in the vicinity and zone, but which rights are denied to the property on which the application is made.
  - G. The granting of the variance on the specific property will not adversely affect the land use pattern as outlined by the Land Use Plan and will not adversely affect any other feature of the Comprehensive master Plan of the Town of Flower Mound.
  - H. The variance, if granted, will be no material detriment to the public welfare of injury to the use, enjoyment, or value of property in the vicinity.

Board Member Schoggins seconded the motion.

**VOTE ON THE MOTION**

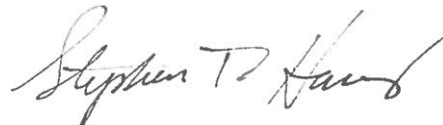
**AYES:** Shcultz, Schoggins, Harris, Moraine, Painter  
**NAYS:** None  
**ABSTAIN:** None

The motion to approve passed with a vote of 5-0-0.

**F. ADJOURNMENT**

Chairman Harris adjourned the meeting at 7:31 p.m. and all were in favor.

**TOWN OF FLOWER MOUND, TEXAS**



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**STEPHEN HARRIS  
CHAIR**

**ATTEST:**



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**KATHY ALLGOOD  
ADMINISTRATIVE ASSISTANT**