

# **NOTICE OF MEETING**

**NOTICE IS HEREBY GIVEN THAT THE BOARD OF ADJUSTMENT WILL MEET IN A REGULAR SESSION IN THE COUNCIL CHAMBER OF THE MUNICIPAL CENTER, 1520 AVENUE K, PLANO, TEXAS AT 3:00 P.M. TUESDAY, OCTOBER 13<sup>TH</sup>, 2009.**

The Board of Adjustment may convene into Executive Session pursuant to Section 551.071 of the Texas Government Code to consult with its attorney regarding posted items in the regular meeting.

## **PUBLIC COMMENTS:**

1. The Board of Adjustment will hear comments of public interest. Time restraints may be directed by the Chair of the Board of Adjustment. Specific factual information, explanation of current policy, or clarification of Board of Adjustment authority may be made in response to an inquiry. Any other discussion or decision must be limited to a proposal to place the item on a future agenda.

## **APPROVAL OF MINUTES:**

2. September 22, 2009 meeting.

## **ZONING APPEALS:**

3. **APPEAL # 09-22Z 1700 HEARTHSTONE DR:** A request to vary Subsection 2.811 (3), Subsections 3.204 (3) (4) (8), Subsection 3.604 and Subsection 3.702 of the Zoning Ordinance number 2006-4-24 to allow an existing accessory building to remain in the required side and rear yards (Subsections 3.604 and 3.702):

- a) which encroaches 8.2 feet into the required 10 foot rear yard setback (Subsection 2.811 (3)), and which encroaches 1.2 feet into the required 3 foot rear yard setback for accessory buildings (Subsection 3.204 (3)), allowing a 1.8 foot overall rear yard setback;
- b) which encroaches 6.65 feet into the required 7 foot side yard setback (Subsection 2.811 (3)), and which encroaches 2.65 feet into the required 3 foot side yard setback for accessory buildings (Subsection 3.204 (3)), allowing a .35 foot overall side yard setback;
- c) which encroaches 5 feet into the required 10 foot separation between an accessory and main building (Subsection 3.204 (4)); and
- d) which exceeds the allowed maximum height of 10 feet by 2.7 feet (Subsection 3.204 (8)) for an overall height of 12.7 feet.

This appeal is requested by property owner Richard B. Lindberg.

## **OTHER:**

4. Items for future Agenda.

**Council Liaisons: Deputy Mayor Pro Tem Lee Dunlap and Council Member Pat Miner**

Municipal Center is wheelchair accessible. A slope curb entry is available at the main entrance facing Ave. L, with specially marked parking spaces nearby. Access and special parking are also available on the north side of the building. The Council Chamber is accessible by elevator to the lower level. Requests for sign interpreters or special services must be received forty-eight (48) hours prior to the meeting by calling the Building Inspection Department at 972-941-7140.