

MINUTES
CITY OF LIVE OAK
BOARD OF ADJUSTMENT
8001 SHIN OAK DRIVE, LIVE OAK, TEXAS
THURSDAY, OCTOBER 1, 2009

1. CALL TO ORDER

Chairman Keith Hardwick called the meeting to order on October 1, 2009 at 6:00 p.m.

2. INVOCATION/PLEDGE OF ALLEGIANCE

A moment of silence was observed and the Pledge was recited.

3. ROLL CALL

Secretary Hernandez called the roll.

Chairman Keith Hardwick
Member Al Hernandez
Member John Talbot
Member Margaret Zucco
Member Brenda Jackson
Alternate Member David Emler

ABSENT

Alternate Member James Jackson

4. CITIZENS TO BE HEARD

None

5. CONSENT AGENDA

A. Approval of Minutes

1. February 21, 2008 – Regular
2. September 25, 2008 - Regular

Member Talbot made the motion to accept the consent agenda. Member Hernandez seconds the motion. All voted in favor of the motion.

Chairman Hardwick requested that the Board of Adjustment packets be sent to him electronically in a pdf format.

Chairman Hardwick welcomed new member Margaret Zucco and Alternate Member David Emler.

6. NEW BUSINESS

A. V-09-03- To Discuss and Consider a Variance allowing an encroachment into the required twenty-five (25) feet, front yard setback requirements of an R1-(Single Family Residential District) located on Lot 70, Block 7, County Block 5042A, otherwise known as 13404 Ronan, City of Live Oak, Bexar County, Texas.

Chairman Hardwick read the topic. Scott Wayman, Assistant City Manager made the Applicant Presentation and Staff Presentation. A variance was requested by the City for the front setback in an R1 on 13404 Ronan in the Bridlewood Subdivision. An over site was made during the initial building process. The builder and the homeowner are aware of the issue.

Chairman Hardwick called three times for proponents and none came forward. Chairman Hardwick called three times for opponents and none came forward.

There was no applicant rebuttal.

Question ensued from the members.

Member Emler made the motion to combine the variance for V-09-03 and V-09-04. The motion was seconded by Member Talbot. **Vote FOR: Members Jackson, Zucco, Hernandez, Talbot; and Chairman Hardwick - PASSED 5-0**

Member Talbot made the motion to grant a variance to V-09-03 and V-09-04. The motion was seconded by Member Hernandez. **Vote FOR: Members Jackson, Zucco, Hernandez, Talbot; and Chairman Hardwick - PASSED 5-0**

B. V-09-04- To Discuss and Consider a Variance allowing an encroachment into the required twenty-five (25) feet, front yard setback requirements of an R1-(Single Family Residential District) located on Lot 72, Block 7, County Block 5042A, otherwise known as 13408 Ronan, City of Live Oak, Bexar County, Texas.

C. **V-09-05- To Discuss and Consider a Variance** allowing an encroachment into the required twenty-five (25) feet, front yard setback requirements of an R1-(Single Family Residential District) located on Lot 73, Block 7, County Block 5042A, otherwise known as 13410 Ronan, City of Live Oak, Bexar County, Texas.

Chairman Hardwick read the topic. Since this variance is similar to V-09-03 and V-09-04 a presentation was not required

Questions ensued from the members.

Member Hernandez made the motion to grant the variance with the stipulation that the sidewalk will be grooved in front of driveway, and the sidewalk be moved to allow the proper distance from the driveway to the sidewalk. The motion was seconded from Member Zucco. **Vote FOR: Members Jackson, Zucco, Hernandez, Talbot; and Chairman Hardwick. - PASSED 5-0**

D. **Discussion and Possible Action on Election of a Chairman.**

Member Talbot nominated Member Hardwick for Chairman. Member Zucco seconded the nomination. Since there were no other nominations, Member Talbot made the motion to close the nomination. Member Zucco seconds the closing of the nomination. **Vote FOR: Members Jackson, Zucco, Hernandez, Talbot; and Chairman Hardwick - PASSED 5-0**

E. Discussion and Possible Action on Election of a Vice Chairman.

Newly elected Chairman Hardwick requested that the City acknowledge deceased Vice Chairman Perry's service to Live Oak and the Board of Adjustment.

Chairman Hardwick nominated Secretary Hernandez. Member Talbot seconds the nomination. Since there were no other nominations, Chairman Hardwick made the motion to close the nomination. Member Talbot seconds the closing of the nomination. **Vote FOR: Members Jackson, Zucco, Hernandez, Talbot; and Chairman Hardwick - PASSED 5-0**

Secretary Hernandez resigns from his current position to accept the Vice Chairman.

Chairman Hardwick opens the floor for nominations. Member Talbot nominates Member Jackson as the secretary. Vice Chairman Hernandez seconds the nomination. Since there were no other nominations, Chairman Hardwick made the motion to close the nomination. Vice Chairman Hernandez seconds the motion. **Vote FOR: Members Jackson, Zucco, Hernandez, Talbot; and Chairman Hardwick - PASSED 5-0**

7. CITIZEN TO BE HEARD

None

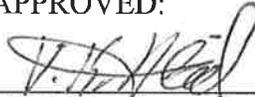
8. STAFF ANNOUNCEMENTS

None

9. ADJOURNMENT

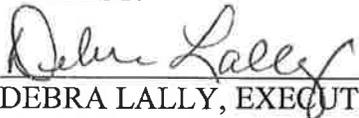
Member Talbot made a motion to adjourn; seconded by Vice Chairman Hernandez. The meeting was adjourned at 6:40 p.m.

APPROVED:



CHAIRMAN KEITH HARDWICK

ATTEST:



DEBRA LALLY, EXECUTIVE SECRETARY