



# City of University Park

City Hall  
3800 University Blvd.  
University Park, TX 75205

## Meeting Minutes Board of Adjustment

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Tuesday, May 26, 2015

5:00 PM

Council Chamber

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### *4:30 - 5:00 PM - Work Session for Agenda Review*

A work session was opened at 4:34pm in the Council Conference Room by Acting Chairman John Jackson. Mr. Harry Persaud presented a power point presentation of the case and additional pictures of the fence were passed out. When the fence was built, the 19 inch retaining wall made it go over the 8 feet height ordinance and the application for a fence permit was denied. The topography of the lot was discussed and how the grade of the lot affects the height of the fence. Mr. Persaud told the board that there were no responses to the notices sent out to property owners. No action was taken.

### **Call to Order**

Acting Chairman Jackson called the meeting to order at 5:00pm and introduced the commissioners and staff members.

### *Introduction of Board Members*

- Present:** 5 - John Jackson, Darrell Lane, Clay Snelling, Eurico Francisco and Kevin Maguire
- Excused:** 2 - Chairman Eddy Moore and Bobby Womble
- Seated:** 1 - Rusty Goff

### *Staff in Attendance*

Harry Persaud, Chief Planning Official  
Patrick Baugh, Community Development Director  
Jessica Steele, Planning Technician  
Rob Dillard, City Attorney

*The Board of Adjustment of the City of University Park will conduct a public hearing in the Council Chamber. Consideration will be given to the following item(s):*

[BOA 15-005](#)

A request for a variance under Section 28-105 (2) of the comprehensive zoning ordinance to construct a fence up to 9 feet 7 inches in height, located along a side lot line where the maximum height allowed is 8 feet. The subject property is located at 2815 Amherst and zoned Single Family "SF-3" zoning district classification in accordance with the comprehensive zoning ordinance.

Acting Chairman Jackson opened the public hearing at 5:00pm and requested Boardmember Lane to read the case. Michael Freeburg presented his case to the board and described that when the fence was lower they could see into their neighbors house. Boardmember Lane asked Mr. Freeburg a few more questions about the elevation of his patio and finished floor of the house which is about 18 inches. Due to the elevation, a 6 foot fence would be more like a 4 foot 2 inch fence. Mr. Persaud said he saw a hardship because of topography and said that two neighbors he talked to did not have a problem with the fence height.

**A motion was made by Boardmember Maguire, seconded by Boardmember Francisco, that this variance request be approved. The motion carried by a unanimous vote.**

*Consider the previous meeting minutes with or without corrections:*

**A motion was made by Boardmember Lane, seconded by Boardmember Maguire, that the minutes be approved. The motion carried by a unanimous vote.**

ADJOURNMENT: With there being no further business before the Board, Acting Chairman Jackson adjourned the meeting at 5:08PM.

Approved by:

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Chairman Eddy Moore

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Date