



AGENDA
City of Lucas
Board of Adjustments Meeting
December 16, 2020
6:30 PM
Lucas City Hall and
Video Conference
665 Country Club Road – Lucas, Texas

Notice is hereby given that a regular meeting of the Board of Adjustments of the City of Lucas will be held on Wednesday, December 16, 2020 at 6:30 pm at Lucas City Hall, 665 Country Club Road, Lucas, Texas at which time the following agenda will be discussed.

On March 16, 2020 Governor Abbott suspended some provisions of the Open Meetings Act in response to the COVID-19 emergency. In order to practice safe distancing, Lucas Board of Adjustments meetings will be open to on-site visitors in a limited capacity of 15 audience members. Board of Adjustments meetings will also be available through Zoom Webinar from your computer or smartphone. To join the meeting, please click this URL <https://zoom.us/j/92587643327?pwd=eWdaLzVubFBaOG1ueIM4M3BQZTIkUT09> and enter your name and email address. To join by phone: 1-346-248-7799 Webinar ID: 925 8764 3327 Passcode: 869915

Call to Order

- Roll Call
- Determination of Quorum
- Reminder to Silence Electronic Devices
- Pledge of Allegiance

Public Hearing Agenda

Continuation of a Public hearing to consider an application submitted by Charles and Tiffany Glover for a variance from Section 14.04.304(3)(B) of the City's Code of Ordinance to reduce the required side yard setback for an in-ground pool from 20 feet to 10 feet and one-inch for a parcel of land located at 200 Stanford Drive in Stonegate, Blk C, Lot 2, being all of a one-acre tract of land.

- A. Presentation by Development Services Director Joe Hilbourn
- B. Continue public hearing
- C. Take action on the variance request

Regular Agenda

2. Consider approval of the minutes of the November 18, 2020 Board of Adjustments meeting. **(City Secretary Stacy Henderson)**
3. Consider the appointment of a Chairman and Vice Chairman of the Board of Adjustments to serve for a period of one (1) year with a term ending December 31, 2021. **(Board of Adjustments Members)**

Executive Session Agenda

The Board of Adjustment may convene into a closed Executive Session pursuant to Chapter 551.071 of the Texas Government Code for the purpose of seeking confidential legal advice from the City Attorney regarding any item on the agenda at any time during the meeting.

4. Executive Session: An Executive Session is not scheduled for this meeting.
5. Adjournment.

Certification

I hereby certify that the above notice of meeting was posted on the bulletin board at Lucas City Hall by 5:00 p.m. on December 8, 2020 as required in accordance with Government Code §551.041.



Stacy Henderson, TRMC

This building is wheelchair accessible. Any requests for sign interpretive services or other special requests for assistance of the hearing impaired must be made 48 hours in advance of the meeting. To make such arrangements, please call 972-912-1211 or send an email to Stacy Henderson at shenderson@lucastexas.us.



City of Lucas

Board of Adjustments Agenda Request

December 16, 2020

Requester: Development Services Director Joe Hilbourn

Agenda Item Request

Continuation of a public hearing to consider an application submitted by Charles and Tiffany Glover for a variance from Section 14.04.304(3)(B) of the City's Code of Ordinance to reduce the required side yard setback for an in-ground pool from 20 feet to 10 feet and one-inch for a parcel of land located at 200 Stanford Drive in Stonegate, Blk C, Lot 2, being all of a one-acre tract of land.

- A. Presentation by Development Services Director Joe Hilbourn
- B. Continue public hearing
- C. Take action on the variance request

Background Information

This request was brought before the Board of Adjustments on November 18, 2020 and was continued at the applicant's request. The public hearing was opened during this meeting, but was not closed to allow for additional comments during the December 16, 2020 meeting.

The applicant would like to deviate from the ordinance due to avoid cutting down trees and wanting the ability to view the pool from the back porch and create an aesthetic/logical walkway from the house to the pool.

The City's Code of Ordinances, Chapter 14, Zoning Section 14.04.304(3)(B) General accessory buildings and structures regulations requires the following:

- (3) Setbacks.
 - (B) In-ground swimming pools, sports courts, tennis courts and similar uses shall maintain a minimum rear yard setback of 25 feet, a minimum side yard setback of 20 feet and if the in-ground pool is in front of the main building it shall maintain a front setback of 300 feet. In-ground swimming pool setbacks shall be measured from the inside wall of said pool.

Attachments/Supporting Documentation

- 1. Public Hearing Notice
- 2. Application and depiction of proposed pool
- 3. Glover Tree Map
- 4. Location Map

Budget/Financial Impact

NA



City of Lucas
Board of Adjustments Agenda Request
December 16, 2020

Recommendation

Staff recommends denying the variance request as presented. A variance of this nature requires a legal hardship, staff is unaware of any legal hardship.

Motion

I make a motion to approve/deny the variance from Section 14.04.304(3) of the City's Code of Ordinances requested by Charles and Tiffany Glover to reduce the required in-ground pool side yard setback from 20 feet to 10 feet and one inch for the property located at 200 Stanford Drive, Lucas Texas.



NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN, that the Board of Adjustments of the City of Lucas, Texas will conduct a public hearing on November 18, 2020 at 6:30 p.m. at Lucas City Hall, 665 Country Club, Lucas, Texas to consider a request for a variance from the literal interpretation of the City's Code of Ordinances more particularly described as follows:

An application submitted by Cody and Tiffany Glover for a parcel of land located in Stonegate, Blk C, Lot 2, being all of a 1-acre tract of land, otherwise known as 200 Stanford Drive, Lucas Texas. The request is for a variance from the literal interpretation of the City's Code of Ordinance to reduce the required side yard set back from 20' to 10'1" for an in-ground pool.

The relevant portions of City's Code of Ordinances, Chapter 14, Zoning Sec. 14.04.304 General accessory buildings and structures regulations, read as follows:

“(3) Setbacks.

(B) In-ground swimming pools, sports courts, tennis courts and similar uses shall maintain a minimum rear yard setback of 25 feet, a minimum side yard setback of 20 feet and if the in-ground pool is in front of the main building it shall maintain a front setback of 300 feet. In-ground swimming pool setbacks shall be measured from the inside wall of said pool.”

Those wishing to speak **FOR** or **AGAINST** the above item are invited to attend via Zoom. If you are unable to attend and have comments you may send them to City of Lucas, Attention: City Secretary, 665 Country Club Road, Lucas, Texas 75002, email shenderson@lucastexas.us and it will be presented at the hearing. If you have any questions about the request, please contact Joe Hilbourn at jhilbourn@lucastexas.us.



APPEAL TO THE BOARD OF ADJUSTMENT CITY OF LUCAS

DATE: 10/14/2020

FEE: \$450.00

APPEAL # _____

SUBMITTED BY: Name: CHARLES R. & TIFFANY GLOVER

Address: 200 STANFORD DRIVE

City: LUCAS State: TX Zip: 75002

Phone: [REDACTED]

FILING DEADLINE: An appeal shall be filed with the Board within ten (10) days after the date of decision of the Enforcing Officer. Every appeal shall be filed with the City Secretary no later than fifteen (15) days prior to the scheduled Board meeting. When the filing deadline falls on a holiday, the following workday shall be observed as the filing deadline.

TYPES OF APPEALS: Please check the type of appeal you are filing. The Board shall consider two types of appeals authorized under Article 1011G, Revised Civil Statutes of Texas, as amended:

1. For a special exception for use or development of property on which the Board is required to act.
2. For a variance from the literal enforcement of the Ordinance in order to achieve a reasonable development of property.

BRIEFLY DESCRIBE YOUR APPEAL:

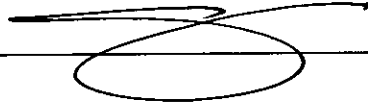
WE ARE APPEALING TO BE ABLE TO BUILD OUR POOL 10' 1" FROM
OUR SIDEYARD THAT ADJUTS TO OUR NEIGHBORS BACKYARD.
We are trying not to cut down any trees and
this placement allows preservation of trees,
ability to view the pool from the back porch for
safety, and a aesthetical/logical walkway from the
house to the pool.

trglover13@yahoo.com - Tiffany
arglover@gmail.com - Cody

PLEASE NOTE: Contact City Secretary for proper filing procedures. If applicant fails to appear without notice, the Board may require the applicant to re-file appeal.

EXPIRATION OF GRANDTED APPEAL: Approval of any appeal shall expire 90 days after the Board's decision unless authorized construction or occupancy permits have been obtained, or unless a greater time is requested in the application and is authorized by the Board. Any approval may be granted one extension of an additional 90 days on written request filed with the Board before expiration of original approval. The time limit for every granted appeal shall commence on the first day of the month succeeding the month in which the Board renders its decision.

SIGNATURE OF PERSON FILING FOR APPEAL:



A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke, is written over a solid horizontal line.

DECISION OF THE BOARD: _____

DATE: _____

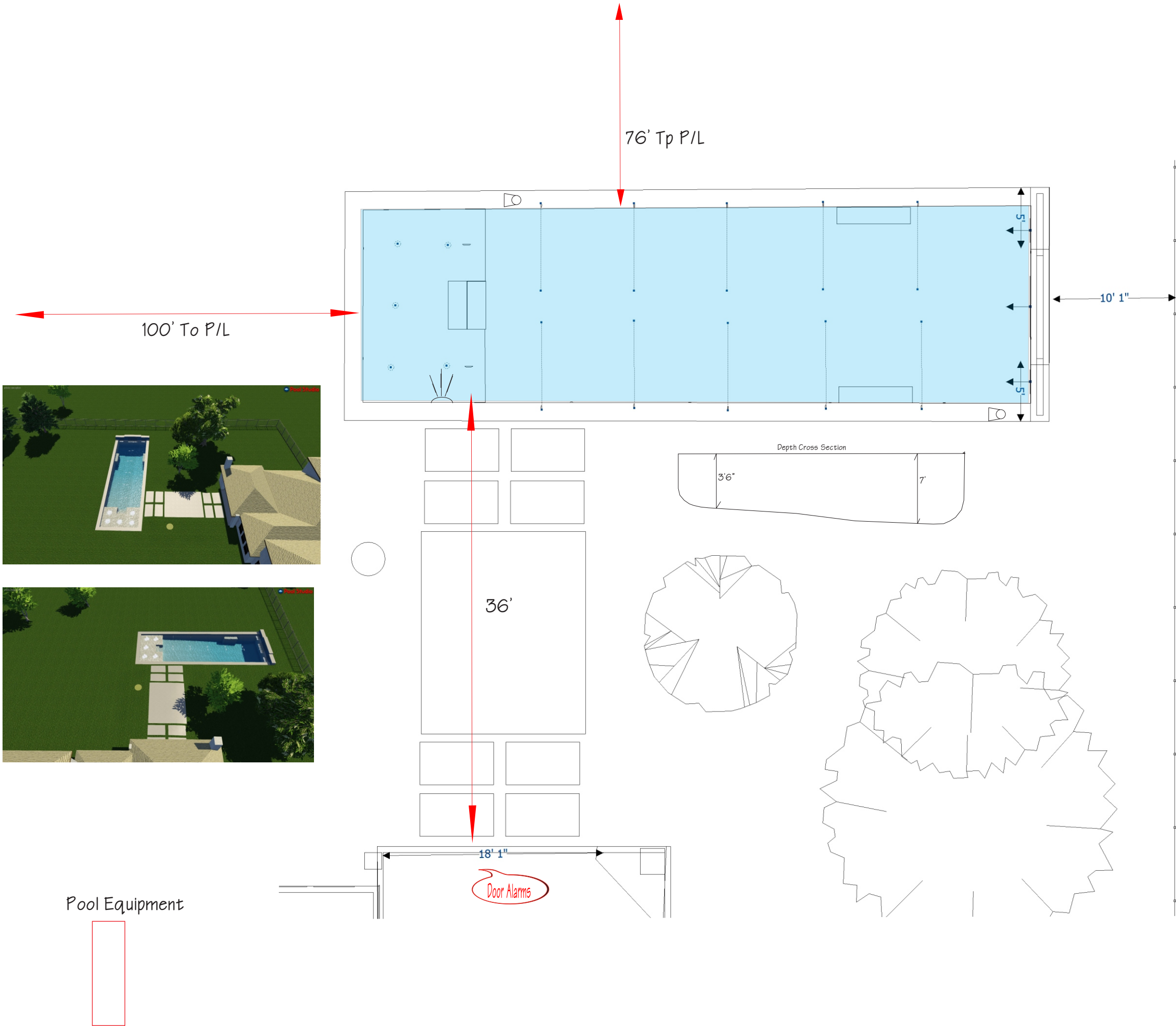
If not granted by the Board, state reason why:

CHAIRMAN

The Glover Family
200 Stanford
Lucas

- SPECS**
- Perimeter 141'
 - Length 55'
 - Width 16'
 - Depth 3' x 7'
 - Surface Area 880 Sq. Ft.
 - Steel 10" o.c. 4 Bar Box Beam
 - Plumbing 2 Skimmers
 - 6 Return Lines - Dual Main Drains
 - Pool Sweep Line- Auto fill Line
 - Elec. 2 - 220 Volt Time Clocks With Freeze
 - 6- LED Lights In Pool
 - Choice of Coping
 - Choice of Tile (\$8.00 sq. ft. Allowance)
 - 400 Sq. Ft. Salt Finish Concrete Decking
 - Deck Drains As Needed
 - Pool Equip. Pentair Pump
 - 520 Sq. Ft. Pentair Cartridge Filter
 - 400,000 BTU Pentair Heater
 - Pentair Racer Pool Sweep
 - Glacier Chiller
 - Plaster Standard Color Pebble Or Equal
 - 10 Deck jets Per Plan
 - 3 Sheer Decents Per Plan
 - 5 Bubblers In Sun Bench

Reber & Co. LLC
QUALITY SWIMMING POOLS
(972) 527-4800





LEGEND:	
GM - GAS METER	ASPHALT = [Symbol]
EM - ELECTRIC METER	CONCRETE = [Symbol]
WIRE FENCE = [Symbol]	GRAVEL = [Symbol]
CHAIN LINK FENCE = [Symbol]	TILE = [Symbol]
WROUGHT IRON FENCE = [Symbol]	WOOD = [Symbol]
WOOD FENCE = [Symbol]	BRICK = [Symbol]
ELECTRIC LINE = [Symbol]	STONE = [Symbol]
RAILROAD (WOOD) TIE = [Symbol]	
IRS - IRON ROD SET	
IRF - IRON ROD FOUND	
CM - CONTROLLING MONUMENT	

NOTES:
 BEARINGS ARE BASED ON THE RECORDED PLAT.
 BUILDING LINES AND EASEMENTS ARE BASED ON THE PLAT UNLESS OTHERWISE NOTED.

LEGAL DESCRIPTION:
 BEING LOT 2, BLOCK C, STONEGATE, AN ADDITION TO THE CITY OF LUCAS, COLLIN COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME O, PAGE 433, OF THE PLAT RECORDS OF COLLIN COUNTY, TEXAS.

SURVEYOR'S CERTIFICATION:
 THIS IS TO CERTIFY THAT ON THIS DATE A SURVEY WAS MADE ON THE GROUND, UNDER MY SUPERVISION. THAT THE SURVEY REFLECTS A TRUE AND CORRECT REPRESENTATION AS TO THE DIMENSIONS AND CALLS OF PROPERTY LINES; LOCATION AND TYPE OF IMPROVEMENTS. THERE ARE NO VISIBLE AND APPARENT EASEMENTS, ENCROACHMENTS, CONFLICTS, OR PROTRUSIONS, EXCEPT AS SHOWN. THIS SURVEY IS NOT TO BE USED FOR CONSTRUCTION PURPOSES AND IS FOR THE EXCLUSIVE USE OF THE HEREON NAMED PURCHASER, MORTGAGE COMPANY, AND TITLE COMPANY AND THIS SURVEY IS MADE PURSUANT TO THAT CERTAIN TITLE COMMITMENT UNDER THE GF NUMBER SHOWN HEREON, PROVIDED BY THE TITLE COMPANY NAMED HEREON AND THAT THIS DATE, THE EASEMENTS, RIGHTS-OF-WAY, OR OTHER LOCATABLE MATTERS OF RECORD THAT THE UNDERSIGNED HAS KNOWLEDGE OR HAS BEEN ADVISED ARE AS SHOWN OR NOTED HEREON.

GF. NO.	NSX0002171
BORROWER	CHARLES RUSSELL GLOVER III & TIFFANY RENEE GLOVER
TECH	CHH
FIELD	CC

FLOOD INFORMATION:
 THE SUBJECT PROPERTY DOES NOT APPEAR TO LIE WITHIN THE LIMITS OF A 100-YEAR FLOOD HAZARD ZONE ACCORDING TO THE MAP PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, AND HAS A ZONE "X" RATING AS SHOWN BY MAP NO. 48085C0405 J, DATED JUNE 2, 2009.

DATE: 02/03/2015 JOB NO.: 15-00621
 FIELD DATE: 02/02/2015

200 STANFORD DRIVE, LUCAS, TX 75002
 LOT 2, BLOCK C, STONEGATE



Robert T. Paul, Jr.
 REGISTERED PROFESSIONAL LAND SURVEYOR

Premier
 Surveying LLC

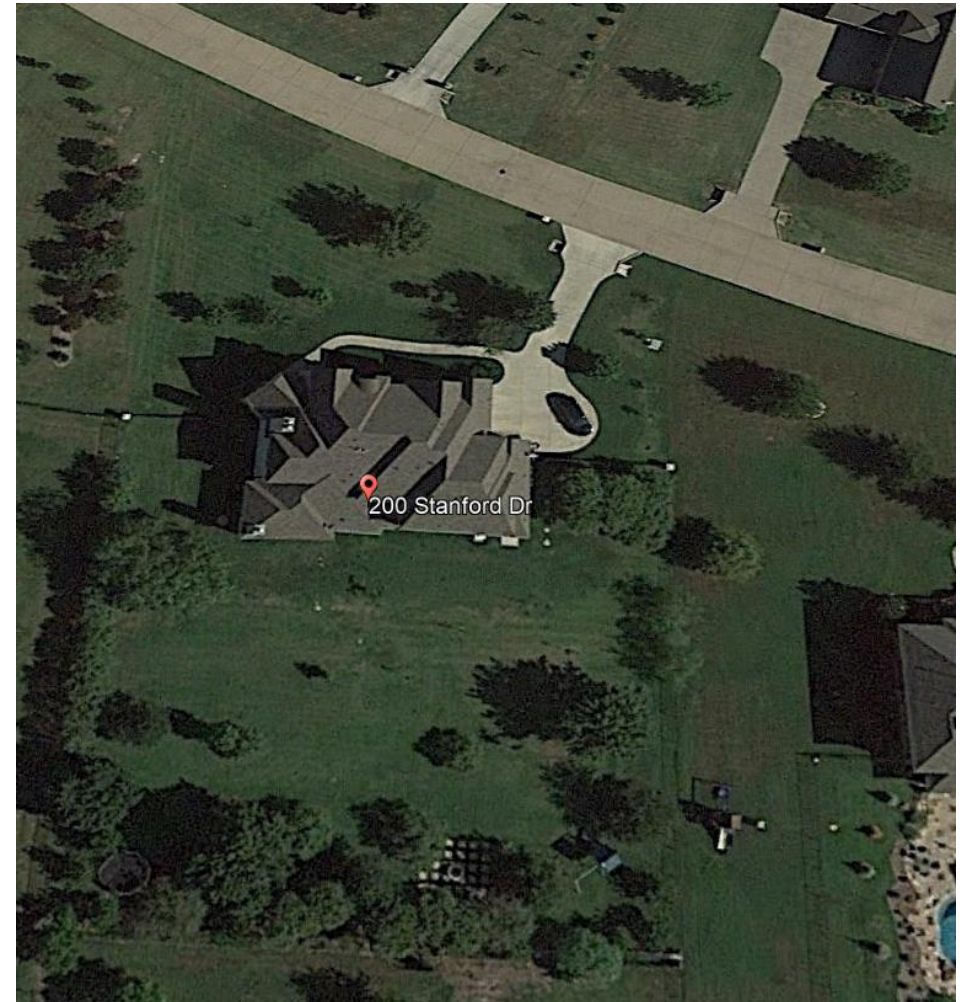
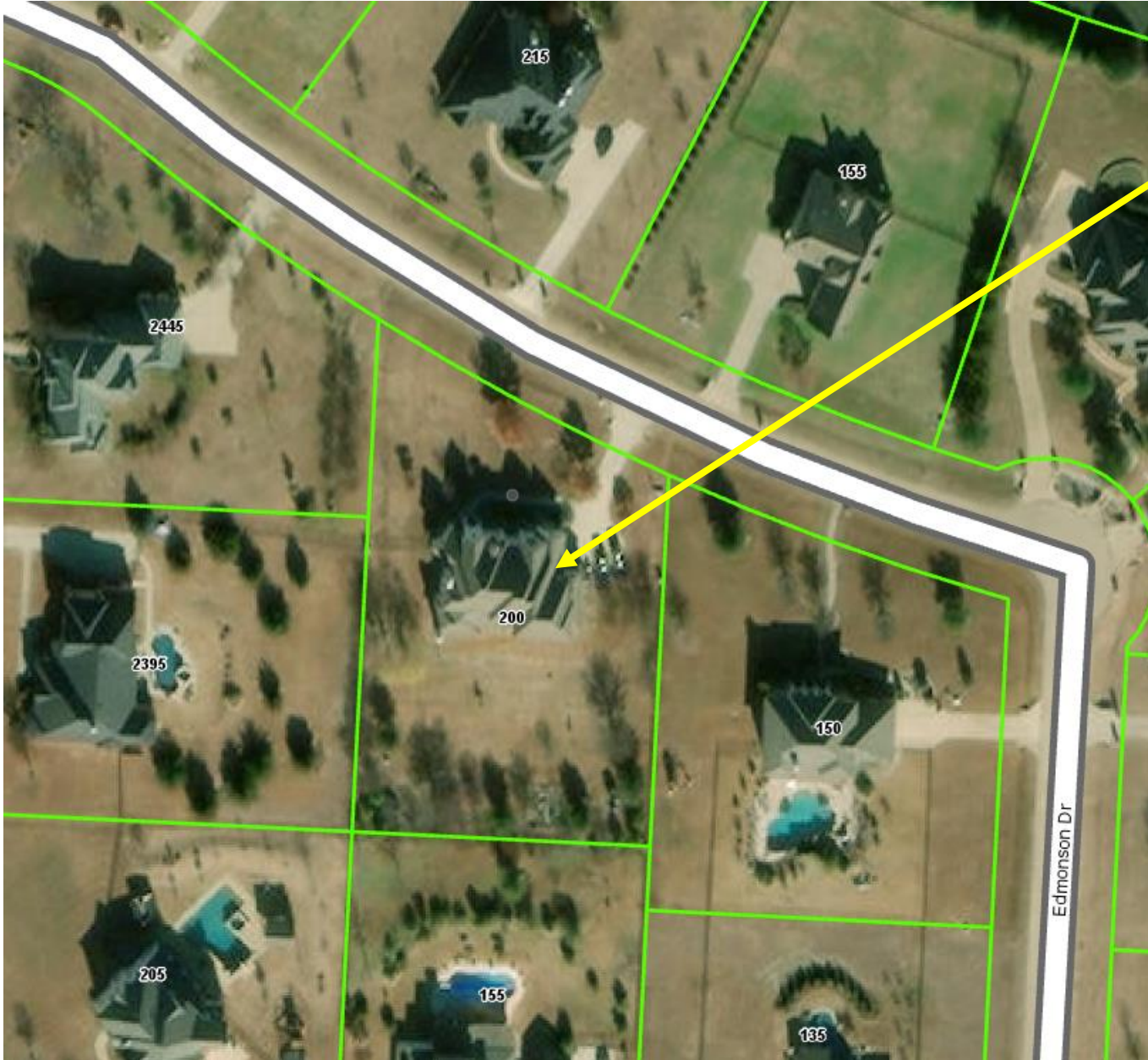
5700 W. Plano Parkway
 Suite 2700
 Plano, Texas 75093
 972.612.3601 Office | 972.964.7021 Fax
premierorders.premiersurveying.com
www.premiersurveying.com

DATE: _____
 ACCEPTED BY: _____

Premier
 Surveying LLC

5700 W. Plano Parkway
 Suite 2700
 Plano, Texas 75093
 Office: 972-612-3601
 Fax: 972-964-7021

200 Stanford Drive





City of Lucas Board of Adjustment December 16, 2020

Item No. 02

Requester: City Secretary Stacy Henderson

Agenda Item Request

Consider approval of the minutes of the November 18, 2020 Board of Adjustment meeting.

Background Information

NA

Attachments/Supporting Documentation

1. November 18, 2020 Board of Adjustment minutes.

Budget/Financial Impact

NA

Recommendation

NA

Motion

I make a motion to approve the minutes of the November 18, 2020 Board of Adjustment meeting.



**City of Lucas
Board of Adjustment**

Regular Meeting
November 18, 2020
6:30 PM

City Hall – 665 Country Club Road – Lucas, Texas

Minutes

Call to Order

Chairman Bierman called the meeting to order at 6:30 p.m. and noted that Alternate Member Brenda Rizos and Michael Dunn would be serving as voting members. Chairman Bierman led the Pledge of Allegiance.

Members Present:

Chairman Chris Bierman
Ron Poteete

Present via Teleconference:

Michael Dunn
Brenda Rizos

Absent:

Tom Redman
Brian Blythe
James Foster

Staff Present:

City Manager Joni Clarke
Development Services Director Joe Hilbourn
City Secretary Stacy Henderson
City Attorney Courtney Morris

Public Hearing Agenda

- 1. Public hearing to consider an application submitted by Charles and Tiffany Glover for a variance from Section 14.04.304(3)(B) of the City's Code of Ordinance to reduce the required side yard setback for an in-ground pool from 20 feet to 10 feet and one-inch for a parcel of land located at 200 Stanford Drive in Stonegate, Blk C, Lot 2, being all of a one-acre tract of land.**

Chairman Bierman opened the public hearing at 6:34 pm and announced that the applicant had requested a continuance. There being no one wanting to comment, the public hearing remained open and was not closed.

MOTION: A motion was made by Mr. Poteete seconded by Mr. Dunn to continue the public hearing request to the December 16, 2020 Board of Adjustment meeting. The motion passed unanimously by a 4 to 0 vote.

Regular Agenda

2. **Consider approval of the minutes of the September 21, 2020 Board of Adjustments meeting.**

MOTION: A motion was made by Mr. Poteete seconded by Ms. Rizos to approve the minutes of the September 21, 2020 Board of Adjustments meeting. The motion passed unanimously by a 4 to 0 vote.

Executive Session Agenda

3. **Executive Session.**

An Executive Session did not occur at this meeting.

4. **Adjournment.**

Chairman Bierman adjourned the meeting at 6:37 pm. The motion passed unanimously by a 4 to 0 vote.

Chris Bierman, Chairman

Stacy Henderson, City Secretary



City of Lucas
Board of Adjustments Agenda Request
December 16, 2020

Item No. 03

Requester: Board of Adjustments Members

Agenda Item Request

Consider the appointment of a Chairman and Vice Chairman of the Board of Adjustments to serve for a period of one (1) year with a term ending December 31, 2021.

Background Information

NA

Attachments/Supporting Documentation

NA

Budget/Financial Impact

NA

Recommendation

NA

Motion

I make a motion to appoint _____ as Chairman of the Board of Adjustments for a period of one (1) year with a term ending December 31, 2021.

I make a motion to appoint _____ as Vice Chairman of the Board of Adjustments for a period of one (1) year with a term ending December 31, 2021.