

**MINUTES OF
REGULAR BOARD OF ADJUSTMENTS MEETING
CITY OF TOMBALL, TEXAS**

THURSDAY, DECEMBER 8, 2022



6:00 P.M.

- A. The meeting was called to order by Chairman Billy Hemby at 6:02 p.m. Other members present were:

Board Member Christine Roquemore
Board Member April Gray
Board Member Jarmon Wolfe
Board Member Cindy Phillips

Others present:

Nathan Dietrich - Community Development Director
Jared Smith – City Planner
Kim Chandler – Community Development Coordinator
Loren Smith – City Attorney

- B. No Public Comments were received
- C. No Reports and Announcements were heard.
- D. Motion was made by Board Member Phillips, second by Board Member Roquemore, to approve the Minutes of Regular Board of Adjustments Meeting of September 8, 2022.

Motion carried unanimously.

- E. New Business:

- E.1 Conduct a public hearing and Consideration to approve **BOA Case P22-099**: Request by Michael Seitz for a variance from Section 50-76 General Retail (GR) District of the Tomball Code of Ordinances to allow for encroachment into the required building setback(s). The property is legally described as being approximately 0.78 acres out of the Jesse Pruitt Survey, Abstract No. 629. Located within the 700-800 blocks of East Main Street (north side) at 817 E. Main Street, within the City of Tomball, Harris County, Texas.

The Public Hearing was opened by Chair Hemby at 6:04 p.m.

Jared Smith, City Planner, presented the case with staff recommendation of denial.

Michael Seitz, applicant (807 E. Main Street, Tomball, TX 77375) spoke on behalf of the case.

Hearing no comments, the Public Hearing was closed at 6:28 p.m.

Motion was made by Board Member Roquemore, second by Board Member Gray, to approve the Variance request of **BOA Case P22-099.**

Motion was amended by Board Member Hemby, second by Board Member Roquemore, to approve the Variance request of **BOA Case P22-099.**

Vote was as follows:

Chairman Hemby	<u>Aye</u>
Board Member Roquemore	<u>Nay</u>
Board Member Gray	<u>Nay</u>
Board Member Wolfe	<u>Aye</u>
Board Member Phillips	<u>Aye</u>

Motion FAILED (3 Votes Aye, 2 Votes Nay).

- E.2 Conduct a public hearing and consideration to approve **BOA Case P22-368:** Request by Church Engineering Services, represented by Hammonds Construction for a variance from Section 50-78 Light Industrial (LI) District of the Tomball Code of Ordinances to allow for encroachment into the required building setback(s). The property is legally described as being Lot 2, Block 1 of Tomball South Commercial. Located within the 21300 block of Hufsmith-Kohrville Road (west side), within the City of Tomball, Harris County, Texas.

The Public Hearing was opened by Chair Hemby at 6:54 p.m.

Jared Smith, City Planner, presented the case with staff recommendation of denial.

Clint Hammonds, Representing Hammonds Construction (2245 Texas Drive, Suite #300, Sugar Lane, TX 77479) spoke on behalf of the case.

Hearing no comments, the Public Hearing was closed at 7:04 p.m.

Motion was made by Board Member Gray, second by Board Member Hemby, to approve the Variance request of **BOA Case P22-368.**

Vote was as follows:

Chairman Hemby	<u>Aye</u>
Board Member Roquemore	<u>Aye</u>
Board Member Gray	<u>Aye</u>
Board Member Wolfe	<u>Aye</u>
Board Member Phillips	<u>Aye</u>

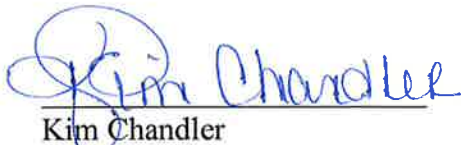
Motion PASSED unanimously.

F. Motion was made by Board Member Roquemore, second by Board Member Gray, to adjourn.

Motion carried unanimously.

The meeting adjourned at 7:18 p.m.

PASSED AND APPROVED this 9th day of January, 2023.



Kim Chandler
Community Development Coordinator/
Board Secretary



Billy Hemby
Chairman