



# City of Pflugerville

## Minutes - Final

### Board of Adjustment

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Wednesday, October 21, 2020

7:00 PM

100 East Main Street Suite 500

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#### Regular Meeting (Telephone/Video Conference)

NOTICE IS HEREBY GIVEN In accordance with order of the Office of the Governor issued March 16, 2020, the Board of Adjustments Commission of the City of Pflugerville will conduct a video/telephonic meeting in order to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). There will be no public access to the location described above.

This Meeting Agenda, and the Agenda Packet, are posted online at <https://pflugerville.legistar.com>

This telephonic/video meeting will be hosted through WebEx.

Meeting Link:

<https://pflugervilletx.webex.com/pflugervilletx/onstage/g.phpMTID=e8b1b82e2562eea8ad6cb24dece681410>

Access Code: 146 523 3849

Dial-in number: United States Toll +1-408-418-9388

Public comment will only be allowed via telephone/video conference. All speakers must register to speak at least 2 hours in advance of the meeting. Speakers must call in at least 15 minutes prior to the meeting start in order to speak. Written comments may also be submitted 2 hours in advance of the meeting.

To register to speak or to submit written comments, please email: [planning@pflugervilletx.gov](mailto:planning@pflugervilletx.gov) at least 2 hours in advance of the meeting.

A recording of the telephone/video meeting will be made, and will be available to the public in accordance with the Open Meetings Act upon written request.

The meeting will be available live for viewing on PflTV on the City website: <https://www.pflugervilletx.gov/city-government/communications/pftv>

#### 1 Call to Order

Staff present: Jeremy Frazzell, Assistant Planning Director; Emily Draughon, Planner II; Kazi Mohaimin, Admin Technician.

Chair Nguyen  
Vice Chair To

Commissioner Kluge  
Commissioner Najera  
Commissioner Marwaha (Absent)  
Commissioner Clark

## 2 Citizens Communication

There were none.

- 2A** The Board of Adjustment welcomes comment on items relevant to the Board of Adjustment not already scheduled on tonight's agenda. In accordance with the Texas Attorney Generals' opinion, any public comment that is made on an item that is not on the published agenda will only be heard by the Commission. No formal action, discussion, deliberation, or comment will be made by the Commission. Each person providing public comment will be limited to five (5) minutes and will be asked to state his or her name and address for the public record.

## 3 Public Hearing and Consider Action

- 3A** To receive public comment and consider variances at 502 S. 6th Street, a single family lot zoned Single Family Suburban District (SF-S). The Variance requests include reductions in the minimum side street setbacks as stated in Subchapter 4.2.4 A General Regulations Table and 4.6.2.B.2 accessory buildings size standards, of the Unified Development Code to be known as the 502 S 6th Street Variance. (BOA2009-01)

**Attachments:**     [502 S 6th St Exhibit Map](#)  
                              [502 S 6th St BOA Staff Report](#)

Emily Draughon, Planner 2 gave a presentation to receive public comment and consider variances at 502 S. 6th Street, The Variance requests include reductions in the minimum side street setbacks. Michael Worley, the applicant was also present.

Commissioner Najera asked why this particular variance was proposed specifically? Mr Worley stated that without the sides it may pose a security issue in that it does not provide full cover for an RV while being stored at the property.

Chair Nguyen asked about the minimum setback of 15 feet and if this meant nothing could be put in this space? Ms Draughon replied yes other than landscaping.

Commissioner Kluge asked if a carport of any size could be constructed where the RV is? Ms Draughon replied that not where the RV is, a carport would also have to get a setback variance and additional Building permits.

John Wallicheck of 100 11th Street had concerns about size and it not compatible for this sized home and lot.

Chair Nguyen made a motion to close the public hearing. Commissioner To seconded. All in favor. Public Hearing closed.

The Commissioners made two motions:

The first variance of moving the 15 feet setback to 1 foot with the condition that if the property is sold they would need to separately apply for any potential variance. Commissioner Najera made the motion to approve. Commissioner To seconded.

Chair Nguyen (Aye)  
Vice Chair To (Aye)  
Commissioner Kluge (Nay)  
Commissioner Najera (Aye)  
Commissioner Clark (Aye)

Motion passes 4-1.

The second variance of increasing the square footage of the structure from 726 sq ft to 1762 sq ft. Commissioner Najera made a motion to approve. Commissioner Clark seconded. All in favor.

Chair Nguyen (Aye)  
Vice Chair To (Aye)  
Commissioner Kluge (Aye)  
Commissioner Najera (Aye)  
Commissioner Clark (Aye)

Motion passes 5-0.

**4 Adjourn**  
**Anthony Nguyen, Chairman, Board of Adjustment.**

The Board of Adjustment may retire to executive session any time between the meeting opening and adjournment for the purpose of consultation with legal counsel pursuant to Chapter 551.071 of the Texas Government Code. Action, if any, will be taken in open session.

**Anthony Nguyen, Chairman**

This is to certify that a copy of this agenda for this meeting was posted on the bulletin board located at the City Municipal Building on or before October 16, 2020 at 5:00 p.m. pursuant to Section 551.041, Government Code.

**Karen Thompson, City Secretary**

The City of Pflugerville is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Please contact Ali Abdelfattah, Americans with Disabilities Act (ADA) Coordinator, at [alia@pflugervilletx.gov](mailto:alia@pflugervilletx.gov) or 512-990-6300 for information. Hearing-impaired or speech-disabled persons equipped with telecommunications devices for the deaf may call 7-1-1 or may utilize the statewide Relay Texas program at 1-800-735-2988.

**By Other Elected or Appointed Officials:**

It is anticipated that members of the City Council and/or other city board, commissions and/or committees may attend the meeting in numbers that may constitute a quorum of the City Council and/or other city boards, commissions and/or committees. Notice is hereby given that the meeting, to the extent required by law, is also noticed as a meeting of the City Council and/or other boards, commissions and/or committees of the City, whose members may be in attendance. The members of the City Council and/or boards, commissions and/or committees may participate in discussions on the same items listed on the agenda, which occur at the meeting, but no action will be taken by such in attendance unless such item and action is specifically provided for on an agenda for the City Council or board, commission or committee subject to the Texas Open Meetings Act.

Commissioner To made a motion to adjourn. Commissioner Kluge seconded.  
All in favor. Meeting adjourned at 8:00pm.