

ITEM 2 HOLD PUBLIC HEARING AND CONSIDER A RECOMMENDATION REGARDING CASE NO. 12-16-CC TO AMEND PORTIONS OF CHAPTER 84 UNIFIED DEVELOPMENT CODE BY AMENDING SPECIAL CONDITIONS BY USE TYPE

Receive public input and consider a recommendation for an Ordinance to amend Chapter 84 Unified Development Code by amending Article IV, Section 84-85 Special Conditions by Use Type.

Chairman McNeese opened the public hearing.

Stephen Cook, Senior Planner, gave a brief description of the case. The City of Euless has recognized a need for the ability of the City to provide relief from certain development regulations of accessory structures for those with severe physical disabilities. The proposed ordinance would provide authority to the City Manager to assess the conditions of the primary structure, the necessity or options available to the primary structure, and the impact of the accessory structure would have on adjacent properties. The proposed ordinance would provide the City Manager the authority, if the conditions warrant, to issue an exemption from setback distances for the installation of such structures.

The proposed ordinance change would classify structures such as carports, wheelchair ramps and other aid structures to accommodate severely disabled persons with adaptive automobile equipment on their vehicles as potential structures for exemption. If the exemption is granted by the City Manager, conditions would be established that the structure must be removed if the condition changes for the person with the severe physical disability, or that person is no longer living at the residence. The exemption would be filed with the deed records at Tarrant County.

Staff recommends approval of the Ordinance.

Chairman McNeese asked for any proponents/opponents to come forward for any comments. Seeing none, the public hearing was closed.

There were comments or questions presented by the Commission.

Commissioner Zahn made a motion to recommend approval of Case #12-16-CC. Vice Chairman Mennis seconded the motion. The vote was as follows.

Ayes: Chairman McNeese, Vice Chairman Mennis, Commissioners Portugal, Tompkins, and Zahn.

Nays: None

Abstention: None

The motion carried (5-0-0)