

**MINUTES of a REGULAR MEETING
And
EXECUTIVE SESSION
of the
CITY OF DALWORTHINGTON GARDENS
Zoning Board of Adjustments
Wednesday, February 16, 2011 7:00 P.M.**

EXECUTIVE SESSION

An executive session of the Zoning Board of Adjustment was held at **6:30 o'clock p.m.** on **Wednesday, February 16, 2011 in the Council Chambers of the Dalworthington Gardens City Hall, 2600 Roosevelt Drive, Dalworthington Gardens, Texas.** The Zoning Board of Adjustments met in closed, executive session pursuant to the provisions of the Open Meetings Law, Pursuant to Government Code Section 551.071, in accordance with the authority contained therein. The following items of business were considered and discussed.

1. Legal consultation, discussion and advice regarding anticipated or potential or threatened litigation involving the property at 2902 Pioneer Parkway.

REGULAR SESSION

A regular meeting of the Zoning Board of Adjustments was held at **7:00 o'clock p.m. on Wednesday, February 16, 2011** in the Council Chambers of City Hall, 2600 Roosevelt Drive, Dalworthington Gardens, Texas. The following items of business were considered, discussed and acted upon as appropriate by the Commission:

MEMBERS PRESENT:

Ned Webster- Chairman
Ken Kiser, Board member
Charles Miller, Board member
Philip Szurek, Board member
John Anton, Board member

STAFF PRESENT:

Melinda Brittain, City Administrator
Jim Jeffrey, City Attorney
Krysten Jeter, Deputy City Secretary

CALL TO ORDER- Chairman Webster called the meeting to order at 7:03 pm

1. **Minutes of the November 15, 2010 meeting.**
Boardmember Miller made a motion to approve the minutes. Boardmember Kiser seconded the motion. All voted in favor, motion carried by a vote of 5 ayes and 0 nays.

- 2. Public Hearing and Action: Request for a Special Exception for Air Conditioning Sales in a B-2 zone in accordance with Code Section 17.8.01.C.22**
Chairman Webster opened the public hearing at 7:05 p.m. and asked for public comments. The following persons spoke in favor of the request:
Charles Clawson, 6217 Lake Ridge Rd., Arlington TX
There being no further public comments, Chairman Webster closed the public hearing at 7:10 p.m.
Boardmember Kiser made a motion to approve the request with the understanding that there is to be no manufacturing or repair work done at the location as stated in the city code. Chairman Webster seconded the motion. All voted in favor, motion carried by a vote of 5 ayes and 0 nays.
- 3. Public Hearing and possible Action:**
Request by Jean Pierre for a special exception pertaining to 2902 Pioneer Parkway, to all zoning and building requirements, and disability access requirements, and distance requirements pertaining to the location of a package liquor store in relation to a private school, which City staff has determined have not been met in relation to the applicant's plans for use of the property as a package liquor store.
- 4. Public Hearing and possible Action:**
Request by Jean Pierre for variances of Code requirements or to challenge interpretations of Code provisions pertaining to 2902 Pioneer Parkway, concerning all zoning and building requirements, and disability access requirements, and distance requirements pertaining to the location of a package liquor store in relation to a private school, which City staff has determined have not been met in relation to the applicant's plans for use of the property as a package liquor store.

Action on items 3 & 4 were taken into consideration as one item, Chairman Webster opened the public hearing at 7:12 p.m. and asked for public comments. The following persons spoke in favor of the request:
Jean Pierre, 2430 Victory Park Lane, Dallas TX.
There being no further public comments, Chairman Webster closed the public hearing at 8:02 p.m.
Chairman Webster made a motion to table the request for a variance and special exception by Jean Pierre, Boardmember Miller seconded the motion. All voted in favor, motion carried by a vote of 5 ayes and 0 nays.

5. Action (if any) regarding executive session.

No action was taken.

6. Adjourn

Chairman Webster made a motion to adjourn. Boardmember Szurek seconded the motion. All voted in favor, meeting was adjourned at 8:15 pm