

## RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING AN APPEAL TO THE CITY OF KELLER UNIFIED DEVELOPMENT CODE, ARTICLE 10, TREE PRESERVATION, SECTION 10.01, TREE AND NATURAL FEATURE PRESERVATION FOR THE ROSEBURY PLANNED DEVELOPMENT, ON APPROXIMATELY 9.2 ACRES OF LAND, LEGALLY DESCRIBED AS LOT 2 LESS HS, BLOCK 1 OF THE L. L. MC DONNELL SUBDIVISION, AND A PORTION OF LOT 1R1, BLOCK 1 OF THE L. L. MC DONNELL SUBDIVISION, AND ABSTRACT 29 TRACT 5B04 & 27523 OF THE RICHARD F. ALLEN SURVEY, LOCATED APPROXIMATELY 240 FEET EAST OF THE JOHNSON ROAD AND N. MAIN STREET INTERSECTION, AND ADDRESSED AS 550, 600, AND 700 N. MAIN STREET, IN THE CITY OF KELLER, TARRANT COUNTY, TEXAS.

WHEREAS, DW Commercial, LLC., Applicant, and Mark and Chryste Keel, Owners, have submitted a tree preservation appeal (ATP-2601-0001) to allow for advanced grading of the Rosebury Planned Development; and

WHEREAS, the Applicant has submitted an appeal to remove the trees within the building pads of the individual residential lots at the same time trees are removed within the street rights-of-way and easements of the Rosebury Planned Development (PD-2223); and

WHEREAS, the Planning and Zoning Commission considered the proposed Tree Preservation Appeal on January 27, 2026, and recommended approval of the request as presented by a vote of 5-1; and

WHEREAS, the City Council does find that the request meets the intent of the Unified Development Code (UDC);

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, the appeal to the City of Keller Unified Development Code, Article 10, Tree Preservation, Section 10.01, Tree and Natural Feature Preservation for the Rosebury Planned Development, on approximately 9.2 acres of land, legally described as Lot 2 LESS HS, Block 1 of the L. L. Mc Donnell subdivision, and a portion of Lot 1R1, Block 1 of the L. L. Mc Donnell subdivision, and Abstract 29 Tract 5B04 & 27523 of the Richard F. Allen Survey, located approximately 240 feet east of the Johnson Road and N. Main Street intersection, and addressed as 550, 600, and 700 N. Main Street, attached hereto as Exhibit "A" shall be approved.

AND IT IS SO RESOLVED.

Passed by a vote of \_ to \_ on this the 3rd day of February, 2026.

CITY OF KELLER, TEXAS

BY: \_\_\_\_\_  
Armin R. Mizani, Mayor

ATTEST:

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Kelly Ballard, City Secretary

Approved as to Form and Legality:

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L. Stanton Lowry, City Attorney