

ORDINANCE NO. 2123

AN ORDINANCE OF THE CITY COUNCIL FOR THE CITY OF KELLER, TEXAS, APPROVING ONE AMENDMENT TO AN EXISTING SPECIFIC USE PERMIT (SUP) BY ALLOWING A 10-MONTH EXTENSION TO THE TIME THE APPLICANT MAY RESIDE IN THE EXISTING HOME WHILE THE NEW HOME IS BEING BUILT, ON A PROPERTY LEGALLY DESCRIBED AS LOT 2, BLOCK A OF THE VRA ADDITION, BEING 5.69-ACRES, LOCATED AT THE INTERSECTION OF BARBARA LANE AND RUFÉ SNOW DRIVE, ZONED SINGLE-FAMILY 36,000 SQUARE-FOOT LOTS OR GREATER (SF-36) AND ADDRESSED AS 901 BARBARA LANE IN THE CITY OF KELLER, TARRANT COUNTY, TEXAS; PROVIDING A PENALTY; AND AUTHORIZING PUBLICATION.

WHEREAS, Sean Alibrando, Owner/Applicant, submitted a Specific Use Permit (SUP) application to amend an existing SUP approved by City Council November 2, 2021 allowing him to reside in his existing home for 18 months while a new home was constructed (SUP-23-0013); and

WHEREAS, the Applicant requests a 10-month extension to the original 18-month time period he was allowed to reside in the existing home while the new home was being built; and

WHEREAS, the City's Planning and Zoning Commission and the City Council, in accordance with the Charter of the City of Keller, State Law, and the ordinances of the City of Keller, have given the required notices and have held the required public hearings regarding the SUP application described in this ordinance; and

WHEREAS, the City Council is of the opinion that the SUP herein effectuated furthers the purpose of zoning as set forth in the Unified Development Code;

NOW, THEREFORE, BE IT ORDAINED 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, in accordance with the Unified Development Code, the City Council of the City of Keller, Texas hereby authorizes a 10-month extension to the time the Applicant may reside in the existing home while the new home is being built, on a property legally described as Lot 2, Block A of the VRA Addition, being 5.69-acres, located at the intersection of Barbara Lane and Rufe Snow Drive, zoned Single-Family 36,000 square-foot lots or greater (SF-36) and addressed as 901 Barbara Lane:

(1) A 10-month extension to the time the Applicant may reside in the existing home while the new home is being built, beginning on May 2, 2023, shall be allowed.

Section 3: THAT, any person, firm, or corporation violating any of the provisions of this Ordinance, as read together with the Unified Development Code and accompanying map thereto, shall be guilty of a misdemeanor and upon final conviction therefore shall be fined in a sum not to exceed Two Thousand Dollars (\$2,000.00). Each and every day such violation continues shall constitute a separate offense and shall be punishable as such hereunder.

Section 4: THAT, the City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause hereof as an alternative method of publication provided by law.

AND IT IS SO ORDAINED.

Passed and approved by a vote of 7 to 0 on this the 16th day of May, 2023.

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