



CITY COUNCIL AGENDA FORM

Meeting Date: August 29, 2022

Prepared by: Giovanna Bonsignore

Department: Development Services

Agenda item: _____

Reviewed by: Kathleen Van Stavern

AGENDA ITEM DESCRIPTION: Discussion / possible action regarding an Ordinance of the City of La Marque, Texas, amending section 71.29(d) of The Code of Ordinances, entitled “Residential Canal Zone”, providing for Discussion that all residential properties within The Omega Bay Subdivision only be exempt from Sec. 71-22 (b)(2) f, g, & h with conditions.

ATTACHMENTS FOR REFERENCE

1. Omega Bay Amended Ordinance with Consulting City Engineer’s additions
2. Current adopted version of the “Residential Canal Ordinance”

STAFF BRIEFING:

- The Planning and Zoning Commission recommended approval unanimously of the amended ordinance 71-29 “Residential Canal Zone”, providing for a public discussion of all residential properties within the Omega Bay Subdivision only, as being exempt from Sec. 71-22 (b)(2) f, g, & h with conditions

HISTORY:

- 7/26/2022 - Planning & Zoning recommended approval of amending section 71-29(d) of The Code of Ordinances, Entitled “Residential Canal Zone”
- 6/28/2022 - Planning & Zoning meeting canceled, and reset for 7/26/2022 to allow for required notices to be re-sent to property owners.
- 6/27/2022 - 13 So. Curlew rescinded variance request voluntarily to wait for the revised ordinance to be approved by City Council. Received email confirmation on 6/28/2022. Also received a signed letter in the mail postmarked 6/29/2022
- 6/19/2022- Certified letters sent to all property owners in Omega Bay and within 200 feet of Omega Bay as required.
- 6/14/2022 - City Consulting Engineer reviewed the proposed amendments and provided the conditions that were added.
- 6/13/2022 - City Council - Public Hearing - discussion of amending the City of La Marque Code of Ordinance 71-29 “Residential Canal Zone”. A recommendation was to create an amendment of this Ordinance for the Omega Bay Subdivision only.
- 4/14/2022 - 13 So. Curlew submitted a variance request for his driveway but did not remit the variance request fee.
- 4/11/2022 - 31 N Omega applied for a driveway addition permit that was not approved after a plan review, per City Ordinance Sec. 71-22 (b)(2) h.
- 3/22/2022 - a second plan review for 13 S Curlew was performed and disapproved again due to Ordinance Sec. 71-22 (b)(2) h. The property owner was given a variance application to appeal the Plan Reviewer’s decision.



CITY COUNCIL AGENDA FORM

- 3/11/2022 - The 13 S. Curlew property owner was notified of the results from plan review and on 3/11/2022 submitted an amended plan for review.
- 3/03/2022 - 13 S Curlew applied for a driveway addition and after the plan was reviewed on 3/04/2022 it was not approved as submitted Per Ordinance Sec 79-22(b)(2)

TARGET IMPLEMENTATION: Upon second reading and approval by City Council

SIGNIFICANT ACTION DATES: N/A

ACTION:

- | | | | |
|-------------------------------------|--|--------------------------|----------------|
| <input checked="" type="checkbox"/> | Ordinance | <input type="checkbox"/> | Resolution |
| <input type="checkbox"/> | Special Presentation | <input type="checkbox"/> | Proclamation |
| <input type="checkbox"/> | Finance Report | <input type="checkbox"/> | Public Hearing |
| <input type="checkbox"/> | Other | | |
| <input checked="" type="checkbox"/> | Mark if this item does not conflict with any Resolution, Ordinance or City Charter, policies, procedures | | |

Cost Details:	
Budgeted	
Actual Bid	
Estimated Expenditure	
Acct. Name(s)	
Line Items #	
Other Funding	

STAFF’S RECOMMENDATION: Motion to approve amending section 71.29(d) of The Code of Ordinances, entitled “Residential Canal Zone”, Providing for Discussion of All Residential properties within The Omega Bay Subdivision only will be Exempt from Sec. 71-22 (b)(2) f, g, & h with conditions.

FISCAL IMPACT: N/A