



MINUTES
AUGUST 13, 2019
LAVON PLANNING AND ZONING COMMISSION
SPECIAL MEETING
CITY HALL, 120 SCHOOL ROAD, LAVON, TEXAS
5:30 PM

ATTENDING: DAVID ROSENQUIST, CHAIRMAN, SEAT 5
BRAD TIEGS, SEAT 1
DEBORAH NABORS, VICE CHAIR, SEAT 2
CYNTHIA COKER, SEAT 3
VICKI SANSON, EX OFFICIO, COUNCIL LIAISON

ABSENT: MIKE SMITH, SEAT 4

- 1. MR. ROSENQUIST CALLED THE SPECIAL PLANNING & ZONING COMMISSION MEETING TO ORDER AT 5:30 P.M. AND ACKNOWLEDGED A QUORUM PRESENT.**
- 2. MR. ROSENQUIST LED THE RECITATION OF THE PLEDGE OF ALLEGIANCE AND DELIVERED AN INVOCATION.**
- 3. ITEMS OF INTEREST/ COMMUNICATIONS.**

August 15, 2019 – CISD School Start

August 16, 2019 – O'Reilly's Grand Opening Activities 4pm-6pm.

4. CITIZEN COMMENTS

There were no citizen comments.

5. ITEMS FOR CONSIDERATION

A. Discussion and action regarding the Minutes of the May 28, 2019 Meeting.

MOTION: APPROVE THE MINUTES OF THE MAY 28, 2019 MEETING.

MOTION MADE: NABORS

SECONDED: COKER

APPROVED: UNANIMOUS

Absent: Smith

B. Discussion and action regarding the Minutes of the June 25, 2019 Meeting.

MOTION: APPROVE THE MINUTES OF THE JUNE 25, 2019 MEETING.

MOTION MADE: NABORS

SECONDED: COKER

APPROVED: UNANIMOUS

Absent: Smith

- C. Public hearing, discussion and action regarding an ordinance of the City of Lavon, Texas, suspending application of ordinance provisions contained in the City's Subdivision Ordinance, as it now exists or as it may be amended, that conflict with HB 3167 passed by the 86th Legislature of the State of Texas and signed by Governor Greg Abbott on June 14, 2019; directing city staff to process all plans and plats as defined in HB 3167 in accordance with the provisions of HB 3167; providing for a conflict/savings clause; and providing an effective date.**

Presentation of request.

Ms. Dobbs explained that the city staff and city attorney recommend the adoption of an interim ordinance that recognizes the preemption of HB 3167 and other state laws over any existing City

codes. She added that the proposed ordinance is not intended to be permanent but will give the staff time to outline new procedures and address amendments to the City's affected codes.

PUBIC HEARING to receive comments regarding the request.

Mr. Rosenquist opened the public hearing at 5:38 p.m. and invited comments for or against the proposed regulations. There being no comments, Mr. Rosenquist closed the meeting at 5:39 p.m.

Discussion and action regarding the request.

MOTION: RECOMMEND APPROVAL OF AN ORDINANCE OF THE CITY OF LAVON, TEXAS, SUSPENDING APPLICATION OF ORDINANCE PROVISIONS CONTAINED IN THE CITY'S SUBDIVISION ORDINANCE, AS IT NOW EXISTS OR AS IT MAY BE AMENDED, THAT CONFLICT WITH THE PROVISIONS OF HB 3167 PASSED BY THE 86TH LEGISLATURE OF THE STATE OF TEXAS AND SIGNED BY GOVERNOR GREG ABBOTT ON JUNE 14, 2019; DIRECTING CITY STAFF TO PROCESS ALL PLANS AND PLATS AS DEFINED IN HB 3167 IN ACCORDANCE WITH THE PROVISIONS OF HB 3167; PROVIDING FOR A CONFLICT/SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

MOTION MADE: NABORS
SECONDED: TIEGS
APPROVED: UNANIMOUS
Absent: Smith

- D. Public hearing, discussion and action regarding an ordinance of the City of Lavon, Texas, enacting amendments to the City's Zoning Ordinance and Building Code Regulations; providing for compliance with new state laws affecting materials used in the construction or renovation of residential and commercial buildings, rules and proceedings before the Zoning Board of Adjustment; providing for appeals; providing related directives to the city administrator; providing a conflict/savings clause; and setting an effective date.**

Presentation of request.

Ms. Dobbs explained that the city staff and city attorney recommend the adoption of an interim ordinance that recognizes the preemption of HB 2439 and other state laws over any existing City codes. She added that the proposed ordinance is not intended to be permanent but will allow the staff time to outline new procedures and address amendments to the City's affected codes.

PUBIC HEARING to receive comments regarding the request.

Mr. Rosenquist opened the public hearing at 5:44 p.m. and invited comments for or against the request. There being no comments, Mr. Rosenquist closed the meeting at 5:45 p.m.

Discussion and action regarding the request.

MOTION: RECOMMEND APPROVAL OF AN ORDINANCE OF THE CITY OF LAVON, TEXAS ENACTING AMENDMENTS TO THE CITY'S ZONING ORDINANCE AND BUILDING CODE REGULATIONS; PROVIDING FOR COMPLIANCE WITH NEW STATE LAWS AFFECTING MATERIALS USED IN THE CONSTRUCTION OR RENOVATION OF RESIDENTIAL AND COMMERCIAL BUILDINGS, RULES AND PROCEEDINGS BEFORE THE ZONING BOARD OF ADJUSTMENT; PROVIDING FOR APPEALS; PROVIDING RELATED DIRECTIVES TO THE CITY ADMINISTRATOR; PROVIDING A CONFLICT/SAVINGS CLAUSE; AND SETTING AN EFFECTIVE DATE.

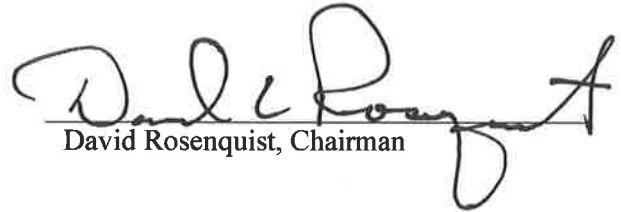
MOTION MADE: NABORS
SECONDED: COKER
APPROVED: UNANIMOUS
Absent: Smith

6. SET FUTURE MEETINGS AND AGENDAS

The next regular meeting is set for August 27, 2019 at 7:00 p.m.

7. THE MEETING WAS ADJOURNED AT 5:48 P.M.

DULY PASSED AND APPROVED on this 27th day of August 2019.



David Rosenquist, Chairman

Attest:



Kim Dobbs, City Administrator/City Secretary