

**CITY OF HIGHLAND HAVEN, TEXAS
RESOLUTION 051
REVISION 001**

**A RESOLUTION GRANTING A VARIANCE FROM SECTION III (b) (3) OF ORDINANCE
NUMBER 007 AS IT APPLIES TO LOT NUMBER 344, SECTION 5 OF THE CITY OF HIGHLAND
HAVEN, TEXAS THEREBY PERMITTING THE ENCLOSURE OF A PATIO DECK ON THE REAR
OF THE RESIDENCE SITUATED ON SUCH LOT**

WHEREAS Resolution number 051 as originally passed and approved did not specify the lot and section numbers of the property that was the subject of the Resolution; and

WHEREAS Mr. William T. Jones requested a variance from the 825 foot contour line set back requirement (25 feet) for the Southwest corner (approximately one square foot) of lot 344, section 5 so that he could enclose the entire patio deck area; and

WHEREAS the patio deck existed prior to March 1, 1996; and

WHEREAS a certificate of non-compliance was issued acknowledging that the Southwest corner of this deck is approximately 24 feet from the 825 foot contour line; and

WHEREAS approval of the requested variance did not establish a precedent for building closer than 25 feet from the 825 foot contour line.

NOW THEREFORE:

**BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND HAVEN,
TEXAS:**

That the City of Highland Haven does hereby ratify the granting of a variance from the 825 foot contour line set back requirement (25 feet) for the Southwest corner of lot 344, section 5 of the City of Highland Haven (approximately one square foot). The variance applies only to the Southwest corner of the patio deck that is located approximately 24 feet from the 825 contour line.

**PASSED AND APPROVED BY THE BOARD OF ALDERMEN OF THE CITY OF HIGHLAND
HAVEN, TEXAS ON THIS THE 15TH DAY OF JANUARY 2002.**

Jake Kalisvaart, Mayor

ATTEST:

Jeanne Ormiston, City Secretary