

ORDINANCE NO. CO33.19.09.12.E2

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS, AMENDING CEDAR PARK CODE OF ORDINANCES, CHAPTER 1 GENERAL ADMINISTRATION, ARTICLE 1.10 PARKS, ARTS, AND COMMUNITY ENRICHMENT (PACE) ADVISORY BOARD; CHAPTER 3 BUILDING REGULATIONS, ARTICLE 3.01 BUILDING CODE, SECTION 3.01.004 BUILDING AND STANDARDS COMMISSION; CHAPTER 10 TAXATION, ARTICLE 10.05 TOURISM BOARD; AND CHAPTER 11 ZONING, ARTICLE 11.05 DEVELOPMENT REVIEW BODIES TO ALIGN BOARD AND COMMISSION MEMBER TERM EXPIRATION DATES; PROVIDING FOR SEVERABILITY; PROVIDING FOR A REPEALER; FINDING AND DETERMINING THAT THE MEETING AT WHICH THIS ORDINANCE IS PASSED WAS NOTICED AND IS OPEN TO THE PUBLIC AS REQUIRED BY LAW.

WHEREAS, the Cedar Park Code of Ordinances currently prescribes two (2) year terms for the Parks, Arts, and Community Enrichment (PACE) Advisory Board, Building and Standards Commission, Tourism Board, Planning and Zoning Commission, and Zoning Board of Adjustment; and

WHEREAS, the terms of board and commission member seats are not currently all aligned with the election years of the respective City Council members nominating their appointment; and

WHEREAS, the City Council finds that it is in the best interest of the City that all board and commission member terms be staggered so as to be consistent with the election years of the respective City Council members nominating their appointment.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CEDAR PARK, TEXAS:

SECTION 1. That Cedar Park Code of Ordinances Chapter 1 General Administration, Article 1.10 Parks, Arts, and Community Enrichment (PACE) Advisory Board is hereby amended in accordance with the attached Exhibit A.

SECTION 2. That Cedar Park Code of Ordinances Chapter 3 Building Regulations, Article 3.01 Building Code, Section 3.01.004 Building and Standards Commission is hereby amended in accordance with the attached Exhibit B.

SECTION 3. That Cedar Park Code of Ordinances Chapter 10 Taxation, Article 10.05 Tourism Board is hereby renamed "Article 10.05 Tourism Advisory Board" and is amended in accordance with the attached Exhibit C.

SECTION 4. That Cedar Park Code of Ordinances Chapter 11 Zoning, Article 11.05 Development Review Bodies, Section 11.05.032 Planning and Zoning Commission is hereby amended in accordance with the attached Exhibit D.

SECTION 5. That Cedar Park Code of Ordinances Chapter 11 Zoning, Article 11.05 Development Review Bodies, Section 11.05.034 is hereby amended in accordance with the attached Exhibit E.

SECTION 6. That the terms of the Parks, Arts, and Community Enrichment (PACE) Advisory Board, Building and Standards Commission, Tourism Advisory Board, Planning and Zoning Commission, Zoning Board of Adjustment, and Board of Directors of the Economic Development (Type A) Corporation shall be adjusted administratively in accordance with the amendments, herein.

SECTION 7. That the provisions of this ordinance are severable and the invalidity of any word, phrase or part of this ordinance shall not affect the validity or effectiveness of the remainder of the ordinance.

SECTION 7. That all ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 8. That it is hereby officially found and determined that the meetings at which this ordinance was introduced and passed were open to the public and that public notice of the time, place and purpose of said meetings were given all as required by law.

READ AND CONSIDERED ON FIRST READING by the City Council of Cedar Park at a regular meeting on the 22<sup>nd</sup> day of August, 2019, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

READ, CONSIDERED, PASSED, AND APPROVED ON SECOND AND FINAL READING by the City Council of Cedar Park at a regular meeting on the 12<sup>th</sup> day of September, 2019, at which a quorum was present and for which due notice was given pursuant to Section 551.001, et. Seq. of the Government Code.

PASSED AND APPROVED this the 12<sup>th</sup> day of September, 2019.

CITY OF CEDAR PARK, TEXAS

  
Corbin Van Arsdale, Mayor

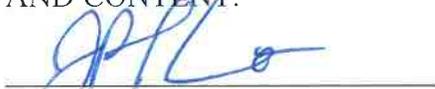
ATTEST:



LeAnn M. Quinn, TRMC  
City Secretary



APPROVED AS TO FORM  
AND CONTENT:

  
\_\_\_\_\_  
J.P. LeCompte, City Attorney

ORDINANCE NO. CO33.19.09.12.E2

EXHIBIT A

  **ARTICLE 1.10 PARKS, ARTS, AND COMMUNITY ENRICHMENT (PACE)**  
**ADVISORY BOARD\***

  **Sec. 1.10.001 Establishment of board; roles and responsibilities**

The City's Parks, Arts, and Community Enrichment (PACE) Advisory Board (the "board") is hereby created and established for the purpose of assisting with the development and promotion of a comprehensive cultural and recreational enrichment program for the City and shall have the following roles and responsibilities:

- (1) The board shall promote the beautification, economic vitality, and attractiveness of the City through arts, culture and recreation.
- (2) The board shall work towards providing a high quality of life for residents and creating a unique and positive experience for visitors.
- (3) The board shall advise the City Council on the development, maintenance, protection and enhancement of public art, which shall include all art or artwork purchased, commissioned, owned or displayed by the City through the City's public art program for the public's enjoyment; matters pertaining to the acquisition, planning, and development, of all parks and recreation facilities and leisure activities on municipal grounds; and on other projects pertaining to community enrichment.
- (4) The board shall evaluate programs and facilities that may be incorporated within the scope of parks and recreation, public art, and community enrichment.
- (5) The board shall assist with the development and implementation of the parks and recreation and public arts master plans.

  **Sec. 1.10.002 Youth program standards of care**

The City Council hereby adopts the City Parks and Recreation Department youth programs standards of care duly filed with the City Secretary's office.

  **Sec. 1.10.003 Number of members, appointments, terms**

- (a) The board shall be composed of seven (7) members, all of whom shall be residents of the City and appointed by the City Council. The members shall serve staggered two-year terms with \_\_\_\_\_ seats \_\_\_\_\_ running from August 1st to July 31st of odd-numbered years and \_\_\_\_\_ seats \_\_\_\_\_ running from August 1st to July 31st of even-numbered years and until their successors have been appointed and qualified. \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

## EXHIBIT A

(b) A board position shall become vacant if the board member fails to attend three (3) consecutive board meetings without being excused by the board.

(c) It is the public policy of the City that the board shall reflect the composition of the community and be balanced according to expertise, interest and geography. Board appointments shall be made without regard to race, sex, religion or national origin.

(d) The board shall adopt bylaws regulating its activities and shall elect officers to more efficiently conduct its business.

### **Sec. 1.10.004 Officers**

The board shall have a Chair, Vice-Chair, and Secretary, whose term shall be one (1) year. The Chair, Vice-Chair, and Secretary shall be elected by the board members. The chair shall preside over meetings and shall be entitled to vote upon each issue. The Vice-Chair shall assist the Chair in directing the affairs of the board. In the absence of the chair, the Vice-Chair shall assume all duties of the chair. The Secretary shall assume the duties of the Chair in the absence of the Chair and Vice-Chair.

### **Sec. 1.10.005 Vacancies; removal**

When vacancies occur on the board, the City Council shall appoint, by majority vote, a replacement to serve the remainder of the term. Each board member serves at the pleasure of the City Council and may be removed at the discretion of the City Council.

### **Sec. 1.10.006 Funding**

(a) All monies appropriated for public art program purposes shall be transferred into a public art program fund, which shall be maintained separately from other City funds.

(b) Public art program funds shall be used for artists' fees and costs related to the production, installation, and maintenance of artwork. Funds may be used for costs associated with the promotion of and administration of board projects and programs.

(c) For each eligible capital improvement project, one percent (1%) of the total of all appropriated engineering, design and construction costs, less all costs for demolition and real property acquisition, and exclusive of any subsequent amendments or change orders, shall be allocated at the time of project appropriation to the City's public art program fund for the purpose of funding the public art program. 0.95% of the one percent (1%) allocation shall be used for the costs associated with public art, including, but not limited to, the acquisition and deaccessioning of public art, and the costs of selection, installation, administration, community education, and registration of public art. 0.05% of the one percent (1%) allocation shall be used for the maintenance and conservation costs associated with public art.

## EXHIBIT A

(d) For purposes of this section, “eligible capital improvement project” shall mean a project with a total budgeted allocation not less than \$50,000.00 that is funded wholly or in part by voter-approved general obligation bonds for construction, renovation or remodeling of any public building, structure, or park, and for which the authorizing ballot language expressly identified the 1% allocation for the public art program, with the exception of the following projects: water, sewer and other utility fund projects; land acquisition; projects consisting solely of the purchase or installation of equipment, including, but not limited to, lighting, traffic signals, signage, underground utilities, electronics, playground, equipment, or HVAC; and projects involving the resurfacing, repainting, roofing or overlay of existing streets, sidewalks, trails, parking lots, buildings, or structures.

(e) City water customers may elect to make a voluntary monthly donation in an amount of their choice to be deposited in the public art program fund with the payment of the customer's water utility bill. The donation is strictly voluntary and will be made available to all City water customers who pay their bill in person, via mail, or online.

(f) Hotel occupancy tax revenues collected pursuant to [article 10.03](#) of this code may be used for board projects in accordance with state law and support of the City's Tourism Advisory Board.

(g) Type B tax revenue may be eligible for board projects contingent upon the approval of the City's Community Development Corporation (type B board).

(h) Pursuant to [section 12.20.001\(a\)](#) of this Code, parks and recreation projects may receive funding from parkland cash contributions paid in lieu of property dedication.

(i) Voluntary donations from organizations or individuals in the form of monetary gifts, personal property, or real property may also be accepted and used to support and fund PACE.

(j) The combining of the multiple funding sources may be used to fund board projects pertaining to both parks and recreation and public arts.

### **Sec. 1.10.007 Open meetings**

All meetings of the board shall be held in conformance with the Texas Open Meetings Act, as amended. The minutes of each board meeting shall be filed with the office of the City Secretary.

(Ordinance CO46-14-05-08-C1 adopted 5/8/14)

## EXHIBIT B

### ↓ ARTICLE 3.01 BUILDING CODE

#### ↓ Sec. 3.01.004 Building and standards commission

(a) Commission established. There is hereby established the building and standards commission of the city (the "commission"), which shall be authorized to enforce ordinances pursuant to [chapter 54, subchapter C](#), and [chapter 214, subchapter A, of the Local Government Code](#), as amended. The commission shall be composed of seven (7) members, each to be appointed by the City Council for \_\_\_\_\_ terms of two (2) years \_\_\_\_\_

\_\_\_\_\_ and removable for cause by the City Council upon written charge and after a public hearing. Additional alternate members may be appointed by the City Council to serve at the request of the mayor or City Manager in the absence of one (1) or more regular members. Alternate members shall be afforded the same duties, responsibilities, and term of appointment, and are subject to removal in the same manner as regular members.

(b) Election of officers; duties. A majority of the entire commission shall elect by majority vote a chairman and a vice-chairman to serve in the absence of the chairman. The chairman and vice-chairman shall serve for the duration of the term in which each was appointed. The chairman, or in the chairman's absence, the vice-chairman, may administer oaths and compel the attendance of witnesses to appear before the commission.

(c) Authority of commission.

(1) The commission shall have all powers, duties and responsibilities authorized by state law, it being the intent of the city to fully implement [Tex. Local Govt. Code chapter 54, subchapter C](#), as amended, relating to quasi-judicial enforcement of health and safety ordinances:

(A) For the preservation of public safety, relating to the materials or methods used to construct a building or improvement, including the foundation, structural elements, electrical wiring or apparatus, plumbing and fixtures, entrances, or exits;

(B) Relating to the fire safety of a building or improvement, including provisions relating to materials, types of construction or design, warning devices, sprinklers or other fire suppression devices, availability of water supply for extinguishing fires, or location, design, or width of entrances or exits;

(C) Relating to dangerously damaged or deteriorated buildings or improvements;

(D) Relating to conditions caused by accumulations of refuse, vegetation, or other matter that creates breeding and living places for insects and rodents; or

## EXHIBIT B

(E) Relating to a building code or to the condition, use, or appearance of property in a municipality.

(2) Further, the commission shall have all powers, duties and responsibilities authorized by state law, it being the intent of the city to fully implement [Tex. Local Govt. Code chapter 214, subchapter A](#), as amended, relating to the vacation, relocation of occupants, securing, repair, removal, or demolition of substandard buildings.

(d) Commission procedure. Meetings shall be held at the call of the chairman and at other times as determined by the commission. All meetings of the commission shall be open to the public.

(1) The commission shall, by majority vote, adopt rules and procedures for use in hearings. Such rules and procedures must provide ample opportunity for presentation of evidence and testimony by persons opposing charges brought by the city relating to alleged violations of ordinances.

(2) The official designated by the city to enforce the provisions of the municipal building regulations shall be the city's building official, fire marshal, or those persons designated to act under their authority.

(3) A majority of members of the commission shall hear any case presented. At the hearing, the commission panel shall hear and consider all information, documentation, and testimony presented by the City Attorney, members of the city staff, and any person claiming to have a legal interest in the property.

(4) The commission shall record and maintain minutes of its proceedings. The minutes shall record the presence or absence of commission members, the vote of each member on each question, or the fact that a member fails to vote. Records of the commission's examinations and other official actions shall be filed immediately in the office of the commission and maintained as public records.

(e) Actions by the commission.

(1) The concurring simple majority vote of the members voting is necessary to take any action.

(2) At the conclusion of the hearing or as soon as possible thereafter, the commission panel shall find whether a violation has occurred. Upon finding that a violation has occurred, the commission may:

(A) Order the repair, within a fixed period, of buildings or structures found to be in violation of any applicable provision of this article;

(B) Declare a building substandard;

## EXHIBIT B

(C) Order the removal of persons or property found on private property, enter on private property to secure the removal if it is determined that conditions exist on the property that constitute a violation of an ordinance, and order action to be taken as necessary to remedy, alleviate, or remove any substandard building found to exist;

(D) Issue orders or directives to any peace officer of the state, including a sheriff or constable or the chief of police of the municipality, to enforce and carry out the lawful orders or directives of the commission;

(E) Determine the amount and duration of the civil penalty the municipality may recover pursuant to [section 54.017 of the Local Government Code](#), as amended.

(3) If the commission determines a building is substandard and in violation of standards set forth in this article, it may order that the building be vacated, secured, repaired, removed, or demolished by the owner, lienholder, or mortgagee within a reasonable time, as provided by [section 214.001 of the Local Government Code](#), as amended:

(A) The commission shall, within thirty (30) days of the commission's determination that the building is substandard, require the building's owner, lienholder, or mortgagee to: (i) secure the building from unauthorized entry; or (ii) repair, remove, or demolish the building, unless the owner or lienholder establishes at the hearing that the work cannot reasonably be performed within 30 days.

(B) If the commission allows the owner, lienholder, or mortgagee more than thirty (30) days to repair, remove, or demolish the building, the commission shall establish specific time schedules for the commencement and performance of the work and shall require the owner, lienholder, or mortgagee to secure the property in a reasonable manner from unauthorized entry while the work is being performed.

(C) The commission may not allow the owner, lienholder, or mortgagee more than ninety (90) days to repair, remove, or demolish the building or fully perform all work required to comply with the order unless the owner, lienholder, or mortgagee:

(i) Submits a detailed plan and time schedule for the work at the hearing; and

(ii) Establishes at the hearing that the work cannot reasonably be completed within ninety (90) days because of the scope and complexity of the work.

## EXHIBIT B

(D) If the commission allows the owner, lienholder, or mortgagee more than ninety (90) days to complete any part of the work required to repair, remove, or demolish the building, the commission shall require the owner, lienholder, or mortgagee to regularly submit progress reports to the building official, fire marshal, or their designated representative, to demonstrate compliance with the time schedules established for commencement and performance of the work. The commission may also require a cash or surety bond, letter of credit, or other financial assurances pursuant to section 214.001(k) of the Local Government Code.

(4) Pursuant to [section 214.001\(g\) of the Local Government Code](#), the final decision of the commission shall be in writing and filed in the office of the City Secretary; a copy of the commission's order shall be promptly mailed or personally delivered to all persons to whom notice is required to each owner, lienholder, and mortgagee; and within ten (10) calendar days after the date the commission's order is issued, an abbreviated copy of the order shall be published once in a newspaper of general circulation in the city.

(5) The City Secretary shall file with the district clerk of the county in which the municipality is located, a certified copy of the order of the commission establishing the amount and duration of any assessed civil penalty.

(f) If the building or structure is not vacated, secured, repaired, removed, or demolished within the time allotted by the commission, the City Manager may have the structure vacated, secured, repaired, removed, demolished, or take other action to implement the provisions of this article at the city's expense. Any expenses incurred by the city in vacating, securing, repairing, removing, or demolishing the structure shall be assessed as a lien against the property upon which the structure was situated, and the assessed amount shall accrue interest at the rate of ten (10) percent per year from the date of the assessment until paid in full. A notice of lien shall be filed in the real property records of the county in which such property is located. A notice of lien and demand for payment shall be mailed by certified mail, return receipt requested, to the record owner of the property. If such owner does not pay the assessed amount within thirty (30) days, the city may file suit in a court of competent jurisdiction to recover such expenses.

(g) Civil penalties and remedies cumulative. The civil penalties and remedies set forth herein in this article are in addition to and cumulative of all legal rights and remedies available to the city pursuant to federal, state, and local law, including but not limited to those set forth under [chapter 54 of the Local Government Code](#).

(h) Appeal. The commission's final decision may be appealed within thirty (30) calendar days after the date a copy of the final decision is personally delivered or mailed, as provided in [section 54.039](#) or [section 214.0012 of the Local Government Code](#), as amended.

(Ordinance CO23-14-01-23-C6 adopted 1/23/14)

EXHIBIT C

  **ARTICLE 10.05 TOURISM BOARD**

  **Sec. 10.05.001 Establishment, ratification, and confirmation**

(a) There is hereby established the tourism \_\_\_\_\_ board of the city which shall be composed of seven (7) members. A minimum of three (3) board members shall be residents of the city. The other members shall either be residents of the city, the city's extraterritorial jurisdiction, or a representative of a business which contributes to the tourism industry in the city. The members shall serve staggered two-year terms with \_\_\_\_\_ seats \_\_\_\_\_ running from August 1st through July 31st of odd-numbered years and \_\_\_\_\_ seats \_\_\_\_\_ running from August 1st through July 31st of even-numbered years and until their successors have been appointed and qualified.

(b) A board position shall become vacant if the board member fails to attend three (3) consecutive board meetings without being excused by the board.

(c) It is the public policy of the city that the board reflects a make up of our community and be balanced according to expertise, interest and geography. Board appointments shall be made without regard to race, sex, religion or national origin.

(d) The board shall adopt \_\_\_\_\_ regulating its activities.

  **Sec. 10.05.002 Roles and responsibilities**

(a) The \_\_\_\_\_ advisory board shall make recommendations to city staff related to the promotion of tourism in the city and expenditures of hotel \_\_\_\_\_ tax revenues in accordance with \_\_\_\_\_ .  
The proposed annual budget shall use the fiscal year adopted by the city. The City Council may adopt, reject, or modify the proposed annual budget as it deems necessary and proper.

(b) The \_\_\_\_\_ advisory board shall establish a historic preservation subcommittee consisting of three (3) board members which reside within the city limits. This subcommittee shall be tasked with identifying and recommending historic preservation projects to generate tourism within the city, make recommendations regarding the bestowal of historic designations and certifications of appropriateness and other tasks related to the promotion and preservation of the city's historic assets \_\_\_\_\_ .

  **Sec. 10.05.003 Appointments of board replacements**

The City Council shall appoint replacements for, or shall reappoint members of the tourism board whose terms expire, \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.

  **Sec. 10.05.004 Filling of vacancies**

## EXHIBIT C

Vacancies on the board shall be filled by council appointment to complete the term vacated.

 **Sec. 10.05.005 Election of officers**

The board shall elect officers annually from its members at its first meeting after August 1st of each year.

(Ordinance CO06-13-11-07-C2 adopted 11/7/13)

EXHIBIT D

📄 ⬇️ **ARTICLE 11.05 DEVELOPMENT REVIEW BODIES**

📄 ⬇️ **Division 2. Bodies Established and Authorized**

📄 ⬇️ **Sec. 11.05.032 Planning and zoning commission**

A. Generally. The Planning and Zoning Commission, established by Cedar Park Home Rule Charter, [Article VIII \[VII\], Planning and Zoning](#), shall have the following powers and duties pursuant to [Local Government Code chapter 211, Municipal Zoning Authority](#).

1. Zoning text amendment. The Planning and Zoning Commission shall recommend to the City Council approval or disapproval of proposed changes to this Chapter and the appropriate zoning regulations for each zoning district pursuant to [section 11.06.086, Zoning Text Amendment](#).

2. Original zonings and rezonings. The Planning and Zoning Commission shall recommend boundaries for the original zoning districts and rezonings pursuant to [section 11.06.082, Rezoning Request](#).

3. Other matters. The Planning and Zoning Commission shall hear, decide, and/or make recommendations as authorized by this Chapter, the Cedar Park Home Rule Charter, and [Texas Local Government Code chapter 211](#), including recommendations related to master development plans, as stated in [section 11.06.083](#), planned developments, as stated in [section 11.06.084](#), and special use permits as stated in [section 11.06.085](#).

B. Composition and rules. The Planning Commission shall also serve as a zoning commission and which shall be known as the Planning and Zoning Commission. The Planning and Zoning Commission shall consist of no fewer than five (5) or more than seven (7) residents of the City who own real property within the City. The members of the commission shall be appointed by the Council for \_\_\_\_\_ two (2) year \_\_\_\_\_,

\_\_\_\_\_ or until their successors are appointed and qualified. Vacancies on the commission shall be filled for the unexpired term by the Council. The commission shall elect a chairperson, vice-chairperson and a Secretary from among its appointed members. Four (4) commission members shall constitute a quorum and a minimum of four (4) affirmative votes shall be required to take official action for the transaction of business. Each commission member shall be at least 18 years of age, a registered voter of the City and have resided within the City for 12 consecutive months before being appointed.

(Ordinance CO02-17-11-09-H1, exh. A, sec. 11.05.02.02, adopted 11/9/17)

**State law reference**—Zoning commission, [V.T.C.A., Local Government Code, sec. 211.007](#).

## EXHIBIT E

### ARTICLE 11.05 DEVELOPMENT REVIEW BODIES

#### Division 2. Bodies Established and Authorized

##### Sec. 11.05.034 Zoning board of adjustment

A. Generally. The zoning board of adjustment, established by Cedar Park Home Rule Charter, [Article VIII \[VII\] Planning and Zoning](#), shall have the following powers and duties pursuant to [Local Government Code chapter 211](#), Municipal Zoning Authority.

1. Administrative appeals. The zoning board of adjustment shall hear and decide an appeal that alleges error in an order, requirement, decision, or determination made by an administrative official in the enforcement of this Chapter.
2. Special exceptions. The zoning board of adjustment shall hear and decide special exceptions to the terms of this Chapter.
3. Variances. The zoning board of adjustment shall authorize in specific cases a variance from the terms of this Chapter if the variance is not contrary to the public interest, and due to special conditions, a literal enforcement of this Chapter would result in unnecessary hardship, and so that the spirit of this Chapter is observed and substantial justice is done.
4. Other matters. The zoning board of adjustment shall hear and decide other matters, as authorized by this Chapter, the Cedar Park Home Rule Charter, and [Texas Local Government Code Chapter 211](#).

B. Composition and rules. The zoning board of adjustment shall consist of seven (7) members and not more than four (4) alternates. All shall be residents of the City and shall own real property within the City. The members and alternates of the board shall be appointed by the Council for two (2) year

\_\_\_\_\_, or until their successors are appointed and qualified. Vacancies on the board shall be filled for the unexpired term by the Council. The board shall elect a chairperson, vice-chairperson, and secretary from among its appointed members and adopt its own rules of procedure consistent with due process of law and in accordance with the laws of the State of Texas. Seventy-five percent of the members of the board shall constitute a quorum. Each member shall be at least 18 years of age, a registered voter of the City and have resided within the City for 12 consecutive months before being appointed. Where required by law, a concurring vote of 75 percent of the members of the board shall be necessary for action.

(Ordinance CO02-17-11-09-H1, exh. A, sec. 11.05.02.04, adopted 11/9/17)

**State law reference**—Establishment and authority of zoning board of adjustment, [V.T.C.A., Local Government Code, sec. 211.008](#) et seq.