



# PLANNING DEPARTMENT

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## Request for a Zoning Board of Adjustment and Appeals determination for a use not specifically listed in the Zoning District

### 1. Applicant Information

Owner Name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

Owner Name\*: \_\_\_\_\_

Owner Address: \_\_\_\_\_

Telephone Number: \_\_\_\_\_

E-Mail Address: \_\_\_\_\_

\*Property Owner (if different than business)

### 2. Property Information

Property Address: \_\_\_\_\_

Maverick County Appraisal District Property Identification Number(s):

Zoning District: \_\_\_\_\_

Size of Property: \_\_\_\_\_

**3. Request**

Proposed Use:

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Justification:

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Applicant

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Date

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Property Owner (if other than applicant)

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Date

## City of Eagle Pass Code of Ordinances Appendix A: Zoning Code

- **Section 20 Board of Adjustment**

- (a) Board of adjustment. A board of adjustment is hereby established...
- (c) Rules of the board of adjustment. The board shall adopt rules in accordance with the provisions of this ordinance. Meetings of the board shall be held at the call of the chairman and at such other times as the board may determine. Such chairman, or in his absence, the acting chairman, may administer oaths and compel the attendance of witnesses. All meetings of the board shall be open to the public. The board shall keep minutes of its proceedings, showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the board and shall be a public record. The concurring vote of four (4) members of the board shall be necessary to reverse any order, requirement, decision, or determination of any administrative official, or to decide in favor of the applicant on any matter upon which it is required to pass under any such ordinance, or to effect any variation in such ordinance...
- (e) Powers of the Board of Adjustment. The Board of Adjustment shall have the following powers:
  - (4) Special exceptions. When in its judgment the public convenience and welfare will not be substantially or permanently injured, the board of adjustment may, in a specific case, after public notice and hearing and subject to appropriate conditions and safeguards, authorize special exceptions to the regulations herein established as follows:
    - ...(i)(e) To determine in cases of uncertainty the classification of any use not specifically named in this ordinance...
- (f) Powers of the board.
  - (1) In exercising the abovementioned powers such board may, in conformity with the provisions of this act, reverse or affirm, wholly or partly, or may modify the order, requirement, decision, or determination appealed from and may make such order, requirement, decision, or determination as ought to be made, and to that end shall have all the powers of the officer from whom the appeal is taken.
  - (2) In considering all appeals and all proposed variations to this ordinance the board shall, before making any finding, in a specific case, first determine that the proposed variation will not constitute any change in the district map and will not impair an adequate supply of light and air to adjacent property, or materially increase the congestion in public streets, or increase the public danger of fires and safety, or materially diminish or impair established property values within the surrounding area, or in any other respect impair the public health, safety, comfort, morals and welfare of the City of Eagle Pass, Texas.