

RESOLUTION NO. 2017-03-___ (R)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, APPROVING VARIANCE REQUESTS TO THE STORMWATER MANAGEMENT ORDINANCE RELATED TO DEVELOPMENT PROPOSED ADJACENT TO BOTH HONEY CREEK AND THE EAST FORK OF THE TRINITY RIVER ALONG BOTH SIDES OF LAUD HOWELL PARKWAY AT U.S. 75

WHEREAS, the developer of certain properties adjacent to both Honey Creek and the East Fork of the Trinity River along both sides of Laud Howell Parkway west of U.S. 75 has requested a variance to the Stormwater Management Ordinance to allow rises in the 100-year floodplain of up to 0.06 feet on surrounding properties along both Honey Creek and the East Fork of the Trinity River both upstream and downstream of U.S. 75; and

WHEREAS, the potential adverse impacts on surrounding properties of granting this variance request can be alleviated by granting additional variance requests to allow a corresponding decrease in the freeboard requirement on those affected properties by the same amount of the floodplain increase on each property; and

WHEREAS, granting this variance request will not result in additional threats to public safety or extraordinary public expense, create nuisances, cause fraud on or victimization of the public, or conflict with existing local laws; and

WHEREAS, this variance will not be in violation of FEMA regulations; and

WHEREAS, the City Council of the City of McKinney, Texas, desires to approve said variance requests.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, THAT:

Section 1. The City Council hereby approves said variance requests.

Section 2. This Resolution shall take effect immediately from and after the date of passage and is so resolved.

DULY PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MCKINNEY, TEXAS, ON THE 21st DAY OF MARCH, 2017.

CITY OF MCKINNEY, TEXAS

BRIAN LOUGHMILLER
Mayor

ATTEST:

SANDY HART, TRMC, MMC
City Secretary
DENISE VICE, TRMC
Assistant City Secretary

APPROVED AS TO FORM:

MARK S. HOUSER
City Attorney