

**09-166Z      Conduct a Public Hearing to Consider/Discuss/Act on the Request by Robert and Joyce Schwaller, for Approval of a Request to Rezone Approximately 0.41 Acres from “RS 60” – Single Family Residence District to “RS 60” – Single Family Residence District and “H” – Historic Preservation Overlay District, Located on the East Side of Church Street and Approximately 150 Feet South of Erwin Avenue.**

Brooks Wilson, Planner for the City of McKinney gave the staff report and stated that the applicant is requesting that the subject property be included in the “H” – Historic Preservation Overlay District in order to help preserve the historic integrity of his property. She stated that the applicant is aware of the additional rules and regulations that will be imposed by the Historic Preservation Overlay District. Ms. Wilson stated that the base zoning will remain the same “RS 60” – Single Family Residence District and stated that the applicant is not proposing any changes in usage. She stated that the proposed rezoning request will have no effect on the adjacent properties and stated that Staff recommends approval of the proposed rezoning request, as conditioned in the staff report. Ms. Wilson stated that the applicant was unable to be at the meeting but sent an email that stated that the Planning and Zoning Commission act on the proposed rezoning request without him being present. Chairperson Clark opened the public hearing and called for comments. There being none, on a motion by Commission Member Lingenfelter, seconded by Commission Member Radke, the Commission voted 7-0 to close the public hearing and recommend approval of the proposed rezoning request as conditioned in the staff report. Chairperson

Clark stated that the recommendation of the Planning and Zoning Commission will be forwarded to the City Council meeting on March 2, 2010 meeting.