

City Council Agenda Item Data Sheet

Meeting Date: November 6, 2023

Topic:

Adopt, on Second Reading, Ordinance No. 2023-41, an Ordinance of the City of Tomball, Texas, amending Chapter 50 (Zoning) of the Tomball Code of Ordinances by issuing a Conditional Use Permit to allow “Exterminator Service/Company (no outdoor sales or storage)” within Single Family Residential - 20 Estate (SF-20-E) zoning affecting approximately 4.94 acres of land legally described as being a portion of Lot 48 in Tomball Townsite. The property is generally located within the 1100-1200 blocks (east side) of Rudolph Road, within the City of Tomball, Harris County, Texas; providing for the amendment of the Official Zoning Map of the City; providing for severability; providing for a penalty of an amount not to exceed \$2,000 for each day of violation of any provision hereof, making findings of fact; and providing for other related matters.

Background:

Public Hearing and First Reading was held and adopted during the 10/16/2023 Regular City Council Meeting.

Consideration to Approve **Conditional Use Permit Case CUP23-07**: Request by Chris & Tiona Campbell, for a Conditional Use Permit to allow “Exterminator Service/Company (no outdoor sales or storage)” within Single Family Residential - 20 Estate (SF-20-E) zoning affecting approximately 4.94 acres of land legally described as being a portion of Lot 48 in Tomball Townsite. The property is generally located within the 1100-1200 blocks (east side) of Rudolph Road, within the City of Tomball, Harris County, Texas.

Conduct Public Hearing on **Conditional Use Permit Case CUP23-07**

The subject property has been within the city limits of Tomball since at least 1907. The property has remained vacant since this time. In May of 2023, the applicants sought a rezoning of the subject property to General Retail (GR) to allow the establishment of an Exterminator Service/Company. That request was denied by City Council. In response to this denial, the applicants are seeking an amendment to the Code of Ordinance which would allow the Exterminator Service/Company land use within the existing Single Family Residential Estate – 20 (SF-20-E) zoning that the property falls within the approval of a Conditional Use Permit.

Origination:

Recommendation:

City staff recommends denial of **Conditional Use Permit Case CUP23-07**. Planning and Zoning Commission recommends Denial (1 Vote Aye, 4 Votes Nay).

Party(ies) responsible for placing this item on agenda: Community Development Department

FUNDING (IF APPLICABLE)

