

**RESOLUTION NO. 2008- 156 R**

**A resolution granting variance requests from Sections 20-83(a) and 20-86(a) of the Victoria City Code, which prohibit driveways within 100' of intersections with arterial streets and regulate internal storage (driveway "throat length" or "queuing space") to 703 N. Main Street, owned by Speedy Stop Food Stores, Ltd. & expected to be developed as a "Walgreens"; and declaring an effective date.**

Sections 20-83(a) and 20-86(a) of the Victoria City Code require:

- (1) a minimum collector driveway offset requirement of at least 100 feet from adjacent arterial streets, and
- (2) at least 15 feet internal storage (queuing space) for commercial property, and

Speedy Stop Food Stores, Ltd., owner of 703 N. Main Street, has requested permission to construct a driveway 55 feet from the intersection of an arterial street, in violation of the 100-foot separation requirement of Victoria City Code § 20-83(a), and construct that driveway with only 12.6 feet of internal storage, due to the unique factors of (1) the driveway connecting to a one-way street, which reduces driveway proximity safety problems, (2) right-of-way dedication amounts that reduce available land for throat-length, and (3) multi-point ingress-egress locations that reduce driveway traffic levels.

The City Council finds literal enforcement of the section(s) will result in an unnecessary and extraordinary hardship, and it is proper to grant the following variance(s).

THEREFORE, IT IS RESOLVED BY THE CITY COUNCIL OF THE CITY OF VICTORIA, TEXAS:

1.

Variances to Sections 20-83(a) (driveway-intersection 100' offset requirement) and 20-86(a) (15' internal storage ["throat length"] requirement) of the Victoria City Code are granted to the lot located at 703 N. Main Street, Victoria, Texas, subject to construction only in accordance with the **Site Plan** attached hereto and incorporated herein.

2.

This resolution shall become effective immediately upon adoption.

PASSED, this the 7<sup>th</sup> of October, 2008.

AYES: 6

NAYS: 0

ABSTENTIONS: 0

APPROVED AND ADOPTED, this the 7<sup>th</sup> of October, 2008.



*Will Armstrong*  
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WILL ARMSTRONG, Mayor of the City of Victoria, Texas

APPROVED AS TO LEGAL FORM:

*Miles K. Risley*  
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MILES K. RISLEY, City Attorney

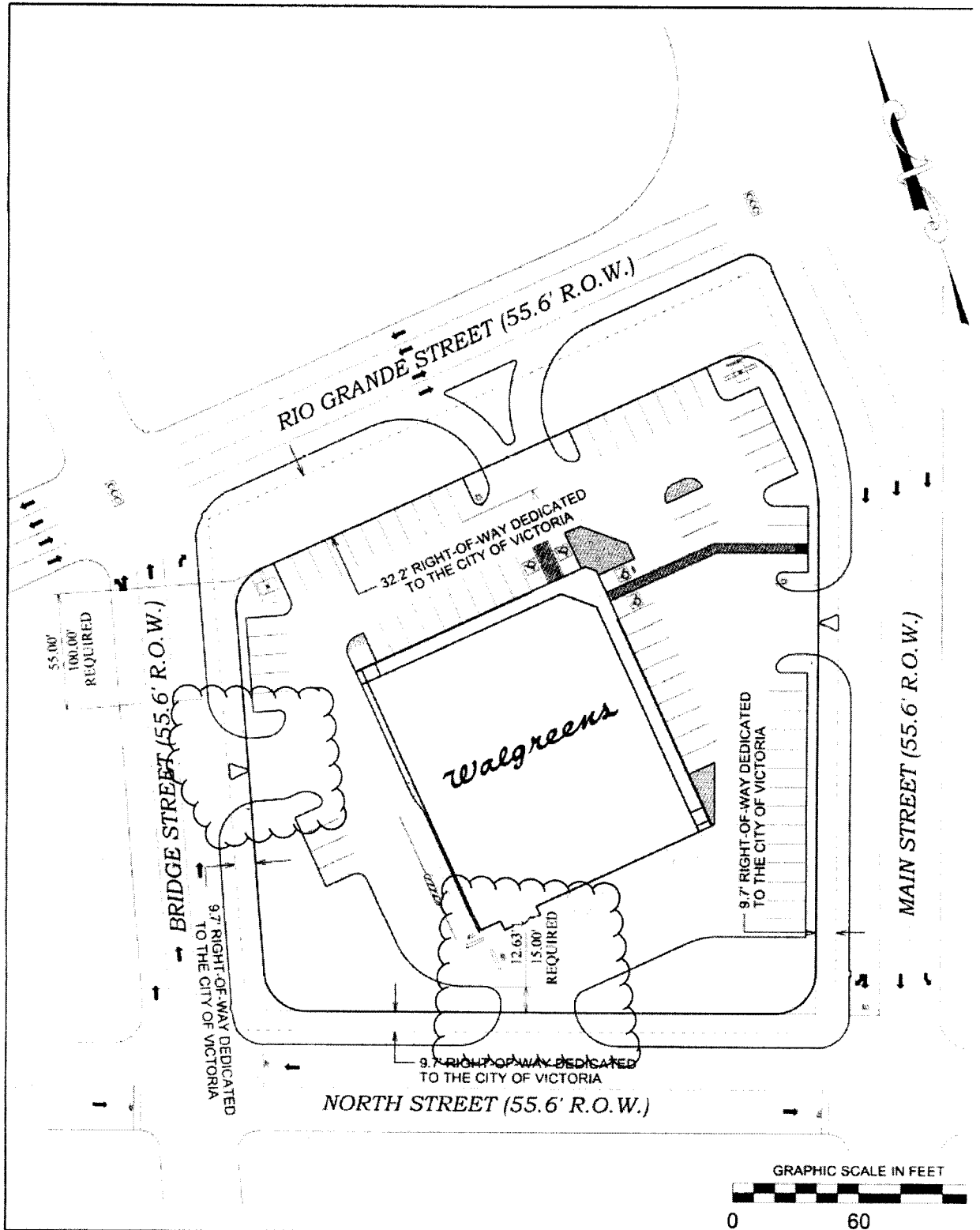
ATTEST:

*Scarlet Swoboda*  
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SCARLET SWOBODA, City Secretary

Distribution: Legal Department  
Planning Department

Copies Sent: October 8, 2008



**RIO GRANDE MAIN VICTORIA, LLC**



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