

**RESOLUTION NO. 2009- 174 R**

**A resolution granting a variance from Section 5-153(a)(5) of the Victoria City Code, which requires a minimum setback of 10 feet from the property line for on-premise signs, to a freestanding sign to be located at 4002 N. Main Street, which is owned by Baltic Enterprises, LLC; and declaring an effective date.**

Section 5-153(a)(5) of the Victoria City Code provides as stated below:

Sec. 5-153. On-premise signs.

(a) Freestanding signs shall be subject to the following:

. . . (5) Such signs shall have a minimum setback of 10 feet from the property line to the closest point of sign structure.

Baltic Enterprises, LLC desires a variance to allow a free-standing on-premise sign to be built at 4002 N. Main Street, with no setback;

Section 2-95 of the Victoria City Code authorizes the City Council to grant a variance from City Code requirements when it deems such action proper;

The Planning Commission has recommended that a variance from Section 5-153(a)(5) be granted to this property, and the City Council finds adequate evidence has been submitted to indicate that a variance from the requirements of Section 5-153(a)(5) is proper.

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

1.

A variance from Section 5-153(a)(5) of the Victoria City Code, which requires a minimum setback of 10 feet from the property line for on-premise signs, is granted to a free standing sign to be located at 4002 N. Main Street, in accordance with the recommendation of the Planning Commission.

2.

This resolution shall become effective immediately upon adoption.

PASSED, this the 6<sup>th</sup> day of October, 2009.

AYES: 7

NAYS: 0

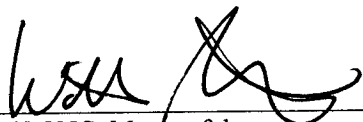
ABSTENTIONS: 0

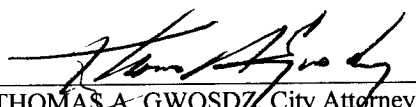
APPROVED AND ADOPTED, this the 6<sup>th</sup> day of October, 2009.



ATTEST:

  
SCARLET SWOBODA, City Secretary

  
WILL ARMSTRONG, Mayor of the  
City of Victoria, Texas

APPROVED AS TO LEGAL FORM:  
  
THOMAS A. GWOSDZ, City Attorney

Distribution: Legal Department  
Development Services Department

Copy Sent: OCTOBER 7, 2009