CII

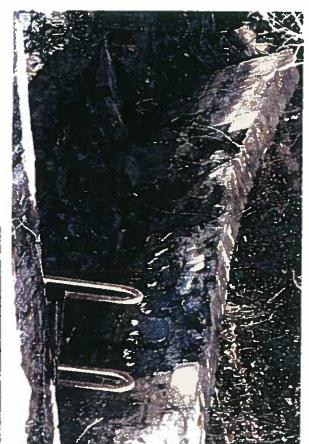
# 2700 Edgewater Drive

Zoning and Platting Commission

Meeting

September 7, 2010

### **Bulkhead Before 2007**







# Jan. 10, 2007 - Site Development Exemption Request



### Watershed Protection and Development Review Department P.O. Box 1088, Austin, Texas 78767 One Texas Center, 505 Barton Springs Road Telephone: (512) 974-6370 Fax: (512) 974-2423 Site Development Exemption Request Cox- 07-0032

1	[Mail [PAX: WB-mail: Alche (Second (dr yango) (Om)
	Please indicate how you wish to receive a copy of the results of the review:
	Telephone: 5/2-293 - 73/3
ĺ	Address: 1903 Chula hista Dr. Sedac Park, TX 78613
ţ	Date: 1-10-07
	Code or other applicable requirements, which includes the use or occupancy of the improvement.  4. The approval notice with paid receipt shall be clearly posted on-site and protected from the elements at all times.
Ş	3. The approval of this exemption request does not constitute authorization to violate any provisions of the Austin City
2 4	Purthermore, I certify and acknowledge that:  1. Although the proposed development does not require a formal site plan approval, it may require, prior to beginning any 1. Although the proposed development does not resuance of a building, remodel, and/or demolition permit; 2. Although the proposed development complies with all applicable zoning regulations, it does not prohibit enforcement 2. Although the proposed development complies with all applicable zoning regulations, it does not prohibit enforcement of restrictions.
# 6°	Thorner Downer's agent (to act as the owner's agent, written authorization from the owner must be provided) of this described property, and in this capacity, submit this request for exemption from the site plan submittal requirements pursuant to Chapter 25-5-2 of the Austin City Code.
	I. Nathan Chelstram do hereby certify that I am the
	> eresion controls (i.e.; slit fencing, tree protection)
	> all areas of impervious cover levels (existing & proposed) > access route
	> roadways/structs
	> buildings > Type of construction.
	Attach a detailed description of the proposed development in a memorandum or letter and a site plat or survey plan that graphically indicates, but is not unified to,:
L-	
	Repair / Replacement of existing butthead to prevent turther exosion.
	Brief /General Description of the Development being sought:
· ·	
	Existing Land Use(s): Standard lat
	Watershed:
	Logal Description: 0.387 Ac of Lat 14 Celar Lanch plus pt. of you street, take 0.449 Ac TAX 1.0. = 0135360136
in e	
	Site Address: 2700 EDIGNATER DR AUTIN TX 78733
-	

-

# Jan. 10, 2007 - Letter Included with Exemption Request

Nathan Chelstrom

Watershed Development Review Department P.O. Box 1088
Austin, TX 78767

01/10/07

Subject: Exemption request for 2700 Edgewater Drive

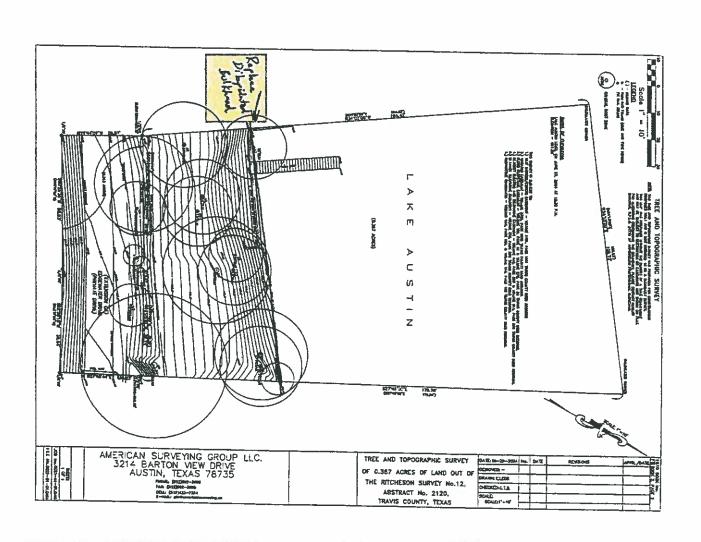
Dear Sir or Madam:

has fallen apart. This request is to replace locations of the current bulkhead that have completely deteriorated and repair locations which are simply failing, resulting in a single, uniform bulkhead across the property, las once existed. Please see the attached photos and call me at (512) 293-9313 if I can answer any questions. resultant erosion but the garbage and debris which is currently being trapped in locations where the bulkhead 2700 Edgewater Drive is. I have attached pictures to illustrate the current state of the bulkhead, not only the As Lake Austin is lowered, it has become evident how dilapidated and dangerous the current bulkhead on

Best regards,

Nathan Chelstrom

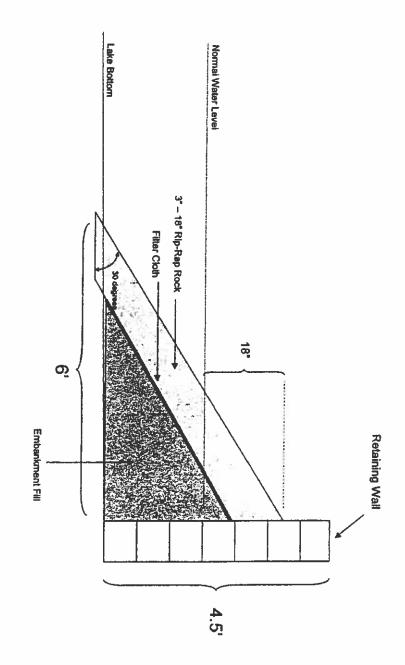
# Jan. 10, 2007 - Survey Included with Exemption Request



Check all that apply:  Check all that apply:  Check all that apply:  Change of Use Review Fee	C Approved	* SPOC - Single Point of Contact  Smart Housing Project? O'Yes ONo Existing Certificate of Occupancy? O'Yes O' Exhibit attached? O'Yes ONo ON/A Qualifies for exemption per Section 25-5-2(	□ Plambing \ \ \ \/ \/	point of a	□ Engineer N	Site Plan  From the  Conference  Transport
Check all that apply:  Check all that apply:	A Denial	* SPOC - Single Point of Connect  Smart Housing Project? O'Yes ONo  Existing Certificate of Occupancy? O'Yes ONo ON/A  Exhibit attached? O'Yes ONo ON/A  Cualifies for exemption per Section 25-5-2(		epanite Ma		attached will fequit
C Landscape Inspection:acres C) Shared Parking Review C) Phasing Review: phases	C Determined to be a Okavision ONew Project	Bailding permit required? OYes ONo ON/A Proposed Land Uses? OYes ONo ON/A		bulkhead is beyond the	□ spoc•	Departmental Use Only  Mayor Colors of Mayor Chelstron  12-07 Dispoce  photos it appears that this wall is beyond  to tull replacement, A site plan will be  project

# Jan. 28, 2007 - Bulkhead profile based on Parks Dept.

### Proposed bulkhead profile for 2700 Edgewater Drive



N. Chalstrom January 29, 2007

## Jan. 28, 2007 - Letter Included with Bulkhead Profile

January 28, 2007

John McDonald
City of Austin
Watershed Protection and Development Review Department
P.O. Box 1088
Austin, TX 78767

RE: 2700 Edgewater Dr. site development exemption request

Dear Mr. McDonald:

on previously approved designs that I received from Randy Scott. If you have any questions about this design br need any further information to approve an exemption permit, please give me a call at (512) 293-9313 I have attached the profile view of the proposed bulkhead design for 2700 Edgewater Drive. This is based

Sincerely,

Nathan Chelstrom

## Feb. I, 2007 - Site Development Exemption Approval



Watershed Protection and Development Review Department P.O. Box 1088, Austin, Texas 78767
One Texas Center, 505 Borton Springs Road
Telephone: (512) 974-6370 Fax: (512) 974-2423

(04)

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l	×									dell'
TOTAL COST:	x  Commercial Exemption Review	Change of Use Review	Phasing Review:	Shared Parking Review	Landscape Inspection:	Site Plan Correction Review		See NOTES for additional information and/or conditions.	Your request has been Approved.	in the second of
		1		Γ	Γ	T				
							1			2
\$75.00	\$75.00									
8	8	L	L		L	L				

### NOTES

Approved exemptions may be picked up on or after February 5, 2007, on the 1st floor of OTC between the hours of 9:00 a.m. and 4:00 p.m.

Confidentality Notice: The documents accompanying this transmission is beguly privileged and inconded for the use of the cecipient named. If received in error, please notify the City of Austin innoedlately via telephone to arrange for the return of the documents. You are based y notified that any dischause, copying, distribution, or the lating of any action in reliance on this information is aristly prohibited.

WPDR 04.08.06.ac

Page 1 of 1

Primed on 02/01/2007 at 11:49 AM

## Jan. 31, 2007 - Site Development Exemption Signoff

John McDonald signed off for exemption of site plan

Ġ Departmental Use Only I SPOC

John McDonald signed off for exemption of environmental review

Existing Carifficate of Occupancy? OYes ONo @N/A
Exhibit attached? @Yes ONo ON/A:
Qualifies for exemption per Spetion 25-5-2(\_\_\_\_)(\_\_\_\_)(

Determined to be a Officerising Others Project

Proposed Land Uses? O'Yes O'No WWA

D Beniad

L Site Plan Correction/ Examplion Review Fee.

C Landsoppe Inspection:
C Shared Parking Review
Phasing Review:

Check all that apply:

Cl Change of Use Review Fee

\* SPOC -- Single Point of Contact
Smart Housing Project? O'Yes 

No

# Feb. 15, 2007 - Environmental Inspection during Construction



Inspector Ritter recorded my e-mail, and told me that McDonald and let me know she would talk with John what I needed to do.

II First Notice of Non-Compliance (Verbal)  D Second Notice of Non-Compliance (Written)	
Dute: Sice Plan No. / Case No. / Building Permit No.:	mii No.:
Address/Lucation:	
the non	( No.
Contractor Name / Address:	
Engineering Name / Address:	4 7513 15
Engineering Name / Address:  The following Austin City Cude violations have been observed at the above-referenced site:	ved at the above-referenced site:
Engineering Name / Address  The following Austin City Cude violations have been observed at the above-reference Failure to obtain at approved site olim or permit (Section 25-5-1) Fullure to provide adequate erosion and sedimentation countrols (Section 25-8-181)	ved at the above-referenced site:  1,25-5-1) outrols (Section 25-8-181)
Engineering Name / Address:  The following Austin City Cude violations have been observed at the above Failure to obtain at approved site plan or pegmit (Section 25-5-1) Future to provide detendanc crosson and sedimentation courbits (Section Failure to comply with protected tree requirements (Section 25-8-621) Other:	ved at the above-referenced site: in 25-5-1) outrols (Section 25-8-181) ion 25-8-21)
Engineering Name / Address:  The following Austin City Cude violations have been observed at the above-referenced site:  Failure to obtain at approved site often or pegmit (Section 25-5-1)  Fullure to provide adequate erosion and sedimentation coursels (Section 25-8-181)  Failure to comply with protected tree requirements (Section 25-8-21)  Other:	ved at the above-referenced site:  1425-51)  subrols (Section 25-8-181)  join 25-8-621)

Failure to comply with this Notice may result in further legal action by the City of Austin, including criminal penalties of up to \$2,000.00 per day. This project may be issued a Stop Work Order (Code Section 25-1-441) after 24 hours if the titues it is a "Red-Tag," would hall further development, items it is do are not corrected. A Stop Work Order, commonly known as a "Red-Tag," would hall further development, luformation on Development Permit applications and requirements of the Austin City Code may also be obtained by contacting the Development Assistance Center at 974-6370, located at Oce Texas Center, 505 Barton Springs Koad. Picase contact 1916 11-16 K. H. H. Servician Society 12 474 52 apliance is achieved.

Of the Clyrof Austin's Wintershed stance in complying with these requirements.-)

Sincercly, 11644 Att

For: Jue Pantalion, PE, Director

Watershed Protection and Development Review Department

Code for the following reasons: A reinspection and the associated reinspection fee are required according to Section 25-1-289 of the Austin City

Reinspection to release ordinance violation on permitted sita.

Reinspection for compliance, after violation is determined on a non-permitted site

Notice: When a reinspection fee is due, no additional inspections will be performed until the reinspection fee is pald. Psymmet of the fifty-dollar (\$50.00) reinspection fee must be made with easer tests or check payable to "The City of Austin." The reinspection fee payment must accompany this form and be paid in person to the Watersted Protection and Development Review Department office at 505 Button Springs Knast, Rusen #350. Office hours for payment are between 7:45 - 11:30 a.m. and 12:30 - 4:45 p.m. Please call 974-2278 if you have any questio

Notice received by: Notice pusted on site.

Yeltow - WPDRD Office

12/15/2005

White Copy - Inspector

Pink Copy - Owner/Engineer/Contractor/Posted on Site

Says Reinspection would be needed to release the ordinance violation

# June 7, 2007 - Stop Work Order for Shoreline Modification

Solid Waste Services Department Code Enforcement Division



P.O. Box 1088 Austin, TX 78767

### STOP WORK ORDER - PERMIT(S) REQUIRED

A DESCRIPTION OF THE PROPERTY	
Owner:	Owner:
Contractor:	
Date: 2 2 6 7	Date: 7 . 7 Investigator: Khall Harchall Tel: 974 878
Be arlvised that Section 25-1-441	Be arlvised that Section 25-1-441 of the Austin City Code specifies that a permit is required for the
construction, alteration, repair,	construction, alteration, repair, erection, demolltion, or relocation of a structure. Because work has
started without proper pennit(s	started without proper permit(s), all work must stop immediately.
Or Section 95-11-89 requires	O' Section 25.11.89 requires a permit to be obtained adjoint to performing the following estimates

Section 25-11-52 requires a permit to be obtained prior to performing the following activities:

Chanilding (2000 IRC, R105.1; 2003 IBC, 105.1) Change of the following activities:

The following activities:

O Plumbing (2003 UPC, 103.1.1)

O Mechanical (Section 25-13-133, 112.1)

O Section 25-11-37 requires a demollion permit to be obtained prior to demolishing a structure or provion of a structure.

 Section 25-i1-141 requires a relocation permit to be obtained prior to relocating a structure or portion of a structure.

Description of Work:

To comply with the Austin City Code, you must obtain the proper permit(s) within:

1 7 days (for residential property)

1 4 days (for commercial property)

O An Investigation Fee will be assessed which double the cost of the permit(s).

For questions concerning residential property, you may contact the Zoning Review Division at (512) 974-2380. For questions concerning commercial property, you may contact the Development Assistance Center (DAC) at (512) 974-6370.

A person may appeal this Order to the City of Austin's Building Official. A written appeal must be filed no later than 3 days after the posting of this Order and contain:

- the name and address of the appellant;
- a statement of facts;
- the decision being appealed; and
- the reasons the decision should be set aside.

### ORDEN DE PARAR EL TRABAJO - PERMISO(S) REQUERIDOS

Sea informado que la sección 25-1-441 del Código de la Ciudad de Austin específica que se requiere un permiso para la construcción, modificación, reparación, erección, demolición, o traslado de una estructura. Como el trabajo ha comenzado sin el permiso(s) apropiado, todo el trabajo debe pararse inmediatamente.

Una persona puede apelar esta Orden a del Oficial de Edificio de la Giudad de Austin. Una petición escrita no debe ser archivada más tarde que 8 días después de la fijación de esta Orden y contener:

- el nombre y dirección del apelante;
- ima declaración de hecho
- lu decisión apelada; y
- > los motivos la decisión ileberían ser puestos aparte.

Si usted tiene alguna pregunta, puede ponerse en contacto connigo por teléfono entre 7:30 de la mañana y 4:00 de la tarde, de lunes a viernes, o puede dejar un mensaje de correo vocal de mí en cualquier momento.

a; y sión ileberían ser puestos aj egunta, puede ponerse en de, de lunes a viernes, o p

200

modify shoreline, new retaining wall

## June 18, 2007 - Stop Work Order Closed

Forwarded Message ----

From: "Marshall, Khalid" <Khalid.Marshall@cl.austin.tx.us>

Sent: Mon, June 18, 2007 7:59:26 AM To: Nathan Chelstrom <nchelstrom@yahoo.com>

Suluject: RE: 2700 Edgewater Dr.

Mr. Chelstrom

can avoid any undue complaints. Thank you again for your time and for going thru the steps to be legal you for your time and pairtinces. Just FYI be sure to get any permits and or variences before you build so that we check box it must have been a mistke due to the fact that I also stopped work on a property just down the road from you that was doing work that required a plumbing permit. I will update my case and close the SWO. Than I have spoken with the permits center and I found the documentation that I needed to pull the stop work order. The trees are not an issuee any longer either due to the information that you have provided. As for the plumbing



Closed the Stop Work Order

Chatel Hawhall

974-9078 Work SWS Code Enforcement 802-7608 pager

1

From: Nathan Chelstrom [mallto:nchelstrom@yahoo.com]

Sent: Monday, June 18, 2007 12:11 AM

To: Marshall, Khalid

Subject: 2700 Edgewater Dr.

then went to the One Texas Center, where I thought you were located (I've since learned you are at the Cameron Road prifice). Anyways, after being run around from the 1st floor, to the 3rd, to the 4th, to the 1th, and finally to the 2nd... I found someone that was very helpful. ann not sure if you have received your phone messages from Friday, but I went by the lot and saw your stop work permit. I

She ended up talking to a reviewer that mentioned that you had talked with John McDonald on Thursday and received a copy of the exemption permit I received on Feb 5, 2007. Is there anything else that I need to do regarding my bulkhead? At the time of the exemption, I provided all of the information regarding the exemption of the Walt. Do I need to provide this again? Please let me know.

regarding the removal of my tree. Please let me know if there is anything else I need to do regarding this matter as well. Also, on the stop work tag, I noticed you mentioned cut trees. I have attached the approval I received from Michael Embesi,

t look forward to resolving any outstanding issues regarding the property. Please feel free to e-mail me or call me at 293-Finally, I noticed on the stop work permit that the boxes next to building and plumbing permits required was checked. Can you please explain the plumbing perraft requirement? I have no plumbing on my tot.

Best Regards,

9313 if there is anything further that I need to do.



Is there anything else that I need to do regarding iny bulkhead?

### Bulkhead After 2007 Construction







# May 6, 2010 - Engineering Evaluation of Existing Bulkhead



May 6, 2010

Mr. & Mrs. Nathan Chelstrom t008 Castile Rd, Unit B Austin, TX 78733-2508

RE: Chelstrom Residence 2700 Edgewater Dr.

Job #: 20082710

Austin, Texas

Dear Nathan & Farrah

On Thursday, May 6, 2010, a representative of our office visited the above referenced sile to observe the existing bulkheed to render an opinion as to the structural Integrity of the wall and whether it appears to be constructed substantial enough to support the loads that are currently being applied.

Currently the wall appears to be performing well. It is our understanding that the wall is constructed on a concrete footing with an 8" vertical reinforced CMU wall. We did not observe any distrass in the wall such as a bulge or settlement. It appears that the wall will support the current loads and any future loads that may be applied in the future. Since the residence under construction is supported on pilings and not by the grade behind the wall, we do not anticipate any additional soil pressure will be applied to the wall.

Therefore, based on our observations, it is our opinion that the bulkhead is structurally sound and does not pose any risk of failure or defirment to the site or the take

Should any questions arise concerning this matter please call this office.

W The Man

Sincerely

Richard Luevano, Jr., P.E.

Partner
Steinman Luevano Structures, LLP
TBPE Registration No. 1624



### September 7, 2010

- I have a building permit that has been approved by the City of Austin.
- l have a poured foundation that has been inspected and passed by the City of Austin
- approved house for the past 5 months because of a stop work order on my building l am 7 months in to a 12 month construction loan, and haven't been able to work on my
- process would not interfere with the construction of my home and after construction had already started. Even then I was told that my siteplan l wasn't asked to do a siteplan until almost l year after my building permit was received,
- hold, and my family is the only one suffering for those mistakes have not issued a building permit until a siteplan was approved. My permit is now on l am told by City Staff that they made mistakes in the permitting process and should
- equitable solution for all parties, not one that is discriminatory and arbitrary. I believe should be considered punitive enough. I believe the goal should be to come up with an property are meant to be punitive to me and my family. I think this is extremely unfair considering that everything I have done has been with the direction and approval of the It has been said, on record by the Parks Department, that restrictions placed on my my modified siteplan with the Wetland Bench as a preserve is that equitable solution. City Staff. The 5 month delay I have been caused has been so financially damaging that
- request and help end this nightmare my family is trying to get out of. the approvals of the Parks Board and the Environmental Board, and approve my variance Members of the Zoning and Platting Commission, please take this opportunity to follow

### My friendly neighbors



On January 18, 2010... Mr. Rodewald stopped me in the street and told me that he wasn't done yet, and that it was his mission to stop me from building

### My friendly neighbors (cont.)

- worked with the City Arborist. My mitigation trees are included on the siteplan. Trees - They are going to claim that I clear cut my lot in some illegal manner. There were 2 protected trees on my property, and before those were touched, I
- not cause any ill effects to neighboring properties or the lake. Engineer for almost a year to come up with a design that was floodproof and did You may see a picture of my foundation in the floodplain. I worked with the Watershed Protection Department, an Environmental Engineer, and a Structural
- systems on my street. when in fact my system is much more environmentally friendly than the older neighbors have even spread rumors that I will be pumping sewage in to the lake, OSSF - On-site Sewage Facility that adheres to today's high standards. My
- sq. ft,, one is just 2 doors down. several houses on my same street that are larger, ranging between 2368 - 4447 be above the floodplain, but should not be considered a mansion. There are neighborhood. My house is 2334 sq. ft of living space on 2 floors. It is raised to They claim I am building some monster size house that isn't fit for the
- Precedent They say that after my approval they will move the entire neighborhood will be moving their bulkheads out without any permits. They fail to realize that I had a permit from, and was inspected by, the City of Austin.

### The Final Straw

- Many of the neighbors have mentioned that this recreational/boat dock lot. property was marketed in the MLS as a
- Unfortunately, I am not in a financial position to purchase a recreational lot on Lake Austin. confirm that in fact this was a buildable lot. with the Development Assistance Center to been a buildable lot. Before I purchased this property, I worked multiple occasions that this lot has always Planning and Review Department, has said on Don Birkner, the Assistant Director of the



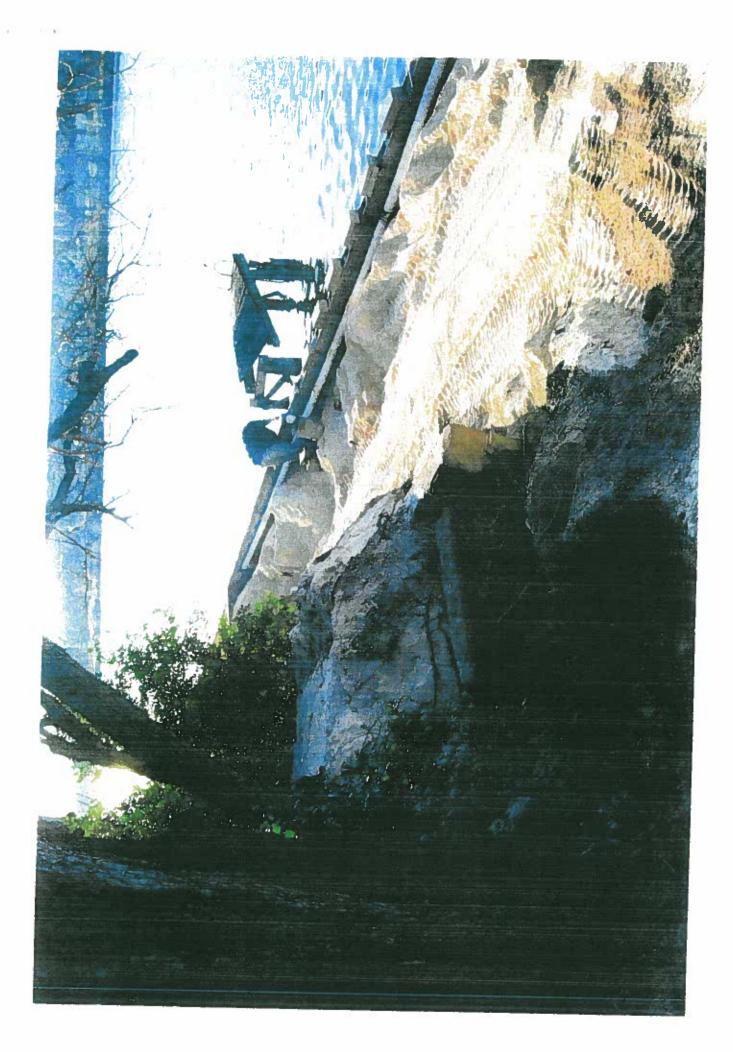
City of Austin
Founded by Congress, Republic of Texas, 1839
Watershed Protection and Development Review Department
One Texas Center, 505 Barton Springs Road
P.O. Box 1088, Austin, Texas 78767

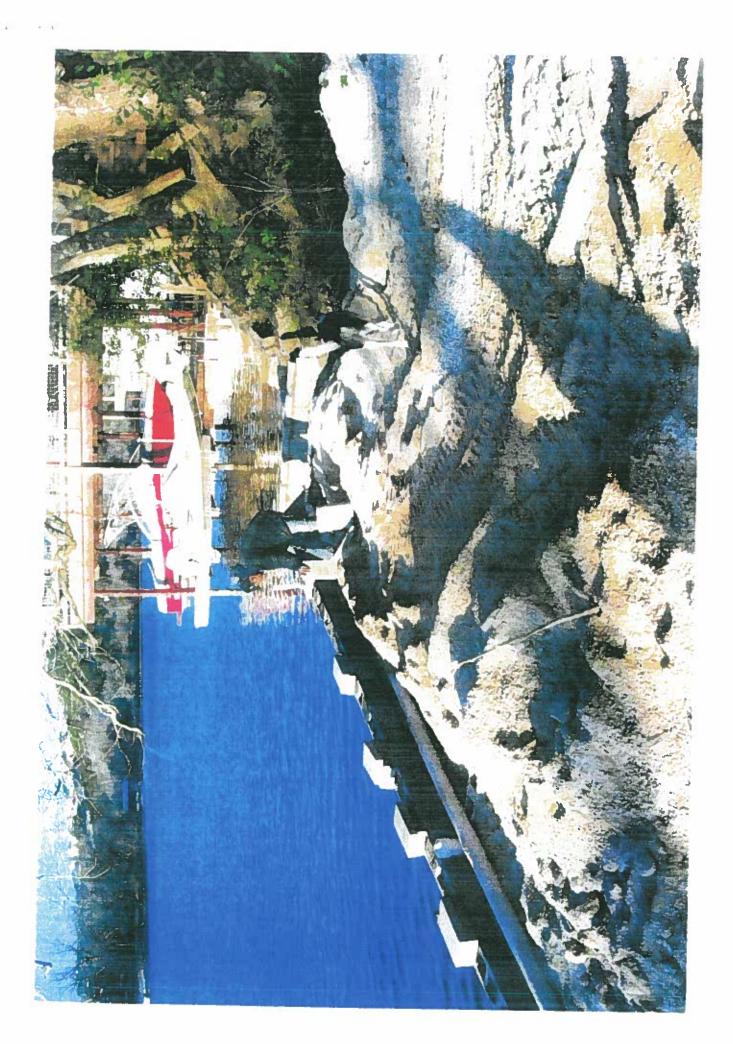


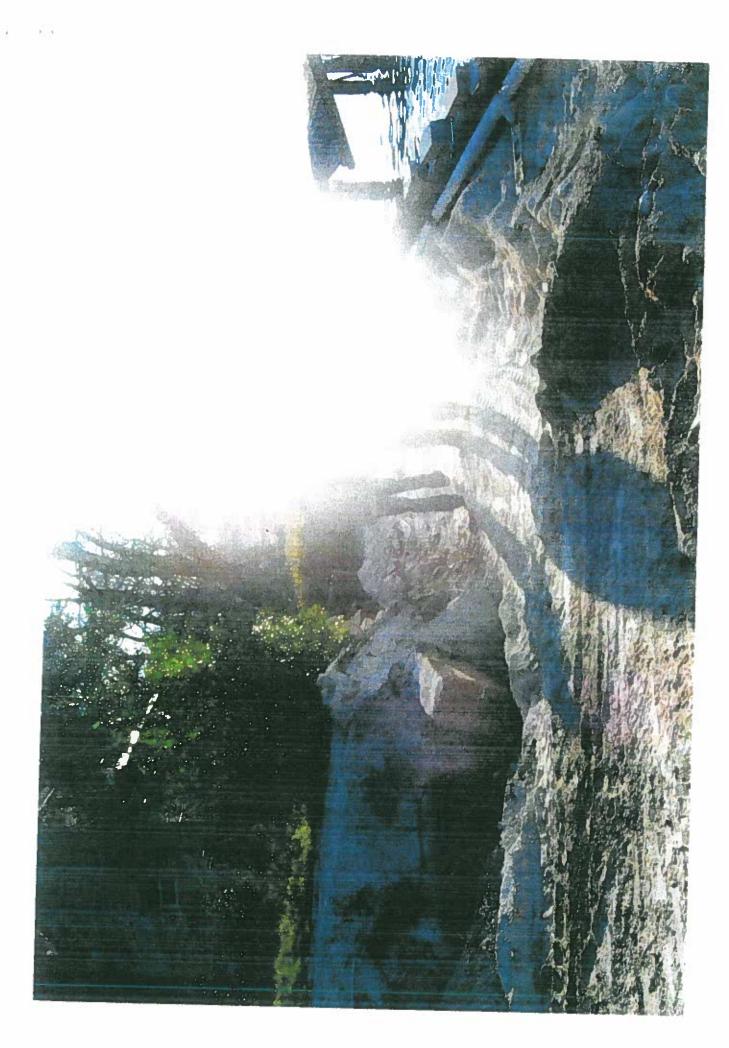
### NOTICE OF ORDINANCE / AUSTIN CITY CODE VIOLATION

☐ First Notice of Non-Co☐ Second Notice of Non-Co	<u>-</u>	< () ** ** ** ** ** ** ** ** ** ** ** ** **	
Date: Site	Plan No. / Case No. / Building Permit	t No.:	
Address/Location:	A FOLL LEE		
	March Cold to		
Contractor Name / Address	•	· ·	
Engineering Name / Address	SS:	1 601800 4	166.70
The following Austin City	Code violations have been observed	d at the above-referenced site:	1
Failure to provide add	pproved site plan or permit (Section 2) equate erosion and sedimentation cont h protected tree requirements (Section	trols (Section 25-8-181)	- 14.
Items Needing Correction:	SI Diese	Melyade Tother	
Protection and Development Information on Development contacting the Development Sincerely,  For: Joe Pantalion, PE, Di	Review Department, for information to Permit applications and requirement Assistance Center at 974-6370, locate	, of the City of Austin's War and assistance in complying with these requises of the Austin City Code may also be obtained at One Texas Center, 505 Barton Springs I	irements.
Code for the following reas	ociated reinspection fee are required	d according to Section 25-1-289 of the Aust	in City
X Reinspection to release	e ordinance violation on permitted site	<b>3.</b>	
Reinspection for comp	liance, after violation is determined o	n a non-permitted site.	
Other:			
Payment of the fifty-dollar (\$50 einspection fee payment must Department office at 505 Barton o.m. Please call 974-2278 if you	0.00) reinspection fee must be made wit accompany this form and be paid in part Springs Road, Room #350. Office hours have any questions.	ons will be performed until the reinspection the exact cash or check payable to "The City of person to the Watershed Protection and Developers for payment are between 7:45 - 11:30 a.m. and	Austin." The
Notice received by:	11h. 16 61 -	Owner/Engineering	/Contractor.
Notice posted on site.			
White Copy - Inspector	Yellow - WPDRD Office	Pink Copy - Owner/Engineer/Contractor/	Posted on Site

12/15/2005













### CHELSTROM HOUSE 2700 EDGEWATER AUSTIN, TEXAS

NOT MET.

ARCHITECT.
PLANN!!

1313 East Stoth St. Austo, Teess 76.7 priores 512 478. fec. 512 478.

Johnstc Aroutters /

APPROVED WENGER TOWN

TOTAL BARBADILE COURS LTTP JE JON BARDAGUA COMEN OLK, MIL AREA IND &

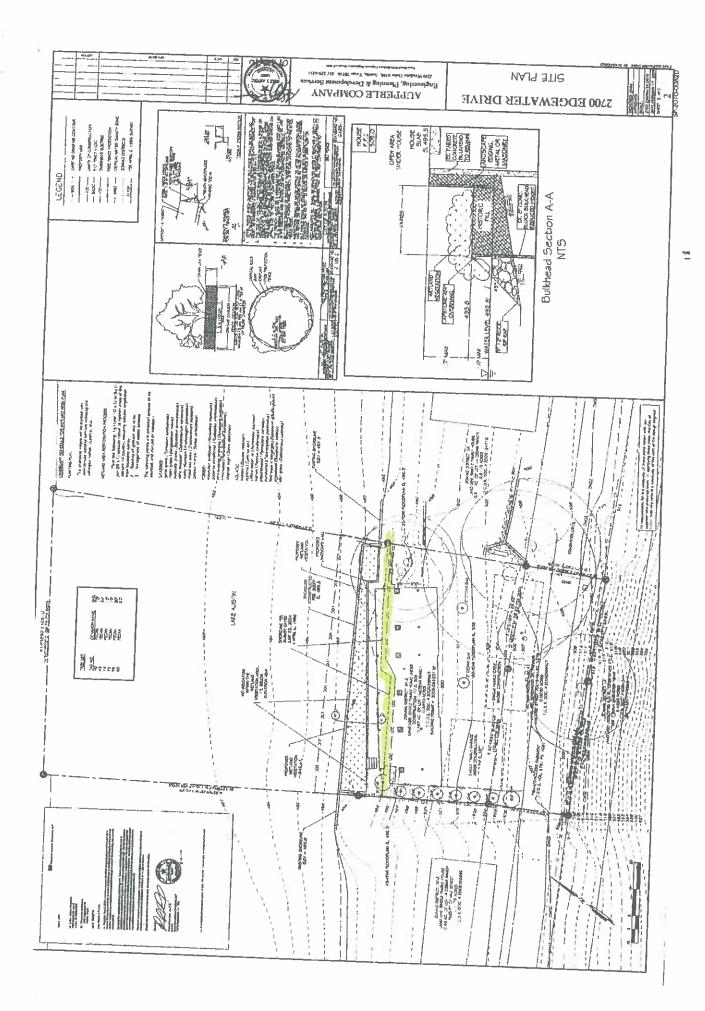
3 Edr. < 2500 11 ft.
To blad conditioned space 2 2354 35 ft.
To blad conditioned space 2 2000 margin

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1



SOURCE SECONDS FARTHER Level 1 505' - 0" 100 YR FLOOD PLAIN 502' - 0" PROPOSED AREA EXISTING LAKE IN CROSS SECTION -GROUND . **AUSTIN EXCAVATION** A BROTE ARTIS And the second of the same pre-2700 EDGEWATER DR. JULY 07, 2040 AUPPERLE COMPANY SP-2010-00820 Engineering, Planning & DMM Development Services Marina - A