If you need assistance completing this application (general inquires only) please contact Susan Walker, 974-2202; 505 Barton Springs Road, 2nd Floor (One Texas Center).

CASE # CIS-2011-0102
ROW # 70635741

CITY OF AUSTIN TP-0224190 421

APPLICATION TO BOARD OF ADJUSTMENT
GENERAL VARIANCE/PARKING VARIANCE

WARNING: Filing of this appeal stops all affected construction activity.

PLEASE: APPLICATION MUST BE TYPED WITH ALL REQUESTED INFORMATION COMPLETED.
STREET ADDRESS: 2003 Patton Lane, Austin, Texas 78723
LEGAL DESCRIPTION: Subdivision – Windsor Park II Section 1
Lot(s) 38 Block A Outlot Division
I/We <u>Jose Arriaga & Rafaela Arriaga</u> on behalf of myself/ourselves as authorized agent for
Jose Arriaga & Rafaela Arriaga affirm that on,
hereby apply for a hearing before the Board of Adjustment for consideration to:
(check appropriate items below)
ERECTATTACH COMPLETE REMODEL _X MAINTAIN S 7 76
40% -> 64% 25-2-1603 (B)-ft ward may
in a SF-3-NP district. Windsor Park Neighborhood Plan

NOTE: The Board must determine the existence of, sufficiency of and weight of evidence supporting the findings described below. Therefore, you must complete each of the applicable Findings Statements as part of your application. Failure to do so may result in your application

being rejected as incomplete. Please attach any additional support documents.

VARIANCE FINDINGS: I contend that my entitlement to the requested variance is based on the following findings (see page 5 of application for explanation of findings):

REASONABLE USE:

1. The zoning regulations applicable to the property do not allow for a reasonable use because:

I had a single driveway to park up to 5 vehicles nightly. When parking the cars in the street, they were run into, broken into, or vandalized. I fenced the front yard and began parking the vehicles in the yard, locking the gate nightly. I received tickets for parking the cars in the yard. When talking with one of the officers on the ticket, it was suggested to pave the area where the cars are parked. I paved the part of the yard I was parking cars. Now I am getting code violations for impervious cover greater than 45%.

HARDSHIP:

2. (a) The hardship for which the variance is requested is unique to the property in that:

I cannot provide for the health, safety, or welfare of my family and property. The violence and vandalism occurring to my private property is excessive and cannot be controlled without parking the cars within the fenced area and locking the gate nightly.

(b) The hardship is not general to the area in which the property is located because:

With only a single driveway and without the additional paved area, I cannot park all of my cars on pavement within the fenced and locked area.

AREA CHARACTER:

3. The variance will not alter the character of the area adjacent to the property, will not impair the use of adjacent conforming property, and will not impair the purpose of the regulations of the zoning district in which the property is located because:

The variance will allow for me to park my personal vehicles on pavement and within private property, not in the grass or street. Many other homes on the street have fenced yards with additional areas of pavement or gravel to park cars within private property.

PARKING: (Additional criteria for parking variances only.)

Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed Section 479 of Chapter 25-6 with respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional circumstances also apply:

1. Neither present nor anticipated future traffic volumes generated by the use of the site or the uses of sites in the vicinity reasonable require strict or literal interpretation and enforcement of the specific regulation because:

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		parking or loading of vehicles on the free flow of traffic of the streets
NA	A - W11/W	
	ance will not create a safe ectives of this Ordinance	ety hazard or any other condition because:
4. The variance will run wi the site because: NA	th the use or uses to whic	h it pertains and shall not run with
		I provide the applicant with a special
APPLICANT CERTIFICA' application are true and corre	TE – I affirm that my sect to the best of my know	tatements contained in the complete vledge and belief.
Signed Signed	Ma	ail Address
City, State & Zip		
Printed	Phone	Date
OWNERS CERTIFICATE application are true and correct		atements contained in the complete dge and belief.
Signed Jose a. G.	mege Ma	ail Address 2003 Patton Lane
City, State & Zip Austin, T	exas 78723	ail Address 2003 Patton Lane
Printed Jose Arriaga	Phone <u>512</u> -	363-8850 Date 08/15/2011

I (WE) Pat Mustbe HAVE LIVED
AT 6503 Dorchester On FOR 37 YEARS. I(WE)
HAVE NO OBJECTION TO MR.ARRIAGA'S IMPROVEMENTS
TO HIS PROPERTY BECAUSE IT DOESN'T AFFECT US IN
ANY WAY.
YES OR NO I HAVE HAD BURGLARIES/
VANDALISM ON MY PROPERTY (HOME).
YES OR NO I HAVE HAD HIT & RUNS ON MY CARS
PARKED ON STREET IN FRONT OF MY HOME. (Neighborhood)
YES OR NO I KNOW OF A NEIGHBOR THAT HAS
HAD A BURGLARY OR CAR ACCIDENT ON STREET IN
FRONT OF THEIR HOME.

X Pat Mustoc

I (WE) Angela DOSQUED HAVE LIVED

AT 6505 DOSCUESTEY FOR 90 YEARS. I(WE)

HAVE NO OBJECTION TO MR.ARRIAGA'S IMPROVEMENTS

TO HIS PROPERTY BECAUSE IT DOESN'T AFFECT US IN

ANY WAY.

Yes OR NO I HAVE HAD BURGLARIES/ VANDALISM ON MY PROPERTY (HOME).

<u>yes</u> YES OR NO I HAVE HAD HIT & RUNS ON MY CARS PARKED ON STREET IN FRONT OF MY HOME.

YES OR NO I KNOW OF A NEIGHBOR THAT HAS HAD A BURGLARY OR CAR ACCIDENT ON STREET IN FRONT OF THEIR HOME.

x Angela Vasguez

I
I (WE) Leo. Brenda Wedle HAVE LIVED
AT 1907 Patton Lane FOR 19 YEARS. I(WE)
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FRONT OF THEIR HOME.

X Decorge W. Wallan

X Romana Villafay

I (WE) Folom (A) 10 HAVE LIVED
AT 1908 father FOR 30 YEARS. I(WE)
HAVE NO OBJECTION TO MR.ARRIAGA'S IMPROVEMENTS
TO HIS PROPERTY BECAUSE IT DOESN'T AFFECT US IN
ANY WAY.
<u>Mo</u> YES OR NO I HAVE HAD BURGLARIES/
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1 (WE) GONZAIO KEYES HAVE LIVED
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HAD A B	BURGLARY	OR CAR AC	CIDENT O	N STREET	· IN
FRONT (OF THEIR	HOME.			

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ACTUAL CONDITIONS 2003 PATTON LN **AUSTIN TX** 20' PATTON LN (IN FEET) SCALE 1" = 20' 60.13 -10.00% -9.38′--15.00′-3.49 -IRON FENCE TREE WELL 30" TREE :39.9ე WIRE FENCE CHAIN LINK 2,350 SF CHAIN LINK FENCE 3.50 278 SF

LUT SIZE 7,289 SF = 100%

TOTAL---IMPERVIOUS COVER 4,145 SF = 56.87%

60.37

Walker, Susan

From:

Jose Arriaga [Jose_A@mwmdesigngroup.com]

Sent:

Wednesday, September 21, 2011 9:00 AM

To: Subject: Walker, Susan

Subject.

FW:

Attachments:

20110921083621071_0001.pdf



2011092108362107 1_0001.pdf (44...

Hi Susan:

I'm enclosing this pdf and see if this is what you want I'm giving you the total of $25'\times60.13'=1,503.13$ SF And then the 45% Impervious cover 676.41 SF And the 40% Impervious cover 601.25 SF I asked Frank del Castillo to call you in case I didn't understood your instructions Please feel free to contact him (512-450-4916) in case you have more instructions for me.

Before I submitted the variance application I ask if there was another way for me to solve my problem like drilling holes into the concrete to let the water go into the ground or any other option to avoid removing the concrete and I didn't get any answer. Please let me know what can I do. --Jose A.

----Original Message----

From: Administrator

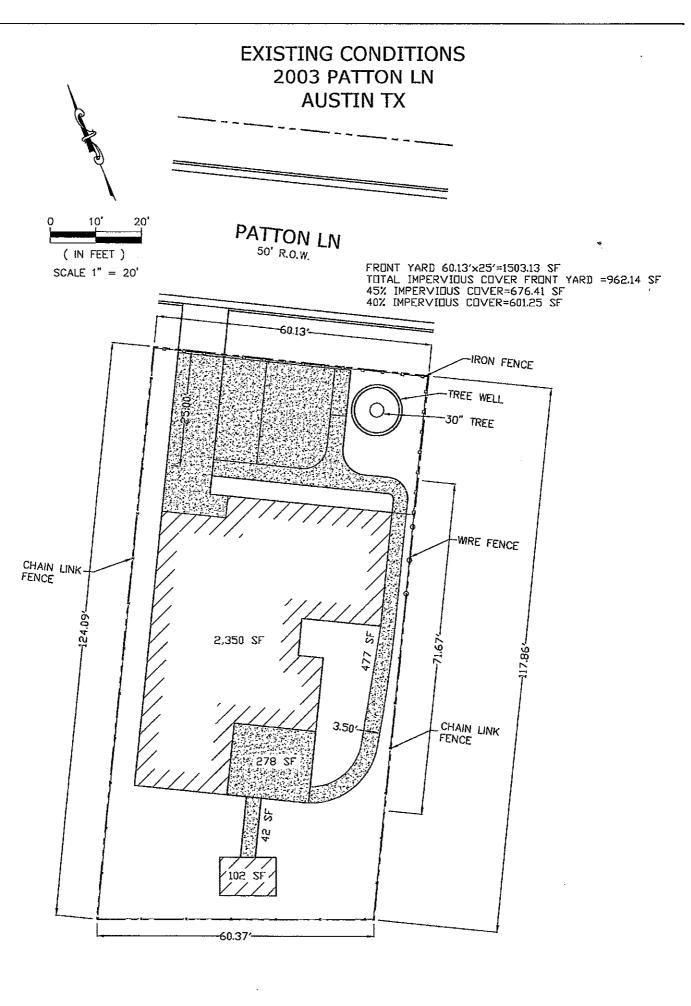
Sent: Wednesday, September 21, 2011 7:36 AM

To: Jose Arriaga

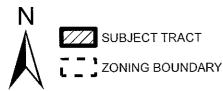
Subject:

This E-mail was sent from "RNPE658B2" (Aficio MP C6000).

Scan Date: 09.21.2011 08:36:20 (-0400) Queries to: postmaster@mwmdesigngroup.com







BOARD OF ADJUSTMENTS

CASE#: C15-2011-0102 LOCATION: 2003 PATTON LN

GRID: M26

MANAGER: SUSAN WALKER

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

This product has been produced by the Planning and Development Review Department for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.



Windsor Park Neighborhood Association :



August 15, 2011

To Whom It May Concern:

The Windsor Park Neighborhood Association voted unanimously to take a neutral position on the code enforcement variance requested by Jose Arriaga of 2003 Patton Lane.

WPNA defers to the opinions and actions of Mr. Arriaga's immediate neighbors.

Sincerely,

Martin Luecke Vice President

512.536.0465

From: david butts (djbutts@sbcglobal.net)
To: susanwiederspahn@sbcglobal.net;
Date: Tue, August 9, 2011 6:36:28 AM

Cc:

Subject: [No Subject]

Austin Board of Adjustment

August 8th, 2011

Fr: David Butts

Re: Question regarding Arriaga residence

I have lived across the street on Patton Lane from the Arriaga family since 1993 and they have been on that street longer than I have. Patton Lane had developed a very rough reputation before I moved there and in fact the Austin-American Statesman reported it as the 3rd most active crack cocaine distribution center in Austin in the early 90's. There was gunfire every week. Home burglaries were common place, drive by shootings as rival drug pushers vied for territory and car vandalism and break-ins.

It was rough, and some people died, but that was then and now it's better. Still though, there are still a goodly number of home break-ins and the same with cars being broken into or damaged. We also have some gang activity where they cruise around at night and jump out and pummel some hapless person walking on the street. And parking on the street is really unwise. A few years back a drunk driver hit a car parked close to my house and push the whole mess into my two parked cars that were just off the road in the driveway outside my fence. And I do see someone's car window broken every couple of weeks in the neighborhood. It is always something in this part of Windsor Park.

My point is this: When you go through a lot of this unpleasantness, you start looking for ways to protect your family and your possessions. Mr. Arriaga wanted to protect his trucks so he put up a fence to keep people out. Naturally, he didn't want them mired in mud, if and when it should ever rain again, so he laid down a concrete cover over a good portion of his small front yard. He did not cover all of the yard and he certainly left a good bit of ground for the front yard tree. Far more space than I see provided for those trees at the shopping malls. He was just trying to protect his property and not have a bunch of ruts in front of his house.

Finally, I would point out that Mr Arriaga and his family stayed. During the bad days a lot of people just moved out of this area There was a real concern that the rot would take over the whole street. The Arriaga's and a number of others hung in there. They deserve some consideration and I would ask the Board to take their situation into their decision. Thank You.

David Butts 1914 Patton Lane

I (WE) Lo Com Al HAVE LIVED
AT 1908 Patton FOR 20 YEARS. I(WE)
HAVE NO OBJECTION TO MR.ARRIAGA'S IMPROVEMENTS
TO HIS PROPERTY BECAUSE IT DOESN'T AFFECT US IN
ANY WAY.

YES OR NO I HAVE HAD BURGLARIES/ VANDALISM ON MY PROPERTY (HOME).

YES OR NO I HAVE HAD HIT & RUNS ON MY CARS PARKED ON STREET IN FRONT OF MY HOME.

YES OR NO I KNOW OF A NEIGHBOR THAT HAS HAD A BURGLARY OR CAR ACCIDENT ON STREET IN FRONT OF THEIR HOME.

x La Cornothing

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x 410

I (WE) Romana VIIIa fan HAVE LIVED
AT 2005 patton in FOR 15 YEARS. I(WE)
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X Romana Villafan

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X Pat Mustoc

I (WE) HAVE LIVED
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<u>Si</u> yes or no i have had hit & runs on my cars
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S YES OR NO I KNOW OF A NEIGHBOR THAT HAS
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M, V	· •
1 (WE) Michael Kackman	
AT 6407 Ken: (wath Dr. FO)	RYEARS. I(WE)
HAVE NO OBJECTION TO MR.A	RRIAGA'S IMPROVEMENTS
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YES OR NO I HAVE HA	D HIT & RUNS ON MY CARS
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YES OR NO I KNOW O	F A NEIGHBOR THAT HAS
HAD A BURGLARY OR CAR ACC	CIDENT ON STREET IN
FRONT OF THEIR HOME.	

x_____

I (WE) Lucia and Simon Hernand HAVE LIVED
AT 6412 Kenilworth FOR 10 YEARS. I(WE)
HAVE NO OBJECTION TO MR.ARRIAGA'S IMPROVEMENTS
TO HIS PROPERTY BECAUSE IT DOESN'T AFFECT US IN
ANY WAY.
YES OR NO I HAVE HAD BURGLARIES/ VANDALISM ON MY PROPERTY (HOME).
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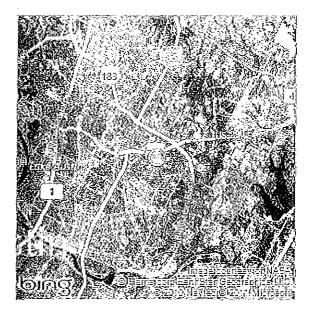
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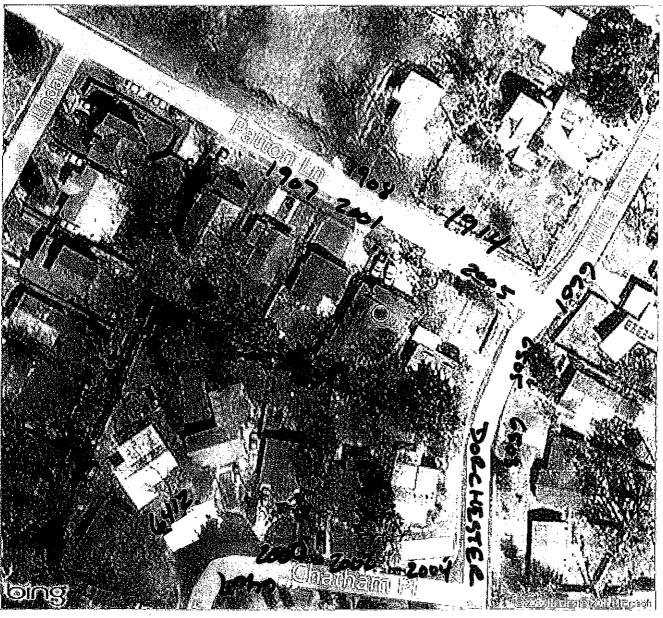
2003 Patton Ln, Austin, TX 76723-1237

My Notes	
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FREE! Use Bing 411 to find movies,

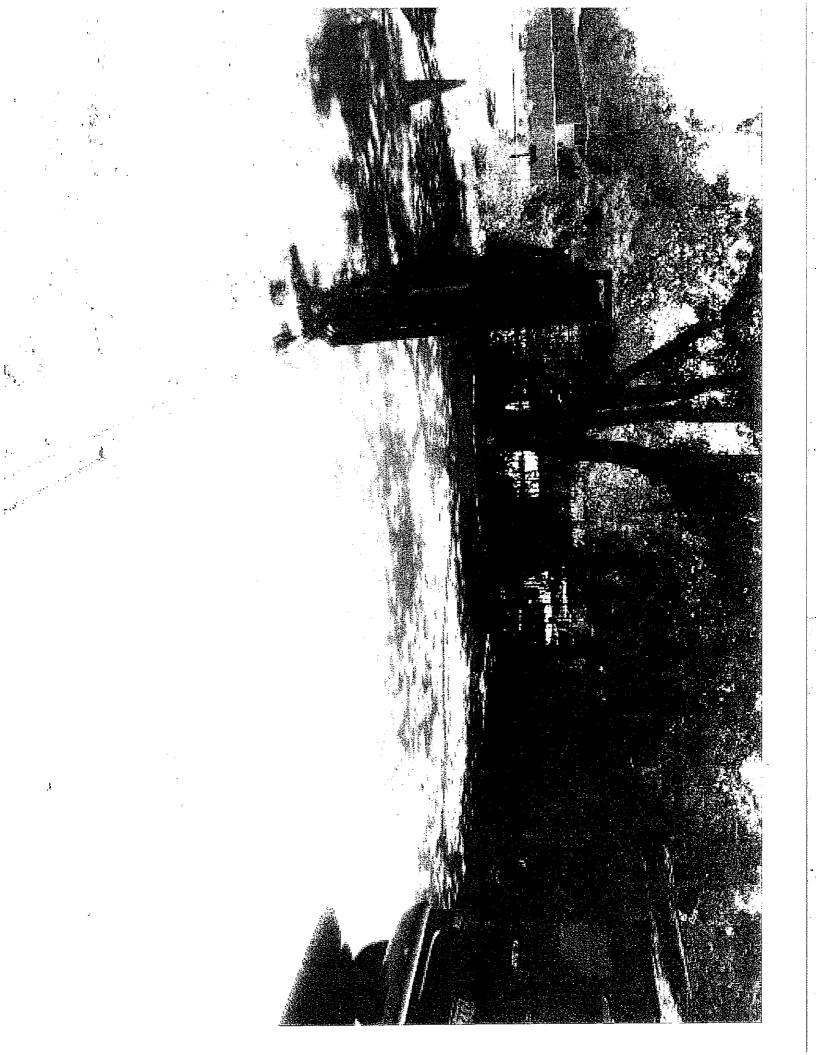
businesses & more: 800-BING-411











Google maps

Address 2201 Patton Lane

Address is approximate

