CITY OF AUSTIN Board of Adjustment/Sign Review Board Decision Sheet

DATE: Monday, October 14, 2013	CASE NUMBER: C15-2013-0076
Y Jeff Jack	
Y Michael Von Ohlen Motion to Deny	
Y Nora Salinas	
Y Bryan King	
Y Fred McGhee 2 nd the Motion	
Y Melissa Hawthorne	
Y Stuart Hampton - Sallie Burchett(OUT)	
- Cathy French (SRB only)	

OWNER/APPLICANT: Zachary A. Reich

ADDRESS: 5515 DUVAL ST

VARIANCE REQUESTED: The applicant has requested a variance to increase the maximum gross floor area requirement of Section 25-2-1463 (7) (a) from 850 square feet to 1500 square feet in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

The applicant has requested a variance to increase the maximum gross floor area requirement on the second story of a secondary apartment use requirement of Section 25-2-1463 (7) (b) from 550 square feet to 750 square feet in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

The applicant has requested a variance to decrease the minimum entrance from a property line for a secondary apartment requirement of Section 25-2-1463 (C) (4) from 10 feet to between 9.9 feet and 10 feet in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

The applicant has requested a variance to increase the maximum impervious coverage requirement of Section 25-2-1463 (D) from 45% to 47.1% in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

BOARD'S DECISION: The public hearing was closed on Board Member Melissa Hawthorne motion to Postpone to September 16, 2013, Board Member Fred McGhee second on a 7-0 vote; POSTPONED TO September 16, 2013. (RE-NOTIFICATION NEEDED)

The applicant has requested a variance to increase the maximum gross floor area requirement of Section 25-2-1463 (7) (a) from 850 square feet to 1534 square feet in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

The applicant has requested a variance to increase the maximum gross floor area requirement on the second story of a secondary apartment use requirement of Section 25-2-1463 (7) (b) from 550 square feet to 767 square feet in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

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The applicant has requested a variance to increase the maximum impervious coverage requirement of Section 25-2-1463 (D) from 45% to 48% in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

FINDING: The public hearing was closed on Board Member Michael Von Ohlen motion to Deny, Board Member Fred McGhee second on a 7-0 vote; DENIED.

- 1. The Zoning regulations applicable to the property do not allow for a reasonable use because:
- 2. (a) The hardship for which the variance is requested is unique to the property in that:
 - (b) The hardship is not general to the area in which the property is located because:
- 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:

Susan Walker

Executive Liaison

Chairman



NOTICE OF PUBLIC HEARING LAND DEVELOPMENT CODE VARIANCE RECONSIDERATION

Mailing Date: November 1, 2013

Case Number: C15-2013-0076

Please be advised that the City of Austin has received an application for a variance from the Land Development Code.

Applicant:	Zach Reich; 512-635-3695
Owner:	Same as applicant
Address:	5515 DUVAL ST, Lot: 15 Block: Subdivision: HIGHLANDS THE

Variance Request(s): The applicant has requested a variance to increase the maximum gross floor area requirement of Section 25-2-1463 (7) (a) from 850 square feet to 1534 square feet in order to maintain and remodel a secondary apartment use in an "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (North Loop Neighborhood Plan)

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This application is scheduled to be heard by the Board of Adjustment on November 14th, 2013. The meeting will be held at City Council Chambers, 301 West 2nd Street beginning at 5:30 PM.

You are being notified because City Ordinance requires that all property owners and utility account holders within 500 feet of the proposed development and affected neighborhood organizations be notified when an application is scheduled for a public hearing. If you have any questions concerning this application, please contact Susan Walker of the Planning and Development Review Department at 512-974-2202 and refer to the Case Number at the top right of this notice. However, you may also find information on this case at our web site www.ci.austin.tx.us/devreview/index.jsp.

For additional information on the City of Austin's land development process, please visit our web site www.ci.austin.tx.us/development.

PUBLIC HEARING INFORMATION

Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During a public hearing, the board or commission may postpone or continue an application's hearing to a later date, or recommend approval or denial of the application. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.

A board or commission's decision may be appealed by a person with standing to appeal, or an interested party that is identified as a person who can appeal the decision. The body holding a public hearing on an appeal will determine whether a person has standing to appeal the decision.

An interested party is defined as a person who is the applicant or record owner of the subject property, or who communicates an interest to a board or commission by:

- delivering a written statement to the board or commission before or during the public hearing that generally identifies the issues of concern (it may be delivered to the contact person listed on a notice); or
- appearing and speaking for the record at the public hearing;
- occupies a primary residence that is within 500 feet of the subject property or proposed development;
- is the record owner of property within 500 feet of the subject property or proposed development; or
 - is an officer of an environmental or neighborhood organization that has an interest in or whose declared boundaries are within 500 feet of the subject property or proposed development.

A notice of appeal must be filed with the director of the responsible department no later than 10 days after the decision. An appeal form may be available from the responsible department.

For additional information on the City of Austin's land development process, visit our web site: www.ci.austin.tx.us/development.

board or commission, or Council; the scheduled date of the public hearing; the Written comments must be submitted to the contact person listed on the notice before or at a public hearing. Your comments should include the name of the City of Austin-Planning & Development Review Department/ 1st Floor ☐ I am in favor Public Hearing: Board of Adjustment, November 14th, 2013 ☐ I object Date If you use this form to comment, it may be returned to: Case Number: C15-2013-0076 - 5515 Duval Street Case Number; and the contact person listed on the notice. Contact: Susan Walker, 512-974-2202 Your address(es) affected by this application Signature Austin, TX 78767-1088 Your Name (please print) Daytime Telephone; P. O. Box 1088 Susan Walker Comments:

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OCT 2 3 2013 BOARD OF ADJUSTMENT RECONSIDERATION (APPEAL) REQUEST

CITY OF AUSTIN

C15-2013-0076

Dear BOA Board Members:

I am asking the Board of Adjustment to please reconsider your previous decision and to grant me Some or all (Or even one or two) of these Variances so I can get the proper permits and complete all of the required inspections and ensure proper compliance. The Zoning regulations for this particular property are unique because of the layout of the original structure is shifted fairly far back on the lot. There also is a power line, a tree and the alleyway to consider as well. This is why this particular structure was placed in its current location to save a medium sized tree. In addition, this property will require MAJOR reconstruction to comply with the current regulations, impacting the environment, the neighborhood, and natural resources.

This property does not stand out as compared with other properties in the neighborhood. The property and secondary apartment is currently built (See Application, additional drawings, and Presentation for more explanation). Fortunately unbeknownced to me, the size of the total habitable square footage on this property is still less than the allowable total habitable square footage allowed for this property (2460 sqft is built in both structures, 2498 sqft is allowed). A variance is required in order to issue permits to complete subsequent inspections for this secondary apartment. Permits are needed to use the property and to move the electrical from a temporary service (site has temporary pole currently) to a permanent electrical service on the secondary apartment.

Large structures and secondary apartments are common in this area as are duplexes. This area of town does have a mixture of single family, single family with secondary apartments, and large residences and duplexes with or without secondary apartments. I have a few examples of development in this neighborhood supplied with this package (North Loop). My neighborhood is going through many changes due to the population boom of Central Austin. I am not requesting any parking variances. This is because I made the decision to instead of asking for a parking variance, by using this Alley accessed parking show on my site plan (even though it is not paved) it counts as impervious coverage. Subsequently, this will bring the property above the allowed 45% limit. My calculations show this new impervious coverage at 48%. My driveway has a total of four (4) parking spots, thereby moving vehicles off the city streets. Also in the back, adjacent to the secondary apartment there is Alley accessed parking that allows one (1) extra parking spot. This will make the total number of parking spots for this property, 5515 Duval St. have a grand total of five (5) parking spots. This absolutely will be more than enough parking to allow the people to park and to NOT incur any additional street side parking. Also if you grant me just the top floor variance from 550 to 767 sqft, I can transform the downstairs to include, not one, but two garage spaces, eliminating the impervious cover variance.

There are no safety hazards by granting this variances. These variances entail additional square footage, which is not a safety hazard. By granting this variance, it allows the temporary electrical service pole to be eliminated, allowing a permanent electrical service to be built, making the property even more safe and secure. NOTE: There is currently a permanent electric service built on the secondary apartment. This site will still be used within the Zoning standards of this neighborhood. Permits are needed to use the property and to move the electrical service from a temporary service pole to a permanent electrical service which is currently already built on the secondary apartment.

My conclusions of my research show some discrepancies have been noted for other properties, and there are DEFINEITLY secondary apartments above the 850 sqft limit. (1150-1300 sqft is found on several occasions). There are also many apartments in this neighborhood with more than 550 sq ft area on the top floor. **Granting this variance would NOT alter the neighborhood character at all!! Thanks for your reconsideration.** I was ignorant of the rules and regulations at the time, and was convinced to add a 2nd floor to the secondary apartment by my contractor outside the City of Austin's regulations, which I am regretful. I am showing data in this presentation to point out that this secondary Apt. is in character with the North Loop Neighborhood Area Plan and in the properties surroundings.

I am asking the Board of Adjustment to please reconsider your previous decision and to grant me all (Or even some) of these Variances so I can finish out my mandated electrical work, and so I can get the proper permits to make this property is fully inspected. Also of note, I would say the variance of the top floor is most crucial to me. If you grant me just the top floor variance from 550 to 767 sqft, I can transform the downstairs to include, not one, but two garage spaces, eliminating the impervious cover variance as the required parking space would already be

fulfilled. I can transform the two rooms and the kitchen into two (2) garage spaces. The bathroom downstairs will remain. By having only the bathroom as habitable space downstairs, the total habitable square footage of the secondary apartment will be reduced from **1536 to 810 sqft, which is BELOW** the 850 square feet requirement. I would think granting the variance of the 9.9 foot setback would also not be controversial at all. If need be, I will get the property re-surveyed. I am confident that corner is 10 feet away from the property line. I did notice that there was a .2 foot discrepancy from the main house from survey to survey. The house obviously didn't move, so this would indicate that there is a small margin for error.

So in conclusion, I hope that my additional evidence and situation will allow you to reconsider your decision. If you grant me just the top floor variance from 550 to 767 sqft. I anticipate talking (again) to my only neighbor that shows dissent for this variance to see if I can alleviate some of her concerns. I am VERY confident that she will like my new proposal a lot better than my previous one. Perhaps she may not object and even possibly support this transformation. I really regret that I was ignorant and went along with the construction of the second floor, and if I really understood at the time of all of the zoning and McMansion requirements, I would have never done this. I apologize, and I am pretty desperate and am asking for your reconsideration of your previous BOA decision. Thanks.

Regards,

Zach Reich

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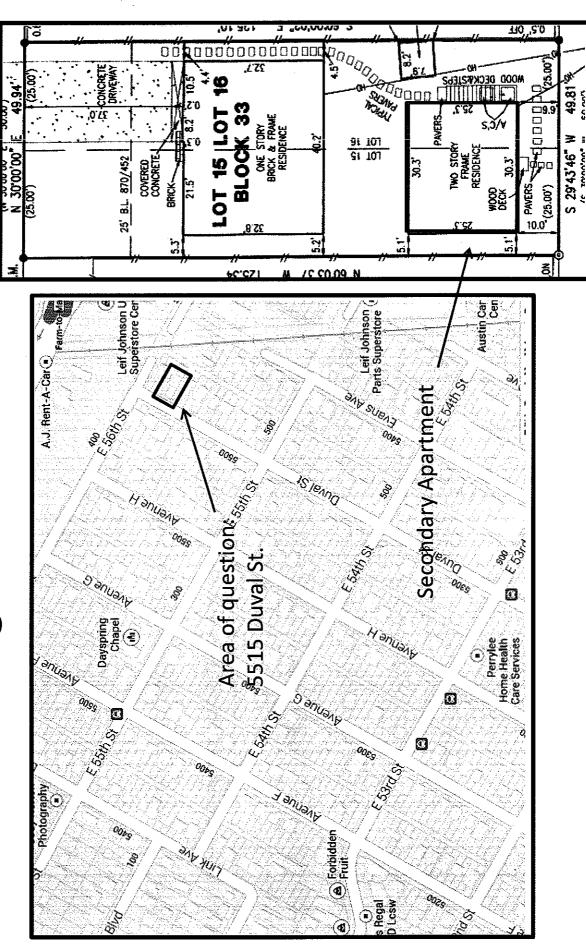
OCT 2 3 2013 CITY OF AUSTIN

Request For Reconsideration (Or Appeal) for Variances for Secondary Apartment for 5515 Area Character, Hardship, and Other Structures in the Area Duval St. Based on

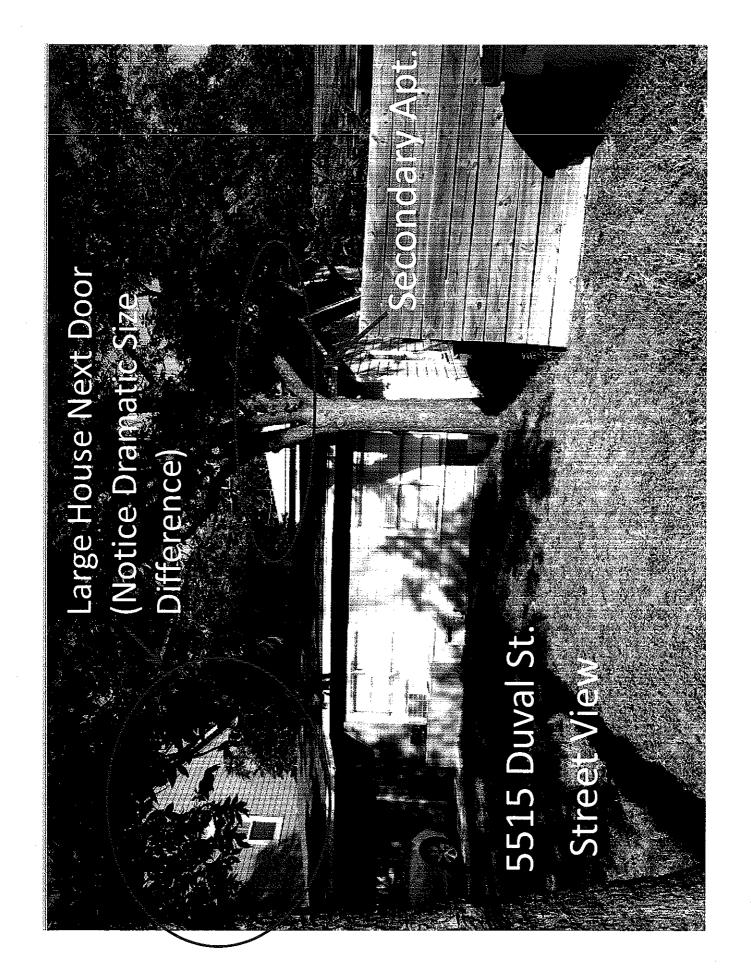
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Note: Additional info and data included

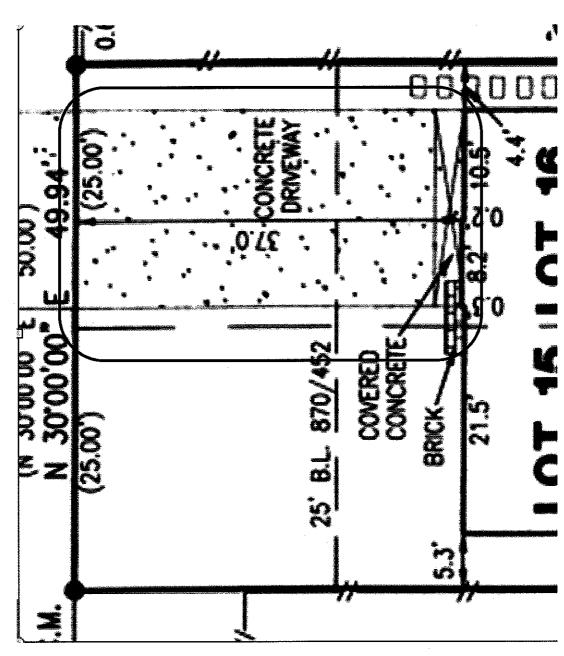
Updated Site Plan: General Neighborhood Area:



excessive Secondan Street View Total-parking area: 19x37 (Large enough for 4 separate 8,5x17 parking spaces)



Parking Area (In The Front):



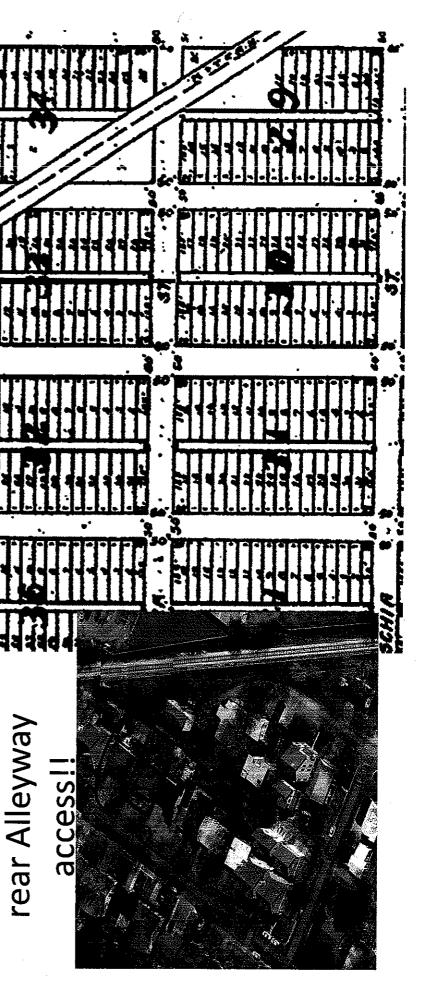
Total parking area: 19x37 (Large enough for 4 separate 8.5x17 parking spaces)

Parking Continued: Secondary Apt. Has Alley Access

Original Plat Showing City Right-Of-Way

PAGE 55

NOTE: There IS



Potential Neighbor's Concerns (AND Mitigation):

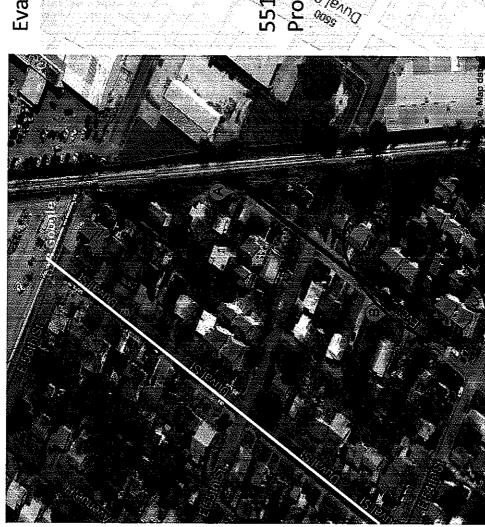
Concern-Parking: Larger Apartment will cause excess on street parking. Mitigation: Front Parking has (4) parking areas, and in the rear by Secondary Apt. there (1) spot via City ROA (Alley). Total of (5) parking spots.

Concern-Flooding: Duval St. in 2003 has rising water that flooded on peoples property and some houses.

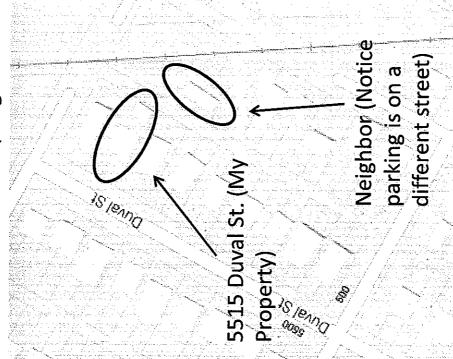
drain was thoroughly cleaned and cleared, and there are plans to improve the street drainage in the future. NO other flooding has Mitigation: This was due to a CLOGGED STREET DRAIN. This been experienced to this date.

Map of The Area, Parking Continued

Duval St. in YELLOW (My Street)

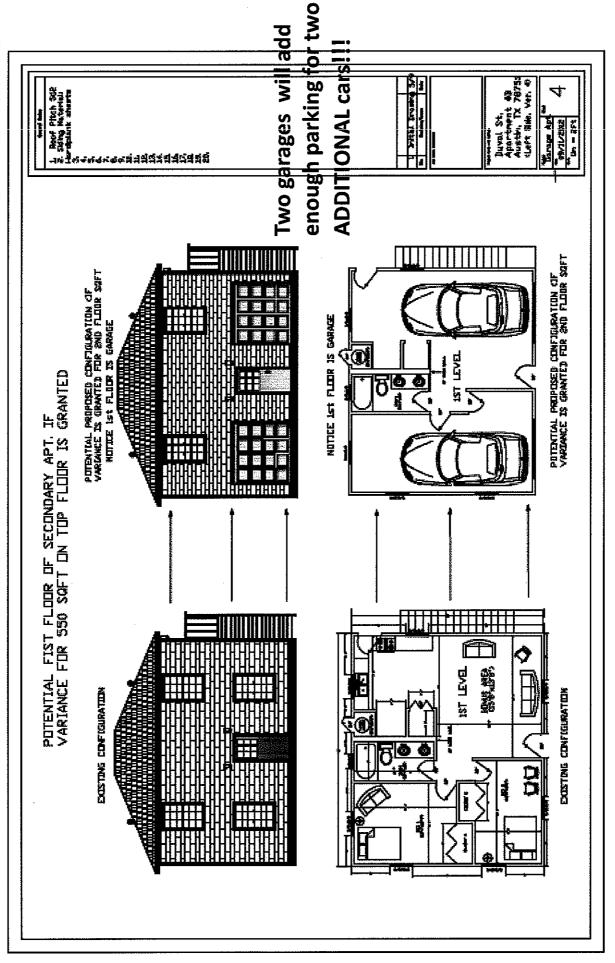


Evans St. in PURPLE (Neighbors Street)



Large Duplexes on Evans which could obstruct parking: Purple Line Notates the Distance between large Duplexes

Potential Transformation With 550 SQFT 2nd Floor Variance:



Advantages to Granting the 550 SQFT 2nd Floor Variance:

- reducing the overall saft of secondary apartment to 810 square feet. The downstairs can be converted into (2) two (1) car garages,
- There will be one EXTRA parking spaces, bringing the total parking spaces on property to <u>SIX</u>.
- Less drastic reconstruction/noise/disturbances to neighbors.
- By doing this downstairs garage conversion, there will be NO NEED for the 850 sqft total for secondary apartments AND the 45% impervious coverage variances.
- confident the rear is 10' on both corners. Granting this variance in •I can get another survey to confirm that all setbacks are met. I'm addition to the 550 sqft 2nd floor variance is minimal and has absolutely NO impact to neighbors.

occasions). There are also many apartments in this neighborhood with more than 550 sq secondary apartments above the 850 sqft limit. (1150-1300 sqft is found on several discrepancies have been noted for other properties, and there are DEFINEITLY ft area on the top floor. This is my #1 Conclusions of Research: Some variance request. Granting this variance would NOT alter the neighborhood character at all!! Thanks for your consideration.

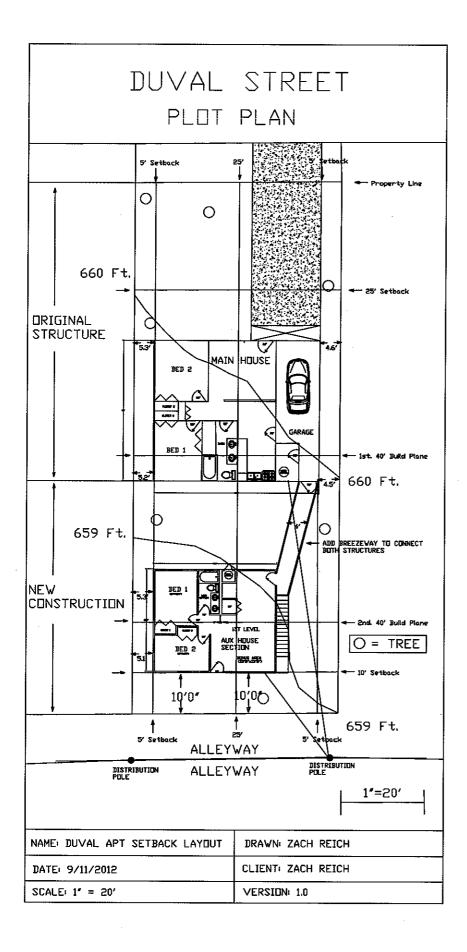
character with the North Loop Neighborhood Area and in the Austin's regulations, which I am regretful. I am showing data in this presentation to point out that this secondary Apt. is in Conclusion: I was ignorant of the rules and regulations secondary apartment by my contractor outside the City of properties surroundings. Please reconsider my variance at the time, and was convinced to add a 2nd floor to the request for any or all variances.

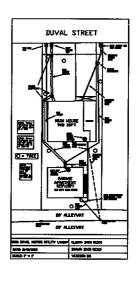
Variances so I can finish out my mandated electrical work to I am asking the Board of Adjustment to please grant these make this property up to current code.

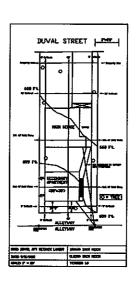
the 2nd floor. I can work around the rest with just this one variances, it would be the variance of the max 550 sqft on NOTE: If you only wanted to grant JUST ONE of these variance.

Presentation End

Thanks much, Zach.



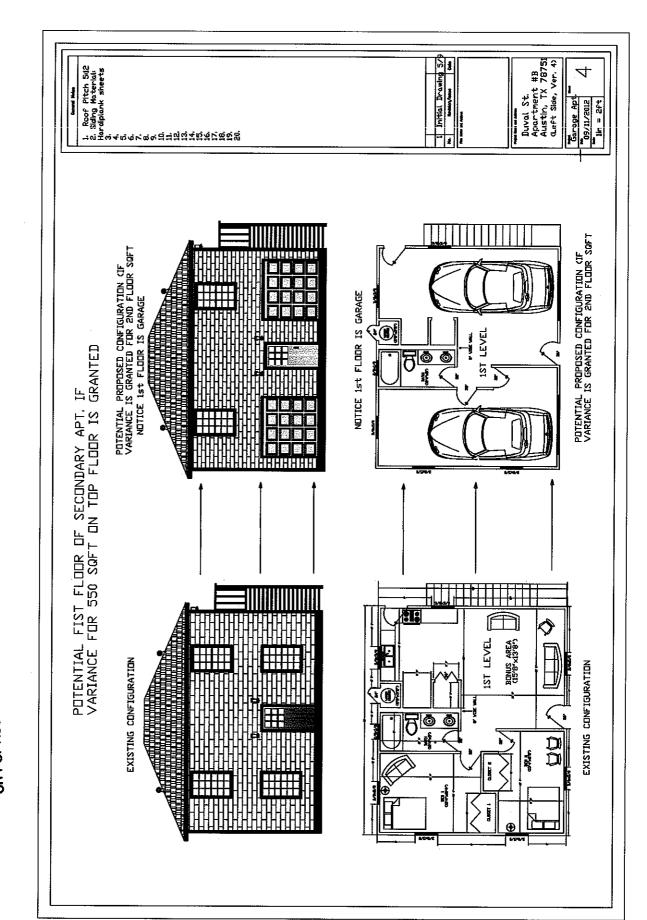




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CITY OF AUSTIN

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CITY OF AUSTIN



PUBLIC HEARING INFORMATION

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If you use this form to comment, it may be returned to:

City of Austin-Planning & Development Review Department/ 1st Floor

Austin, TX 78767-1088

Susan Walker P. O. Box 1088

A notice of appeal must be filed with the director of the responsible department no later than 10 days after the decision. An appeal form may be available from the responsible department.

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Written comments must be submitted to the contact person listed on the notice before or at a public hearing. Your comments should include the name of the board or commission, or Council; the scheduled date of the public hearing; the Case Number; and the contact person listed on the notice.

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I this that we	will look like. Without this at this time we
I what the place	nice it we could see a picture of
a. It would be	ones on the corner south of u
brouse like the	another cheaply built fast house like the
this is going to be	Comments: D we have Concerns this is going to be
	Daytime Telephone: 572-799-7942
Date	Signature
9/8/13	Falls
	Your address(es) affected by this application
	5510 Duval Street
DI object	Your Name (please print)
☐ I am in favor	Patty Falo
eptember 16, 2013	Public Hearing: Board of Adjustment, September 16, 2013
-	Contact: Susan Walker, 512-974-2202
uval Street	Case Number: C15-2013-0076 - 5515 Duval Street

CITY OF AUSTIN Board of Adjustment/Sign Review Board Decision Sheet

DATE: M	onday, August 12, 2013	CASE NUMBER: C15-2013-0076
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Y	Fred McGhee 2 nd the Motion	
Y	Melissa Hawthorne Motion to PP to Sep	t 16, 2013
Y	_ Sallie Burchett	
	_Cathy French (SRB only)	
	•	

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ADDRESS: 5515 DUVAL ST

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BOARD'S DECISION: The public hearing was closed on Board Member Melissa Hawthorne motion to Postpone to September 16, 2013, Board Member Fred McGhee second on a 7-0 vote; POSTPONED TO September 16, 2013. (RE-NOTIFICATION NEEDED)

FINDING:

- 1. The Zoning regulations applicable to the property do not allow for a reasonable use because:
- 2. (a) The hardship for which the variance is requested is unique to the property in that:
 - (b) The hardship is not general to the area in which the property is located because:
- 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:

S(ısan Walker

Executive Liaison

Jeff Jack

Chairman

Walker, Susan

From:

Zach Reich

Sent:

Tuesday, August 27, 2013 4:12 PM

To:

McDonald, John; Word, Daniel

Cc:

Walker, Susan

Subject: Attachments: Re: Question about Alleyway, 5515 Duval St.

Duval Plat, ROW (Alleyway), and Storm Drain Info.pdf; 5515 Duval St. and The Highlinds

Original Plat, Page 1.tif; 5515 Duval St. and The Highlinds Original Plat, Page 2.tif

Hello Everyone,

Yes, I did talk to the people in the 8th floor and Sam West, and did confirm with the plat that it is a public ROW. The survey also states that it is an alleyway as well. Here is a copy of the plat, and also an easement/storm drain maps that specify that some of easements and their maps also confirm that it is an alleyway.

Just because part of the alleyway is not paved does not mean that is still not an alleyway. Also see attached. Susan, based on all of this, I think other than the sqft change, everything else is okay.

Zach

From: "McDonald, John" < John.McDonald@austintexas.gov>

To: "Word, Daniel" < Daniel. Word@austintexas.gov>

Cc: "Walker, Susan" < Susan. Walker@austintexas.gov>; Zach Reich

Sent: Tuesday, August 27, 2013 2:21 PM

Subject: RE: Question about Alleyway, 5515 Duval St.

Daniel,

Zach and I spoke in the hallway about this matter, so no need to follow up. Zach has contacted Sam West's group and confirmed the alley behind his property it truly alley right-of-way, which was one of the questions brought up at his BOA variance hearing. Zach also has identified a clear path to resolve questions brought up at the hearing resulting in an unfortunate postponement.

Respectfully,
John M. McDonald
Development Services Manager
Residential Plan Review/PDRD
974-2728 – Office
john.mcdonald@austintexas.gov

From: Zach Reich

Sent: Tuesday, August 27, 2013 11:08 AM To: McDonald, John; Word, Daniel

Cc: Walker, Susan

Subject: Question about Alleyway, 5515 Duval St.

Hi Daniel this is Zack. I have a couple questions for you. There was a question raised in my previous Board of Adjustment hearing from a neighbor that the rear access of my house is actually an electric utility easement and not an official alleyway. The address is 5515 Duval St.

Everything that Susan Walker has looked at shows that it is an alleyway and I believe what you looked at before based on the survey and your computer system shows that it is indeed an alleyway even though part of it is not paved. Do you think you could meet with me, or at least double check to see if it is an official alleyway? That would help me out a lot for my next hearing with the Board of Adjustment as I want to make sure

everything is perfect as I'm coming back for second time this coming hearing. Let me know if you have any additional questions. Thanks, Zach

thing dayof February 1710 1917. Y Quilini cham novasy funcio ramus cu. 1211. THE HIGHLANDS AVE. und all streets and alliy. shown in ... on archer-by dedicates to public use provided however that the alky in any block may be about and call clara at any time by the amost or experts of all lats in is act of the Horth Mustin Realty Compary Associate the Board of Afracture this day of 3th of Fahy 40,197, Aftest with corporate) The Hatth Markin the Bypn Secretary Way Bull President SURYEY & PLAT C. R. L. J. S. PAGE 55 20, 2, 14 57. -1-1 ŝ FILED FOR RECORD FEET 9, 19174 a. IT 95" HM FEB \$19174 0.01 340 PM VOLUME 3 AYE 8 95 ET 6.8' 8 ş KECORDED TRAVIS COUNTY PLAT . آ AVE. ह्यु ह्यु 115) 115) مديسة أند المستمل الإنجاس الماسيد إ

ADDITION TO AUSTIN TEXAS

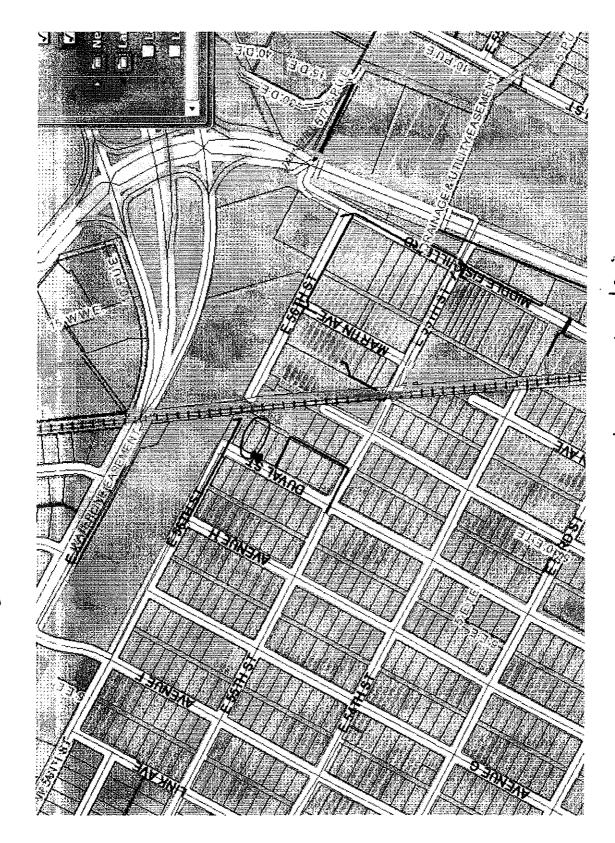
Varth Austin Roulty Company, Given under my hand and wool of other State of Texas) Bitoreme, the undersigned County of Texas) Hotary Public within any for said County and State on this day pursonally appraced 14th Bitski and 3m Hyus, Known 1 m- to be the persons fame that he executed the same for the purposes and considerations therein expressed as the act of the . whose name are subs. ribed to the fare. s going instructorit and each acknowleding

GS IREDELL CITY ENGINEER

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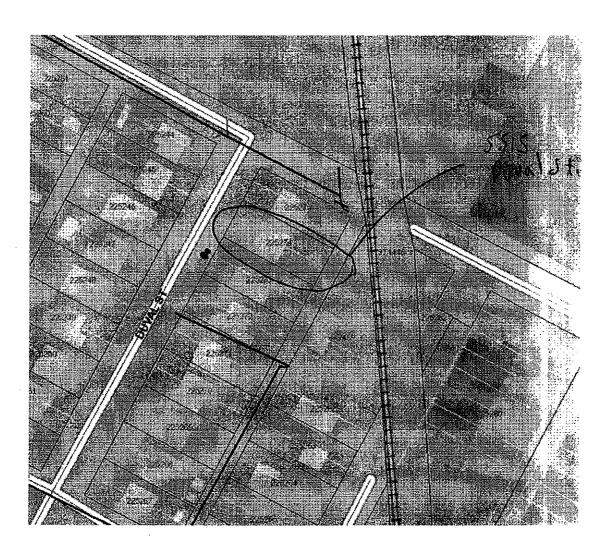
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25-29 # sprol reith 22-29 # sprol reith



= Storm water drain (underground).

Walker, Susan

From:

Ric Mcelyea

Sent:

Monday, August 26, 2013 3:00 PM

To:

Walker, Susan

Subject:

case number C15-2013-0076 Susan Walker

To whom it may concern,

My Name is Ric McElyea and I own property at 5513 Duval St, directly next door to 5515 Duval St. involved with case number C15-2013-0076. I am writing to say that I object to the structure at 5515 and the variance. My property in in the process of being cleared for a new structure. This past year I applied and received permits for a remodel but unfortunately it was discovered the current structure will not support our goal. I am very clear of what is permit-able on my lot. I have been to the code department numerous times to be assured and understand what I can build. The code clearly states the gross floor area. Although I feel compassion for Mr. Reich and his,I am clear that unless your department approves myself and anyone else for a variance such as this, the city should be liable. His current structure effects my future plans and designs.

I believe there is a another hearing? I do no live on the property so I am late receiving this notice. Please advise the receipt of this email and further statements or assistance I may provide.

Regards, Ric McElyea CASE # <u>C15-2013-00</u> TP-022570-04-14

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: 5515 Duval St.
LEGAL DESCRIPTION: Subdivision - The Highlands
Lot(s) 15-16 Block 33 Outlot Division
I/We Zach Reich on behalf of myself/ourselves as authorized agent for
Zach Reichaffirm that on April 27th,
2013, hereby apply for a hearing before the Board of Adjustment for consideration to:
(check appropriate items below)
ERECT ATTACH COMPLETE _X REMODEL _X MAINTAIN
1. Grant variance for the total square footage for a secondary Apartment located on 5515 Duval St. (Apartment is 1533 sqft, limit is 850 sqft).
2. Grant variance for the square footage for a 2 nd story for a secondary Apartment located on 5515 Duval St. (2 nd story is 766.6 sqft, limit is 550 sqft). (7(7)
 Grant variance for the total amount of impervious coverage for the property located on 5515 Duv St. (property is 47.1%, limit is 45%).
NOTE: This is due to the gravel and road base parking spot adjacent to the secondary apartment being counted as impervious coverage. If this parking space was not included, the impervious coverage would have been 43.9%.
 Grant variance for the length of feet from the property line alleyway from an entrance of a secondary Apartment located on 5515 Duval St. (Secondary Apartment entrance is between 9.9 and 10 ft., limit is 10 ft).

in a North Loop (SF-3-NP)

district. (zoning district)

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:

The Zoning regulations for this particular property are unique because of the layout of the original structure is shifted fairly far back on the lot. There also is a power line, a tree and the alleyway to consider as well. This is why this particular structure was placed in it's current location to save a medium sized tree. In addition, this property will require MAJOR recontruction to comply with the current regulations, impacting the environment, the neighborhood, and natural resources. This property does not stand out as compared with other properties in the neighborhood.

HARDSHIP:

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

The property and secondary apartment is currently built (See attached letter for more explanation). The size of the total habital square footage on this property is still less than the allowable total habital square footage allowed for this property (2460 sqft is built, 2498 sqft is allowed). A variance is required in order to issue permits and subsequentely inspections for this secondary apartment. Permits are needed to use the property and to move the electrical from a temporary service (site has temporary pole currently) to a permenant electrical service on the secondary apartment. My permit application in order to address this was denied by the Planning and Development Review Dept. The BOA will have to sign off on this property and the Planning and Development Review Department will need to sign off on this in order to make these changes happen. This will make the electrical service permanent, eliminating the meager 100A temporary electrical service pole.

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

Most properties that are NOT in the construction phase of the building process don't have this type of electrical setup. Large structures and secondary apartments are common in this area as are Duplexes.

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:

This area of town does have a mixture of single family, single family with secondary apartments, and large residences and duplexes with or without secondary apartments. I have a few examples of development in this neighborhood supplied with this package (North Loop). My neighborhood is going through many changes due to the population boom of Central Austin.

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:

I am not requesting any parking variances. This is because I made the decision to instead of asking for a parking variance, by using this Alley accessed parking show on my site plan (even though it is not paved) it counts as impervious coverage. Subsequentely, this will bring the property above the allowed 45% limit. My calculations show this new impervious coverage at 47.1%.

2. The granting of this variance will not result in the parking or loading of vehicles on public streets in such a manner as to interfere with the free flow of traffic of the streets because:

My classy front driveway has a total of four (4) parking spots, thereby moving vehicles off the city streets. Also in the back, adjacent to the secondary apartment there is Alley accessed parking that allows one (1) extra parking spot. This will make the total number of parking spots for this property, 5515 Duval St. have a grand total of five (5) parking spots. This absolutely will be more than enough parking to allow the people to park and to NOT incur any additional street side parking.

3. The granting of this variance will not create a safety hazard or any other condition Inconsistent with the objectives of this Ordinance because:

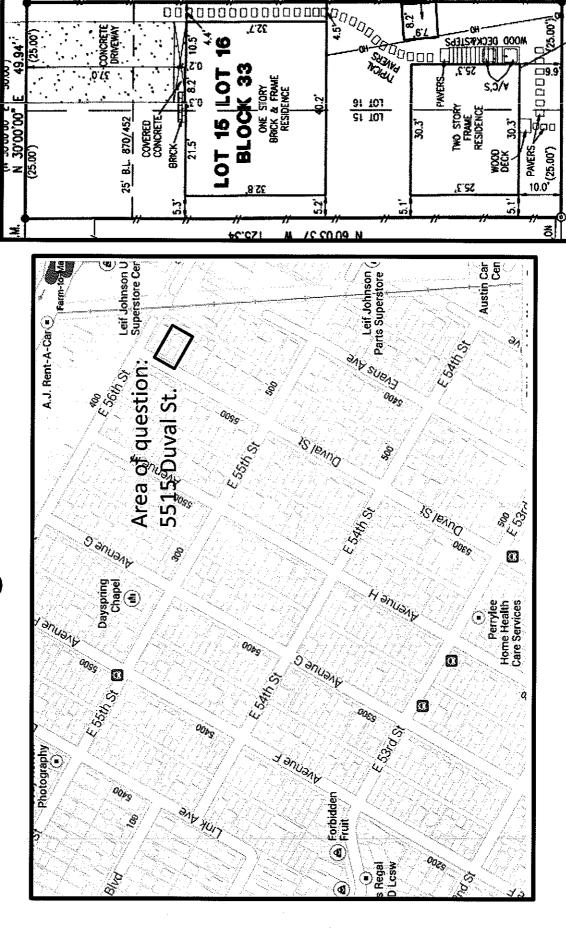
There are no safety hazards by granting this variances. These variances entail additional square footage, which is not a safety hazard. By granting this variance, it allows the temporary electrical service pole to be eliminated, allowing a permanent electrical service to be built, making the property even more safe and secure. NOTE: There is currently a permanent electric service built on the secondary apartment.
4. The variance will run with the use or uses to which it pertains and shall not run with the site because:
This site will still be used within the Zoning standards of this neighborhood. Permits are needed to use the property and to move the electrical service from a temporary service pole to a permenant electrical service which is currently already built on the secondary apartment.
NOTE: The Board cannot grant a variance that would provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated.
APPLICANT CERTIFICATE – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.
Signed Mail Address 5515 Duval St.
City, State & Zip Austin, TX 78751
Printed Zach Reich Phone (512) 635-3695 Date 4/27/13
OWNERS CERTIFICATE – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.
Signed Mail Address 5515 Duval St.
City, State & Zip Austin, TX 78751
Printed <u>Zach Reich</u> Phone (512) 635-3695_Date _4/27/13

Request to Grant Variance for Secondary Area Character and Other Structures Apt. for 5515 Duval St. Based on

Factor Richards Andrews Andrew

General Neighborhood Area:

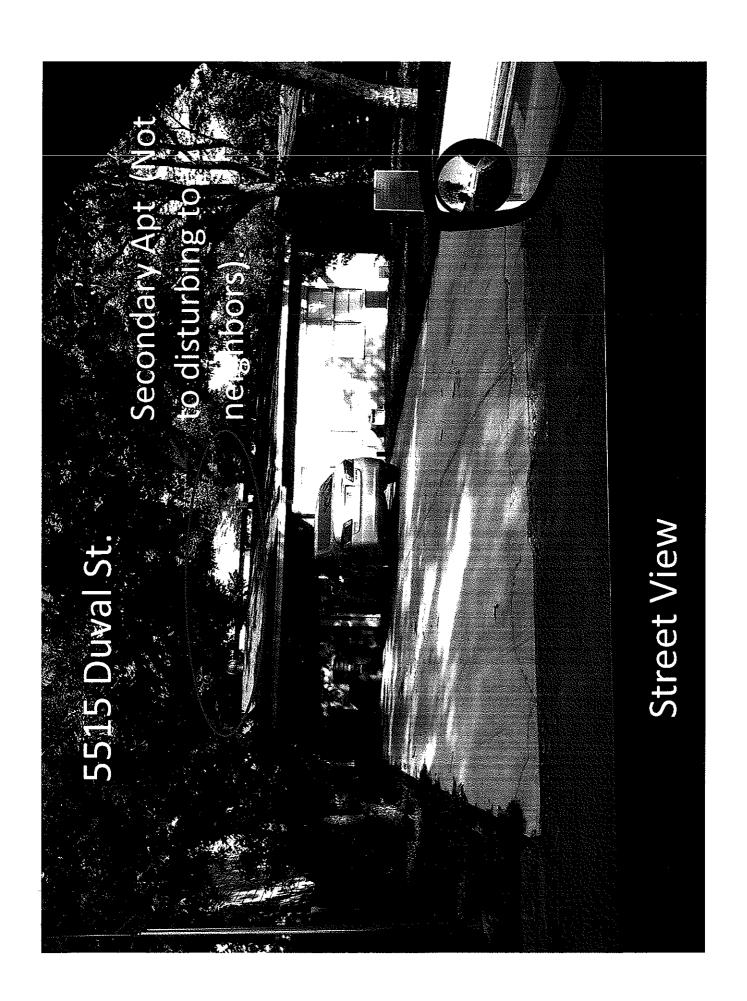
Updated Site Plan:

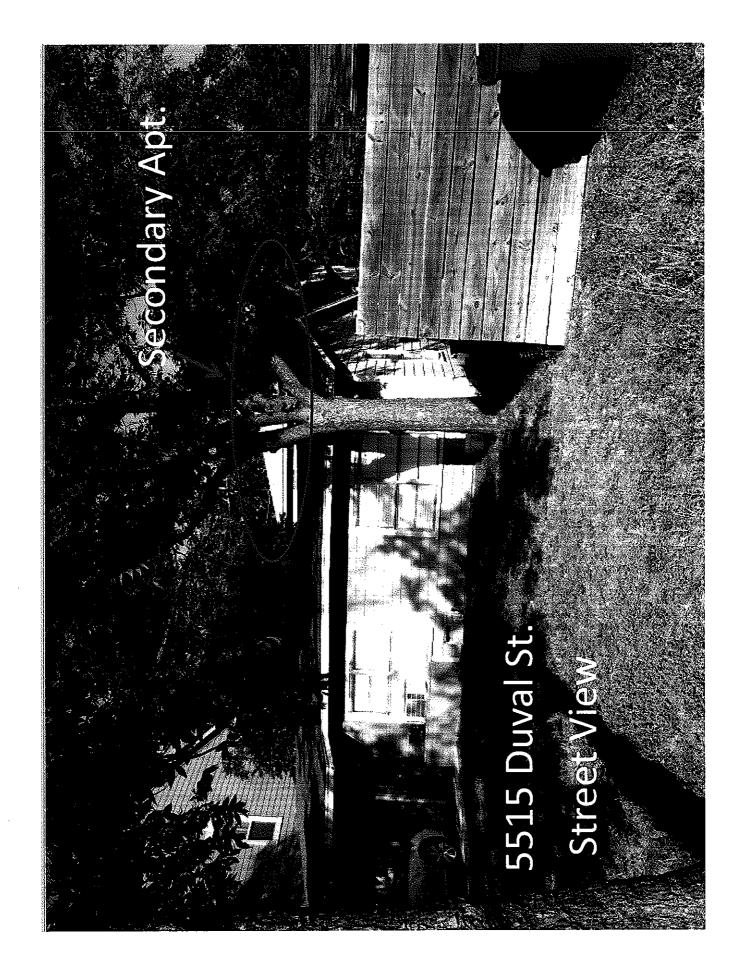


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S 29'43'46"





Examples of Neighborhood Area Character and Other Structures (WITHIN 1 BLOCK) Now for Specific



Secondary Apt.

5517 Duval St. (Next Door)

5517 Duval St.

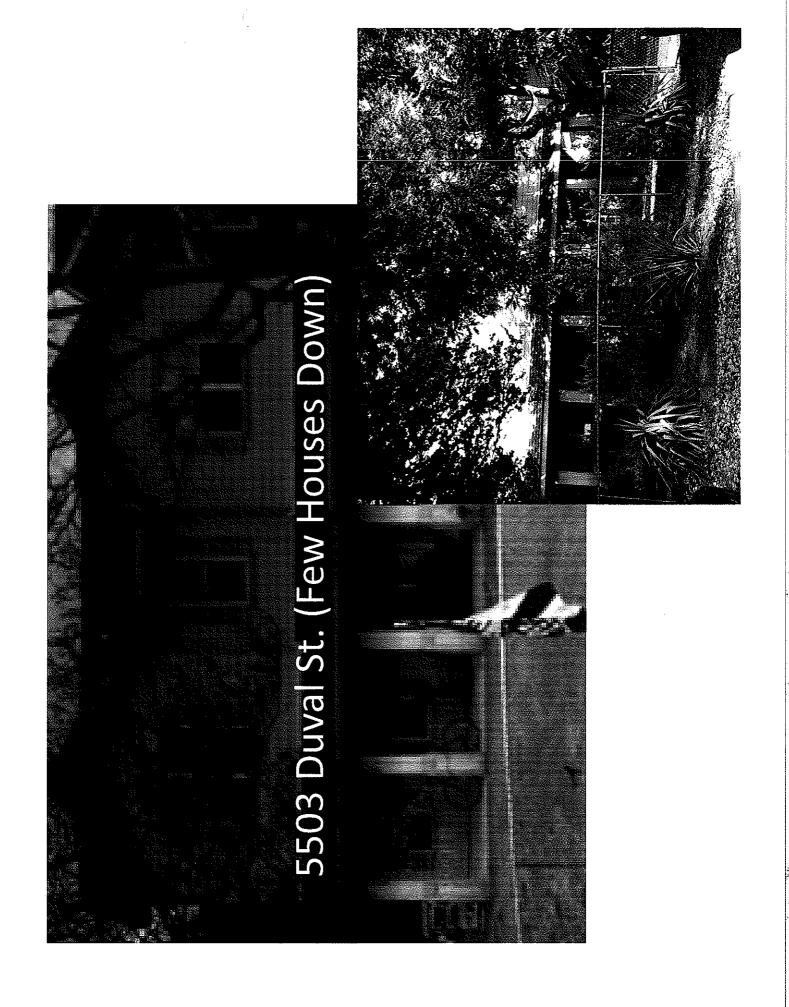
▼ Improvement / Building

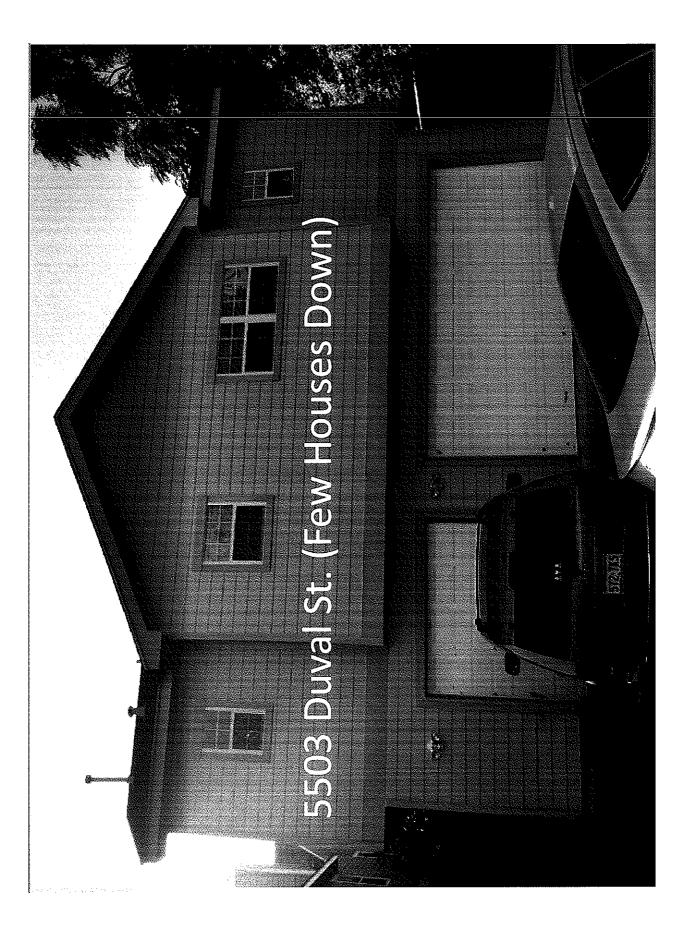
	Type	Description	Class CD	Exterior Wall	Year Built	SOFT
-	1ST	1st Floor	WW - 5-		2006	1116.0
17	2ND	2nd Floor	WW - 5-		2006	1076.0
	011	PORCH OPEN 1ST F	*-5-		2006	74.0
70	041	GARAGE ATT 1ST F	WWW - 5-	Notice Location	24. 2008 cz	399.0
2	251	BATHROOM	* 1	Noticed exceeds 550 sqir.	eus 2006 squ	2.5
75	522	FIREPLACE	* 57		2006	_
Ö 1	095	HVAC RESIDENTIAL	* *		2006	2192.0
Improvement #2:	1 FAI	ovement #2: 1 FAM DWELLING State Code:	code: AT	Living Area: 880.0	880.0 sqf Value:	\$104,939
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Floor to area ratio: 54.7%





Secondary Apt. Back House /

5503 Duval St. (Few Houses Down)

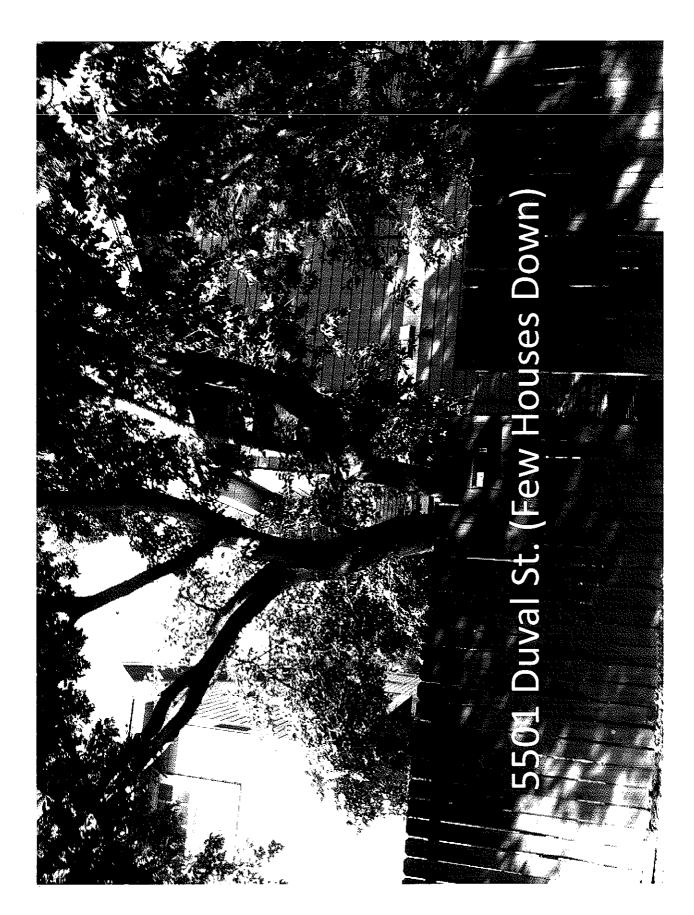
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JAD TAND	2nd Floor	WS - 5-		2003	1578.0
110	PORCH OPEN 1ST F	*-5-		2003	126.0
4 011	PORCH OPEN 1ST F	* - rç		2003	273.0
560 ★	HVAC RESIDENTIAL	* 		2003	2798.0
251	BATHROOM	* *		2003	4.5
522	FIREPLACE	* 5.		2003	5
mprovement #2: GAR	GARAGE APARTMENT S	ARTWENT State Code: At Livin	Living Area: 854 (854.0 sqf. Value:	\$115,079
Туре	Description	Class CD	Exterior Wall	Year Built	基
2ND <	2nd Floor	WS - 5-		2003	854.0
	PORCH OPEN 1ST F	* - 5-		2003	事
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Floor to area ratio: 45.97%









5501 Duval St.

Type	Description	Class CD	Exterior Wall	Year Built	SQFT
1ST	1st Floor	WS-5-		2003	1125.0
→ 2ND	2nd Floor	WS - 5-	٠	2003	1320.0
011	PORCH OPEN 1ST F	* -Ç-		2003	78.0
011	PORCH OPEN 1ST F	* -5-		2003	153.0
960	HVAC RESIDENTIAL	* I *		2003	2445.0
757	BATHROOM	* +		2003	3.5
525	FIREPLACE	* - 5-		2003	0
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Type	Description	Class CD	Exterior Wall	Year Built	1484
ON2	2nd Floor	WS-5-		2003	840.0
	PORCH OPEN 1ST F	* - 5-*		2003	24.0
012	PORCH OPEN 2ND F	* -Ç-		2003	24.0
140	GARAGE ATT 1ST F	WS - 5-		2003	840.0
960	HVAC RESIDENTIAL	# I		2003	840.0
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Floor to area ratio: 53.54%

PUBLIC HEARING INFORMATION

Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During a public hearing, the board or commission may postpone or continue an application's hearing to a later date, or recommend approval or denial of the application. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.

A board or commission's decision may be appealed by a person with standing to appeal, or an interested party that is identified as a person who can appeal the decision. The body holding a public hearing on an appeal will determine whether a person has standing to appeal the decision.

An interested party is defined as a person who is the applicant or record owner of the subject property, or who communicates an interest to a board or commission by:

- delivering a written statement to the board or commission before or during the public hearing that generally identifies the issues of concern (it may be delivered to the contact person listed on a notice); or
- appearing and speaking for the record at the public hearing;

 and:
- occupies a primary residence that is within 500 feet of the subject property or proposed development;
- is the record owner of property within 500 feet of the subject property or proposed development; or
- is an officer of an environmental or neighborhood organization that
 has an interest in or whose declared boundaries are within 500 feet of
 the subject property or proposed development.

A notice of appeal must be filed with the director of the responsible department no later than 10 days after the decision. An appeal form may be available from the responsible department.

For additional information on the City of Austin's land development process, visit our web site: www.ci.austin.tx.us/development.

Written comments must be submitted to the contact person listed on the notice before or at a public hearing. Your comments should include the name of the board or commission, or Council; the scheduled date of the public hearing; the Case Number; and the contact person listed on the notice.

Case Number: C15-2013-0076 - 5515 Duval Street

	Austin, TX 78767-1088
	P. O. Box 1088
	Susan Walker
eview Department/ 1st Floor	City of Austin-Planning & Development Review Department/ 1st Floor
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12 Tobject	Your Name (please print)
☐ I am in favor	Thavy J. Kroner
t, August 12th, 2013	- ubite freating: Board of Adjustment, August 12th, 2013
	Public Hearing: Board of Adiation
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		C15-2013-0076
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		TP-022510-04-KI
CIT	Y OF AUSTIN	10223100414
APPLICATION TO	D BOARD OF ADJ	USTMENT
GENERAL VARIA	NCE/PARKING V.	ARIANCE

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

PLEASE: APPLICATION MUST BE TYPED WITH ALL REQUESTED INFORMATION COMPLETED.
STREET ADDRESS: 5515 Duval St.
LEGAL DESCRIPTION: Subdivision - The Highlands
Lot(s) 15-16 Block 33 Outlot Division
I/We Zach Reich on behalf of myself/ourselves as authorized agent for
Zach Reich affirm that on April 27th ,
2013, hereby apply for a hearing before the Board of Adjustment for consideration to:
(check appropriate items below)
ERECT ATTACH COMPLETE _X REMODEL _X MAINTAIN
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 Grant variance for the square footage for a 2nd story for a secondary Apartment located on 5515 Duval St. (2nd story of Secondary Apartment is 750 sqft, limit is 550 sqft).
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in a North Loop (SF-3-NP) district. (zoning district)

Updated 3/14/12

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

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HARDSHIP:

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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:

This area of town does have a mixture of single family, single family with secondary apartments, and large residences and duplexes with or without secondary apartments. I have a few examples of development in this neighborhood supplied with this package (North Loop). My neighborhood is going through many changes due to the population boom of Central Austin. Large structures and secondary apartments are becoming very common in this area as are Duplexes. Most of these properties tear down the existing structures to the ground and build completely new construction. In my case I salvaged the small existing structure and built the secondary apartment in order to keep the overall character of the neighborhood. The secondary apartment, even though is a two-story structure is barley viewable from the street, keeping the original character of the neighborhood.

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:

I am **not** requesting any parking variances. This is because I made the decision to instead of asking for a parking variance, by using this Alley accessed parking spot on my site plan (even though it is not paved) it counts as impervious coverage. Subsequently, this will bring the property above the allowed 45% limit. My calculations show this new impervious coverage at 47.1% (Based on a 200 sqft parking area in the rear of the property). I feel it will be less impactful doing it this way.

2. The granting of this variance will not result in the parking or loading of vehicles on public streets in such a manner as to interfere with the free flow of traffic of the streets because:

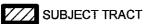
My concrete front driveway has a total of four (4) parking spots, thereby moving vehicles off the city streets. Also in the back, adjacent to the secondary apartment there is Alley accessed parking that allows one (1) extra parking spot. This will make the total number of parking spots for this property, 5515 Duval St. have a grand total of five (5) parking spots. This absolutely will be more than enough parking to allow the people to park and to NOT incur any additional street side parking. I feel it will be less impactful on the neighborhood and city doing it this way.

Updated 3/14/12

3. The granting of this variance will not create a safety hazard or any other condition Inconsistent with the objectives of this Ordinance because:
There are no safety hazards by granting these variances. These variances entail additional square footage, which is not a safety hazard. By granting this variance, it allows the temporary electrical service pole to be eliminated, allowing a permanent electrical service to be built, making the property even more safe and secure. NOTE: There is currently a permanent electric service built on the secondary apartment. This variance will be required in order to get the proper permitting in order to finish this construction.
4. The variance will run with the use or uses to which it pertains and shall not run with the site because:
This site will still be used within the Zoning standards of this neighborhood (See attached Permit application). Permits are needed to use the property and to move the electrical service from a temporary service pole to a permanent electrical service which is currently already built on the secondary apartment.
NOTE: The Board cannot grant a variance that would provide the applicant with a special privilege not enjoyed by others similarly situated or potentially similarly situated.
APPLICANT CERTIFICATE — I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief. Signed Mail Address 55.15 Duval St. City, State & Zip Austin, TX 7875.1
Printed Zach Reich Phone (512) 635-3695 Date 4/27/13
OWNERS CERTIFICATE – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief. Signed Mail Address 5515 Duval St. City, State & Zip Austin, TX 78751
Printed <u>Zach Reich</u> Phone (512) 635-3695_Date <u>4/27/13</u>



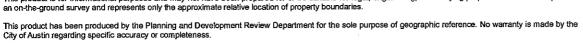




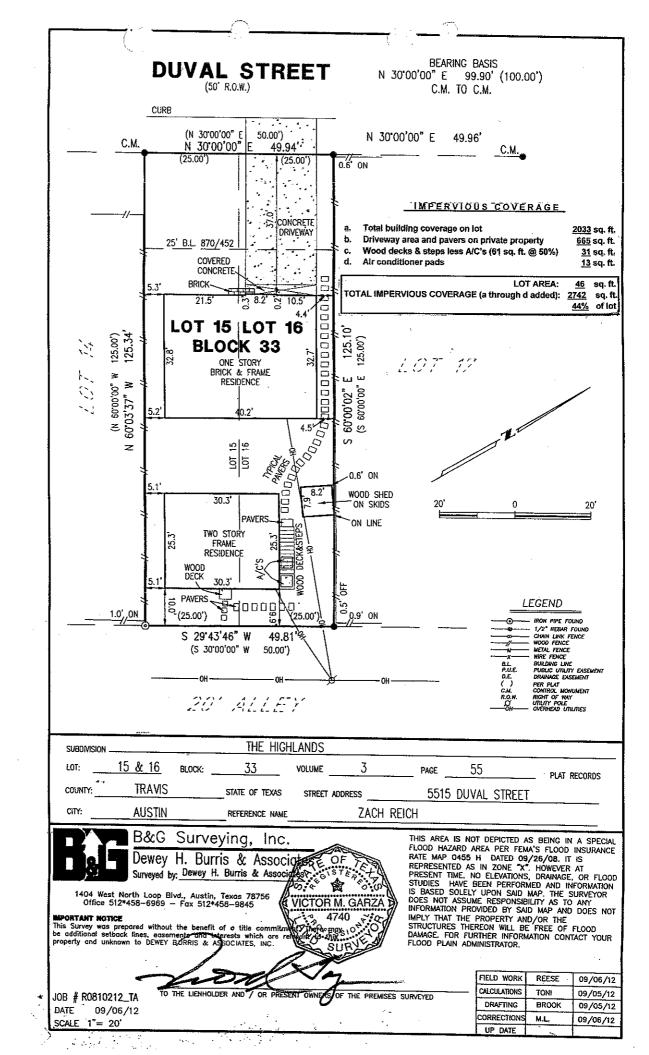
ZONING BOUNDARY

CASE#: C15-2013-0076 LOCATION: 5515 Duval Street

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.







Area Character:

Application must demonstrate to the Board how 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 zoning regulations of the zoning district in which the property is located.

NOTE: Parking variances require additional findings to be made. The additional findings are listed on the application and must also be completed for submittal of the application.

Board of Adjustment Staff:

Susan Walker, Planner 974-2202

Diana Ramirez, Administrative Specialist, Board Secretary 974-2241

Fax #974-6536

Planning and Development Review Department One Texas Center 505 Barton Springs Road, 2nd Floor

Mailing Address: P. O. Box 1088 Austin, TX 78767-1088

Note: Re-activation for "as-built" secondary apartment:

City of Austin
Residential Permit Application

Residential Review, 2nd floor, One Texas Center 505 Barton Springs, Austin, TX 78704 (512) 974-2747

	PR#	BP#i	
	Assigned	Due Date	
1	ADVIOLATION OF THE PROPERTY OF	Issue Date:	
ää		152/ic Dalle	
8	Reviewed/Approved	Issued 100 Mary 100 M	

ARTHUR DESCRIPTION OF THE PROPERTY OF THE PROP			P	roject Inf	ormation	
Project Address: 5515 DUVA St.	I	Гах Parcel ID:	22527	1		
Legal Description: 1.0+(15-16, R1	ock 33,	the High	h lands		,,	
Zoning: $\nabla F - 3 - N0$	L	ot Size (square fe	- · J			1
Neighborhood Plan Area (if applicable):	Loop H	Historic District	(if applicable): N/	A _		1
Is this site within the Residential Design and Compat Note: Boundaries are defined under Title 25-2 Subchapter F of the	bility Standards Ordi	inance Boundar	y Area?	Y	N	,
Does this site currently have water availability?	(Y) N	wastewater av	vailability?	(Y)	N	1
If no, contact Austin Water Utility to apply for water/wastewater Does this site have a septic system?	taps and/or service extensi		opy of approved septic	nermit to constru	rt	-
Does this site require a cut or fill in excess of four (4)	feet?	12 300, 3001111 0 0	opy of approved septic	Y	(N)	
If yes, contact the Development Assistance Center for a Site Plan Does this site front a paved street?		s this site adjace	nt to a paved alley	7 (7)	N	•
Does this site have a Board of Adjustment (BOA) var	iance? Y N	Case #		(if appl	icable)	
Does this site have a Residential Design and Compati If yes, provide a copy of decision sheet. Note: A permit cannot	bility Commission (R	DCC) waiver?	a variance from POA	Y	N	
Does the project impact a tree protected by ordinance	This would include			Y	(N)	
Note: If yes, application for a tree permit with the City Arborist m. Is this site within one hundred-fifty (150) feet of the o	ne hundred (100) ves	r floodplain?		Y		
Note: Proximity to a floodplain may require additional review t	ime.	ii nooupiani;	, .	1	(2)	
			- Ñe	seription	of Worlk	
Existing Use: vacant single-family residential	duplex residenti	ial two-fa	And the second s	other) 50(8	odary.	
Proposed Use: vacant single-family residential	duplex residenti	ial (two-far	mily residential	other secon	Lary Apti	
Project Type: new construction addition	addition/remodel	remode		other	· 1	
# of bedrooms existing: # of bedrooms prop	and Haft					
Will all or part of an existing exterior wall be removed	as part of the project	aths existing: t? Y	N # 01 b	aths proposed	· 2	
Note: Removal of all or part of a structure requires a demolition Project Description: (Note: Please provide thorough description	permit.	nnal nages as necess	and Modify	Yistina (CONDARY A	parlmen
Note: structule was alre	ady built w	vith old	permit a	nt "Ave	to the	•
processes I let the contractor		the permi	t/inspert/z	oning r	vies and	
project will consist of demaina	talk me into a sink, an			electrical	mods	
so that the electric cervice de	in pe Leloc	ated to	this structu			
in ordequate. I also need to work	s not carre	it is the			and	
complete and people are living	there.		rspecting the	proferty	<u> </u>	
Trades Permits Required: (electric) plumb	ing mechan	nical (HVAC)	concrete (1	right-of-way)	İ	
				TO THE		
Total Job Valuation: \$ 2,000 Portion of	of Total Job Valuation	n Dedicated	Portion of Total Jo	A TO A SECTION AND A SECTION ASSESSMENT	aluation Dedicated	
	on/New Construction		to Remodel/Repai			
Note: The total job valuation should be the sum total	Structure:	• 0	Bldg: \$ 500	Elec: \$	1500	
	y Structure:	\$	Plmbg: \$	Elec: \$ _ Mech: \$	0	

Site Development Information
Building Coverage Information Note: Building Coverage means the area of a lot covered by buildings or roofed areas, but excludes ground level paving, landscaping, open recreational facilities, incidental projecting eaves, balconies, and similar features. Pools, ponds, and fountains are not included in this measurement. (LDC 25-1-21)
Existing Building Coverage (sq ft): 31 46 20% % of lot size: 3254% 7256%
Existing Building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% 33.56% building Coverage (sq ft): 30% % of lot size: 39.54% building Coverage (sq ft): 30% % of lot size: 39.54% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39.56% building Coverage (sq ft): 30% % of lot size: 39% % of lot size: 3
Impervious Cover Information Note: Impervious cover is the total horizontal area of covered spaces, paved areas, walkways, and driveways. The term excludes pools, ponds, fountains, and areas with gravel placed over pervious surfaces that are used only for landscaping or by pedestrians. (LDC 25-1-23) Existing Impervious Cover (sq ft): 274 2774 % of lot size: 44.779 (14.416) Proposed Impervious Cover (sq ft): 2774 2777 % of lot size: 44.779 (14.416)
Setbacks
Are any existing structures on this site a non-compliant structure based on a yard setback requirement? Y N
Does any structure (or an element of a structure) extend over or beyond a required yard? Y (LDC 25-2-513)
Is front yard setback averaging being utilized on this property? (LDC 25-2, Subchapter F, Sec. 2.3) Y
Height Information (LDC 25-1-21 or 25-2 Subchapter F, Section 3.4) Parking (LDC 25-6 Appendix A & 25-6-478)
Building Height: 4.5 ft Number of Floors: 4 of spaces required: 4 of spaces provided: 4
Right-of-Way Information Is a sidewalk required for the proposed construction? (LDC-6-353) *Sidewalks are to be installed on any new construction of a single family, two-family or duplex residential structure and any addition to an existing building that increases the building's gross floor area by 50 % or more.
Will a Type I driveway approach be installed, relocated, removed or repaired as part of this project? Y N
Width of approach (measured at property line):ft Distance from intersection (for corner lots only):ft
Are storm sewer inlets located along the property or within ten (10) feet of the boundaries of the property? Y

		Building and	Site Avrea	
Area Description Note: Provide a separate calculation for each distinct area. Attach additional sheets as necessary. Measurements are to the outside surface of the exterior wall.	Existing Sq Ft	New/Added Sq Ft	Total Sq Ft	
1st floor conditioned area 960 Main house 750 secondary April.	1710	0	1710	
2 Hoor conditioned area	750	Ø	250	
3 rd floor conditioned area	0	0	٥	
Basement	Q	Ō	6	(00
Covered Parking (garage) or carport) (ay prod Q avap	123	n	3,23	64
Covered Patio, Deck or Porch / / / /	63	Ď	<i>63</i> —	1
Balcony	0	D	6	
Other	Ò	0	Ö	
HotalsBuildingsCoverage				
Driveway 665 of 602 it you use constant	665	ð	665	
Sidewalks	D -	Ŏ	-0	
Uncovered Patio /	Ŏ.	6	O	
Uncovered Wood Deck (counts at 50%) (1 7 (a) 50 % = 3	1 31	ñ	0 31	
AC pads	8-12	Ö	Q 13	
Other (Pool Coping, Retaining Walls)	0	6	ð –	
Horal Stie Coverage		Ž		
Pool	Ō	0	Ö	
Spa	6	ō	٥	

Residential Permit Application Page 2 of 7

			÷		
	Existing	New	Exemption	Total	Malaka
1 st Floor	(1710	1710	^	(210	Main house = 960, second
2 nd Floor	750	750	(J	750	secondary Apt=750
3 rd Floor	0	Q		0	
Basement				_0_	_ Lot size = 6246
Attic		Q	<u> </u>	Q	
Garage (attached)	323	323		333	> 200 H2 exemption
(detached)	-				
Carport (attached)				_ 0	-
(detached)					- ~~~ =
Accessory building(s) (detached)				JA(U	-323-200) = 2583 + (323-200) = 2583
	TOTA	AL GROSS FL	OOR AREA	2783	-323= 2460
			20 < 4 & 39	.38%	
(Total Gro	ss Floor Area /lo	t size) x 100 =		or-To-Area	Ratio (FAR)

Spirite at SE (Managing)

Parking Area exemption: Up to 450 square feet of a parking area may be deducted if it is a detached rear parking area that is separated from the principal structure by not less than 10 feet; or attached by a covered breezeway that is completely open on all sides, with a walkway not exceeding 6 feet in width and a roof not exceeding 8 feet in width; or a parking area that is open on two or more sides, if: it does not have habitable space above it; and the open sides are clear and unobstructed for at least 80% of the area measured below the top of the wall plate to the finished floor of the carport. Up to 200 square feet may be deducted if it is an attached parking area used to meet the minimum parking requirement; or a garage that is less than 10 feet from the rear of the principal structure, provided that the garage is either detached from the principal structure; or attached by a covered breezeway that is completely open on all sides, with a walkway not exceeding 6 feet in width and a roof not exceeding 8 feet in width. An applicant may receive only one 450-square foot exemption per site under Article 3. An applicant who receives a 450-square foot exemption may receive an additional 200-foot exemption for the same site under Article 3, but only for an attached parking area used to meet minimum parking requirements.

Is this project claiming a "habitable attic" exemption as described under Article 3?

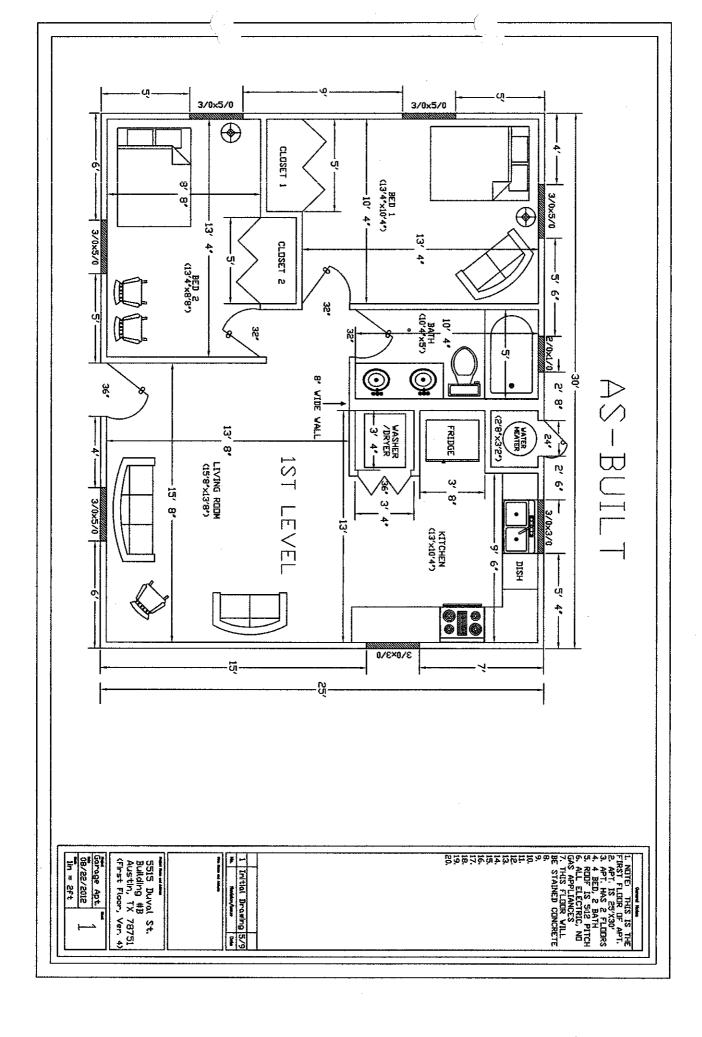
Is a sidewall articulation required for this project?

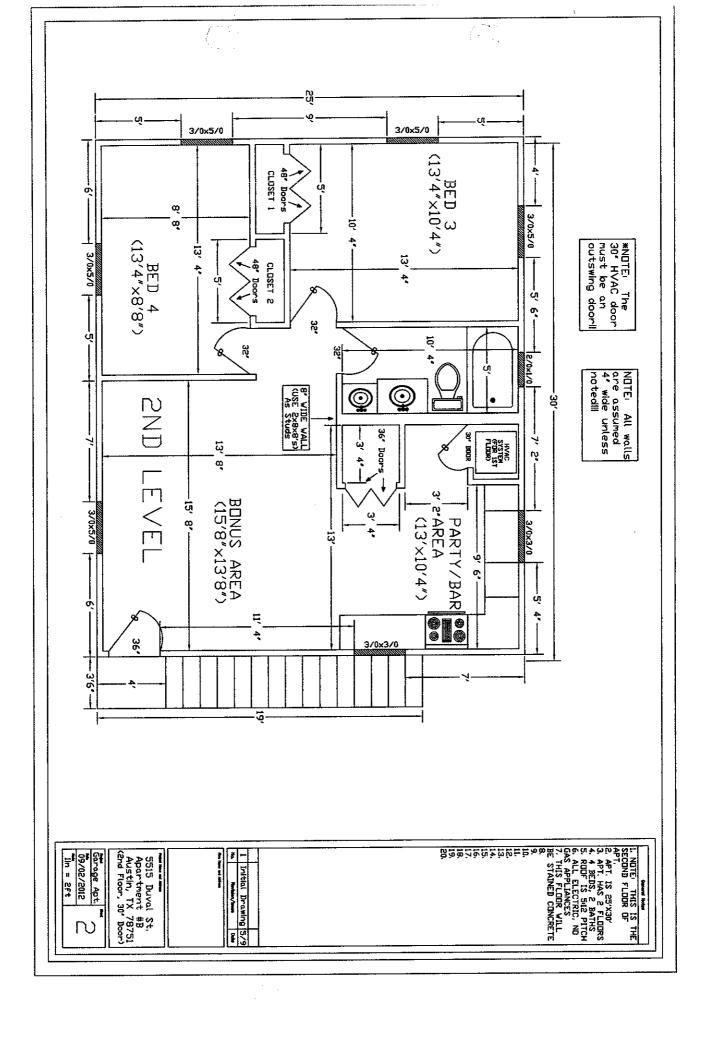
Does any portion of the structure extend beyond a setback plane?

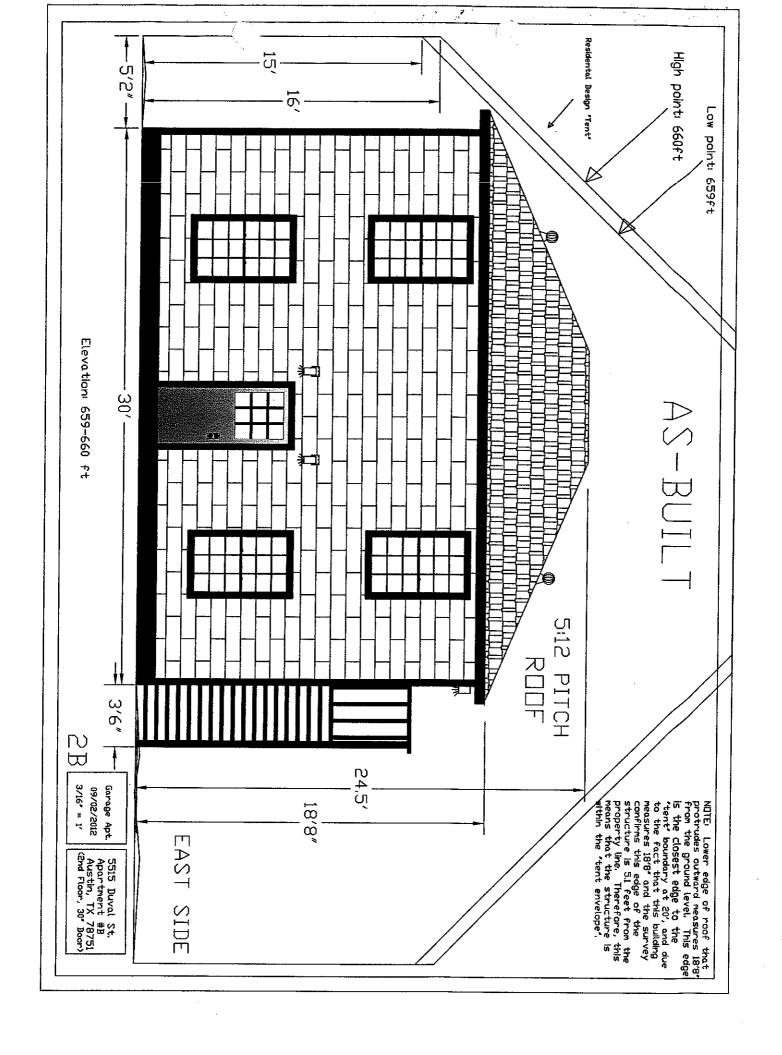
Ground Floor Porch exemption: A ground floor porch, including a screened porch, may be exempted, provided that the porch is not accessible by automobile and is not connected to a driveway; and the exemption may not exceed 200 square feet if a porch has habitable space or a balcony above it.

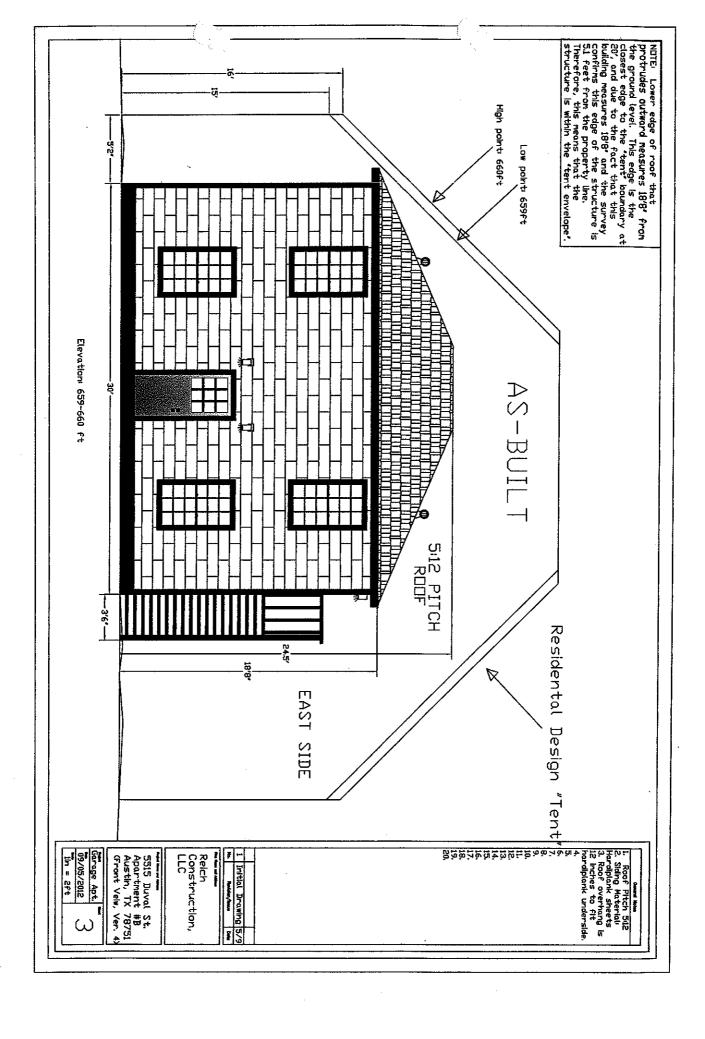
Basement exemption: A habitable portion of a building that is below grade may be exempted if the habitable portion does not extend beyond the first-story footprint and is below natural or finished grade, whichever is lower, and it is surrounded by natural grade for at least 50% of its perimeter wall area and the finished floor of the first story is not more than three feet above the average elevation at the intersections of the minimum front yard setback line and the side property lines.

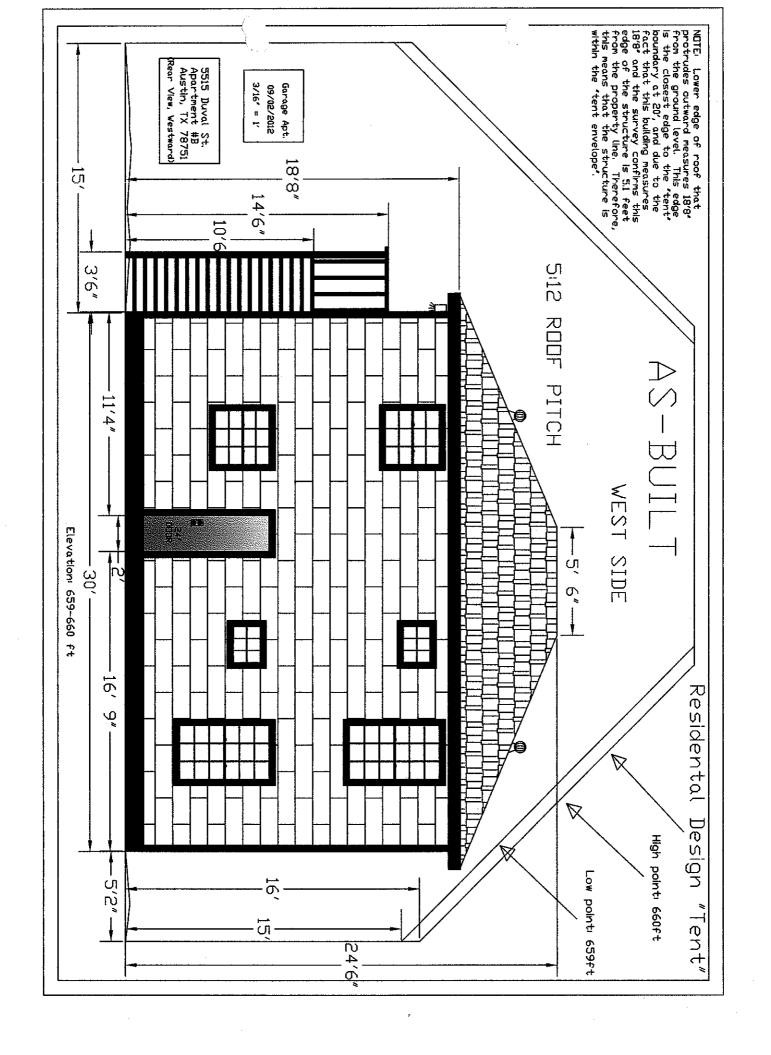
Habitable Attic exemption: A habitable portion of an attic may be exempted if: 1. The roof above it is not a flat or mansard roof and has a slope of 3 to 12 or greater; 2. It is fully contained within the roof structure; 3. It has only one floor; 4. It does not extend beyond the footprint of the floors below; 5. It is the highest habitable portion of the building, or a section of the building, and adds no additional mass to the structure; and 6. Fifty percent or more of the area has a ceiling height of seven feet or less.

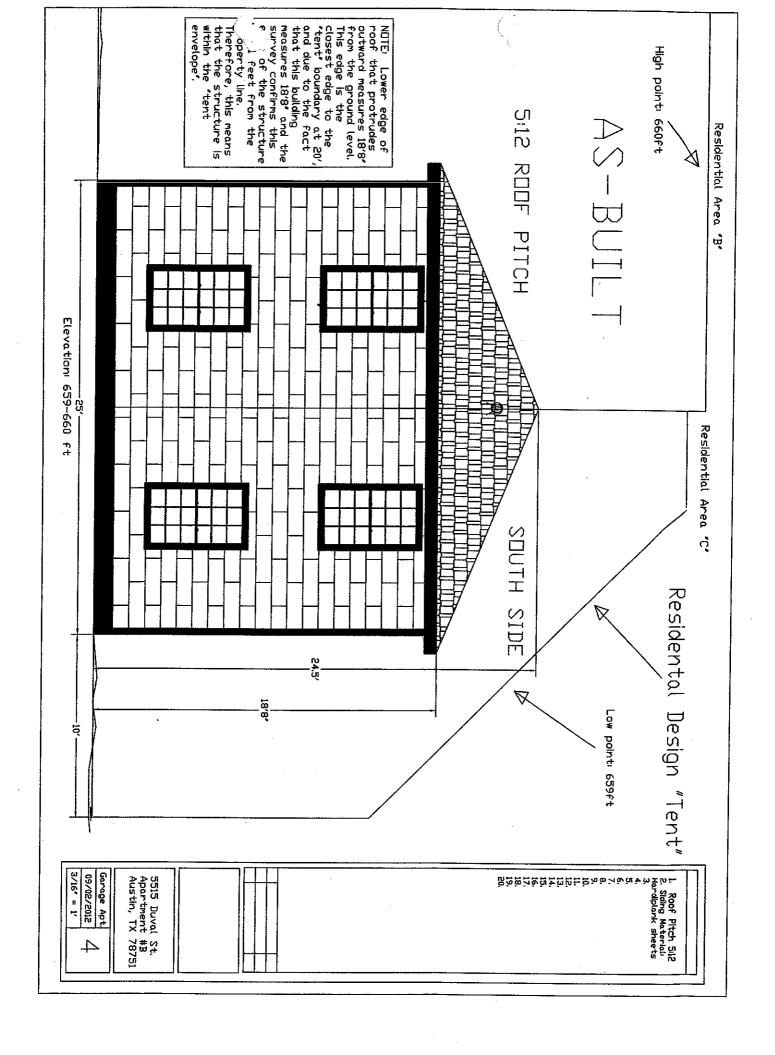


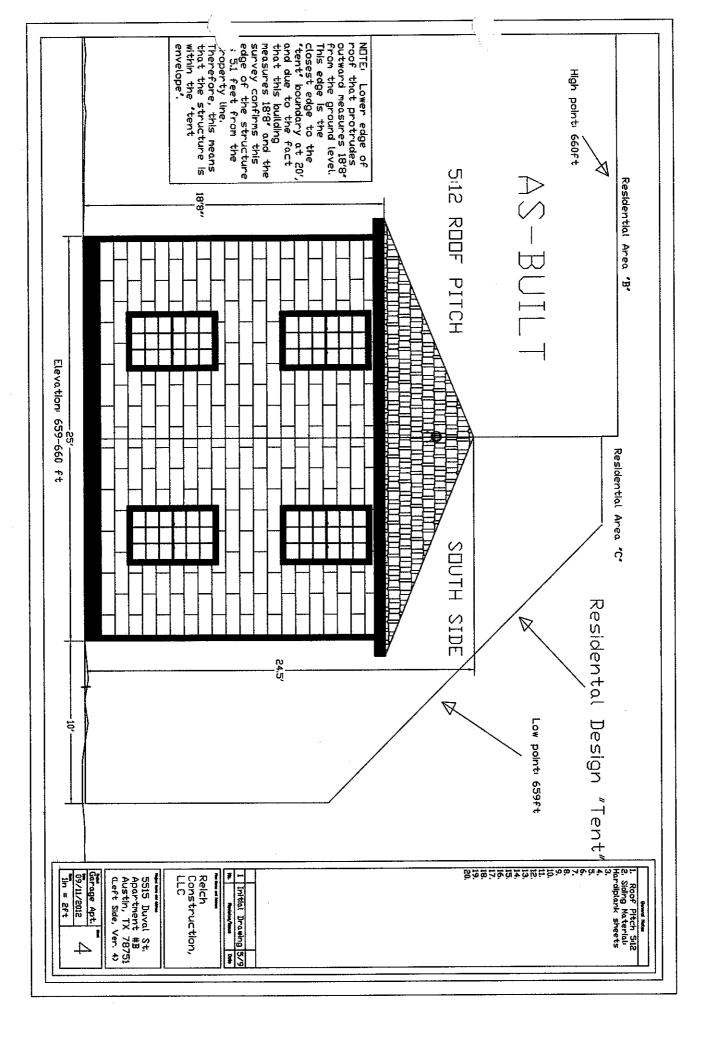


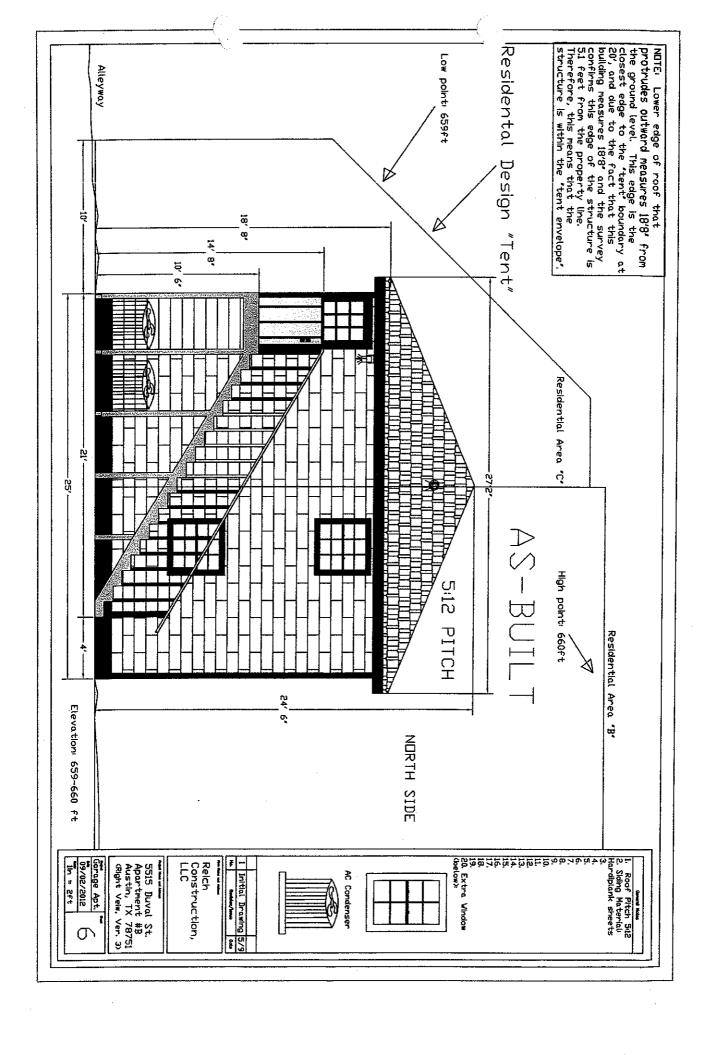


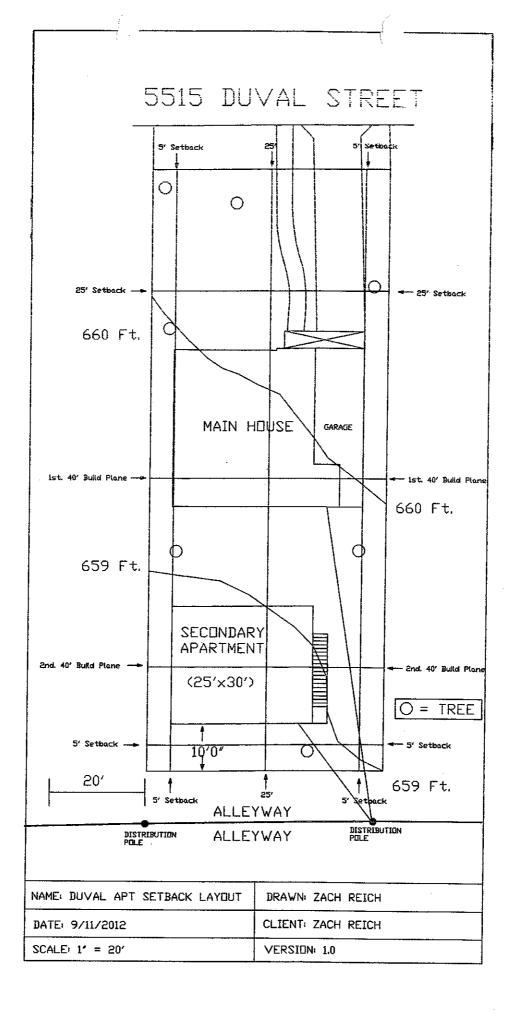














Kramer Service Center 2412 Kramer Lane, Bidg. "C"

Austin Energy

St. Elmo Service Center 4411-B Meinardus Drive

Austin, Texas 78758 (512) 505-7206

Electric Service Planning Application (ESPA)
(Please Print or Type)

Austin, Texas 78744 (512) 505-7500

Ron Solbach x 7145

For Residential or Small Commercial "SERVICE ONLY" under 350 amps 10 or 225 amps 30

Customer Name 2ach Reich Phone (512) 635-3695 Address 5515 Duval St. Legal Description Lot 15-16 Block 33 Highlands, The Lot 15-16 Block 33 Commercial/Residential? Res
Service Main Size 300 (amps) Service Conductor 4/0 (type & size) Service Length 35 (ft.) Number of Meters? 2 total Multi-Fuel Y N Overhead/Underground? 6th Voltage 120/240 Single-phase (10) Three-phase (30) Total Square Footage 2460 Total A/C Load 2 (# of units) 15 (Tons) Largest A/C unit 1.5 (Tons) LRA of Largest A/C Unit 50A (amps) Electric Heating 6th pump 10 (kW) Other 6th Coven/Stove 50A (kW)
Comments: Removing existing overhead service and maying to existing secondary apt building. Service to main house will be under ground, 2 meters and 2 meters are service to main house will be under ground, 2 meters are service to main house will be under ground, 2 meters are service to main house will be under ground, 2 meters are service and maying to existing meters. Secondary apt building. Service to main house will be under ground, 2 meters are service and maying to existing meters. Secondary apt building. Service to main house will be under ground, 2 meters. Secondary apt building. Service to main house will be under ground, 2 meters. Secondary apt building. Service to main house will be under ground, 2 meters. Secondary apt building. Service to main house will be under ground, 2 meters. Secondary apt building. Service to main house will be under ground, 2 meters. Secondary apt building. Service to main house will be under ground, 2 meters. Secondary apt building. Service to main house will be under ground, 2 meters. Secondary apt approach are secondary approached. Se

Application expires 90 days after date of Approval

Electric Permit, 5515 Duval St. (COMPLETE)

FOLDER DETAILS

Section 25-11-94 Expiration and extension of permit (Active Permits will expire 180 days at 11:59:59 pm after date of last inspection posted). If you allow this permit to expire you will be required to submit a new application & pay new fees.

		Description					Issue Date	Expiration Date
2013-004477 EP	2013-004477 EP	Homebuilders loop for **main residence** only	Residential Remodel	5515 DUVAL ST	Final	Jan 16, 2013	Jan 16, 2013	Feb 19, 2013
							Related	Folcers; No

FOLDER INFO Information Description Is this in ETJ? No 500 Electrical Valuation Remodel Number of Floors 0 Number of Units 0 4000 Usage Category Electrical Meter Provider Austin Energy Electric Service Planning Application? Yes ESPA Application Number 16-211 KGM ESPA Approval Date Jan 16, 2013 AE Awaiting Customer Other Quantity of Meters 1 1 Actual Electrical Phase 1 1 Wire Size 1 2 Calculated Load 1 100 Voltage 1 120/240 Service 1 Over Released by Electrical Inspections Date Jan 25, 2013 Application/Service Order Type instels Last Action Appointments 01/28/13 10:00 ne/oh cutover Last Action Date JAN 25, 2013 Public or Private Private Smart Housing No Electric Inspection Yes

5515	DUVAL	STREET	AUSTIN	TX	78751	Lot: 15 Block: Subdivision: HIGHLANDS THE	
Number Pre	Street	Street Dir Suite Suite Type Number	City	State	Zip	Legal Desc	
-60.00.00.00.00		PROPERTY DETA					

Lot: 15 Block: Subdivision: HIGHLANDS THE

	PEOPLE DE	TAILS				
Des⊂	Organization Name	Address	City	State	Postal	Phonel
Electrical Contractor	Austin Electric B2K, Inc. dba (Bob Koester)	1107 SEDONA	LEANDER	TX	78641	(512)833-8300
Billed To	Austin Electric Service (Allen H. Koester)	1107 SEDONA	Leander	TX	78641	(512)833-8300

	C 40 at 10 10 10 10 10 10 10 10 10 10 10 10 10			
Fee Description		Fee Amoun	t E	alance
Electrical Permit Fee	· · · · · · · · · · · · · · · · · · ·		\$29.00	\$0.00
Development Services Surcharge			\$1.16	\$0.00

		PROCESS	ES AND NO	TES	The state of the s	
Process Description	Status	Schedule Date	Start Date	End Date	Assigned Staff	⊭of Attempts
300 Electrical Slab	Open				Mike Haley (512-974-2705)	0
301 Electrical Rough	Open				Mike Haley (512-974-2705)	0
302 Electrical Grounding	Open:	•			Mike Haley (512-974-2705)	0
304 Temporary Electric	Approved	Jan 24, 2013	Jan 25, 2013	Ian 25, 2013	Marvin Pace (512-974-2729)	1
305 Final Electric	Pass	Feb 19, 2013	Feb 19, 2013	Feb 19, 2013	Marvin Pace (512-974-2729)	1
114 Continuence of work	Open				Mike Haley (512-974-2705)	0
Spot Location	Op≥n		1 21			0
Meter Engineering	Op≘n					0
Metering Operations	Open		Jan 25, 2013		Assenda Cruz (512-505- 7620)	1
Conduit Inspection	Open					0
Administrative Hold	Open				and the second s	0

Building Permit, 5515 Duval St.

		I	OLDER DETAIL	S					
Permit/Case	Reference File Name	Description	Sub Type	Work Type	Project Name	Status	Application Date	Issue Date	Expiration Date
2012- 095409 PR		partial demo to remove upper level sink to conform to zoning regulations and bring electrical to code. The scope of work is for the	R-435 Renovations/Renodel	Renodel	5515 DUVAL ST	Expired	Sep 21, 2012		Mar 20, 2013

Related Folders: No

FOLI	DER INFO
Information Description	Valne
Smart Housing	No.
Building Valuation Remodel	0
Electrical Valuation Remodel	0
Mechanical Valuation Remodel	0
Plumbing Valuation Remodel	0
1704 Flag?	No
Change of Use	No ·
Building Inspection	Yes
Tree Inspection	No
On Site Sewage Facility Inspection	No
Usage Category	4 35
Code Year	2006
Code Type	International Residential Code

	PROPERTY	DETAILS	
Number Pre. Street	Street Dir Suite Type N	Suite umber City State	e Zip Legal Desc
5515 DUVAL	STREET	AUSTIN TX	78751 Lot: 15 Block: Subdivision:

Lot: 15 Block: Subdivision: HIGHLANDS THE

	I	PROCESSE	S AND NOT	ES		
Process Description	Status Sc	hedule Date	Start Date	End Date	Assigned Staff	# of Attempts
Plan Review Administration	Орел					0
Tree Ordinance Review	Open				Michael Embesi (512-974- 1876)	0
Residential Zoning Review	Rejected Sep	21,2012	Nov 27, 2012		Daniel Word (512-974- 2719)	1

CITY OF AUSTIN

RESIDENTIAL PERMIT APPLICATION "A"

BP Number 10 ~	011821R
Building Permit No	
Plat No	Date 2 -//-/
Reviewer 7/2	3 ateken

				K	leviewer	1 Charles	<u> </u>
PRIMARY PRO	OJECT DATA	.		<u>i</u>			96:
Service Address	5515	Duval St.		тт	ax Parcel No	. 225	
Legal Description	n 22		he Highland		un i arcei ivo		<u>r / 1</u>
	· 			•)		Section	Phase
II in a Planne	d Unit Develop	oment, provide Nam proved copies of subdivi	e and Case No		****		
If this site is			nust contact the Develo	maranet danimen			
Description of W	ork		Remodel (sp		ice Center 10	r a Lana Statu	s Determination.
New Resid			Kemoder isp	ecijy)	,		
Duplex		5 a. 1 . 1	Addition (sp	ecifo			·
Garage Carport	attached _ attached	detached detached					
Pool			X Other (specif			cy apart	ment build
Zoning (e.g. SF-1		• // \		in may			
- Height of Princi	- r		f floors 1 Heigh	nt of Other stru	cture(s) _	ft. ≓ol	f floors
- Does this site cu	irrently have w	rater and wastewate	availability? X Yes	No. If no	, please cont	act the	
Custin traici Ci	UULL 31 219.7	2-0000 10 Stable to	E-Water and for weeken	catar tan annii			on request.
permit prior to a	are a sepute sys	aciii: Tes 🥕	No. If yes, for all sites	requiring a se	ptic field yo	u must obtain	an approved set
			Yes <u>K</u> No If yes	attach the D C) A down		
Will this develop	ment require a	cut and fill in exces	s of 4 feet?Yes >	, anacii (NC DA.	.A. documen	ERTION	
Does this site from	ot a paved stree	at? X Yes No.	A paved alley?	Voa N-			
Is this property w	ithin the Resid	ential Design and C	ompatibility Standards	t esNo		<i>U</i>	
VALUATION		· · · · · · · · · · · · · · · · · · ·	T-1		ndary Area?	X Yes _	No
REMODELS			FOR NEW CONSTR ADDITIONS ONLY	UCTION		PERMIT F (For office use	
Building S		Lot Size 6	327 so	ı.ft.	Q	EWADDITIO	NS REMODE
Electrical S	·	Job Valuation - I	Principal Building S 3	. 11	Building 5	82410	
Mechanical S			(Labor and materia		Electrical S	<u>47.00</u>	_ -
Plumbing \$ Driveway/		Job Valuation (Other Structure(s) S		Mechanical 5		
Sidewalk S			(Labor and materia	ds)	Plumbing S	41.00	<u> </u>
TOTAL S	· · ·	TOTAL JOB V			Driveway & Sidewalk S	:	ŝ
(labor and mat	crials)	(sum of remodels			TOTAL S	****	 S
			Labor and materials)		x = 1110 t		_ 5
OWNER / BUILI	DER INFORM		,	L	-	· · · · · · · · · · · · · · · · · · ·	×
OWNER		ach Reich	<u> </u>	·		Talanhana (h)	27.33 29 P. 3.
0 11 12 11 (Name	•	1		4-1	(w)	<u>36-388 (413)</u> 946-302
BUILDER	Company Na	ume <u>Reich</u>	Construction	LLC		Telephone (
Facast emercanes	Contact/App	licant's Name	Lach Reid	<u> </u>		Pager	30
DRIVEWAY/ SIDEWALK	Contractor	NIA				FAX	
CERTIFICATE		*		*		Telephone	<u> </u>
OF		ach Reich				Telephone_(\$1	2) 635-3645
OCCUPANCY	Address_S_	SIS DUVA)	sł.		City Aus		K ZIP 7875
you would libe to be	a natified with						
X telephone	- nomica when y ✓ e-mail: =	wur application is apr	roved, please select the m	ethod:			

CITY OF AUSTIN RESIDENTIAL PERMIT APPLICATION "C"

BUILDING COVERAGE

The area of a lot covered by buildings or roofed areas, but not including (i) incidental projecting eaves and similar features, or (ii) greatevel paving, landscaping, or open recreational facilities.

_	150 x4	Existing	1	New / Additio) E
a .	1st floor conditioned area	960 "	sq.ft	750	S
b.	2 rd floor conditioned area		sq.ft		S
C.	3 rd floor conditioned area		sq.ft		
d.	Basement		sq.ft		S(
e.	Garage / Carport		sq.ft.		S
	≥ attached	323	sq.ft	A lydina.	S
	detached		sq.ft.	· and	:" S(
f.	Wood decks [must be counted at 100%]		sq./t. sq./t.	104 <u>.</u>	
g.	Breezeways	4,	sq.ft	**************************************	s. S(
h.	Covered patios	-1/	sq.ft	· · · · · · · · · · · · · · · · · · ·	
i.	Covered porches	21	sq.ft sq.ft	***************************************	\$(
j.	Balconies	···· v.	sq.ft		s
k.	Swimming pool(s) [pool surface area(s)]		sq.n sq.ft		SC
1.	Other building or covered area(s)				S(
	Specify		sq.ft		sc
	TOTAL BUILDING AREA (add a. through l.)	969	sq.ft.	750	so
	TOTAL BUILDING COVERAGE ON LOT (subtract, if applicable, b., c., d., k. and f. if uncovered)	_6333 sq.ft.	+	2,66/ sq.fi. % of lot	

IMPERVIOUS COVERAGE

Include building cover and sidewalks, driveways, uncovered patios, decks, air conditioning equipment pad, and other improvements calculating impervious cover. Roof overhangs which do not exceed two feet or which are used for solar screening are not included building coverage or impervious coverage. All water must drain away from buildings on this site and buildings on adjacent lots.

а.	Total building coverage on lot (see above)	sq.ft.
b.	Driveway area on private property	397 49. F sq.ft.
c.	Sidewalk / walkways on private property	100 sq.ft.
d.	Uncovered patios	sq.ft.
e.	Uncovered wood decks [may be counted at 50%]	sq.ft.
f.	Air conditioner pads	sq.ft.
g.	Concrete decks (cavered concrete)	366 63 sq.ft.
h.	Other (specify)	sq.ft.

TOTAL IMPERVIOUS COVERAGE (add a. through h.)

95-2,799.9

Lot: 6222 59. Ft.

\$9.19. sq.fl. -\$9.79% of lot

CITY OF AUSTIN RESIDENTIAL PERMIT APPLICATION "D" FLOOR AREA RATIO INFORMATION

TO BE COMPLETED FOR ALL PROPERTIES LOCATED WITHIN THE RESIDENTIAL DESIGN AND COMPATIBILIT STANDARDS ORDINANCE BOUNDARY AREA.

Applicant's Signature CAM A The	D	ate_2-4-10
GROSS FLOOR AREA AND FLOOR AREA RATIO as defin	ed in the Austin Zoning	Code.
I. 1st Floor Gross Area	Existing	New / Addition
 a. 1st floor area (excluding covered or uncovered finished ground-floor porches) b. 1st floor area with ceiling height over 15 feet. 	960sq.ft.	750
c. TOTAL (add a and b above)	sq.ft. 96.6sq.ft.	750
 II. 2nd Floor Gross Area See note ¹ below d. 2nd floor area (including all areas covered by a roof i.e. porches, 	sq.ft.	
breezeways, mezzanine or loft) e. 2 nd floor area with ceiling height > 15 feet. f. TOTAL (add d and e above)	sq.ft. sq.ft.	
 III. 3rd Floor Gross Area See note ¹ below g. 3rd floor area (including all areas covered by a roof i.e. porches, breezeways, mezzanine or loft). h. 3rd floor area with ceiling height > 15 feet i. TOTAL (add g and h above) 	sq.ft. sq.ft. sq.ft.	
 IV. Basement Gross Area j. Floor area outside footprint of first floor or greater than 3 feet above grade at the average elevation at the intersections of the minimum front yard setback line and side property lines. 	sq.ft.	
V. Garage kattached (subtract 200 square feet if used to meet the minimum parking requirement)	sq.ft_	5
ldetached (subtract 450 square feet if more than 10 feet from principal structure)	sq.ft.	
VI. Carport (open on two or more sides without habitable space above it subtract 450 square feet)	sq.ft.	S
VII. TOTAL	sq.ft.	
TOTAL GROSS FLOOR AREA (ac		II above) sq. ft.
GROSS AREA OF LOT		
FLOOR AREA RATIO (gross floor		sq. ft. 。入フ,タス _{sq. ft.}

It is the highest habitable portion of the building, and

If a second or third floor meets all of the following criteria it is considered to be attic space and is not calculated as part of the overall Gross Floor Area of the structure.

a. It is fully contained within the roof structure and the roof has a slope of 3 to 12 or greater

b. It only has one floor within the roof structure.

It does not extend beyond the foot print of the floors below

Fifty percent or more of the area has a ceiling height of seven feet or less.

CITY OF AUSTIN RESIDENTIAL PERMIT APPLICATION "B"

CITY OF AUSTIN

RESIDENTIAL PERMIT APPLICATION

I understand that in accordance with Sections 25-1-411 and 25-11-66 of the Land Development Code (LDC), non-compliance with the LDC may be cause for the Building Official to suspend or revoke a permit and/or license. I understand that I am responsible for complying with any subdivision notes, deed restrictions, restrictive covenants and/or zoning conditional overlays prohibiting certain uses and/or requiring certain development restrictions (i.e., height, access, screening, etc.) on this property. If a conflict should result with any of these restrictions, it will be my responsibility to resolve it. I understand that, if requested, I must provide copies of a subdivision plat notes, deed restrictions, restrictive covenants, and/or zoning conditional overlay information that may apply to the property.

I acknowledge that this project qualifies for the Site Plan Exemption as listed in Section 25-5-2 of the LDC.

I understand that nothing may be built upon or over an easement. I further understand that no portion of any roof structure ma overhang in any public utility or drainage easement.

I acknowledge that customer will bear the expense of any necessary relocation of existing utilities to clear this driveway location and/c the cost to repair any damage to existing utilities caused during construction.

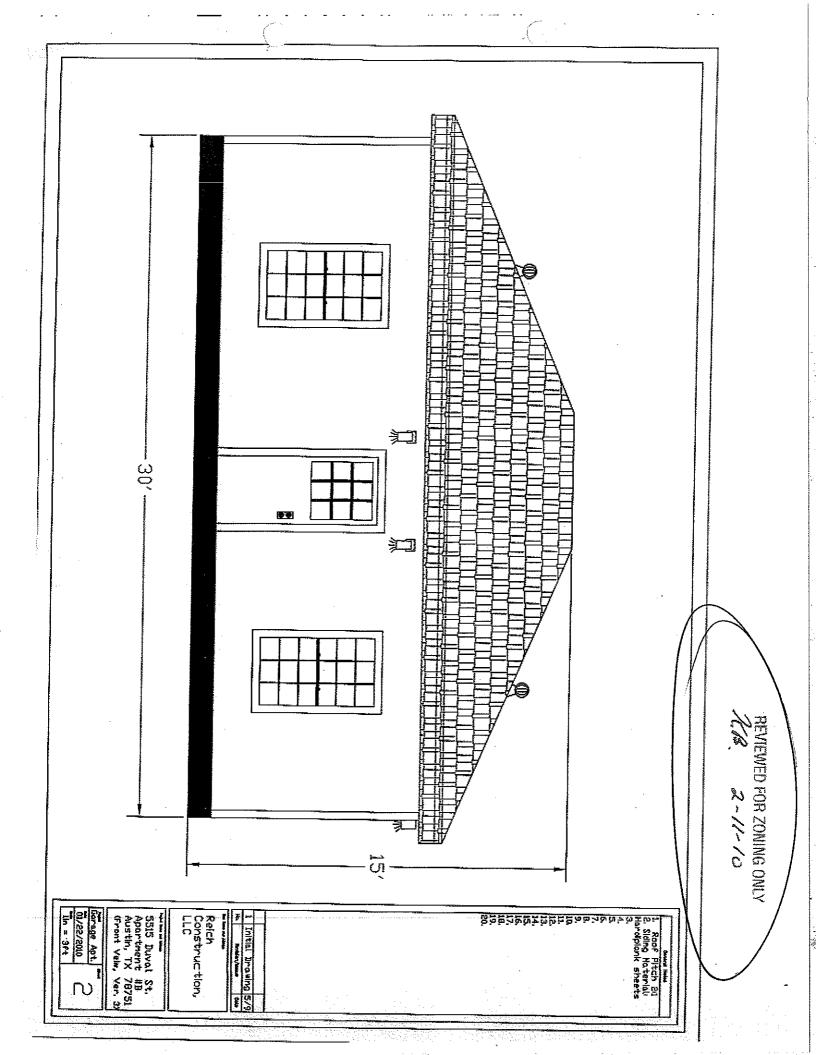
I also understand that if there are any trees greater that 19 inches in diameter located on the property and immediately adjacent to the proposed construction, I am to schedule a Tree Ordinance review by contacting (512) 974-1876 and receive approval to proceed.

I agree that this application will expire on the 181st day after the date that the application is filed if the application is not approved an an extension is not granted. If the application expires, a new submittal will be required.

Charles a De

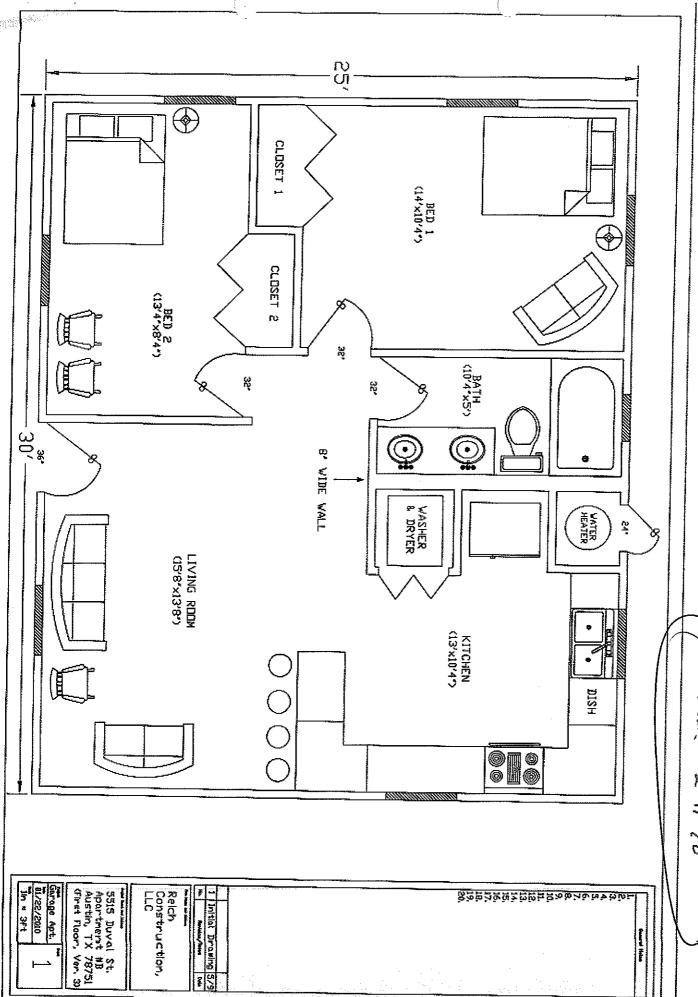
DATE_	1-40-1	*
HOME BUILDER'S STATE REGISTRATION NUMBER (required for all new construction)	<u> 320405</u>	7878
Rejection Notes/Additional Comments (for office use only):		

	, 00	.voc.
	. 41	-17±0.00
		Thirty.
ervice Address 5515 OUVal St.	Work - SWA	
pplicant's Signature has della	Date 1-28	- I Q



1 2 3 1 **1**50 Oarage Apt. 01/22/2010 SSIS Duval St. Apartment #B Austin, TX 78751 (Left Side, Ven 3) Reich Construction, LLC 100 m 364

REVIEWED FOR ZONING ONLY



REVIEWED FOR ZONING ONLY

2.11-70

ENGINEER FOUNDATION DESIGN APPROVAL

TO: Whom it May Concern

FROM: Richard Reich, P.E., Design Engineer, Reich Construction, LLC SUBJECT: Slab Design Approval for Apartment on 5515 Duval St. Austin, TX

I am writing this letter to approve the design of the foundation design plan presented to me for a small garage apartment on 5515 Duval St. Due to the somewhat high plasticity index (PI) of the soil in this area of Austin there were a few design parameters that were improved from the existing City of Austin code requirements to compensate for this factor. This design approval is contingent on proper trench depth, steel quality, tying and placement, proper fill, and the utilization of 3000 PSI Class A 4.5 sack concrete with the appropriate consistency.

In conclusion, I have analyzed and approved the foundation slab design for a garage apartment on 5515 Duval St. Austin, TX 78751 and have certified this design cleared for construction and proper inspection. I will entertain any further questions if any in regards to this design.

Regards,

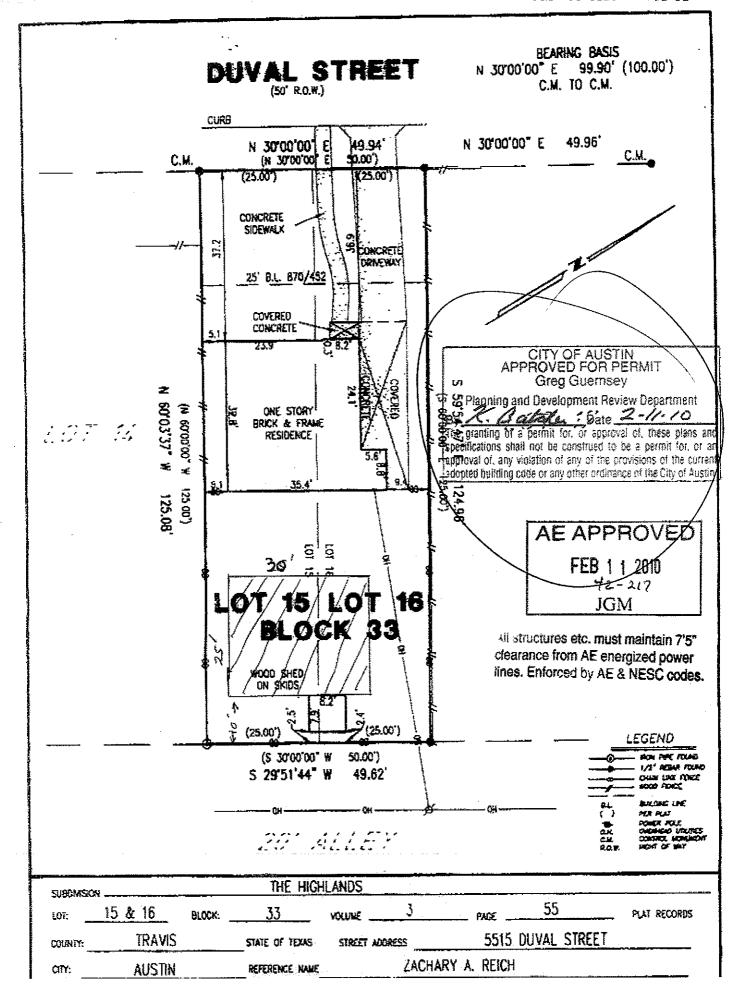
Richard Reich, P.E.

Reich Construction, LLC

(512) 635-0996

Stamp:

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atel 4 conf
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at 5515 Duvai St. Apartment #3 Austin, TX 78731 IFoundation Design Reich Construction, arage tot.





Kramer Service Center 2412 Kramer Lane, 8ldg. "C"

Austin Energy

St. Elmo Service Center 4411-B Meinardus Orive Austin, Texas 78744

Austin, Texas 78758 (512) 505-7206

Electric Service Planning Application (ESPA)
(Please Print or Type) (512) 505-7500

Ron Solbach x 7145

For Residential or Small Commercial "SERVICE ONLY" under 350 amps 10 or 225 amps 30

Customer Name 2ach Reich	Phone (512) 635-3695
Address 5515 Duval St.	
Legal Description Lot 15-16 Block 33	Highlands, The
Lot 15-16 Block 33 Comme	rcial/Residential? <u>Res</u>
Service Main Size 200 (amps) Service Co	onductor 4/0 (type & size)
Service Length	2
	Yam +:
Total Square Footage 2460 AF Total A/C Load	
Largest A/C unit (Tons) LRA of Large	est A/C Unit50A(amps)
Electric Heating 60A (kw) Other E	ectric oven/stove 50A (kw)
Je Aportment Removing existing overv	lead Service and moving
to new apt building. Service	te main house will be undergro
3/19 a m Zach Reich	2-5-10 (5/2) 635-369
ESPA Completed by (Signature & Print name)	Date Phone
AE Representative	Date
Approved: Yes No (Remarks on back)	Phone
Application expires 90 days after	A A A A A A A A A A A A A A A A A A A

lines. Enforced by AE & NESC codes.