CASE # C15-2013-0135

TP-033433-17-14

CITY OF AUSTIN ROW-1105-0719

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: 7317 Morning View Court
LEGAL DESCRIPTION: Subdivision – Stoney Ridge Section 5B
Lot(s) 36 Block H Outlot Division
I Jim Bennett as authorized agent for William Gurasich/ SR Development, Inc.
affirm that on 10/8/2013 hereby apply for a hearing before the Board of
Adjustment for consideration to:
ERECT - ATTACH - COMPLETE - REMODEL - MAINTAIN
a single family dwelling providing a total lot area of 5591 sq. ft
in a SF-2 district. (zoning district)

The Austin Electric Utility Department (Austin Energy) enforces electric easements and the setback requirements set forth in the Austin Utility Code, Electric Criteria Manual and National Electric Safety Code. The Board of Adjustment considers variance to the Land Development Code, and a variance granted by the Board of Adjustment does not waive the requirements enforced by Austin Energy. Please contact Christine Esparza with Austin Energy at 322-6112 before filing your application with the Board of Adjustment if your request is for a reduction in setbacks or height limits.

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

REASONABLE USE:

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

Without a variance nothing can be built on this lot.

HARDSHIP:

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

This subdivision was recorded in 2004, and apparently an error was made in the lot size of this lot which is 5591 sq. ft., instead of the required 5750 sq. ft. Without a variance the lot will remain vacant. The adjoining lots on both sides of this lot are developed. The amount of variance (159 sq. ft.) is a minimal departure from the code requirements.

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

This lot size is not general to the 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 lot will be developed with a single family dwelling that will comply with all other requirements, and this minimal departure will not be noticeable.

PARKING: (Additional criteria for parking variances only.)

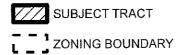
Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed Section 479 of Chapter 25-6 with respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional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

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:
3.	The granting of this variance will not create a safety hazard or any other condition inconsistent with the objectives of this Ordinance because:
4.	The variance will run with the use or uses to which it pertains and shall not run with the site because:
N	IOTE: 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.
	PLICANT CERTIFICATE – I affirm that my statements contained in the complete plication are true and correct to the best of my knowledge and belief.
Sig	gned Sci Dennett Mail Address 11505 Ridge De
	ty, State & Zip Austin TX 78746
Pri	nted Jun Bernot Phone 512-282-3079 Date 1
O V are	WNERS CERTIFICATE – I affirm that my statements contained in the complete application true and correct to the best of my knowledge and belief.
Sig	ened fr. G. G. Mail Address 38/3 Travis Country Custy, State & Zip Acustin, Tx 78735 nted William Gurasich Phone 5/2 6583446 Date 10/8/2013
Cit	y, State & Zip Austin Tx 78735
Pri	nted William GURASICH Phone SIZ 6583446 Date 10/8/2013







CASE#: C15-2013-0135 LOCATION: 7317 MORNING VIEW COURT

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.

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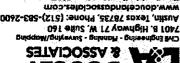
This product has been produced by the Planning and Development Review Department for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.



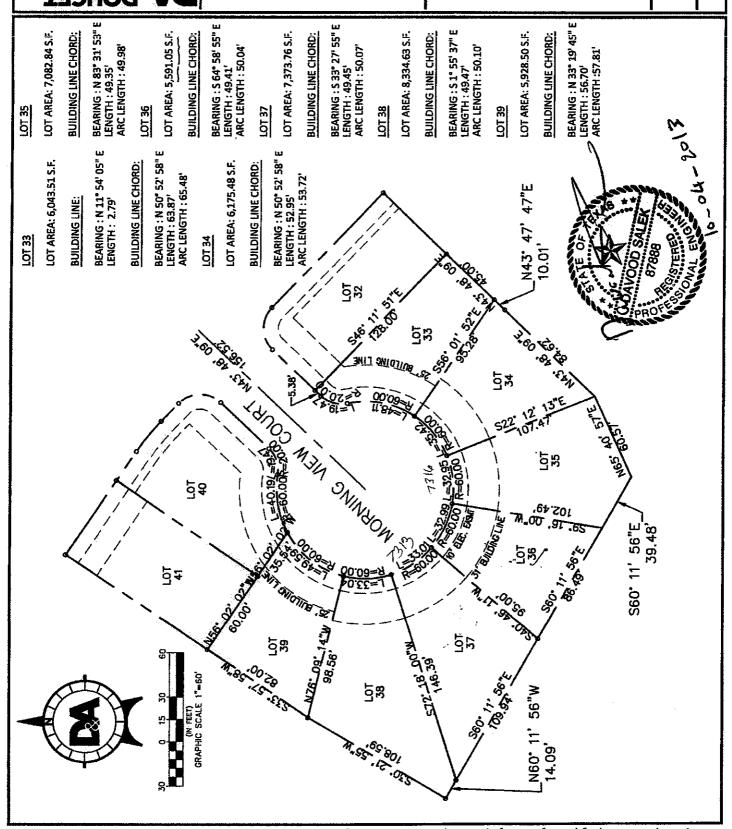
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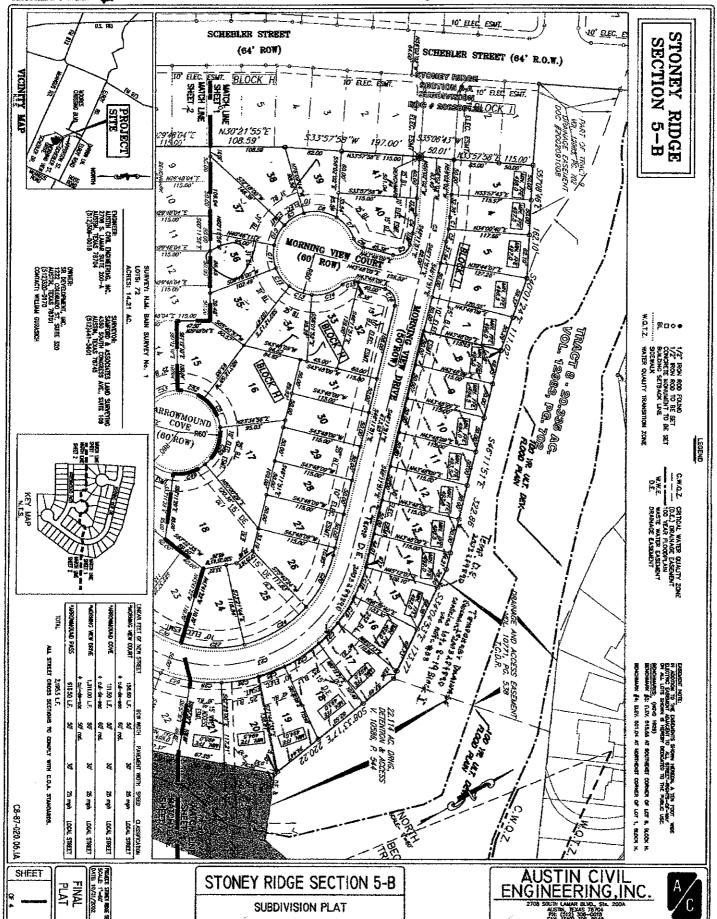
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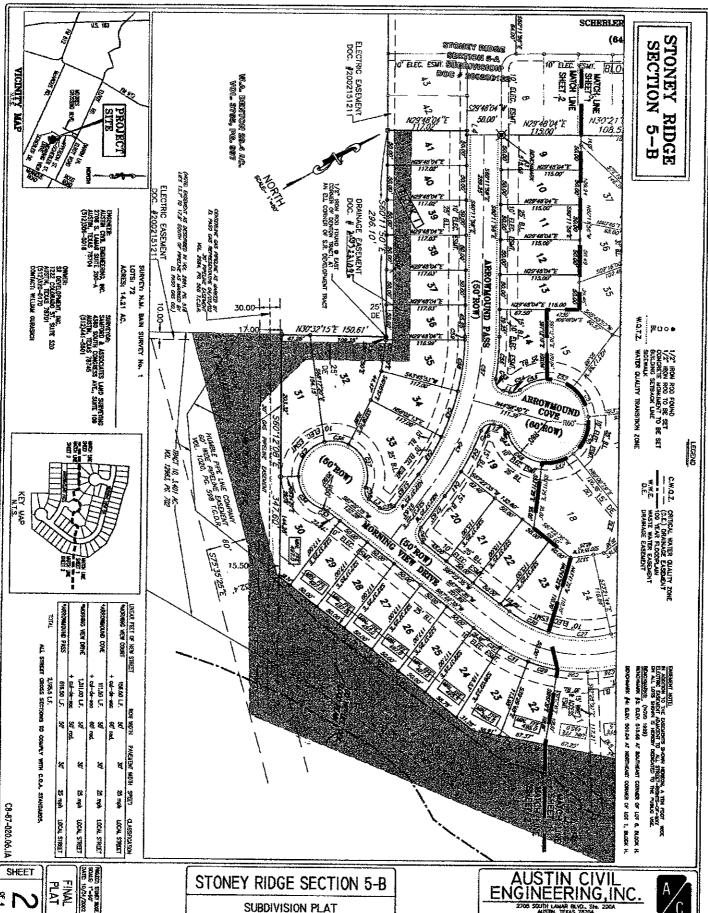
EXHIBIL BOILDING LINE



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STONEY SECTION RIDGE 5-B

22, NO OBJECTS, HICLIENIG, BUT NOT LIMITED TO, BUILDINGS, FENCES, OR LANDSCAPING SHALL BE ALLOWED IN A DRAINAGE EASEMENT EXCEPT AS APPROVED BY THE CITY OF AUSTIN AND TRANS COUNTY.

20, construction small comply with construction standagos for facilities on Clay soils as set forth in Enhbit 6 to the Jud Consent Agreement, IN ACCEPTANCE WITH THE MUD CONSENT AGREMENT, RESTRICTIVE COMPANITS FOR THIS REMINISTON AFE RECORDED IN VOL. 10787, PG. 302: VOL. 10848, PG.1, OF THE DIED CORDS OF TRANS COUNTY, TEXAS.

1. WATER AND HASTENATER SYSTEMS SERVING THIS SUBDIVISION SHALL BE DESIGNED AND HERTALLED AN ACCORDANCE WITH THE CITY OF ALISTIM AND STATE HEALTH DEPARTMENT PLANS AND SPECIFICATIONS SHALL BE SUBBUTED TO THE CITY OF AUSTRA, WATER AND WASTEWATER DEPARTMENT, FOR REVIEW AND APPROVAL. $2\,$ no lot in this subsymbon shall be occupied until the structure is connected to the modre's crossing mud wastewater system, 4. ALL STREETS, ORANACE, SIDEMALKS, EROSION CONTROL, AND WATER AND WASTEWANER STANDARDS.

STANDARDS. t, ho lot in thes subdynsion shall be occupied until the structure is connected the adores crossng and water supply system,

R. THE OWNER OF THIS SUBDANSION, AND HIS OR HER SUCCESSORS AND ASSIGNS, ASSUMES RESPONSEDILITY FOR PLANS FOR CONSTRUCTION OF SUBPUNSION IMPROVIMENTS WHICH COMPLY WITH APPLICABLE COURS AND RECURRENATION OF THE CITY OF AUSTIN. THE OWNER WITH APPLICABLE COURS AND RECURRENCES THAT FULL THAT WACATION OR REPLATING MAY BE REQUIRED, AT THE OWNERS AND REQUIREMENTS, IF PLANS TO CONSTRUCT THIS SUBDINISION DO NOT COMPLY WITH SUCH CODES AND REQUIREMENTS. 7. PRIOR TO CONSTRUCTION, EXCEPT DETACHED SMOLE FAMILY ON ANY LOT IN THIS SUBDIVISION, A STE DEVELOPMENT PERMIT MUST BE OBTAINED FROM THE CITY OF AUSTIN. A. THIS SUBBINISION IS CLASSFIED AS URBAH, AND ALL STREETS SHOWN HEREON WILL BE CONSTRUCTED TO THE CITY OF AUSTIN STREET STANDARDS.

O, all eurong foundations on slopes of patien (15) percent and over and on fill placed upon slopes fother (15) percent and over alist utilize design and construction practices certified by a registered professional engineer qualified to practice in this field. , no fill on any (0)" shall exceed a maximum of four feet of depth. Except for Tructural excavation, no cut on any lot shall be greater than four feet. An erosion/sedheritation control plan pursuant to LDC section 25—8—18! IS equired for all construction, including single family homes in this subdivision.

PUBLIC SIDEMALKS, BUILT TO CITY OF AUSTIN STANDARDS, ARE REQUIRED ALONG THE LLOWING STREETS IN THIS SUBDIVISION AND AS SHOWN BY A DOTTED LINE ON THE FACE F DIAT. ALL SIGNS SHALL COMPLY WITH THE CITY OF AUSTRA SIGN ORDINANCELL

SAING CIEW DRAF.

SAING VEW CORPT.

SAINGT THE FECURES SAIRLE BE IN PLACE PRIOR TO THE LOT BEING OCCUPIED. FAILLER TO SAINGT THE FECURES SAIRLE SAIRLE

4, AN ADDITION TO THE EASEMENTS SHOWN HEREIN, A TEN (10) FOOT MOE UTILITY EASEMENT ADMACRAT TO ALL STREET RIGHT—OF—HAY ON ALL LOTS SHOWN HEREIN IS HEREIBY DEDICATED TO THE PUBLIC USE. 13. The subdynder shall provide the water system suprovembits necessary to meet Fire flow requirements.

ID. THIS SUBDYNSION IS LOCATED WITHIN THE BOUNDARIES OF THE MOORE'S CROSSING MUNICIPAL UTILITY DESTRUCT, WE THERE AND WASTEMATER STRUCE TO THIS SUBSTRUCTION BY DAYS FOR WAITER, MASTEMATER, AND STORM DRAWAGE MERCHANTED. ALL CONSTRUCTION PLANS FOR WAITER, MASTEMATER, AND STORM DRAWAGE MERCHANTS MAY BE INSPECTED BY THE DISTRICT.

IS. THE EXECUTE UTILITY HAS THE RIGHT TO PRIME AND/OR REMOVE THEES, SHRUBBERY AND OTHER OBSTRUCTIONS TO THE EXTENT RECESSION TO KED THE EXESSION'S CAEAR. THE UTILITY WILL PREPORT ALL WARK IN COMPULANCE WITH CHAPTER 25—8 OF THE CITY OF AUSTIN LAND DENELOPHENT CODE.

IS THE OWNER SHALL BE RESPONSIBLE FOR INSTALLATION OF TEMPORARY EROSION CONTROL REVOLETATION AND TREE PROTECTION. IN ADDITION, THE OWNER SHALL BE RESPONSIBLE FOR ANY INTIAL TREE PROVING AND TREE REMOVAL THAT IS WHITHIN THE FEET OF THE CENTER LIVE OF THE PROPOSED OVER-EAD ELECTRICAL FACILITIES DESCRIBED TO PROVIDE ELECTRIC SERVICE TO THIS PROCECT. THE OWNER SHALL INCLUDE AUSTIN ENERGY'S WORK WITHIN THE LIAITS OF CONSTRUCTION FOR THIS PROJECT. ${f I8}$, any electric utility activity inside the subdivision shall be inclided in the development permit.

> 128, "FRICK TO CONSTRUCTION ON LOTS IN STONEY ROOK SECTION 5-B, DANNACE DANS WILL BE SUBMITED TO THE CITY OF WASTIN FOR MAJENIA, RAWLEN, RAWLEN, BENEFIELD FOR THE RECOVER OF THE MAJENIA CONSTRUCTION 27. ALL RESDEVITIAL LOTS IN STOWEY MORE SECTION 5-8, SHALL BE SUBJECT TO THE HOME OWNERS ASSOCIATION ODCUMENTS AS RECONDED IN VOL. 12858, PC. 1101, TRAVIS COUNTY RECORDS, TRAVIS COUNTY, TEXAS. 26. THE WATER QUALITY FOND LOCATED OFFSITE OF TRACT 6, 3,750 ACHES, WOL 12883, PQ. 702, SHALL BE OWNED AND MAINTAINED BY MODER'S CROSSING MUD. 25. TRAMS COUNTY DEVELOPMENT PERMIT REQUIRED PRIOR TO ANY SITE DEVELOPMENT. 24. PROPERTY OWNER SHALL PROVIDE FOR ACCESS TO DRAINAGE EASEMENTS AS MAY BE NECESSARY AND SHALL NOT PROHIBIT ACCESS BY COVERNMENTAL AUTHORITIES. 23. ALL DRAINAGE EASEMENTS ON FROMTE PROPERTY SHALL BE MAINTAINED BY THE PROPERTY OWNER OR HIS ASSIGNS.

33. THERE ARE NO SLOPES OVER 15% ON THIS PROPERTY. SUBDIVISION. THIS PROMISED TO TAKE BE ASSIGNATED AND THE CONSTRUCTION AGE
THOUGH THE CONSTRUCTION FOR THE CONSTRUC 31, BUILDING SETBACK LINES SHALL BE IN CONFORMANCE WITH CITY OF AUSTIN ZONING CHOMANCE REQUIREMENTS. THE CONSTRUCTION PLAT WAS APPROXED AND RECORDED BEFORE THE CONSTRUCTION FOR THE CONSTR

30. This subdivision is subject to the phasing agreement recorded in doc. ϕ 2002.084881.

36. STREETS IN THIS SUBDIVISION, STOREY RODRE SECTION 5—8 WILL NOT BE ACCEPTED FOR MAINTENANCE BY TRANS COLARTY UNTIL STREETS IN STONEY RIDGE SECTION 5—A HAVE BEEN ACCEPTED FOR MAINTENANCE. 35. 16 FOOT DRAINAGE EASEMENT IS ENCLOSED CONDUIT ONLY. "A", THIS SHEDINGTON IS LOCATED IN THE DRY CREEK WATERSHED WHICH IS CLASSIFIED AS A SUBJURIAN WATERSHED. THIS SUBJURIAN SALE BE DEVELOPED, CONSTRUCTED AND MARKINEED IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE LAND BERELOPMENT CODE, CHAPTER 25—8, SUBCHAPTER A.

PERMIT

PERMIT

THE SHALL BE ALLOWED 37. ALL FRIENDE FLORE ELEVATIONS IN THIS SUBDIVISION SHALL BE 1.0 FOOT MINIMUM ABOVE THE 100 FEAR FREEDERY FLOOD LEVEL. THE FOLLOWING MINIMUM FINISHED FLOOR ELEVATIONS ARE HERBEY BET FOR THE AFFECTED LOTS: IN THE SLODDPLAIN ON THESE LOTS EXCEPT BY A SEPARATE

OF BLOCK F.F. ELEX. (to magnet lenth) 492.0 492.0 492.0 492.0 492.0 492.0 492.0 HOT BLOCK F.F. ELEV. necest both

38. Temporary Drawnage casesman.
Telephorot was revision is approach
and accepted by the faderal Shargeolog Management ** EROSGIO/SEDURENTATION CONTROLS ARE REQUIRED FOR ALL CANSTRUCTION ON EAGH LOT, INCLUDING SINGLE FAMEY AND DUPLEY CONSTRUCTION ON EAGH LOT, INCLUDING SINGLE FAMEY AND THE ENVIRONMENTAL CRITERIA MANYAL. THE MATER QUALITY EASBABITS SHOWN ARE FOR THE PHISPOSE OF ACMISHIC COMPUNIATE PURSUANT TO CHAPTER 25—8 OF THE CHY LAND DEPELDAMBIT CODE. THE USE AND MARITHANCE OF THESE ASSEMBLYS RESTRICTED BY SECTIONS 25—8—211 AND 25—9—213 THEREOF. * Water quality controls are required for all development with Hardanoous cover in excess of 20% of the net site area of each Lot pursuant to loc section 25—8—211. " MANIEMANCE OF THE WATER QUALITY CONTROLS REQUIRED ABOVE SHALL BE ACCORDING TO CITY OF AUSTIN STANDARDS.

STONEY RIDGE SECTION 5-B

AUSTIN CIVIL ENGINEERING,INC

C8-87-020.06.1A SHEET

PROJECT STOLETY BLOG SE SCALE: N/A DATE: 10/31/2002 NOTES

APPENDIX 2-5 Final plat hotes for single/duplex family subsynsions.

SUBDIVISION PLAT

I, HUNTER SHADBURNE, AM AUTHORZED UNDER THE LAWS OF THE STATE OF TEXTS TO PRACTICE THE PROPESSION OF ENGINEERING, AND HEREBY CERTIFY THAIR THIS PLAT IS REASHED FROM AN ENGINEERING STADPONIT AND COMPLES WITH BUIGNREERING RELATED PORTIONS OF THE 23 OF THE OTY CODE OF 1981, AS AMENOED, IS TRUE AND CORRECT TO THE SEST OF MY KNOWLEDGE.

WITHESS MY HAND AND SEAL OF OFFICE OF THE COUNTY CLERK, THIS

EDWARDS AQUIFER NOTE: THIS SUBDIVISION IS NOT LOCATED WITHIN THE RECHARGE ZONE.

EDWARD'S

SECTION RIDGE

STONEY

DOUNTY OF TRAVIS) STATE OF TEXAS KNOW ALL MEN BY THESE PRESENTS:

MICHAEL SANFORD R.P.L. S. 43893 SAMFORD AND ASSOCIATES SUB-A380 SOUTH CONGRESS AVENUE, SUITE AUSTIN, TEXAS 78745 (512) 441-5801

I, MICHAEL SAMEORD, RAPLES, No. 3853, AM AUTHORIZED UNDER THE
LLAWS OF THE STATE OF TEXAS TO PRACTICE THE PROFESSION OF
SURVEYING, AND HEREBY CERTIFY THAT THIS PLAY IT SET THE AND
COPPRET TO THE BEST OF MY KNOWLEDGE, AND WAS PREPARED FROM
AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION
THE OROGIND.

MOORE'S CROSSING NOTE

THE TRACT OF LAND DESCRIBED ON THIS PLAT IS WITHIN THE SERVICE AREA OF MODE'S GOOSSING UTLIFY DISTRICT AND HAS WATER SERVICE AVAILABLE AND HAS WATER WATERWATER SERVICE AVAILABLE TRADUCH HAS WASTERWATER SCULECTION AND TRECTURENT SYSTEM, SUBJECT TO THE RUBES, REDULATIONS AND TRECTURENTS OF THE MODE'S, CROSSING MANICIPAL UTLIFY DISTRICT. PRESIDENT OF BOARD

WOORE'S CROSSING MUNICIPAL UTILITY DISTRICT

COUNTY OF TRAVES STATE OF TEXAS KNOW ALL MEN BY THESE PRESENTS:

NOTARY AUGUS, STATE OF TEXAS

STATE OF TEXAS) COUNTY OF TRANS)

KNOW ALL MEN BY THESE PRESENTS

STATE OF TEXAS) DANA CABEAUVOIR, COUNTY CLERK TRAVIS COUNTY, TEXAS

KNOW ALL MEN BY THESE PRESENTS:

COUNTY OF TRAVIS)

L DANA DEEALVOR, CLERK OF TRAMS COUNTY, TEXAS, DO HEREBY CERTIFY THAT THE FORECOME RESTRUBENT OF WITTHS AND ITS CERTIFICATE OF AUTHENTICATION WAS FLEED FOR RECORDS IN WY, OFFICE ON THE LOCAL MAND THE COUNTY AND THE C

ACCEPTED AND AUTHORIZED FOR RECORD BY THE ZONING COMMISSION OF THE CITY OF AUSTIN, COUNTY OF TRAVIS, DAY OF MASSUET 2003

APPROVED FOR ACCEPTANCE

MICHAEL J. HEITZ, DIRECTOR
WATENSHED PROTECTION AND DEVELOPMENT REVIEW DEPARTMENT THIS SUBBINISION IS LOCATED THE CITY OF AUSTIN ON THIS 2002.

THE THE DAY OF ENGLES

(D) NO LOT IN THIS SUBDIVISION SHALL BE OCCUPIED UNTIL A MUNICIPAL WATER DISTRIBUTION SYSTEM.

(B) THE OMNER(S) OF THE SUBDIVISION SHALL CONSTRUCT THE SUBDIVISION STREET AND DARWAGE IMPROVEMENTS (THE "MPROVEMENTS") TO COUNTY STANDARDS IN ORDER TOR THE COUNTY TO ACCEPT THE PUBLIC BAPROVEMENTS FOR MANITHURACC OR TO RELEASE FISCAL SCURTY NOTE CONSTRUCT THE STANDARDS.

THE OMNER(S) MUST POST RECAL SECURITY WITH THE COUNTY IN THE AMOUNT OF THE STANDARDS THE STANDARDS.

AND TO POST THE FISCAL SECURITY TO SECURE SUCH CONSTRUCTION IS A CONTINUE OF ORDER SHAPE SUCCESSORS AND DESIGNED OR BROWNED THE PUBLIC BAPROVEMENTS THE SUCCESSORS AND ASSESSED FOR MAINTENANCE BY THE COUNTY, OR THE PRIVATE BEEN ACCEPTED FOR MAINTENANCE BY THE COUNTY, OR THE PRIVATE BROWNED THE BEEN CONSTRUCTED AND ARE PREFORMING TO COUNTY STANDARDS. (CO) THE AUTHORIZATION OF THIS PLAT BY THE COMMISSIONERS COURT FOR ILLING ON THE SUBSCIQUENT ACCEPTANCE FOR MUNICIPANCE BY TRANS. COUNTY, TEXAS, OF ROLES AND STREETS IN THE SERVINGION DOES NOT GREETED HERE SHOWN SHORE THE COUNTY TO HISTALL STREET HAME SIGNS, OR ERECT TRAFFIC CONTROL SIGNS, SICH AS SEREED HAIT, STOP SIGNS, AND YELD SIGNS, WHICH IS CONSTRUCTION, BY PART OF THE DEVELOPER'S CONSTRUCTION,

C8-87-020.05. IA

SHEET

PLAT NOTES

STONEY RIDGE

STONEY RIDGE SECTION 5-B

AUSTIN CIVIL ENGINEERING, INC. 2706 SOUTH LAMAR BLVD., ST AUSTIN, TEXAS 78704 FIE (512) 306-0618 FAX: (512) 306-0048





PLAT DOCUMENT#

PLAT RECORDS INDEX SHEET:

SUBDIVISION NAME STONEY RIDGE SECTION 5-B

OWNERS NAME: SR DEVELOPMENT INC

RESUBDIVISION? YES

ADDITIONAL RESTRICTIONS / COMMENTS:

NONE

RETURN:

WATERSHED PROTECTION & DEV 505 BARTON SPRINGS RD AUSTIN TEXAS 78701

PLAT FILE STAMP

FILED AND RECORDED
OFFICIAL PUBLIC RECORDS

Ø1-22-2004 02 44 PM 200400020

BAZANJ \$111 86 DANA DEBEAUVOIR , COUNTY CLERK TRAVIS COUNTY, TEXAS