





SUBJECT TRACT



PENDING CASE



ZONING BOUNDARY

NOTIFICATIONS

CASE#: C15-2016-0050

LOCATION: 2200 Matthews Drive

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.





CITY OF AUSTIN

Development Services Department One Texas Center | Phone: 512.978.4000 505 Barton Springs Road, Austin, Texas 78704



Board of Adjustment General/Parking Variance Application

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

Case # C15 - 2016 - COJ ROW# 11516482

This application is a fillable PDF that can be completed electronically. To ensure your information is saved, <u>click here to Save</u> the form to your computer, then open your copy and continue.

The Tab key may be used to navigate to each field; Shift + Tab moves to the previous field. The Enter key activates links, emails, and buttons. Use the Up & Down Arrow keys to scroll through drop-down lists and check boxes, and hit Enter to make a selection.

The application must be complete and accurate prior to submittal. *If more space is required, please complete Section 6 as needed.* All information is required (if applicable).

For Office Use Only

Section 1: Applicant Statement	
Street Address: 2200 Matthews Drive	
Subdivision Legal Description:	
Lot 6, Block 3, Laurel Heights Addition as re Travis County Texas.	corded in volume 333, page 461, deed records of
Lot(s): 6	Block(s): 3
Outlot:	
Zoning District: SF-3 (WANG)	
We Matthew Garcia	on behalf of myself/ourselves as
authorized agent for Walt Penn	affirm that on
Month March , Day 29 , Ye	ar 2016 , hereby apply for a hearing before the
Board of Adjustment for consideration to (sele	
O- 1 0-0 10 0-0 10	emodel OMaintain OOther:
Type of Structure: <u>Detached Carport</u>	

Portion of the City of Austin Land Development Code applicant is seeking a variance from:

LDC section 25-2-1604 Garage Placement. A parking structure with an entrance that faces the front yard may not be closer to the front lot line than the building facade; and if the parking structure is less than 20 ft behind the building facade, the width of the parking structure may not exceed 50% of the width of the principal structure, measured parallel to the front lot line.

Section 2: Variance Findings

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 supporting documents.

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.

I contend that my entitlement to the requested variance is based on the following findings:

Reasonable Use

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

due to the heritage tree (36" Live Oak #26) located at the front yard and this tree's 18 foot half CRZ there is no available site placement within the allowed setbacks for a non front facing carport. As a result, there is no feasable alternative to accommodate a parking structure without a variance. The zoning code, as is, deprives the property owner a covered space for primary parking, which is a privilige enjoyed by other surrounding property owners who have the same zoning designation.

Hardship

a)	The	hardship	for which t	he variance	s requested i	is unique	to the p	property	in that:

The 36" live oak at the front of the lot is a physical constraint that greatly limits the placement of a covered parking area and prevents any possible placement of a non front facing carport. In order to maintain safe tree protection, which is a high priorty for both the property owner and the city arborists, there is no other feasable location for a covered parking area other than what has been proposed.

h	nas been proposed.
b)	The hardship is not general to the area in which the property is located because:
	The specific size and location of the heritage tree above is unique to the property, which is a pardship that is not general or specific to other properites in the area.
_	The state of the s

Area Character

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:

There are surrounding properties, specifcally 2202 Matthews Dr. and 2108 Matthews Dr. that also have front facing carports located in front of the primary facade, so the addition of a front facing carport as proposed at 2200 Matthews Dr. is not altering any existing character of the area and not impairing any use of the adjacent properties. Also, based off of a survey from 2010, the previous house on this lot also had a front facing carport, therefore the newly proposed carport is not adding a feature that wasn't already present on the lot in the past.

Parking (additional criteria for parking variances only)

City of Austin | Board of Adjustment General/Parking Variance Application

Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed in the City of Austin Land Development Code Chapter 25-6, Appendix A 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:

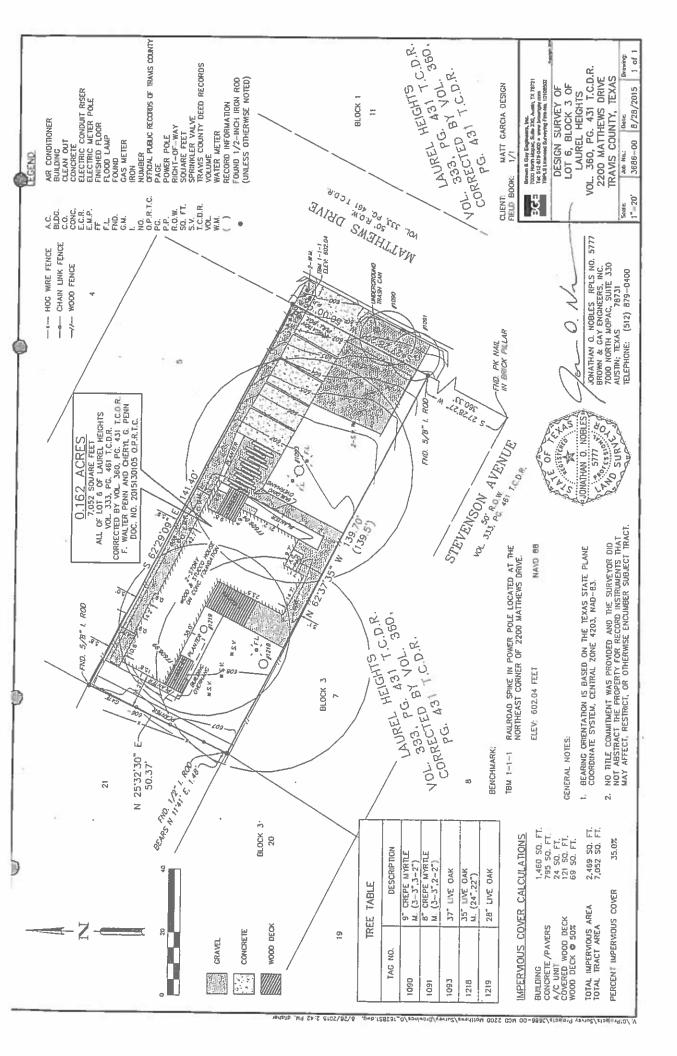
1. Neither present nor anticipated future traffic volumes generated by the use of the site or the

ne specific regulation because:
he granting of this variance will not result in the parking or loading of vehicles on public reets in such a manner as to interfere with the free flow of traffic of the streets because:
ne granting of this variance will not create a safety hazard or any other condition inconsisten ith the objectives of this Ordinance because:
ne variance will run with the use or uses to which it pertains and shall not run with the site ecause:
T t

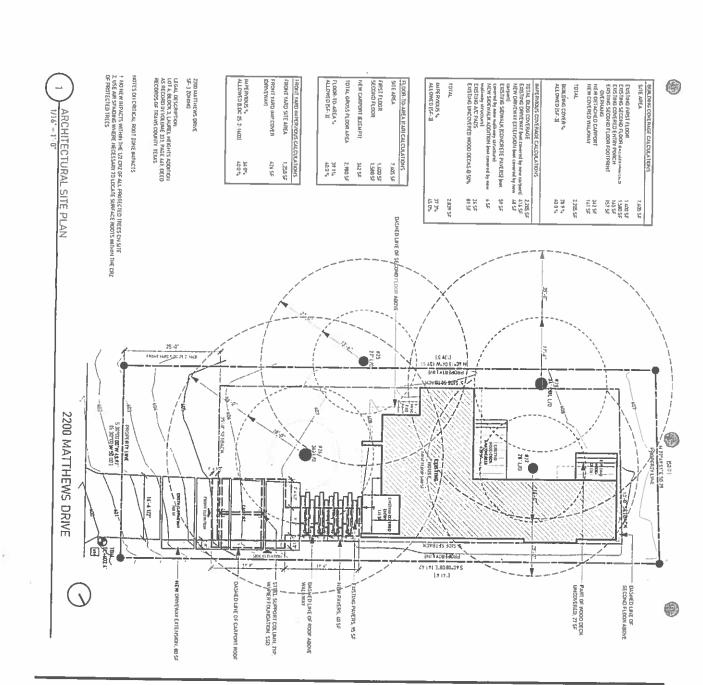
09/11/2015 | Page 6 of 8

Section 3: Applicant Certificate

affirm that my statements contained in the complete a my knowledge and belief	application are true	and correct to the best of
Applicant Signature:		Date: <u>03/29/2016</u>
Applicant Name (typed of printed): Matthew Garcia		
Applicant Malling Address: 746 Springdale Road		
City: Austin	State: TX	Zip: 78702
Phone (will be public information): (210) 861-0978		
Email (optional – will be public information): mattgard	adesign@gmail.cor	71
Section 4: Owner Certificate		
I affirm that my statements contained in the complete a my knowledge and belief.		
Owner Signature: Whey to be		Date: <u>03/29/2016</u>
Owner Name (typed or printed): Wait Penn		
Owner Mailing Address: 2200 Matthews Drive		
City: Austin	State: TX	Zip: <u>78703</u>
Phone (will be public information): (512) 431-4831		
Email (optional – will be public information):		
Section 5: Agent Information		
Agent Name: Matthew Garcia		
Agent Mailing Address: 746 Springdale Road		
City: Ausitn	State: TX	Zip: 78702
Phone (will be public information): (210) 861-0978		
Email (optional – will be public information):		
Section 6: Additional Space (if applicab	MALEST TOPOS TOS	Section 6 200 Section 10 50 C. 10
Please use the space below to provide additional information referenced to the proper item, include the Section and	mation as needed. I Field names as well	o ensure the information is (continued on next page).
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UPDATE: JANUARY 12 2016 SHEET NOVEMBER 9 2015

DATE

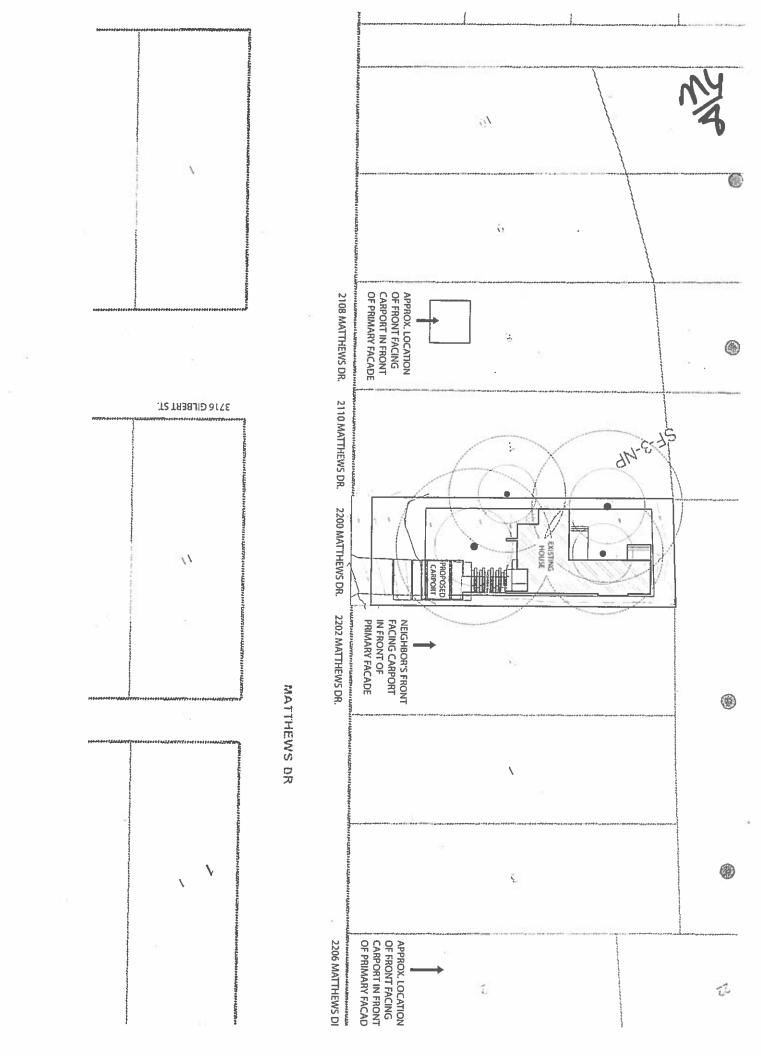
PROJECT

PENN CARPORT AND POOL

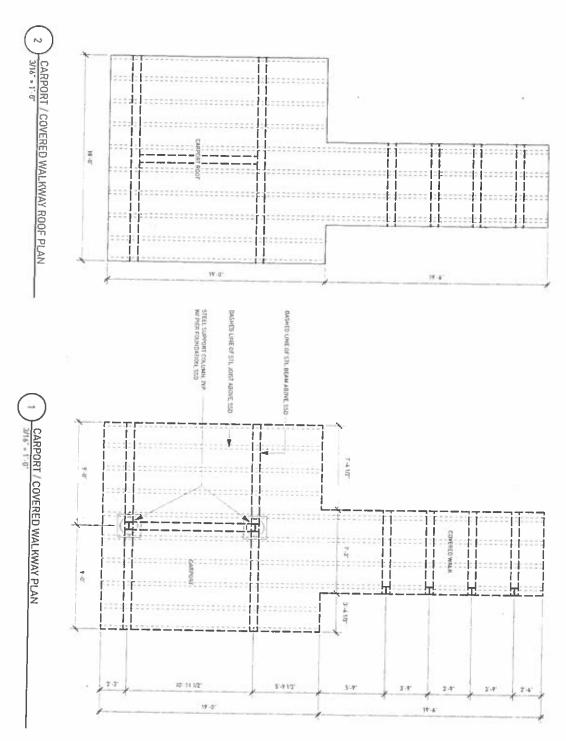
2200 MATTHEWS DRIVE **AUSTIN, TX 78703**

MATT GARCIA DESIGN

9 9 4 SAPHIGDALE ROAD BUILDING S. STUDIO 102 AUSTRIL TEXAS 70702 TELEPHONE 210 841 0770 www.mathparciadough.com







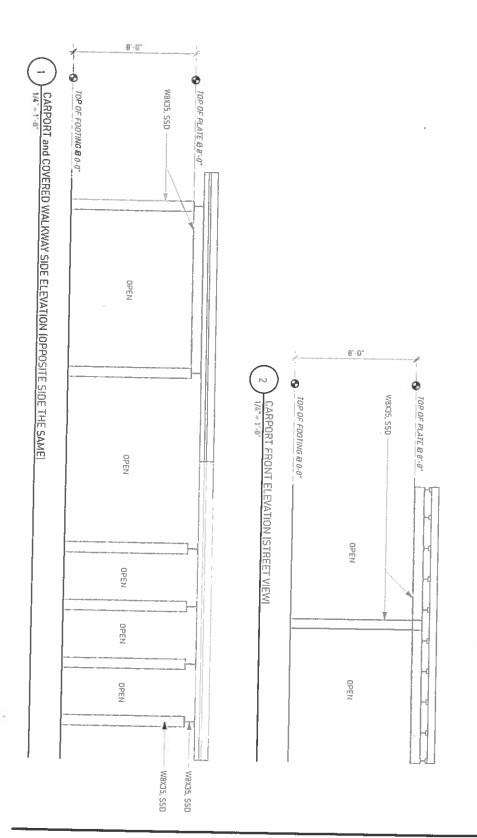
DATE
NOVEMBER 9 2015
UPDATE:
JANUARY 12 2016
SHEET

PROJECT

PENN CARPORT AND POOL

2200 MATTHEWS DRIVE AUSTIN, TX 78703

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SHEET

UPDATE: JANUARY 12 2016

NOVEMBER 9 2015

PROJECT

PENN CARPORT AND POOL 2200 MATTHEWS DRIVE AUSTIN, TX 78703

MATT GARCIA DESIGN 114 SPPRIGOLIE PROLI BULDING S. STUDIO 107 AUSTRI, TEVAS 78702 TELEPROTECTIS 651 0797

AS-BUILT SURVEY

D

ATS Job # 10102604s

Reference: Golson Address: 2200 Matthews Drive, Austin, TX Lot 6, Block 3, LAUREL HEIGHTS, Vol. 333, Pg. 461, Deed Records of Travis County, Texas.

T. (867) HOW GOD TO

SCALE: 1"=20"

CHAIN LINK FENCE Q.1'-0.2'

MODD FENCE 0.0'-0.8'

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CHAN LINK FENCE 0.2"-0.9"

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TWO STORY WOOD PIER & BEAM

STEPS

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(2)

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1) This mop and the survey on which it is based have been prepared silbout the benefit of a title report and are not intended to reflect all cosements, encumbrances or other circumstances affecting the title to the property shown hereon.

2) Building selback lines are per the City of Austin Zoning Ordinance.

3) Bearings shown hereon are based on the recorded piol.

I, Poul Utterback, HEREBY CERTIFY that a survey was made on the ground of the properly shown hereon; that there are no visible descrepancies, conflicts, shortogers in each boundary line conflicts, encroachments, overlooping of improvements, eosements in rights of each only except as shown; that soid property has access to ond from a public roodency, and that this plat is an occurate representation of the property to the best of my knowledge.

UVE DAK 22" 22".



elleen merritts

Paul Utterback, RPLS No. 5738
Client: Colson, Charles
Client: Colson, Charles
Client: Afrip
Tech: Afrip
Tech: CRamirez
Oote Drawn: 11/01/2010
Path: Projects/_BULK/MatthewsDr2200/Production/Dwgs/AS-BUIL_101029.dwg

N6000033.11 (N60000033.11 (N60000001) 130,30,52,52,

Inspectors & Surveyors Engineers

B121 228-6996 FAX: (512) 328-6896

BIZ S CAPITAL OF TX HMY, STE 450 AUSTIN, TEXAS 78740 www.sta-angineers.com

IR.F.





2200 MATHEWS DRIVE PERMIT APPLICATION #:2015-136667

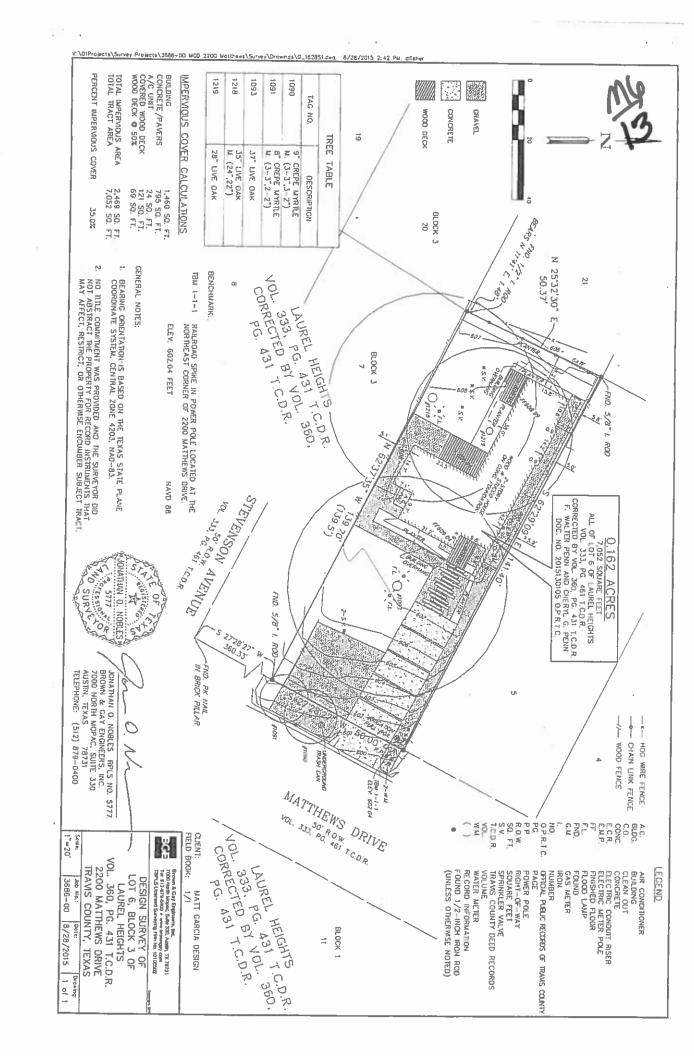
COVER PAGE

The applicant is seeking a variance from LDC section 25-2-1604 Garage Placement. "A parking structure with an entrance that faces the front yard may not be closer to the front lot line than the building façade"

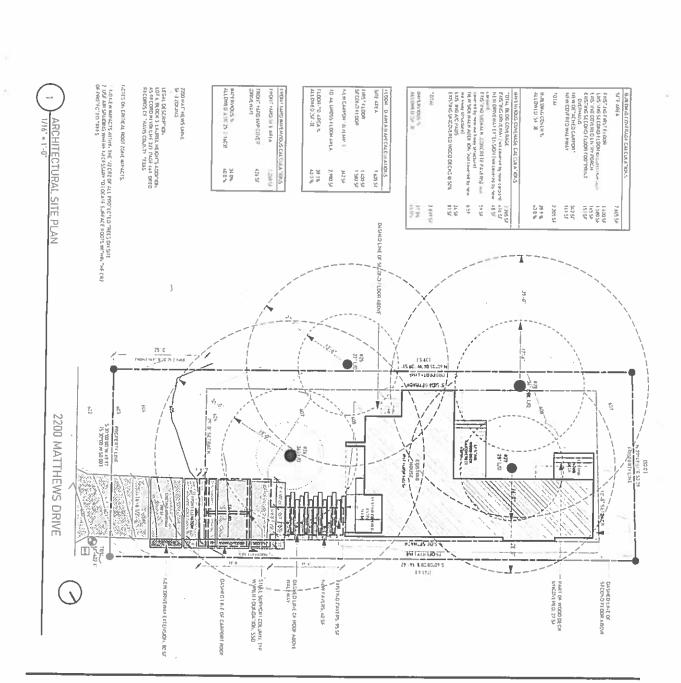
The variance request is based on the argument that the above zoning regulation does not allow for reasonable use. Due to the heritage tree (36" live oak #26) located at the front yard and the tree's 18' half critical root zone, there is no available site placement within the allowed setbacks for a non-front facing carport. As a result, there is no feasible alternative to accommodate a parking structure without a variance. In this case, the zoning code deprives the property owner a covered space for primary parking, which is a privilege enjoyed by other surrounding property owners who have the same zoning designation. Please see the variance application for further details on hardship and area character details.

DRAWING/DOCUMENT LIST:

- 1. Existing survey
- 2. Proposed site plan
- 3. Site plan with GIS of surrounding lots
- 4. Proposed carport plans
- 5. Proposed carport elevations
- 6. 2010 survey showing location of old front facing carport w/ previous residence
- 7. Site images of proposed lot and neighboring lots
- 8. Letters of support from adjacent neighbors







UPDATE: JANUARY 12 2016 DATE NOVEMBER 9 2015

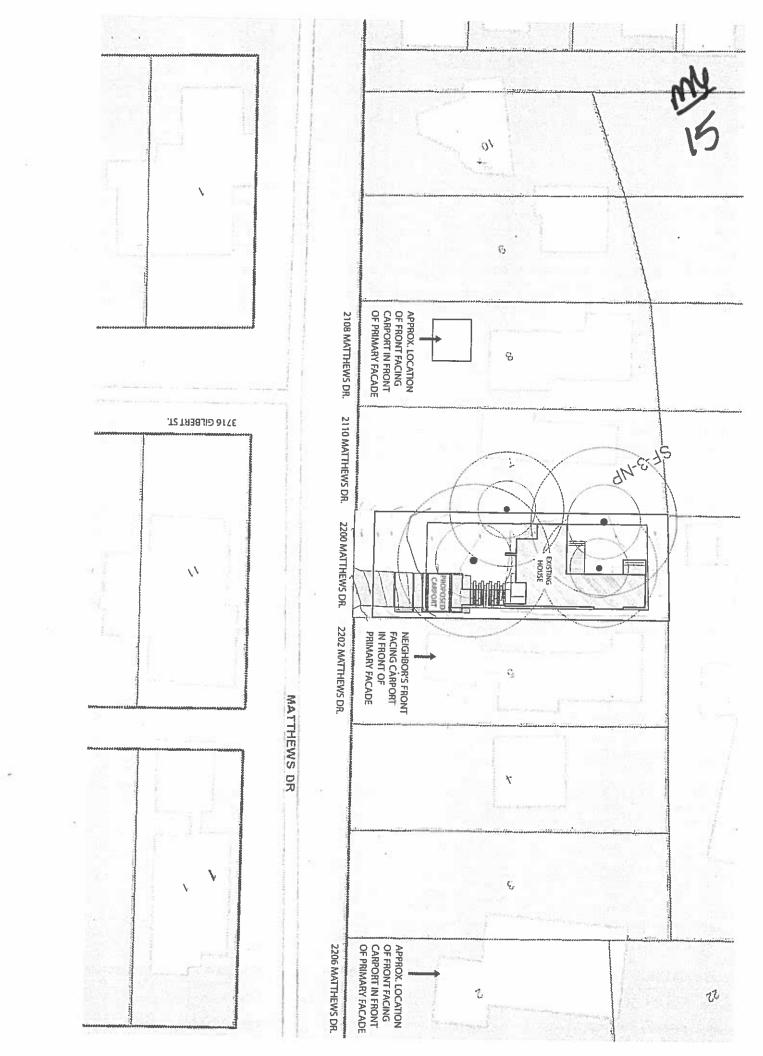
PROJECT

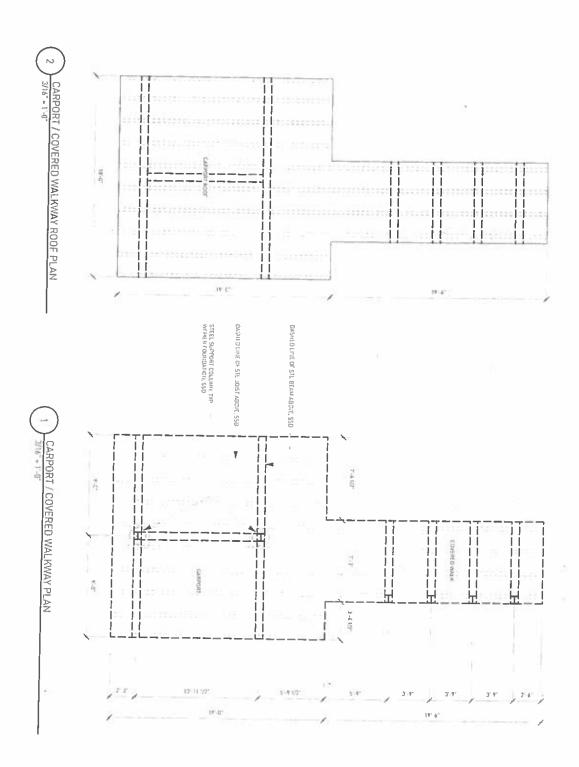
PENN CARPORT AND POOL

2200 MATTHEWS DRIVE AUSTIN, TX 78703

MATT GARCIA

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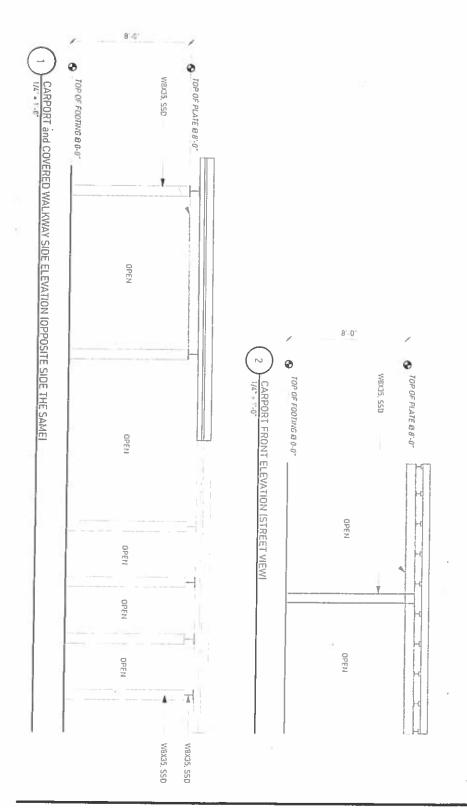




UPDATE JANUARY 12 2016 DATE NOVEMBER 9 2015 SHEET

PROJECT





SHEET

PROJECT

PENN CARPORT AND POOL 2200 MATTHEWS DRIVE AUSTIN, TX 787C3

9 - 4 SPRINGGA (ROAD BURD NG 3, STUDIO 167 AUSTIN- TE KAS 19702 TELEPHIONE 210 A41 2978 www.montepricedesage.com



AS-BUILT SURVEY

ATS Job # 10102604s

CHAIN LINK FENCE 0.2'-0.9'

5/8

WOOD FENCE 0.0'-0.6'

CHAIN LINK FENCE 0.1'-0.2'

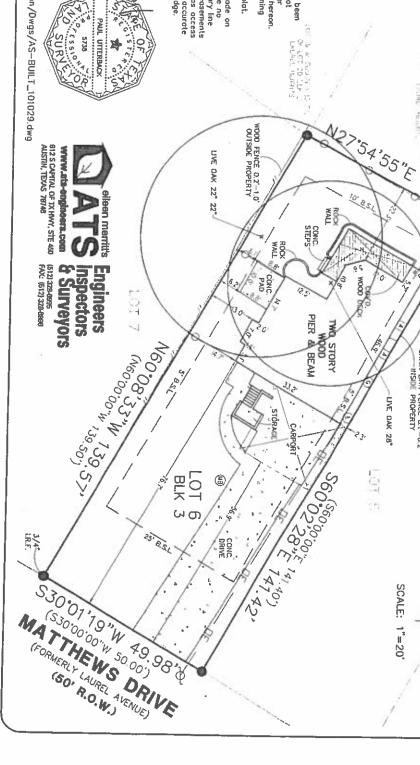
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SCALE: 1"=20"

50.26

MAIL BOX 4" POST CHAINLINK FENCE TROW ROD FOUND GAS METER ELECTRIC METER (x2) TON ALPER ELECTRIC UNE WOOD FENCE BUILDING SETBACK LINE AIR CONDITIONER RECORD INFORMATION ; (IRF) IRON ROD FOUND (unless nated)

- 1) This map and the survey on which it is based have been prepared without the benefit of a title report and are not intended to reflect all easements, encumbrances or other circumstances affecting the title to the property shown hereon.
 2) Building setback lines are per the City of Austin Zoning ardinance.
- Bearings shown hereon are based on the recorded plat.
- I, Paul Ulterback, HEREBY CERTIFY that a survey was made on the ground of the property shown hereon; that there are no visible discrepancies, conflicts, shortages in area, boundary line conflicts, encroachments, overlapping of improvements, easements or right-of-way, except as shown; that said property has access to and from a public roadway, and that this plat is an accurate representation of the property to the best of my knowledge.



Paul Utterback, RPLS No. 5738

Client: Golson, Charles Date of Field Work: 10/29/2010 Field: AHorp

SURVE STRANK PAUL UTTERBACK

812 S CAPITAL OF TX HWY, STE 450 AUSTIN, TEXAS 78748 MWW.ats-engineers.com

(512) 328-8995 FAX: (512) 328-8888 & Surveyors

Engineers inspectors

Tech: CRamirez

Date Drawn: 11/01/2010

Path: Projects/__BULK/MatthewsDr2200/Production/Dwgs/AS-BUILT_101029.dwg

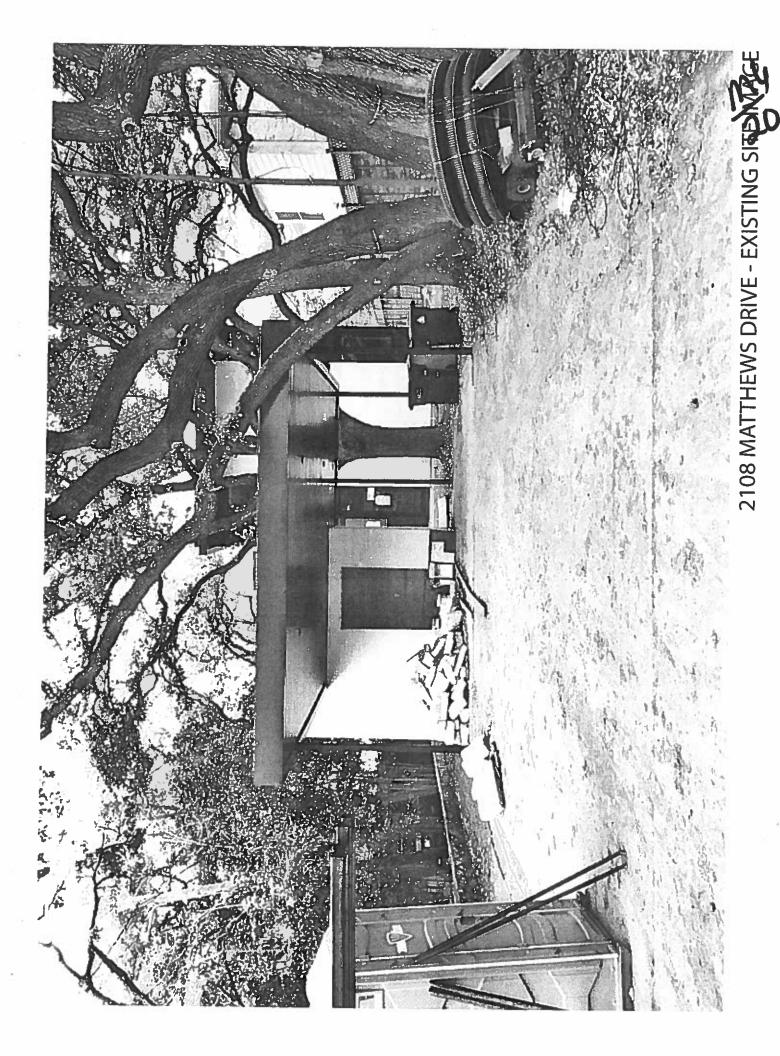


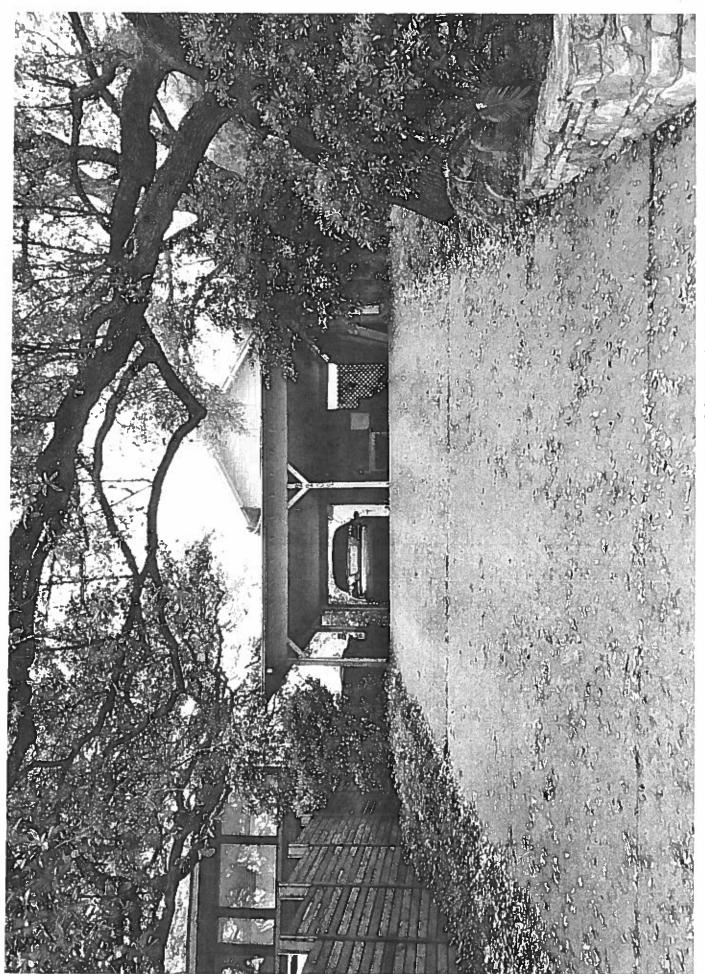
SITE IMAGES FOR BOARD OF ADJUSTMENT VARIANCE HEARING 2200 MATTHEWS DRIVE PERMIT APPLICATION #2015-136667

CONTENTS:

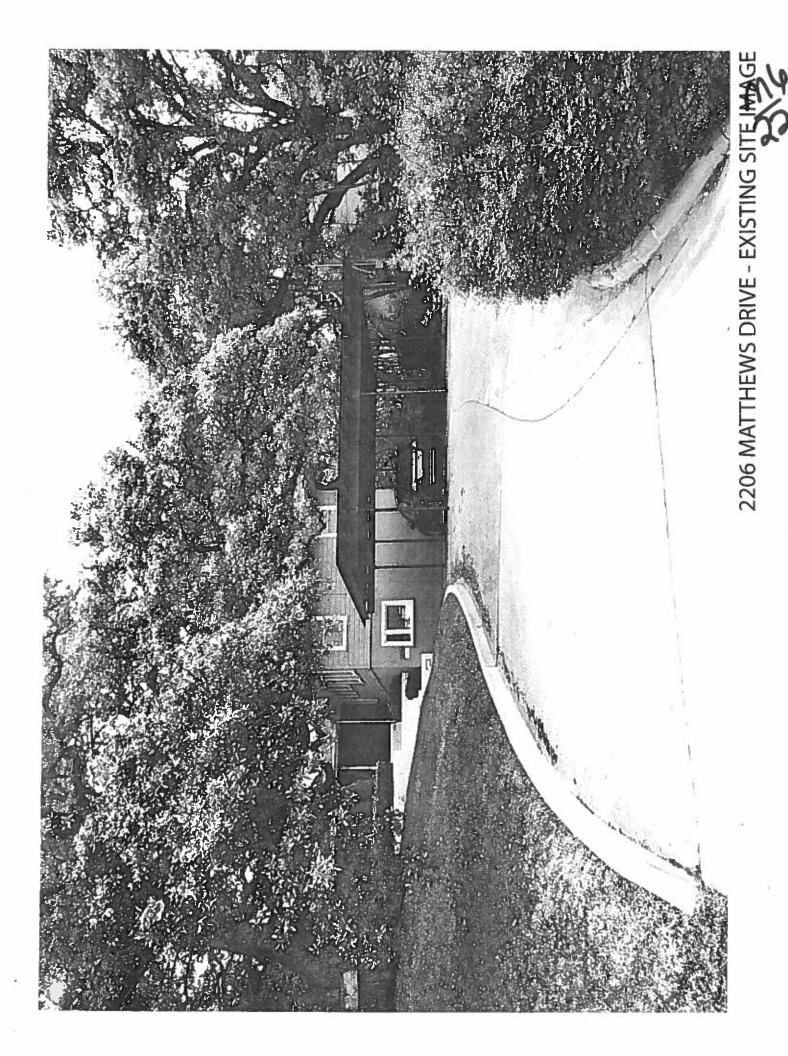
EXISTING SITE IMAGES FOR NEIGHBORING LOTS
SHOWING FRONT FACING CARPORTS IN FRONT
OF PRIMARY RESIDENCE FACADES:
2108 MATTHEWS DRIVE
2202 MATTHEWS DRIVE
2206 MATTHEWS DRIVE

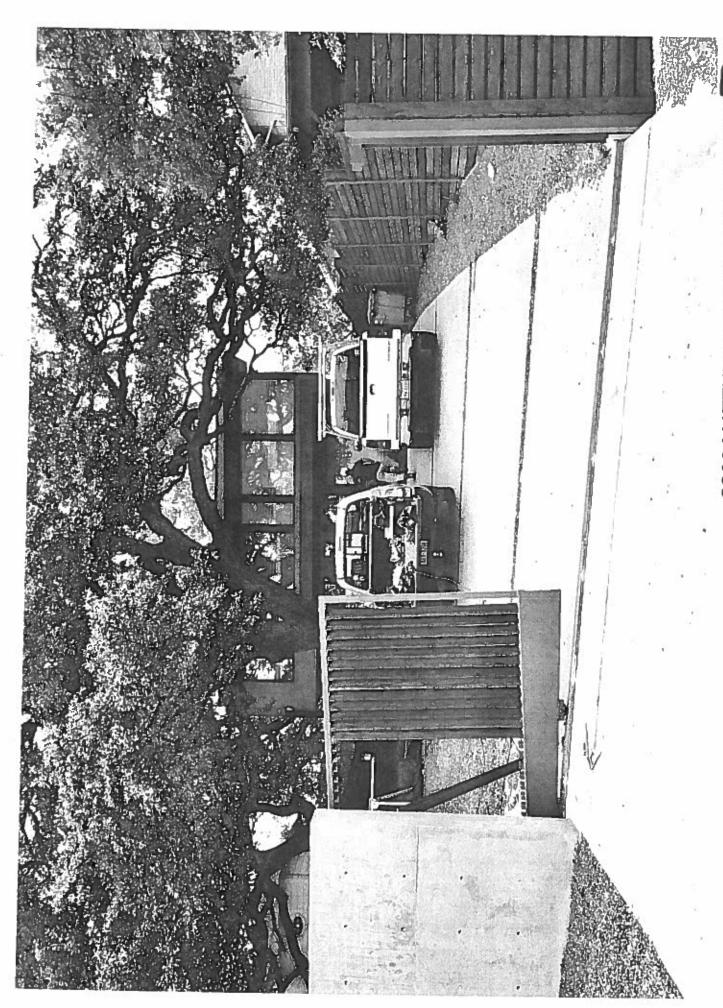
EXISTING SITE IMAGE AND PROPOSED SITE IMAGES FOR: 2200 MATTHEWS DRIVE



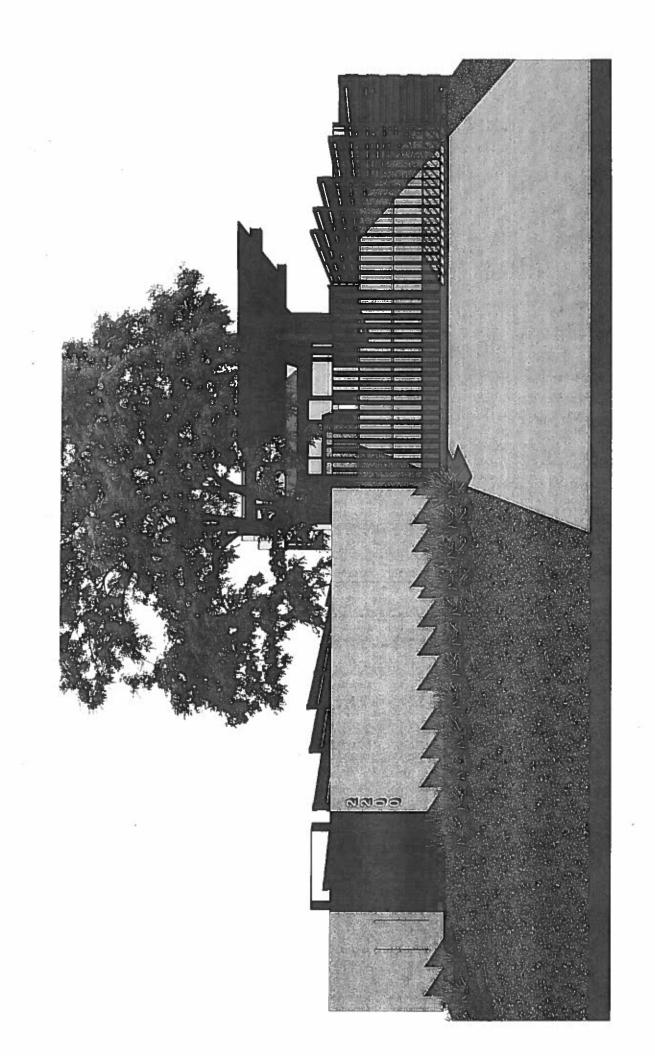


2202 MATTHEWS DRIVE - EXISTING SITE IMAGE

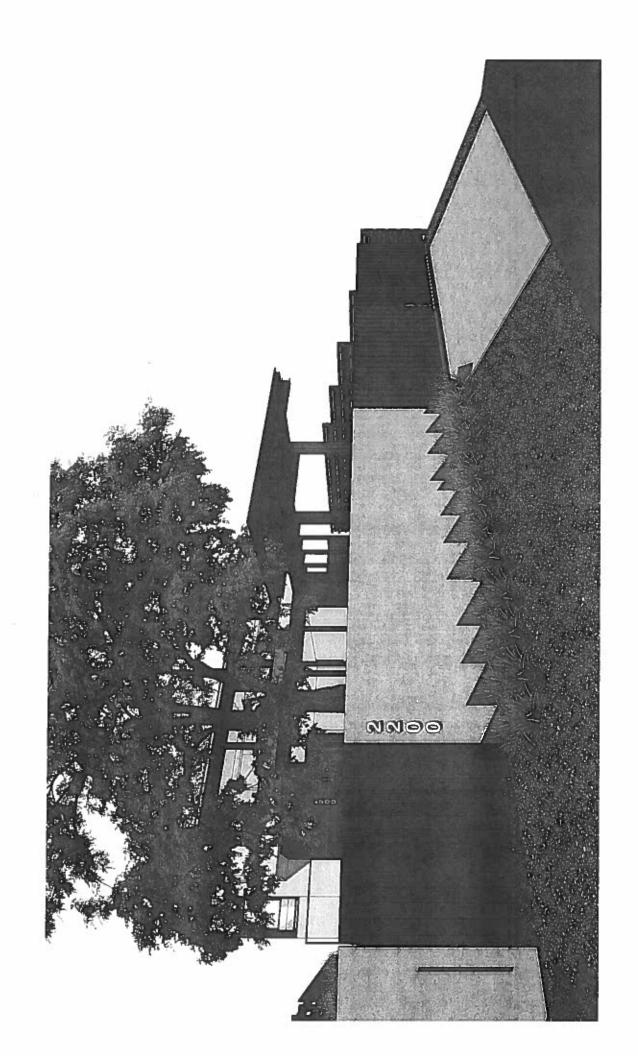




2200 MATTHEWS DRIVE - EXISTING SKIDN



2200 MATTHEWS DRIVE - PROPOSED SITE



Walt Penn

From:

Diane Daniel Friday, February 12, 2016 11:30 AM Walt Penn Carport

Sent:

To: Subject:

Walt,

The carport shown in the West Shop plan is agreeable to me.

Diane Daniel



To whom it may concern:

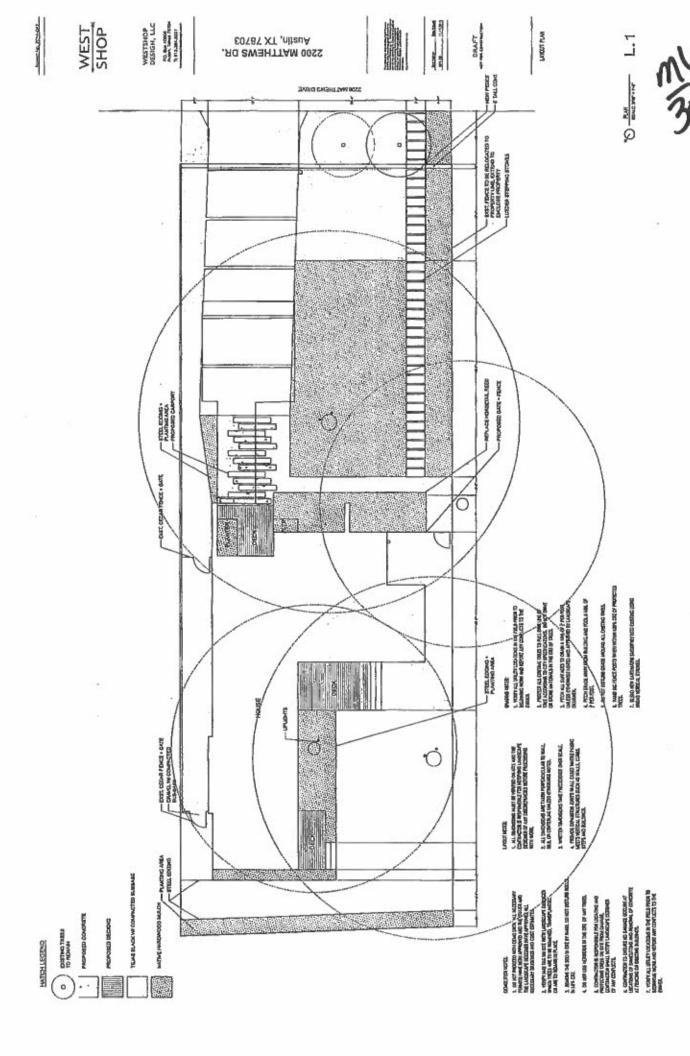
My name is Diane Daniel. I own an adjacent property to their home at 2200 Matthews Drive. My address is 2110 Matthews Drive. I have been informed by my neighbors, Cheryl and Walt Penn of their desire to construct a two car carport in front of their residence. I understand the hardship limitations that they have dealing with the heritage oaks located on this tract. I have reviewed the attached documents showing the location and design. I approve and support them in their effort. Please feel free to contact me at 512-589-2525.

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In addition, I have initialed the attachments.



PENN RESIDENCE I option c



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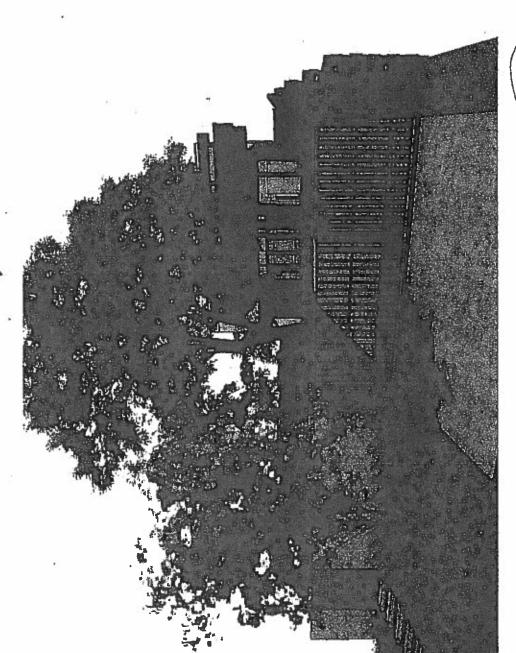
To whom it may concern:

My name is Neil Webber. I own an adjacent property to their home at 2200 Matthews Drive. My address is 3716 Gilbert St. I have been informed by my neighbors, Cheryl and Walt Penn of their desire to construct a two car carport in front of their residence. I understand the hardship limitations that they have dealing with the heritage oaks located on this tract. I have reviewed the attached documents showing the location and design. I approve and support them in their effort. Please feel free to contact me at 512-751-4311.

Signed,

In addition, I have initialed the attachments.





01W 2/9/2016

PENN RESIDENCE I option c

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my

To whom it may concern:

My name is Laura Wilkinson. I own an adjacent property to their home at 2200 Matthews Drive. My address is 2202 Matthews Drive. I have been informed by my neighbors, Cheryl and Walt Penn of their desire to construct a two car carport in front of their residence. I understand the hardship limitations that they have dealing with the heritage oaks located on this tract. I have reviewed the attached documents showing the location and design. I approve and support them in their effort. Please feel free to contact me at 512-708-8784.

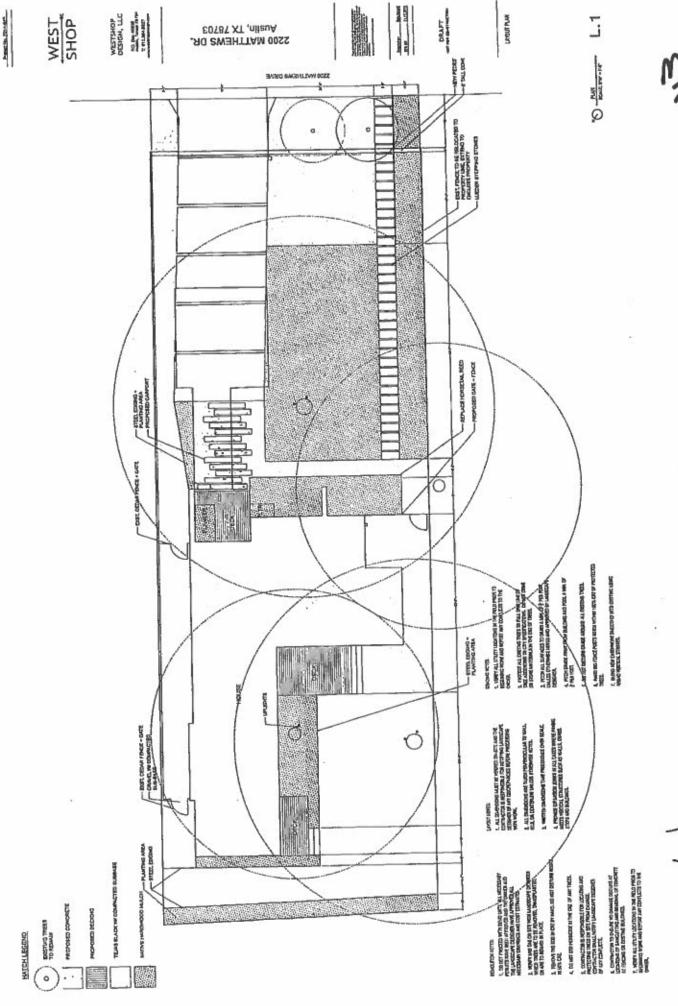
Signed,

In addition, I have initialed the attachments.



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PENN RESIDENCE I option c



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