



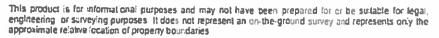






### **NOTIFICATIONS**

CASE#: C15-2016-0075 LOCATION: 2215 Willow Street





13/2

CASE NUMBER: C15-2016-0075

# CITY OF AUSTIN Board of Adjustment Decision Sheet

DATE:	Monday, August 8, 2016
Y	Brooke Bailey Motion to PP Sept 28, 2016
Y	Michael Benaglio
Y	William Burkhardt
Y	Eric Goff
Y	Melissa Hawthorne
Y_	Bryan King
Y_	Don Leighton-Burwell
· 11-1	Rahm McDaniel
Y	Melissa Neslund
Y	James Valadez
Y	Michael Von Ohlen 2nd the Motion
Y	Kelly Blume (Alternate)

**APPLICANT: Ron Thrower** 

**OWNER: Donovan & Jessica Crowley** 

**ADDRESS: 2215 WILLOW ST** 

VARIANCE REQUESTED: The applicant has requested variance(s) to Section 25-2-492 (D) (Site Development Regulations) to:

- A. decrease the minimum side setback from 5 feet (required/permitted) to 1.5 feet (requested, existing); and to
- B. decrease the minimum rear setback from 10 feet (required/permitted) to .75 feet (requested, existing); and to
- C. decrease the minimum front setback from 25 feet (required/permitted) to 19.5 fee (requested existing)

in order to remodel a single family home in a "SF-3-NP", Family Residence – Neighborhood Plan zoning district. (Holly)

BOARD'S DECISION: POSTPONED TO AUGUST 8, 2016 BY APPLICANT; AUG 8, 2016 The public hearing was closed on Board Member Brooke Bailey motion to Postpone to September 28, 2016, Board Member Michael Von Ohlen second on a 11-0 vote; POSTPONED TO SEPTEMBER 28, 2016.

### FINDING:

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

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Leane Heldenfels Executive Liaison

William Burkhardt

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

DATE: Monday, July 11, 2016	CASE NUMBER: C15-2016-0075
Y Brooke Bailey Y Michael Benaglio Y William Burkhardt Y Eric Goff Y Melissa Hawthorne Motion to approve Y Bryan King Y Don Leighton-Burwell 2 <sup>nd</sup> the Motion Y Rahm McDaniel Y Melissa Neslund Y James Valadez Y Michael Von Ohlen - Kelly Blume (Alternate)	e postponement by applicant to August 8
APPLICANT:Ron Thrower	
OWNER: Donovan & Jessica Crowley	
ADDRESS: 2215 WILLOW ST	
feet (requested, existing); and to  B. decrease the minimum rear setback feet (requested, existing); and to	to: ck from 5 feet (required/permitted) to 1.5 ck from 10 feet (required/permitted) to .75 ck from 25 feet (required/permitted) to n a "SF-3-NP", Family Residence –
BOARD'S DECISION: POSTPONED TO AU	GUST 8, 2016 BY APPLICANT
<ol> <li>The Zoning regulations applicable to the pbecause:</li> <li>(a) The hardship for which the variance is (b) The hardship is not general to the area</li> <li>The variance will not alter the character of impair the use of adjacent conforming prothe regulations of the zoning district in whether the character in whether the character of impair the use of adjacent conforming prother regulations of the zoning district in whether the character of impair the use of adjacent conforming prother regulations of the zoning district in whether the character of impair the use of adjacent conforming prother regulations of the zoning district in whether the character of impair the use of adjacent conforming prother regulations.</li> </ol>	requested is unique to the property in that: a in which the property is located because: f the area adjacent to the property, will not sperty, and will not impair the purpose of



## Board of Adjustment General/Parking Variance Application

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

This application is a fillable PDF that can be completed electronically. To ensure your information is saved, click here to Save 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

Case # C15-2016-0075 ROW# 1154 9079 Tax# 02010905 08
Section 1: Applicant Statement
Street Address: 2215 Willow Street
Subdivision Legal Description:
Lot 1 & the east 2' of Lot 2, Block c, Driving Park Addition
Lot(s): Block(s):
Outlot: Division:
Zoning District: SF-3 - NV Hollar
0 '
We Ron Thrower on behalf of myself/ourselves as
authorized agent for <u>Jessica Crowley</u> affirm that on
Month May , Day 20 , Year 2016 , hereby apply for a hearing before the
Board of Adjustment for consideration to (select appropriate option below):
O Erect O Attach O Complete O Remodel O Maintain O Other:
Type of Structure: Single family House and Accessory Structure

Portion of the City of Austin Land Developmen	Code applicant is seeking a variance from
LDC Section 25-2-492(D)	t dode applicant is seeking a validate from.
EDO GECIION 23-2-492(D)	
	· · · · · · · · · · · · · · · · · · ·
Section 2: Variance Findings	
The Board must determine the existence of, sufindings described below. Therefore, you must as part of your application. Failure to do so maincomplete. Please attach any additional support	fficiency of, and weight of evidence supporting the complete each of the applicable Findings Statements y result in your application being rejected as orting documents.
NOTE: The Board cannot grant a variance privilege not enjoyed by others similar	e that would provide the applicant with a special arly 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 proper	ty do not allow for a reasonable use because:
See below -	
A CONTRACTOR OF THE PERSON OF	
Linedahin	
Hardship a) The hardship for which the variance is re	arranted in resigns to the assessed, in the t
The house was built in 1907 and the plat re	corded in 1910. The plat did not account for the
existing structure. Subsequent deeds refler	ited a 2 purchase of the abutting lot thereby placing
the shucture on the ownership parcel. The	property cannot be expanded to be in compliance
with the setbacks with retaining the Main S	tructure: The accessory structure was constructed in-
1970-and-Is-located-in-a-manner-that-prese	rves the heritage tree.
b) The hardship is not general to the area in	Which the property is located become
The placement of the Main Structure prior t	o platfing the subsequent platfing and the
subsequent 2' land purchase is not a comm	ion to the area. The accessory structure placement
is due to a heritage tree located on the prop	periv.

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

The adja in wi	variance will not alter the character of the area adjacent to the property, will not impair the use of cent conforming property, and will not impair the purpose of the regulations of the zoning district nich the property is located because:  The variance will memorialize the existing conditions of the property which have not impaired the use of any adjacent property for decades.
a vari Appe	ing (additional criteria for parking variances only) lest for a parking variance requires the Board to make additional findings. The Board may grant liance to a regulation prescribed in the City of Austin Land Development Code Chapter 25-6, Indix A with respect to the number of off-street parking spaces or loading facilities required if it Is findings of fact that the following additional circumstances also apply:  Neither present nor anticipated future traffic volumes generated by the use of the site or the uses of sites in the vicinity reasonably 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:
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# Section 3: Applicant Certificate

I affirm that my statements contained in the complete my knowledge and belief.	application are true a	nd correct to the best of
Applicant Signature: Jenica Crowle		Date: 03/00/2046
Applicant Name (typed or printed): Jessica Crowley	0	Date: <u>03/09/2016</u>
Applicant Mailing Address: 2215 Willow Street		
City: Austin		
Phone (will be public information):		
Email (optional – will be public information):		
Section 4: Owner Certificate		
I affirm that my statements contained in the complete my knowledge and belief.	application are true ar	nd correct to the best of
Owner Signature: Crowley	V	Date: 03/09/2016
Owner Name (typed or printed): Jessica Crowley	7	
Owner Mailing Address: 2215 Willow Street		
City: Austin	Stale: Texas	Zip: 78702
Phone (will be public information):		
Email (optional – will be public information):		
Section 5: Agent Information		
Agent Name: Thrower Design/A. Ron Thrower		
Agent Mailing Address: PO Box 41957		
City: Austin	State: <u>Texas</u>	Zip: 78704
Phone (will be public information): (512) 476-4456		
Email (optional - will be public information); ront@th	rowerdesign.com	
Main house was constructed in 1910. The Huin House did not conveyed to place the structure and. Subsequently, the con	n 1907 and the lie on Lot I re on an ow	re plat was recorded and 2' of Lot 2 was never parcel of
and. Subsequently, the con	ing your wi	the passed and the
Coole The Accessory Structure not comply with the Zanings	, 0000	T
Thudwas are more than 25		
City of Austin   Board of Adjustment		09/11/2015   Page

# Additional Space (continued)



Reasonable Use:
Zoning setbacks for front yard, side yard, rear yard, and street side yard are currently encroached
by the Main Structure that was built prior to zoning regulations in Austin thereby making any
improvements impossible. The accessory structure was built in a location to relain the large
heritage trees on the lot. Maintaining the setbacks of the structures will provide reasonable use of
= -
The Main Structure was built in 1997 and the grounds were platted in 1910. At the time of the plat
The Main Structure was built in 1907 and the property was platted in 1910. At the time of the plat.
there were not any requirements for setbacks associated with zoning regulations as zoning did not
exist at the time. The platting placed the house not entirely within the lot. The current deed
increased the lot width to 50.50' which places the building on the deeded area but with
enroachments outside the zoning setbacks. There is also an accessory building at the rear of the
property along the alley that lies within the rear setback. The owner wishes to maintain the
selbacks for the two structures in order to seek permits for an addition to the main structure and
permits for the accessory structure.

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### Reasonable Use

Zoning setbacks for front yard, side yard, rear yard, and street side yard are currently encroached by the Main Structure that was built prior to zoning regulations in Austin thereby making any improvements impossible. The accessory structure was built in a location to retain the large heritage trees on the lot. Maintaining the setbacks of the structures will provide reasonable use of the property.

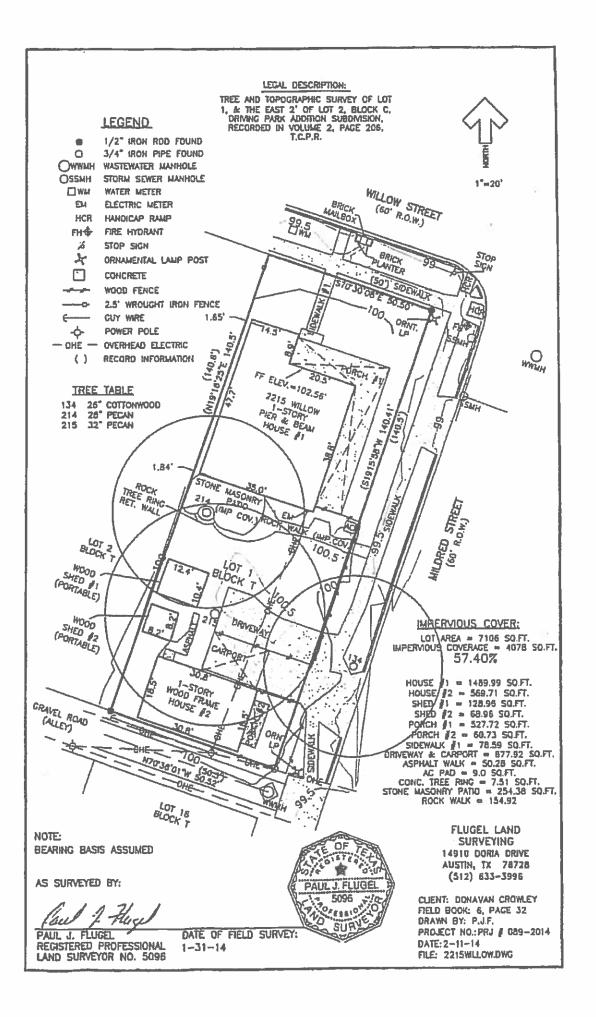
The Main Structure was built in 1907 and the property was platted in 1910. At the time of the plat, there were not any requirements for setbacks associated with zoning regulations as zoning did not exist at the time. The platting placed the house not entirely within the lot. The current deed increased the lot width to 50.50' which places the building on the deeded area but with enroachments outside the zoning setbacks. There is also an accessory building at the rear of the property along the alley that lies within the rear setback. The owner wishes to maintain the setbacks for the two structures in order to seek permits for an addition to the main structure and permits for the accessory structure.

### Hardship

- a) The house was built in 1907 and the plat recorded in 1910. The plat did not account for the existing structure. Subsequent deeds reflected a 2' purchase of the abutting lot thereby placing the structure on the ownership parcel. The property cannot be expanded to be in compliance with the setbacks with retaining the Main Structure. The accessory structure was constructed in 1970 and is located in a manner that preserves the heritage tree.
- b) The placement of the Main Structure prior to platting, the subsequent platting, and the subsequent 2' land purchase is not a common to the area. The accessory structure placement is due to a heritage tree located on the property.

### Area Character

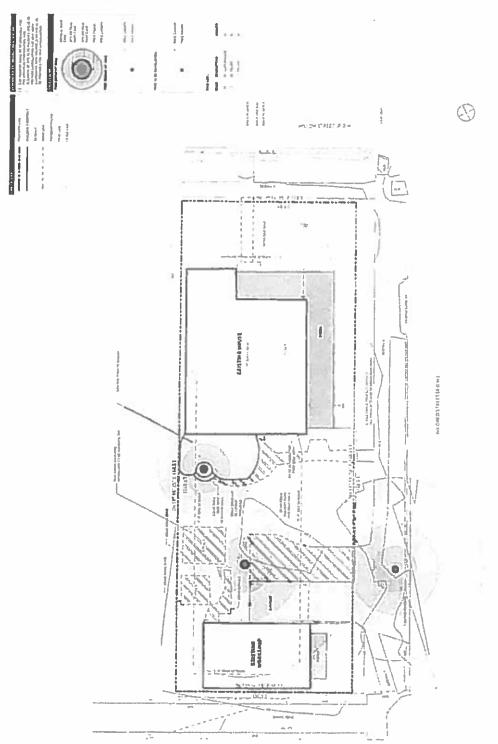
The variance will memorialize the existing conditions of the property which have not impaired the use of any adjacent property for decades.





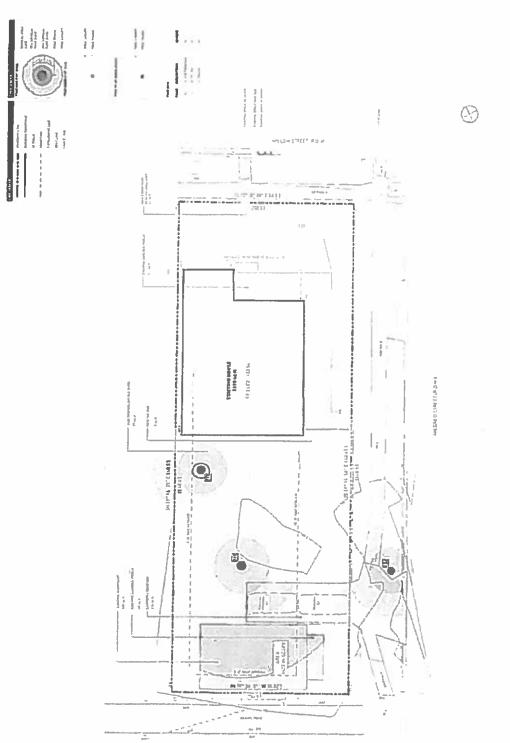






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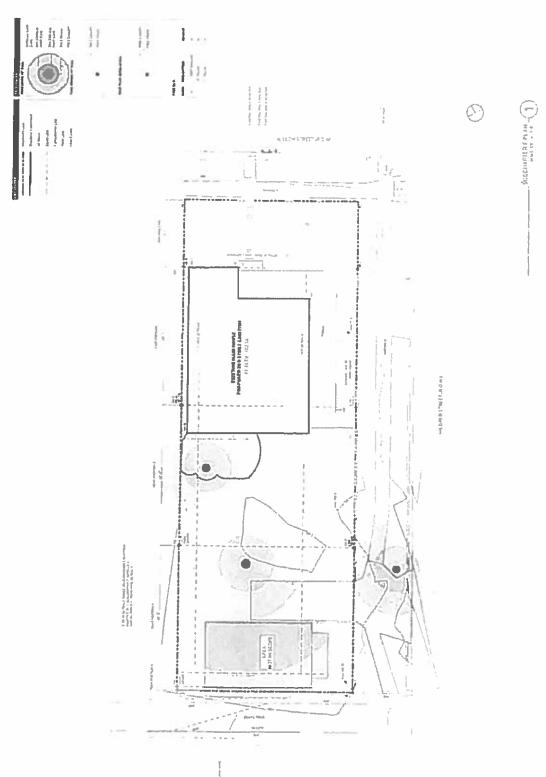






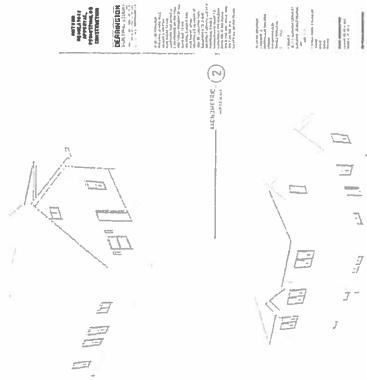




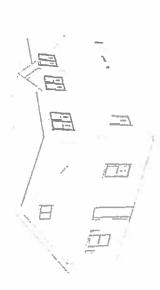


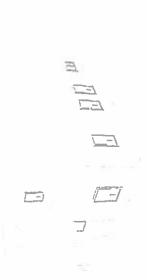
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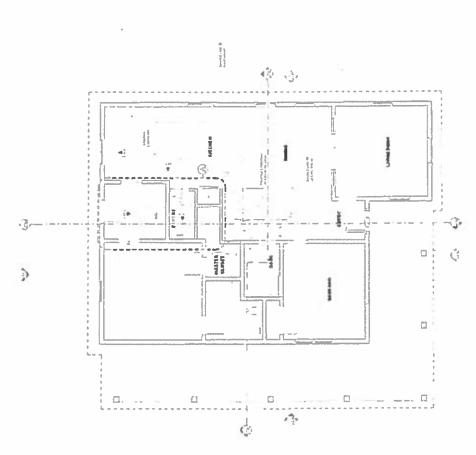








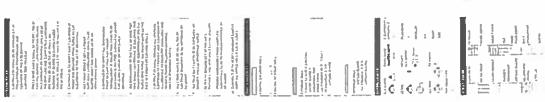


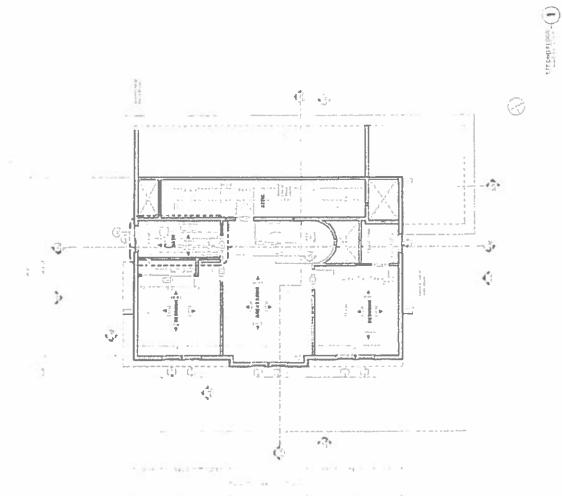










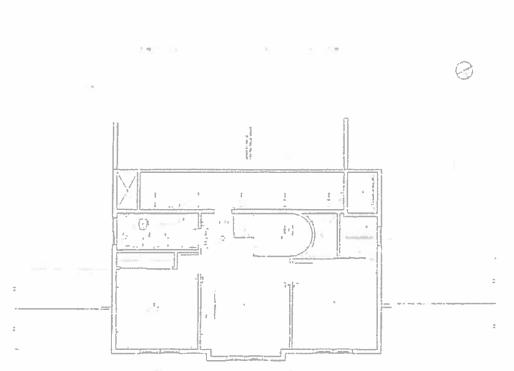












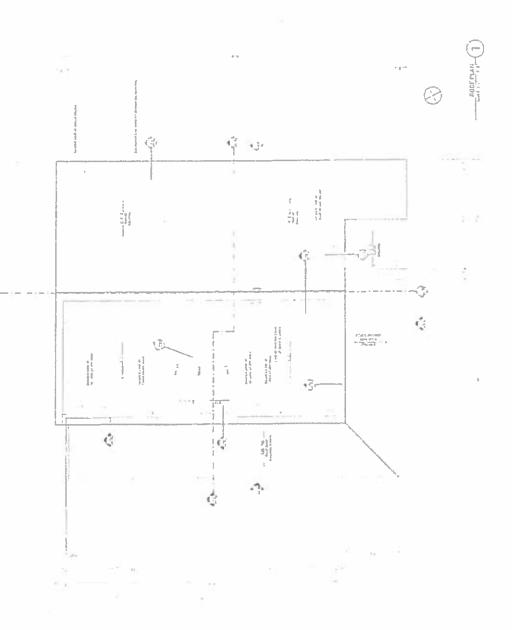
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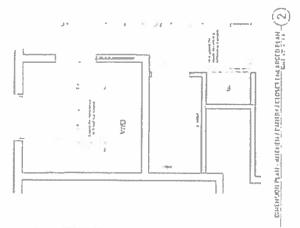


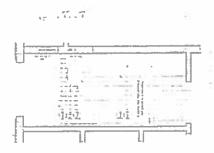






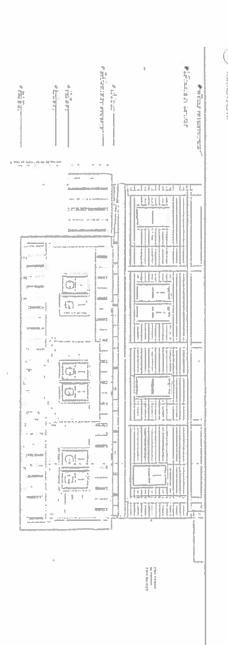
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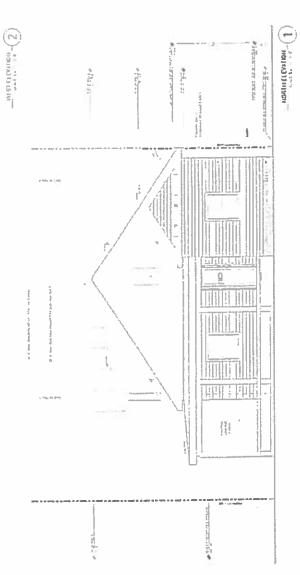






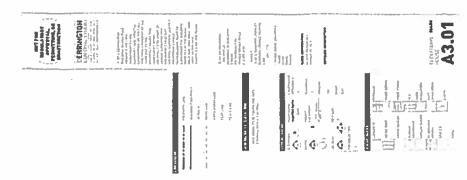


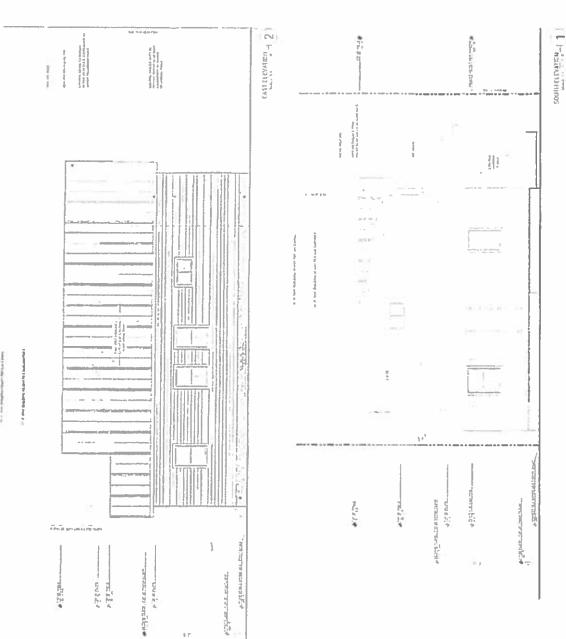




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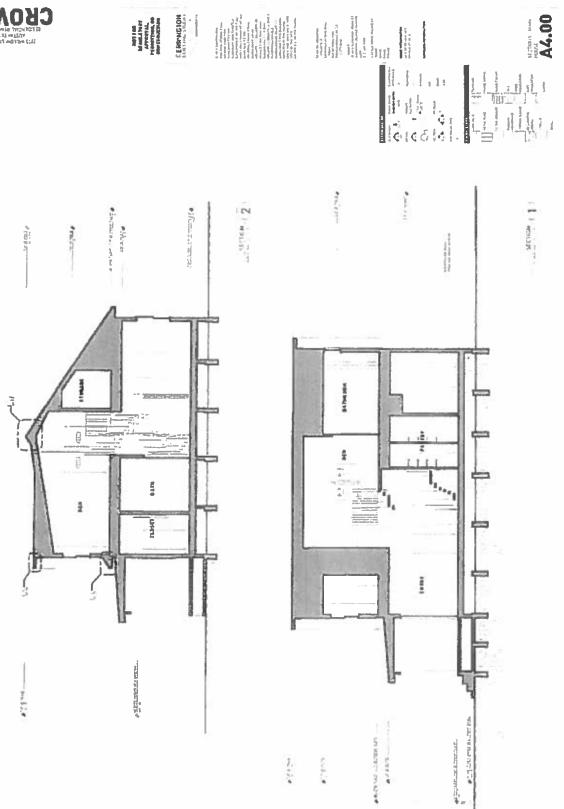








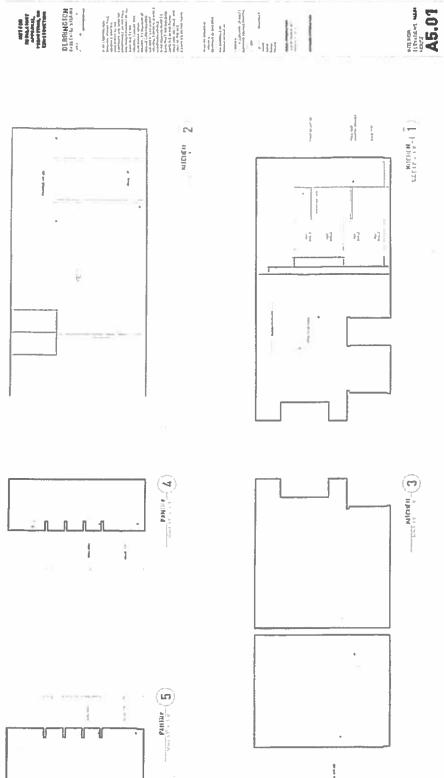




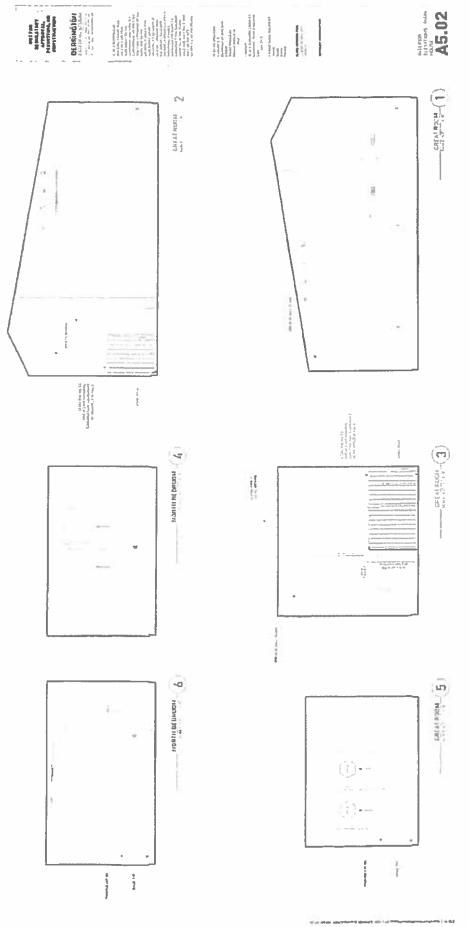










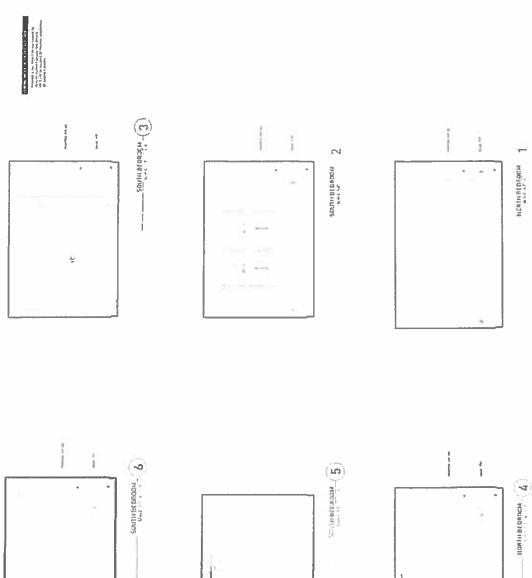












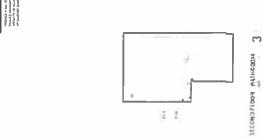
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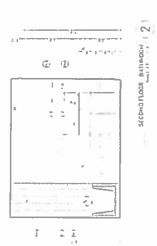


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### Heldenfels, Leane

From:

Sandra Boone

Sent:

Monday, July 18, 2016 9:29 AM

To:

Heldenfels, Leane

Subject:

Fwd: BOA Case number: c15-2016-0075

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----- Forwarded message -----

From: Sandra Boone 4

Date: Mon, Jul 18, 2016 at 9:27 AM

Subject: BOA Case number: c15-2016-0075 To: Leane.heldenfeld@austintexas.gov

### Ms. Heldenfeld,

I own the house across Mildred from the home being considered for a variance by the Board of Adjustment in this case: 2215 Willow. I understand the case is scheduled for the August Meeting of the Board of Adjustment. I have reviewed the file, and discussed the plans with the owners and wholehearted SUPPORT the grating of the variances requested.

The home, as currently built, preserves the original architecture and adds to the historical character of the neighborhood. The renovation planned compliments this, and should be allowed.

To require the owner to clip off a few feet of an existing, quality-built home, or not allow them to add another living unit where one has already existed for years, would seem to be contrary to to the intent of the development plan for this neighborhood.

Thank you for your consideration, Sandra Boone owner 2301 Willow, Austin, 78702

# **PUBLIC HEARING INFORMATION**

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

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

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

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

- delivering a written statement to the board or commission before or concern (it may be delivered to the contact person listed on a during the public hearing that generally identifies the issues of
- 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 the subject property or proposed development. has an interest in or whose declared boundaries are within 500 feet of

seen by the Board at this hearing. They may be sent by:

Comments must be returned by noon the day of the hearing to be

Mail: City of Austin-Development Services Department/ 1st Floor

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

process, visit our web site: www.austintexas.gov/devservices For additional information on the City of Austin's land development

Email: lcanc.hcldenfels@austintexas.gov

(512) 974-6305

be received timely for this hearing)

(Note: mailed comments postmarked after the Wed prior to the hearing will not

Austin, TX 78767-1088

P. O. Box 1088 Leune Heidenfels before or at a public hearing. Your comments should include the name of the Written comments must be submitted to the contact person listed on the notice

