

SUBDIVISION REVIEW SHEET

CASE NO.: C8-2017-0225.0A

Z.A.P. DATE: May 22, 2018

SUBDIVISION NAME: Lot 6, Block 1, Crest Haven Addition; Resubdivision of

AREA: 1.01 acres

LOT(S): 1

OWNER/APPLICANT: Ross Cole

AGENT: Southwest Engineers
(Russell Kotara)

ADDRESS OF SUBDIVISION: 2107 Greenwood Ave. **DISTRICT #** 1

GRIDS: ML24

COUNTY: Travis

WATERSHED: Tannehill branch

JURISDICTION: Full purpose

EXISTING ZONING: SF-3-NP

NEIGHBORHOOD PLAN: East MLK combined NPA

PROPOSED LAND USE: Single-family

ADMINISTRATIVE WAIVERS: None

VARIANCES: The applicant requests a variance from Section 25-4-175(A)(2) in order to resubdivide property with a flag lot configuration. RECOMMENDED. (See attached staff memorandum).

SIDEWALKS: Sidewalks will be provided on both sides of all internal streets and the subdivision side of boundary streets.

DEPARTMENT COMMENTS: The request is for approval of the Resubdivision of Lot 6, Block 1, Crest Haven Addition, the proposed plat is composed of 4 lots on 1.01 acres proposed for single-family residential use. Proposed flag lots C and D will utilize a shared joint use access easement for access to Greenwood Avenue. All utilities will be provided by the City of Austin. The developer will be responsible for all costs associated with any required improvements.

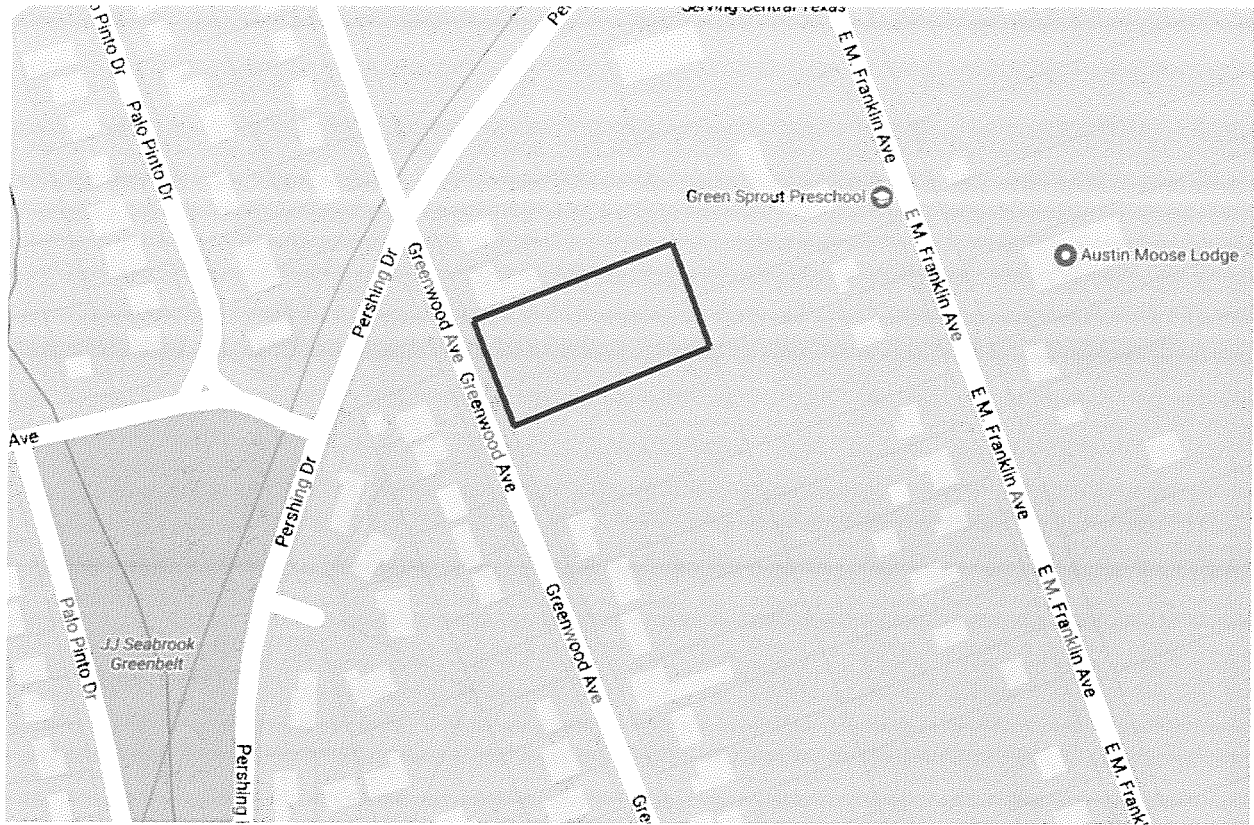
STAFF RECOMMENDATION: The staff recommends approval of the plat subject to the Commission's granting of the variance request. This plat otherwise meets all applicable State and City of Austin LDC requirements.

PLANNING COMMISSION ACTION:

CITY STAFF: Don Perryman

PHONE: 512-974-2786

E-mail: don.perryman@austintexas.gov



Location Map

2107 Greenwood Ave

Austin, TX 78723

THE RESUBDIVISION OF LOT 6, BLOCK "1" OF THE CREST HAVEN ADDITION

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

That URBAN VENTURES, LLC, A TEXAS LIMITED LIABILITY COMPANY, owner of Lot 6, Block "1", Crest Haven Addition, and its successors and assigns, do hereby certify that the plat hereon is a true and correct copy of the original plat on file in the Office of the County Clerk of Travis County, Texas, and said subdivision having been approved for recordation pursuant to the public notification and hearing provisions of the Texas Subdivision Act, Chapter 208, Texas Government Code, do hereby resubdivide said lot in accordance with the map or plat attached hereto, to be known as:

THE RESUBDIVISION OF LOT 6, BLOCK "1" OF CREST HAVEN ADDITION

and do hereby authorize the public use of all streets and easements shown hereon, subject to any easements and/or restrictions hereinafter granted and not released.

By: Ross Cole, President
 URBAN VENTURES, LLC
 403 W. 30TH ST.
 AUSTIN, TX 78705

Before me, the undersigned authority on this day personally appeared Ross Cole, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed. My commission expires _____, 20__.

Print Name _____
 My Commission expires _____

PARTICIPATION IN THE REGIONAL STORMWATER MANAGEMENT PROGRAM WAS GRANTED FOR THIS SUBDIVISION ON _____ OF MARCH, 2016, A.D. BY THE CITY OF AUSTIN WATERSHED PROFESSIONAL DEPARTMENT, OFFICE OF THE DIRECTOR.

THIS SUBDIVISION PLAT IS LOCATED WITHIN THE FULL PURPOSE JURISDICTION OF THE CITY OF AUSTIN ON THIS _____ DAY OF _____, 20__ A.D.
 A VARIANCE TO SECTION 254-175A(2) OF THE LAND DEVELOPMENT CODE WAS GRANTED BY THE ZONING AND PLANNING COMMISSION/PLANNING COMMISSION, _____, 20__ A.D.
 ACCEPTED AND AUTHORIZED FOR RECORD BY THE DIRECTOR, DEVELOPMENT SERVICES DEPARTMENT, CITY OF AUSTIN, COUNTY OF TRAVIS, THIS THE _____ DAY OF _____, 20__ A.D.

J. ROONEY GONZALEZ, DIRECTOR
 DEVELOPMENT SERVICES DEPARTMENT
 APPROVED, ACCEPTED AND AUTHORIZED FOR RECORD BY THE DIRECTOR, DEVELOPMENT SERVICES DEPARTMENT, CITY OF AUSTIN, COUNTY OF TRAVIS, THIS THE _____ DAY OF _____, 20__ A.D.

J. ROONEY GONZALEZ, DIRECTOR
 DEVELOPMENT SERVICES DEPARTMENT
 ACCEPTED AND AUTHORIZED FOR RECORD BY THE PLANNING COMMISSION OF THE CITY OF AUSTIN, TEXAS, THIS THE _____ DAY OF _____, 20__ A.D.

STATE OF TEXAS:
 I, DANIA DEBEAUMOUR, CLERK OF TRAVIS COUNTY, TEXAS, DO HEREBY CERTIFY THAT THE FOREGOING INSTRUMENT OF LAND REBUNDING, CLERK OF TRAVIS COUNTY, TEXAS, WAS RECORDED IN BOOK _____, PAGE _____, AND DULY RECORDED ON THE _____ DAY OF _____, 20__ A.D. AT _____ O'CLOCK _____ M., _____ A.M. IN THE _____ COUNTY CLERK'S OFFICE OF THE COUNTY CLERK, THE _____ DAY OF _____, 20__ A.D.
 DANIA DEBEAUMOUR, COUNTY CLERK, TRAVIS COUNTY, TEXAS

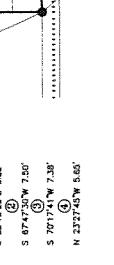
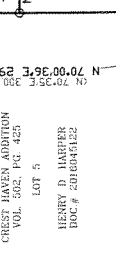
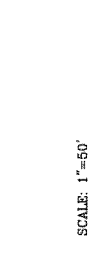
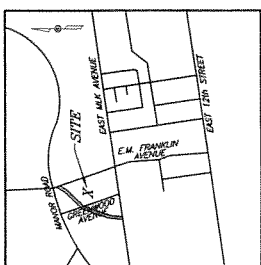
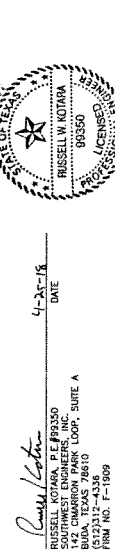
I, ROGER L. WAY, AM AUTHORIZED UNDER THE LAWS OF THE STATE OF TEXAS TO PRACTICE THE PROFESSION OF SURVEYING AND HEREBY CERTIFY THAT THIS PLAT COMPLIES WITH CHAPTER 50 OF THE AUSTIN CITY CODE AS APPLICABLE TO THIS PLAT AND THAT THE SURVEY WAS CONDUCTED IN ACCORDANCE WITH THE ACTUAL SURVEY OF THE PROPERTY MADE ON THE GROUND UNDER MY DIRECT SUPERVISION.

SUPPORTED BY:
 ROGER L. WAY, SURVEYOR
 1714 FORTVIEW ROAD, SUITE 200
 AUSTIN, TEXAS 78704
 (512)440-0071

ROGER L. WAY, RLS #3910
 DATE 04-10-18

FLOOD PLAN NOTE:
 NO PORTION OF THIS TRACT IS WITHIN THE DESIGNATED FLOOD HAZARD AREA AS SHOWN ON THE FEDERAL FLOOD INSURANCE RATE MAP (FIRM) #48452C 0485H, TRAVIS COUNTY, TEXAS, DATED SEPTEMBER 26, 2005.

ENGINEERED BY:
 RUSSELL W. NOTARA, P.E.
 SOUTHWEST ENGINEERS, INC.
 142 CHURCH PARK LOOP, SUITE A
 AUSTIN, TEXAS 78703
 FIRM NO. F-1909



SURVEYOR'S NOTES

- NO OBJECTS, INCLUDING BUT NOT LIMITED TO BUILDINGS, FENCES OR LANDSCAPING SHALL BE ALLOWED IN DRAINAGE EASEMENTS EXCEPT AS APPROVED BY THE CITY OF AUSTIN.
- ALL DRAINAGE EASEMENTS ON PRIVATE PROPERTY SHALL BE MAINTAINED BY THE PROPERTY OWNER OR THEIR ASSIGNS.
- PROPERTY OWNERS OR THEIR ASSIGNS SHALL PROVIDE FOR ACCESS TO DRAINAGE EASEMENTS AS MAY BE NECESSARY AND SHALL NOT PROMPT ACCESS BY GOVERNMENTAL AUTHORITIES.
- A CITY OF AUSTIN SITE DEVELOPMENT PERMIT IS REQUIRED PRIOR TO ANY SITE DEVELOPMENT.
- THE OWNER SHALL BE RESPONSIBLE FOR INSTALLATION OF TEMPORARY EROSION CONTROL, VEGETATION PROTECTION, AND OTHER EROSION CONTROL MEASURES TO BE MAINTAINED THROUGHOUT THE CONSTRUCTION OF THE PROJECT. ANY OVERHEAD ELECTRICAL FACILITIES DESIGNED TO PROVIDE ELECTRIC SERVICE TO THE PROJECT THE OWNER SHALL INCLUDE AUSTIN ENERGY'S WORK WITHIN THE LIMITS OF CONSTRUCTION OF THIS PROJECT.
- THE OWNER OF THIS SUBDIVISION, AND HIS OR HER SUCCESSORS AND ASSIGNS, ASSUMES RESPONSIBILITY FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF AUSTIN AND ACKNOWLEDGES THAT PLAT VARIATION REQUIREMENTS OF THE CITY OF AUSTIN, THE OWNER UNDERSTANDS AND ACKNOWLEDGES THAT PLAT VARIATION SUBDIVISION DO NOT COMPLY WITH SUCH CODES AND REQUIREMENTS.
- PRIOR TO CONSTRUCTION ON LOTS IN THIS SUBDIVISION, DRAINAGE PLANS WILL BE SUBMITTED TO THE CITY OF AUSTIN FOR REVIEW AND APPROVAL. THE AMOUNT EXISTING AT UNRECORDED STATUS BY FOUNDING OR OTHER APPROVED METHODS.
- BY APPROVING THIS PLAT THE CITY OF AUSTIN ASSUMES NO OBLIGATION TO CONSTRUCT ANY INFRASTRUCTURE IN CONNECTION WITH THIS SUBDIVISION ANY SUBDIVISION INFRASTRUCTURE REQUIRED FOR THE DEVELOPMENT OF THE LOTS IN THIS SUBDIVISION IS THE RESPONSIBILITY OF THE DEVELOPER AND/OR THE OWNER. THE CITY OF AUSTIN WILL NOT BE RESPONSIBLE FOR THE CONSTRUCTION OF ANY INFRASTRUCTURE THAT MAY BE JUST CAUSE FOR THE CITY TO OBTAIN PERMITS FOR CERTAIN DEVELOPMENT PERMITS INCLUDING BUILDING PERMITS, SITE PLAN APPROVALS, AND/OR CERTIFICATES OF OCCUPANCY.
- PUBLIC SIDEWALKS, BUILT TO CITY OF AUSTIN STANDARDS, ARE REQUIRED ALONG THE FOLLOWING STREETS AND ARE TO BE CONSTRUCTED BY THE DEVELOPER AND/OR THE OWNER. THE DEVELOPER AND/OR THE OWNER SHALL BE IN PLACE PRIOR TO THE LOT BEING OCCUPIED. FAILURE TO CONSTRUCT THE REQUIRED SIDEWALKS MAY RESULT IN THE WITHDRAWING OF CERTIFICATES OF OCCUPANCY, BUILDING PERMITS, OR UTILITY CONNECTIONS BY THE GOVERNING BODY OR UTILITY COMPANY.
- EROSION AND SEDIMENTATION CONTROLS ARE REQUIRED FOR ALL CONSTRUCTION IN THIS SUBDIVISION PERSUANT TO THE LAND DEVELOPMENT CODE.
- BUILDING SETBACK LINES SHALL BE IN CONFORMANCE WITH THE CITY OF AUSTIN ZONING ORDINANCE REQUIREMENTS.
- AUSTIN ENERGY HAS THE RIGHT TO PRUNE AND/OR REMOVE TREES, SHRUBBERY AND OTHER ALL-TREE WORK IN COMPLIANCE WITH CHAPTER 25-4, SUBCHAPTER 9 OF THE CITY OF AUSTIN LAND DEVELOPMENT CODE.
- THE OWNER/DEVELOPER OF THIS SUBDIVISION/LOT SHALL PROVIDE AUSTIN ENERGY WITH ANY EASEMENT AND/OR ACCESS REQUIRED, IN ADDITION TO THOSE INDICATED FOR THE INSTALLATION AND OBTAINING OF PERMITS AND APPROVALS FROM THE CITY OF AUSTIN. THE CITY OF AUSTIN WILL NOT BE RESPONSIBLE FOR THE CONSTRUCTION OF ANY EASEMENTS OR ACCESS REQUIRED TO PROVIDE ELECTRIC SERVICE TO THE BUILDING AND WILL NOT BE LOCATED SO AS TO CAUSE THE SITE TO BE OUT OF COMPLIANCE WITH CHAPTER 25-8 OF THE CITY OF AUSTIN LAND DEVELOPMENT CODE.
- THE OWNER OF THIS SUBDIVISION/LOT SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF AUSTIN AND ACKNOWLEDGES THAT PLAT VARIATION REQUIREMENTS OF THE CITY OF AUSTIN, THE OWNER UNDERSTANDS AND ACKNOWLEDGES THAT PLAT VARIATION SUBDIVISION DO NOT COMPLY WITH SUCH CODES AND REQUIREMENTS.
- NO LOT SHALL BE OCCUPIED UNTIL THE STRUCTURE IS CONNECTED TO THE CITY OF AUSTIN WATER AND WASTEWATER UTILITY SYSTEM.
- PRIOR TO CONSTRUCTION, EXCEPT DETACHED SINGLE FAMILY ON ANY LOT IN THIS SUBDIVISION, A SITE DEVELOPMENT PERMIT MUST BE OBTAINED FROM THE CITY OF AUSTIN.
- ALL STREETS WILL BE CONSTRUCTED TO THE CITY OF AUSTIN STANDARDS.
- THE OWNER OF THE PROPERTY IS RESPONSIBLE FOR MAINTAINING CLEARANCES REQUIRED BY THE NATIONAL ELECTRICAL SAFETY CODE, OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION (OSHA) REGULATIONS, CITY OF AUSTIN RULES AND REGULATIONS AND TEXAS STATE LAWS PERTAINING TO CLEARANCES WHEN CONDUCTING ANY ELECTRICAL WORK. THE OWNER SHALL MAINTAIN ALL CLEARANCES INCURRED BECAUSE OF FAILURE TO COMPLY WITH THE REQUIRED CLEARANCES WILL BE CHARGED TO THE OWNER.
- ALL RESTRICTIONS AND NOTES FROM THE PREVIOUS SUBDIVISION, CREST HAVEN ADDITION, SHALL APPLY TO THIS MEMORANDUM/RESUBDIVISION PLAT.
- NO VEHICLES SHALL BE PARKED WITHIN THE JOINT USE ACCESS AND PUBLIC UTILITY EASEMENT.
- THE DEVELOPER MUST POST FISCAL SURETY FOR THE CONSTRUCTION OF THE DRIVEWAY PRIOR TO PLAT APPROVAL AND MUST CONSTRUCT THE DRIVEWAY DURING CONSTRUCTION OF THE STREETS WITHIN THE SUBDIVISION WITHIN THE TERM OF THE FISCAL INSTRUMENT IF NO STREETS ARE CONSTRUCTED WITHIN THE SUBDIVISION.
- THE DEVELOPER MUST CONSTRUCT A DRIVEWAY RESERVED BY A PROFESSIONAL ENGINEER TO MAKE AN ALL-WEATHER SURFACE AND A PAVEMENT STRUCTURE MEETING AT LEAST PRIVATE STREET STANDARDS. THE DRIVEWAY MUST BE DESIGNED TO HAVE NO MORE THAN 9 INCHES OF WATER OVERFLOWING THE DRIVEWAY DURING THE 100-YEAR STORM EVENT.
- THE DEVELOPER MUST ERECT SIGNS INDICATING "PRIVATE DRIVEWAY" AT THE DRIVEWAY ENTRANCE.
- LOTS A, B, C, AND D SHALL HAVE VEHICULAR ACCESS FROM GREENWOOD AVENUE ONLY THROUGH THE JOINT USE ACCESS EASEMENT, AS SHOWN ON THE PLAT.
- THE DEVELOPER MUST CONSTRUCT A TURNAROUND, MEETING CITY OF AUSTIN FIRE CRITERIA AT THE EHO DRIVEWAY AND MUST CONSTRUCT THE DRIVEWAY DURING CONSTRUCTION OF THE STREETS WITHIN THE SUBDIVISION. THE TURNAROUND SHALL BE CONSTRUCTED WITHIN THE JOINT USE DRIVEWAY.
- THE DEVELOPER MAY BE USED BY PUBLIC SERVICE PERSONNEL AND EQUIPMENT FOR SERVICING PUBLIC UTILITIES.
- ALL ADDRESSES FOR RESIDENTIAL LOTS UTILIZING A FLAG LOT DESIGN MUST BE DISPLAYED AT THEIR CLOSEST POINT OF ACCESS TO A PUBLIC STREET.



ALL POINTS SURVEYING
 1714 FORTVIEW ROAD - SUITE 200
 AUSTIN, TX 78704
 TEL: (512) 440-0071 - FAX (512) 440-0189
 FROM REGISTRATION NO. 1018480

CASE NO. CB-2017-0225.0A
 APPLICATION DATE: OCTOBER 18, 2017
 04-19-2018 SCN
 JOB NO. 01B42018
 PAGE 1 OF 1



MEMORANDUM

TO: Members of the Planning Commission

FROM: Don E. Perryman, Planner Senior
Development Services Department

DATE: May 15, 2018

SUBJECT: Lot 6, Block 1, Crest Haven Addition Flag Lot Variance Request

The applicant has requested a variance from LDC Section 25-4-175(A)(2) in order to resubdivide a lot utilizing a flag lot design. Staff evaluated the variance request based upon the following criteria:

- 1. The lot has provided accessibility for emergency responders;**
The fire department has reviewed and approved the design.
- 2. The lot has adequate room for required utilities;**
The utility layout has been reviewed and approved.
- 3. The design enhances environmental and tree protection;**
Environmental and arborist review has approved the design.
- 4. The flag lot is otherwise compatible with the surrounding neighborhood;**
There are existing flag lots within the vicinity.
- 5. The applicant provides a copy of any existing private deed restrictions for informational purposes**
There are no known deed restrictions.

If you have any questions or concerns, please contact me directly at 512-974-2786.

Thanks,

Don E. Perryman
Development Services Department



SOUTHWEST ENGINEERS

Civil | Environmental | Land Development

TBPE NO. F-1909

www.swengineers.com

HEADQUARTERS

307 St. Lawrence Street, Gonzales, TX 78629

P: 830.672.7546 F: 830.672.2034

CENTRAL TEXAS

142 Cimarron Park Loop Ste. A, Buda, TX 78610

P: 512.312.4336

September 21, 2017

Mr. Greg Guernsey, Director
 City of Austin
 Planning and Development Review Department
 P.O. Box 1066
 Austin, Texas 78767

RE: Resubdivision of Lot 6, Block 1, Crest Haven Addition
 SWE Project No. 0588-001-15
 Variance from LDC Section 25-4-175(A)(2)

Dear Mr. Guernsey:

Please accept this letter as a request for a variance from Section 25-4-175(A)(2) of the City of Austin Drainage Land Development Code for Flag Lots. The tract is described as Lot 6, Block 1, Crest Haven Addition. This property is zoned for SF-3-NP and is in the Tannehill Branch Watershed, which is classified as Urban. It will be developed, constructed, and maintained in accordance with the terms and conditions of the Land Development Code, Chapter 25. No portion of this property is located within the limits of the 100-year flood plain, according to the Federal Flood Insurance Administration Firm Panel No. 48453C0465H, dated September 26, 2008.

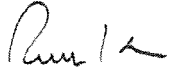
The proposed development activity meets the criteria for Section 25-4-175(A)(2) of the Land Development Code; therefore, the proposed development is allowed to consist of flag lots. The conditions are satisfied as follows:

- (a)
 - (i) The site provides accessibility for emergency responders with a 20-ft driveway and access easement.
 - (ii) The site has adequate room for required utilities.
 - (iii) The site enhances environmental and tree protection by minimizing the impacts to existing trees.
 - (iv) The site is compatible with the surrounding neighborhood.
- (b) There are no known existing private deed restrictions for this site.

Page 2 of 2
September 21, 2017

Your consideration of this request will be greatly appreciated. If you have any questions regarding this project, or if you require any additional information to assist you in your review of this project, please do not hesitate to contact me.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Russell Kotara".

Russell Kotara, P.E.
Project Manager

Attachments:

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.

Commission is required to approve the subdivision by State law if no variances are required, and if it meets all requirements. A board or commission's decision on a subdivision may only be appealed if it involves an environmental variance. A variance 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. A notice of appeal must be filed with the director of the responsible department no later than 14 days after the decision. An appeal form may be available from the responsible department.

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.

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

Written comments must be submitted to the board or commission (or 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: C8-2017-0225.0AC8-2017-0225.0A
Contact: Don Perryman, 512-974-2786 or
Amelia Watts, 512-974-3103
Public Hearing: May 22, 2018, Planning Commission



by this application

W. Gutierrez 5-11-2018
Date

Signature

Daytime Telephone: 512 388 9795

Comments: on behalf of the
Leonardo + Carolina Gutierrez
Family Trust.

If you use this form to comment, it may be returned to:
City of Austin – Development Services Department / 4th Fl
Don Perryman
P. O. Box 1088
Austin, TX 78767-8810