

BOA GENERAL REVIEW COVERSHEET

CASE: C15-2021-0002

BOA DATE: January 11th, 2021

ADDRESS: 705 Fletcher St

COUNCIL DISTRICT: 9

OWNER: Rooster Res 1 LP

AGENT: John Meyer

ZONING: SF-3-NP (Bouldin Creek)

LEGAL DESCRIPTION: W35FT OF E205FT BLK 3 BAWCOM SUBD

VARIANCE REQUEST: decrease the minimum lot width from 50 feet to 34 feet 9 inches **and** decrease 45 degree angle side setback plane to 0 degrees on east side.

SUMMARY: erect a new Single-Family Residence

ISSUES: substandard lot width

	ZONING	LAND USES
<i>Site</i>	SF-3-NP	Single-Family
<i>North</i>	SF-3-NP	Single-Family
<i>South</i>	SF-3-NP	Single-Family
<i>East</i>	SF-3-NP	Single-Family
<i>West</i>	SF-3-NP	Single-Family

NEIGHBORHOOD ORGANIZATIONS:

Austin Independent School District

Austin Lost and Found Pets

Austin Neighborhoods Council

Bike Austin

Bouldin Creek Neighborhood Association

Bouldin Creek Neighborhood Planning Team

Friends of Austin Neighborhoods

Homeless Neighborhood Association

Neighborhood Empowerment Foundation

Perry Grid 614

Preservation Austin

SELTexas

Sierra Club, Austin Regional Group

South Central Coalition



Board of Adjustment General/Parking Variance Application

DevelopmentATX.com | Phone: 311 (or 512-974-2000 outside Austin)
For submittal and fee information, see austintexas.gov/digitaldevelopment

WARNING: Filing 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 # _____ ROW # _____ Tax # _____

Section 1: Applicant Statement

Street Address: 705 Fletcher Austin Texas 78704

Subdivision Legal Description:

BEING THE WEST 35 FEET OF THE EAST 205 FEET OF BLOCK 3, BAWCOM
SUBDIVISION, A SUBDIVISION IN TRAVIS COUNTY, TEXAS, ACCORDING

Lot(s): _____ Block(s): _____

Outlot: _____ Division: _____

Zoning District: SF-3-NP

I/We John Meyer on behalf of myself/ourselves as

authorized agent for Rooster Res 1 LP affirm that on

Month December, Day 3, Year 2020, hereby apply for a hearing before the
Board of Adjustment for consideration to (select appropriate option below):

☐ Erect ☐ Attach ☒ Complete ☐ Remodel ☐ Maintain ☐ Other: _____

Type of Structure: New construction of a single family home of approximately 3100 SF

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

I am requesting variances from the Land Development Code for a SF-3 Residential lot:

#1) LDC 25-2-492 (D) 50' min lot width to be changed to 34'-9" lot width

#2) LDC 25-2 Subchapter F Article 2.6A Side Setback Planes specifying 45 Deg angle above 15' above grade be removed from the shared lot line between 703 & 705 Fletcher (see below)

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:

This lot was created March, 1948 and received water and wastewater services at that time.

There has been a house located on this lot for most of the time since its creation and has been sold to different owners over the years. (PRESENTATION PAGE 1: AREA MAP)

Single Family Residential use in SF3 zoning is a reasonable use. LDC 25-2-492(D) mandates a minimum 50' lot width for SF3 lots. Therefore without a variance the subject property could not have a house built on it. Had it been created prior to 1948, this lot would have received land status. (see more below)

Hardship

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

The subject property is 34'-9" wide and 198' deep for a total of 6,941 sf of land which is a similar land area of a typical/standard lot. All of our hardships are a result of the substandard lot width. The 1st hardship is the narrow lot width of 34'-9" which currently prohibits us from obtaining legal lot status. (see more below)

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

Houses built on 50' wide lots would not have any of these hardships. These hardships are not general to the area because most of the lots are over 50' wide or have already received land status determination. (see more below)

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:

Granting the requested variances will not alter the character of the area. Conversely, it will work to preserve the character of the area by allowing for the design and sizing of 2 new houses that will look more like the existing houses on the lots as well as other new houses built in the area. (see more below)

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 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 uses of sites in the vicinity reasonably require strict or literal interpretation and enforcement of the specific regulation because:

parking is not affected

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:

Parking is not affected

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

Parking is not affected

4. The variance will run with the use or uses to which it pertains and shall not run with the site because:

Parking is not a part of this application

Section 3: Applicant Certificate

I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

Applicant Signature: _____ Date: _____

Applicant Name (typed or printed): John Meyer

Applicant Mailing Address: 612 Crestwood Dr

City: Kingsland State: TX Zip: 78639

Phone (will be public information): (210) 882-6263

Email (optional – will be public information): [REDACTED]

Section 4: Owner Certificate

I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

Owner Signature: _____ Date: _____

Owner Name (typed or printed): John Meyer Mgr, Rooster Res 1 LP

Owner Mailing Address: 612 Crestwood Dr

City: Kingsland State: TX Zip: 78639

Phone (will be public information): (210) 882-6263

Email (optional – will be public information): [REDACTED]

Section 5: Agent Information

Agent Name: John Meyer, Pres, Foristar Development, Inc

Agent Mailing Address: 612 Crestwood Dr

City: Kingsland State: Texas Zip: 78639

Phone (will be public information): (210) 882-6263

Email (optional – will be public information): _____

Section 6: Additional Space (if applicable)

Please use the space below to provide additional information as needed. To ensure the information is referenced to the proper item, include the Section and Field names as well (continued on next page).

SECTION 1: Portion of the City of Austin Land Development Code applicant is seeking a variance from Cont'd: #3) LDC 25-2 Subchapter F Artcl 2.7 Sidewall Articulation specifying a 4' deep and 10' wide sidewall articulation at every 36' be removed from the side of the lot that is a shared lot line between 703 and 705 Fletcher

Additional Space (continued)

SECTION 2 - REASONABLE USE - CONT'D: Lots less than 50' wide are not uncommon as there are approx 60 lots within 1000' of subject property less than 50' wide. (PRESENTATION PAGE 4 NEIGHBORHOOD MAP)

It is reasonable for a 34'-9" wide by 198' deep lot to fully utilize maximum Floor to Area Ratio (FAR) and Impervious Cover (IC) allowances enjoyed by other legal lots over 50' wide. For this to happen relief is required from the mandates of LDC 25-2 Subchapter F Article 2.6A and LDC 25-2 Subchapter F Article 2.7 as noted herein.

SECTION 2 - HARDSHIP - CONT'D: The 2nd hardship is the narrow lot width combined with the side setback plane (LDC 25-2 Sub F, Art 2.6A) limits the potential building width to 14'-6" wide at 25' above grade and 4'-6" wide at 30' above grade. A typical 50' lot would only be limited to a potential building width of 30' wide at 25' above grade and 20' wide 30' above grade. We are asking for a variance from the side setback plane along the shared property line between 2 adjacent lots (703 and 705 Fletcher) in order to allow us to build 19'-6" wide at 25' above grade and 14'-6" wide at 30' above grade. (PRESENTATION PAGE 3: SITE SECTION)

The 3rd hardship is that the narrow lot combined with the setback articulation requirement (LDC 25-2 Sub F, Art 2.7) limits the potential building width to an unreasonable size. The possible building width is limited to 25' wide (5' setback on either side) and 17' at the required articulation (4' articulation on either side). A typical 50' wide lot would only be limited to 40' at the setback and 32' at the required articulations. We are asking for a variance from the setback articulation requirement only along the shared property line between the 2 adjacent lots (703 and 705 Fletcher).

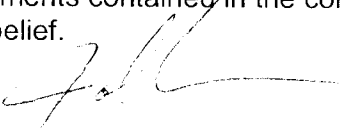
Houses built on 50' lots would have neither of hardships as noted above. After 70 years, the existing house has reached the end of it useful lifespan. We need these variances to build an appropriately sized new house with the same lot utilization as other legal lots.

SECTION 2 - AREA CHARACTER - CONT'D: Granting the variance on LDC 25-2-492(D) "minimum lot width" will not change the area character since other new houses of similar size and scope already exist. Granting a variances on LDC 25-2 Subchapter F Article 2.6A "Side Setback Planes" and LDC 25-2 Subchapter F, Article 2.7 "Sidewall Articulation" (on the interior lot line between 703 and 705 Fletcher) will not have an adverse impact on the adjacent lots since the limitation will remain unchanged for the property lines to the west of 705 Fletcher and the East of 703 Fletcher.

We do not believe these variances will set a precedent as this condition of having a single owner with 2 side by side 35' wide lots is quite unique and not a condition found elsewhere in the neighborhood.

Section 3: Applicant Certificate

I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

Applicant Signature: 

Date: 12-3-2020

Applicant Name (typed or printed): John Meyer


Applicant Mailing Address: 612 Crestwood Dr

City: Kingsland

State: TX

Zip: 78639

Phone (will be public information): (210) 882-6263

Email (optional – will be public information): 

Section 4: Owner Certificate

I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief.

Owner Signature: 

Date: 12-3-2020

Owner Name (typed or printed): John Meyer Mgr, Rooster Res 1 LP


Owner Mailing Address: 612 Crestwood Dr

City: Kingsland

State: TX

Zip: 78639

Phone (will be public information): (210) 882-6263

Email (optional – will be public information): 

Section 5: Agent Information

Agent Name: John Meyer, Pres, Foristar Development

Agent Mailing Address: 612 Crestwood

City: Kingsland

State: TX

Zip: 78639

Phone (will be public information): (210) 882-6263

Email (optional – will be public information):

Section 6: Additional Space (if applicable)

Please use the space below to provide additional information as needed. To ensure the information is referenced to the proper item, include the Section and Field names as well (continued on next page).

Foristar Development, Inc
612 Crestwood Dr
Kingsland, TX 78639
John Meyer
210-882-6263
[REDACTED]

RE: Request Variances for two SF-3 Lots: 703 Fletcher St
705 Fletcher St

To reduce lot width requirement
Relief on side setback planes
Relief on sidewall articulation

SUMMARY OF VARIANCE REQUESTS

Here are the land development codes we seek a variance from:

Variance 1: LDC 25-2-492 (D)

SF-3 minimum lot width requirement of 50' Code specifying 50' lot:

We are asking for a variance from the 50' minimum lot width so that we are able to be considered a legal lot with the existing 34'-9" lot width.

Variance 2: LDC 25-2 Subchapter F Article 2.6A

"Side Setback Planes" Code specifying the 45 degree angle above 15' for the mcmansion tent:

We are asking to remove the side setback plane along the shared property line between the two lots.

Variance 3: LDC 25-2 Subchapter F Article 2.7

"Sidewall Articulation" Code specifying a 4' deep and 10' wide sidewall articulation at every 36':

We are asking to remove the requirement for articulation along the shared property line between the two lots.

Reasonable Use:

This application demonstrates to the board how the zoning regs applicable to the property do not allow for a reasonable use of the property

This lot was created in March of 1948 and received water and wastewater services at that time as well. There has been a house located on this lot for most of the time since its creation and has been sold to different owners over the years. (Presentation page 1: AREA MAP)

Single family residential use in SF3 is a reasonable use. LDC 25-2-492 (D) mandates a minimum of 50' width for an SF-3 lot. Therefore, without a variance the subject property could not have a house built on it. Had it been built prior to 1948, it would have received land status. A lot of less than 50' width is not uncommon as there are approximately 60 lots within 1000' of subject property less than 50' wide. (Presentation page 4: NEIGHBORHOOD MAP)

We have presented to the neighborhood zoning commission as well as the neighborhood steering committee.

Hardship:

- A) *This application demonstrates to the board how the hardship for which the variance is requested is unique to the property. Hardship should be specific to the property for which the variance is being requested*
- B) *This application demonstrates to the board why the hardship is not general to the area in which the property is located. Describe how the hardship relating to the site is different from other properties in the area.*

The subject property is 35' wide and 198' deep for a total of 6,941 SF of land which is a similar land area to that of a standard lot. Both of our hardships are created as a result of the substandard lot width.

The first hardship is that the narrow lot width in combination with the side setback plane (*LDC 25-2 Subchapter F Article 2.6A*) limit the potential building width to 14'-6" wide at 25' above grade and 4'-6" wide at 30' above grade. A typical 50' wide lot would be limited to potential building width of 30' wide at 25' above grade and 20' wide at 30' above grade. We are asking a variance from the side setback plane along the common property line between the 2 adjacent lots in order to allow us to build 19'-6" wide at 25' above grade and 14'-6" wide at 30' above grade. (*Presentation Page 3: SITE SECTION*)

The second hardship is that the narrow lot width in combination with the setback articulation requirements (*LDC 25-2 Subchapter F Article 2.7*) limit the potential building width to an unreasonable size. The possible building width is limited to 25' wide (5' setback on either side) and 17' at the required articulation (4' articulation on either side). A typical 50' wide lot would be limited to 40' at the setbacks and 32' at the required articulation. We are asking a variance from the setback articulation requirements along the common property line between the 2 adjacent lots.

Houses built on 50' wide lots would not have either of these hardships. This hardship is not general to the area because most of the lots are over 50' wide or have already received land status determination.

After 70 years, the existing houses on these lots have reached the end of their lifespan. We need these variances to build appropriately-sized new houses and the same building rights as other lots.

Area Character

This application demonstrates 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 properties and will not impair the purpose of the zoning regulation

Granting the requested variances will not alter the character of the area. Conversely, the variances will work to preserve the character of the area by allowing for the design and sizing of new houses that will look more like the existing houses on the lots as well as the new houses built in the area. There are numerous new houses that have been recently built in the area.

Granting the variances on LDC 25-2 Subchapter F Article 2.6A "Side Setback Planes" and LDC 25-2 Subchapter F Article 2.7 "Sidewall Articulation" on the interior lot line between 703 & 705 Fletcher will not have adverse impacts on adjacent lots since the limitation will remain unchanged for the property lines to the West of 705 Fletcher and East of 703 Fletcher.

We do not believe that these variances will set a precedent as this condition, having a single owner with 2 side-by-side 35' wide lots, is quite unique and not a condition found elsewhere in the neighborhood.

Parking

Parking is not affected

Summation

In summation, I ask the Board of Adjustment to approve these variances so the properties can be utilized in an efficient manner consistent with the current and future needs of the immediate area.

Foristar Development, Inc
612 Crestwood Dr
Kingsland, TX 78639
210-882-6263

Cover Letter

December 18, 2020

City of Austin Board of Adjustment
Don Leighton-Burwell, Chair
One Texas Center
505 Barton Springs
Austin, Texas 78704

RE: Request Variances for two SF-3 Lots: 703 Fletcher St
705 Fletcher St
To reduce lot width requirement
Relief on side setback planes
Relief on sidewall articulation

Mr. Don Leighton-Burwell, chair and Board Members:


We are seeking to obtain variances necessary to build two new single-family homes of a size, scope, and design commensurate to other new homes in the urban core of Austin and the Bouldin Creek area. Additionally the variances are necessary to achieve the full bundle of rights available with regard to Floor to Area Ratio (FAR) and Impervious Cover (IC) enjoyed by other lots that are 50' or wider.

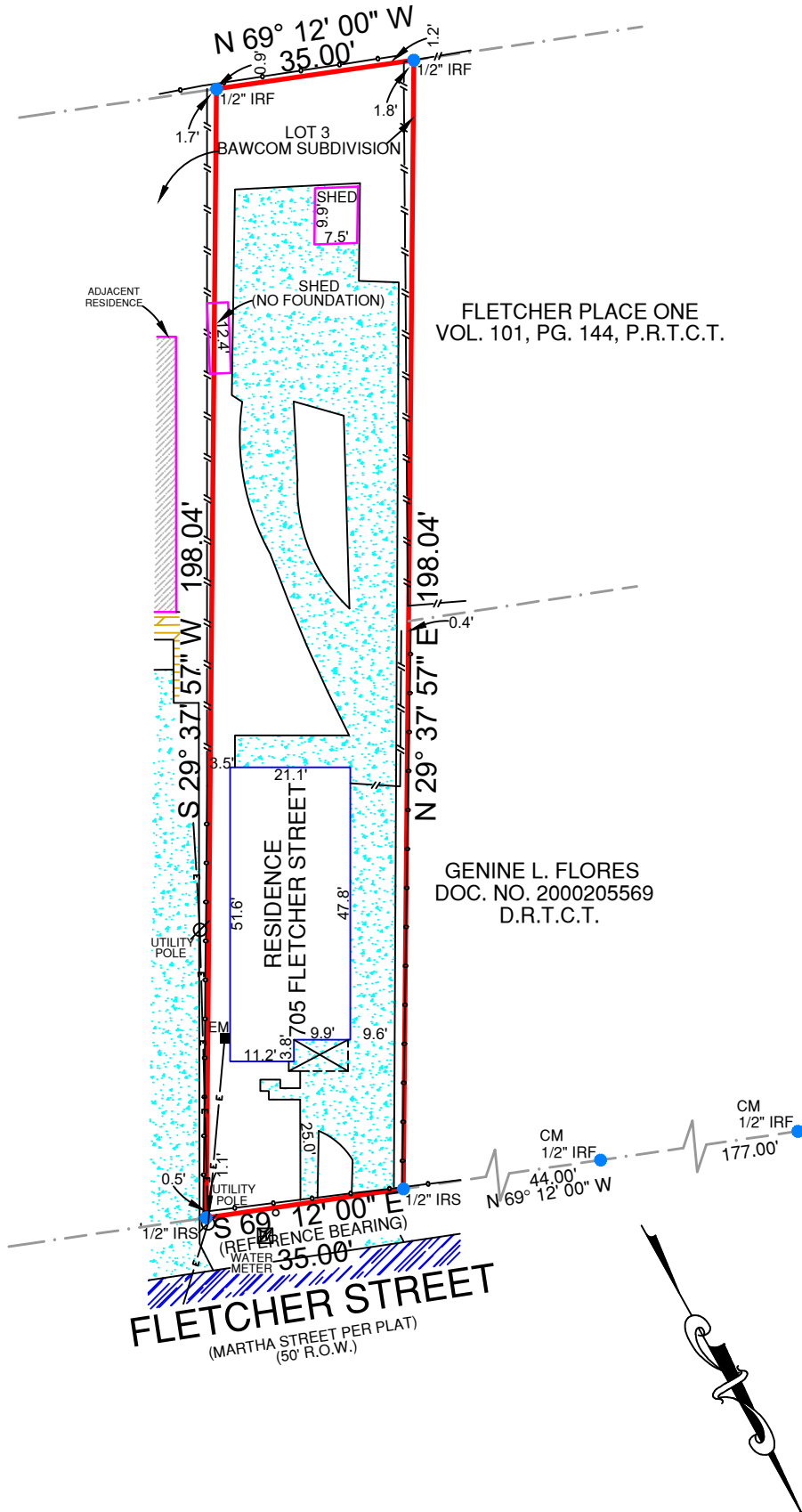
The owner has acquired 2 lots adjacent to one another on Fletcher Street. Each lot is 35' wide and 198' deep. Both lots were created at the same time in March of 1948.

It is fair and right the City of Austin should have ordinances so that existing homeowners are protected from newly built outsized structures crowding them, or otherwise impacting the reasonable enjoyment of their property. When any such condition did not exist at the time homeowners acquired their property, it is appropriate that it be considered carefully before allowing such condition to arise afterward.

In keeping with the spirit of the City's intention, we have only requested variances along the shared lot line between 703 & 705 Fletcher since all future owners of these two houses will see this condition prior to choosing to buy, and do not need the protection afforded by the ordinances - especially since the requested variances are subtle and do not affect the character of the area. We have not asked for any variances on the side of our lots that abut any neighbor. In this way they keep what they originally bargained for.

Thank you for your consideration

John Meyer, President
Foristar Development, Inc




LEGEND:

WIRE FENCE

CHAINLINK FENCE

WROUGHT IRON FENCE

WOOD FENCE

VINYL FENCE

ELECTRIC LINE

GM = GAS METER

EM = ELECTRIC METER

IPF = IRON PIPE FOUND

IRF = IRON ROD FOUND

IRS = IRON ROD SET

CM = CONTROLLING MONUMENT

ASPHALT

CONCRETE

GRAVEL

TILE

WOOD

BRICK

STONE

(WOOD) RAILROAD TIE

NOTES:
BEARINGS ARE BASED ON THE RECORDED PLAT.

LEGAL DESCRIPTION:
BEING THE WEST 35 FEET OF THE EAST 205 FEET OF BLOCK 3, BAWCOM SUBDIVISION, A SUBDIVISION IN TRAVIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 4, PAGE 51, OF THE PLAT RECORDS OF TRAVIS COUNTY, TEXAS.

SURVEYOR'S CERTIFICATION:
THIS IS TO CERTIFY THAT ON THIS DATE A SURVEY WAS MADE ON THE GROUND, UNDER MY SUPERVISION AND REFLECTS A TRUE AND CORRECT REPRESENTATION OF THE DIMENSIONS AND CALLS OF PROPERTY LINES AND LOCATION AND TYPE OF IMPROVEMENTS. THERE ARE NO VISIBLE AND APPARENT EASEMENTS, CONFLICTS, INTRUSIONS OR PROTRUSIONS, EXCEPT AS SHOWN. THIS SURVEY IS NOT TO BE USED FOR CONSTRUCTION PURPOSES AND IS FOR THE EXCLUSIVE USE OF THE HEREON NAMED PURCHASER, MORTGAGE COMPANY, AND TITLE COMPANY ONLY AND THIS SURVEY IS MADE PURSUANT TO THAT CERTAIN TITLE COMMITMENT UNDER THE GF NUMBER SHOWN HEREON, PROVIDED BY THE TITLE COMPANY NAMED HEREON AND THAT THIS DATE, THE EASEMENTS, RIGHTS-OF-WAY, OR OTHER LOCATABLE MATTERS OF RECORD THAT THE UNDERSIGNED HAS KNOWLEDGE OR HAS BEEN ADVISED ARE AS SHOWN OR NOTED HEREON. THIS SURVEY IS SUBJECT TO ANY AND ALL COVENANTS AND RESTRICTIONS PERTAINING TO THE RECORDED PLAT REFERENCED HEREON.

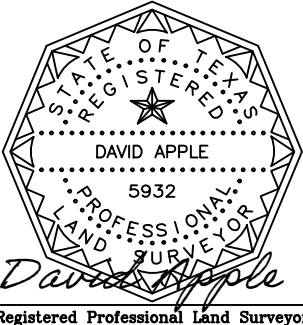
GF. NO.	202001731
BORROWER	
TITLE CO.	HERITAGE TITLE
TECH	TAG
FIELD	RG

FLOOD INFORMATION:
THE SUBJECT PROPERTY DOES NOT APPEAR TO LIE WITHIN THE LIMITS OF A 100-YEAR FLOOD HAZARD ZONE ACCORDING TO THE MAP PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, AND HAS A ZONE "X" RATING AS SHOWN BY MAP NO. 48453C0585 H, DATED SEPTEMBER 26, 2008.

DATE: 07/30/20
FIELD: 07/29/20

JOB NO.: 20-05548

705 FLETCHER STREET, AUSTIN, TX 78704



5700 W. Plano Parkway
Suite 1200
Plano, Texas 75093
972-612-3601 (O) | 855-892-0468 (F)
www.premiersurveying.com
premierorders@premiersurveying.com



DATE: _____

ACCEPTED BY: _____

Premier
Surveying LLC
5700 W. Plano Parkway
Suite 1200
Plano, Texas 75093
Office: 972-612-3601
Fax: 855-892-0468
Firm Registration No. 10146200



703 FLETCHER



705 FLETCHER

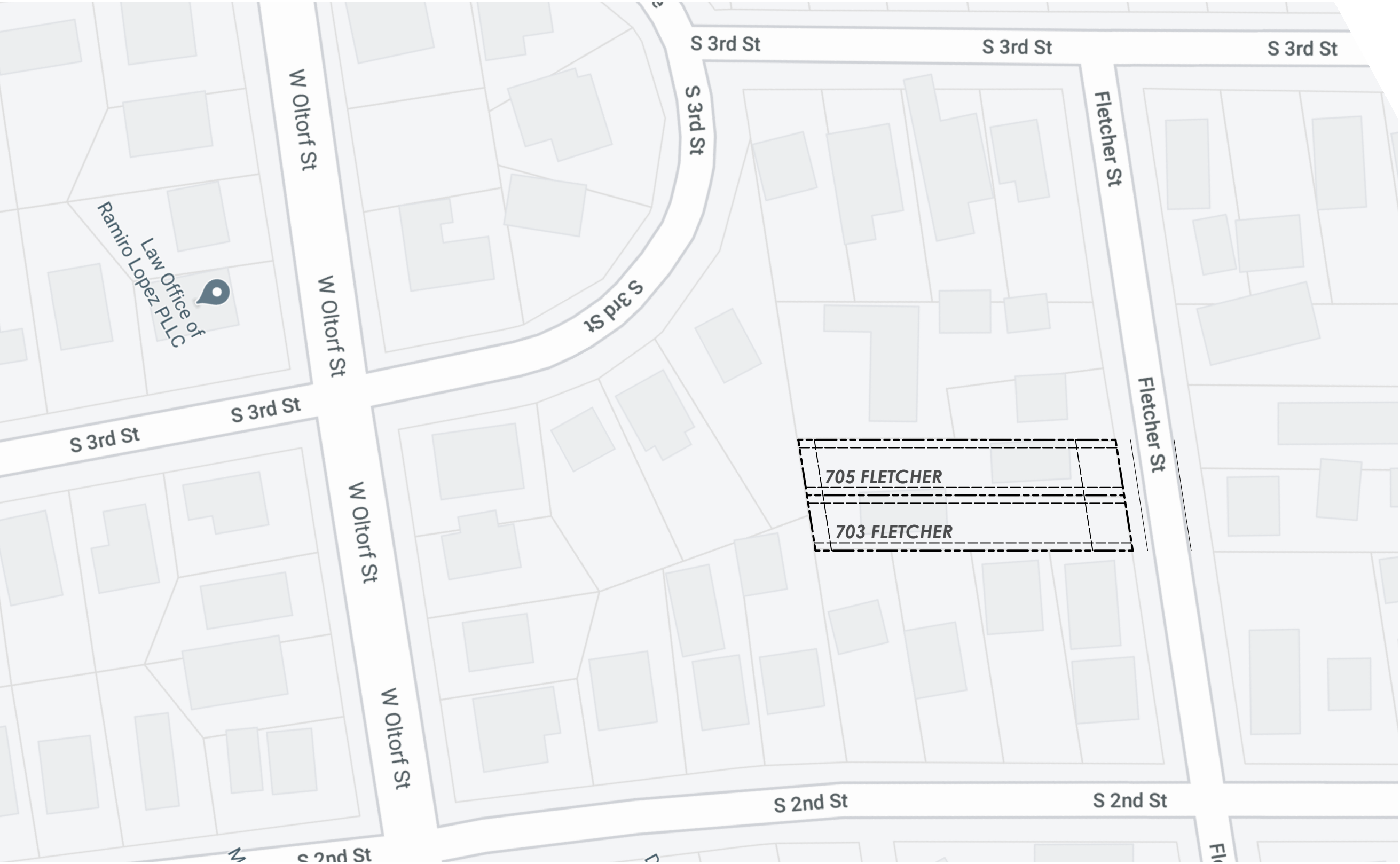
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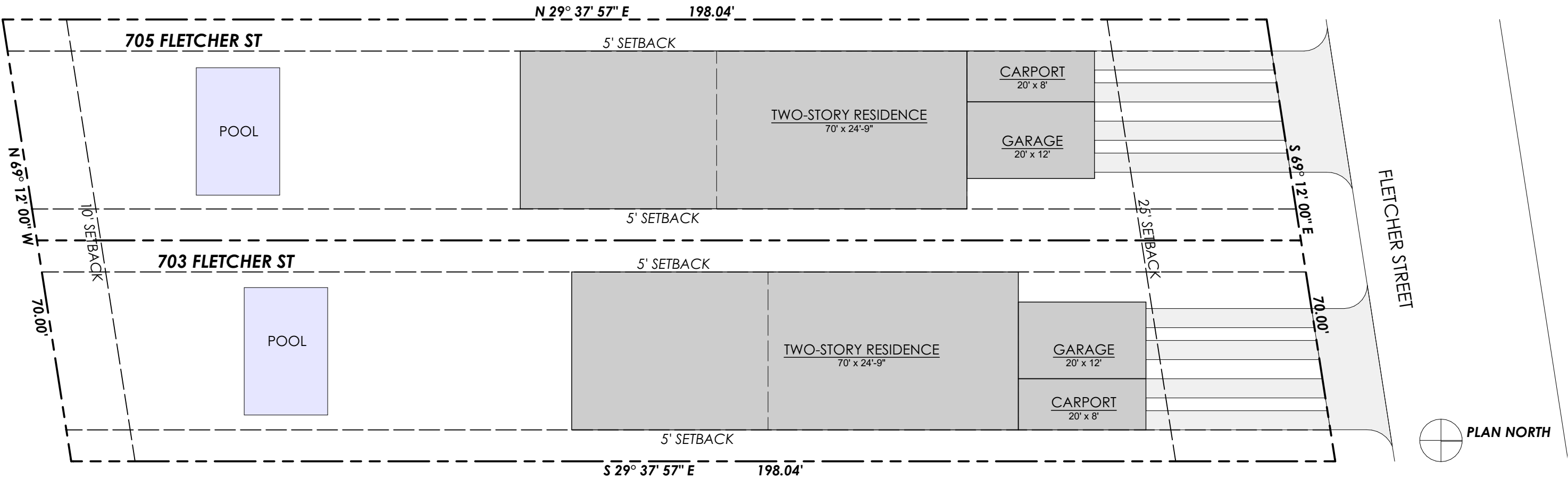
703 + 705 FLETCHER ST

IMAGE NAME:

STREET VIEW (CURRENT)

PAGE





703 FLETCHER: ALLOWABLE AREAS

SITE AREA	6,849 SF	
ALLOWABLE IMPERVIOUS COVER	3,082 SF	45 %
PROPOSED IMPERVIOUS COVER	2,459 SF	
ALLOWABLE BUILDING COVER	2,740 SF	40 %
PROPOSED BUILDING COVER	2,130 SF	
ALLOWABLE F.A.R.	2,740 SF	0.4 TO 1

BUILDING AREAS

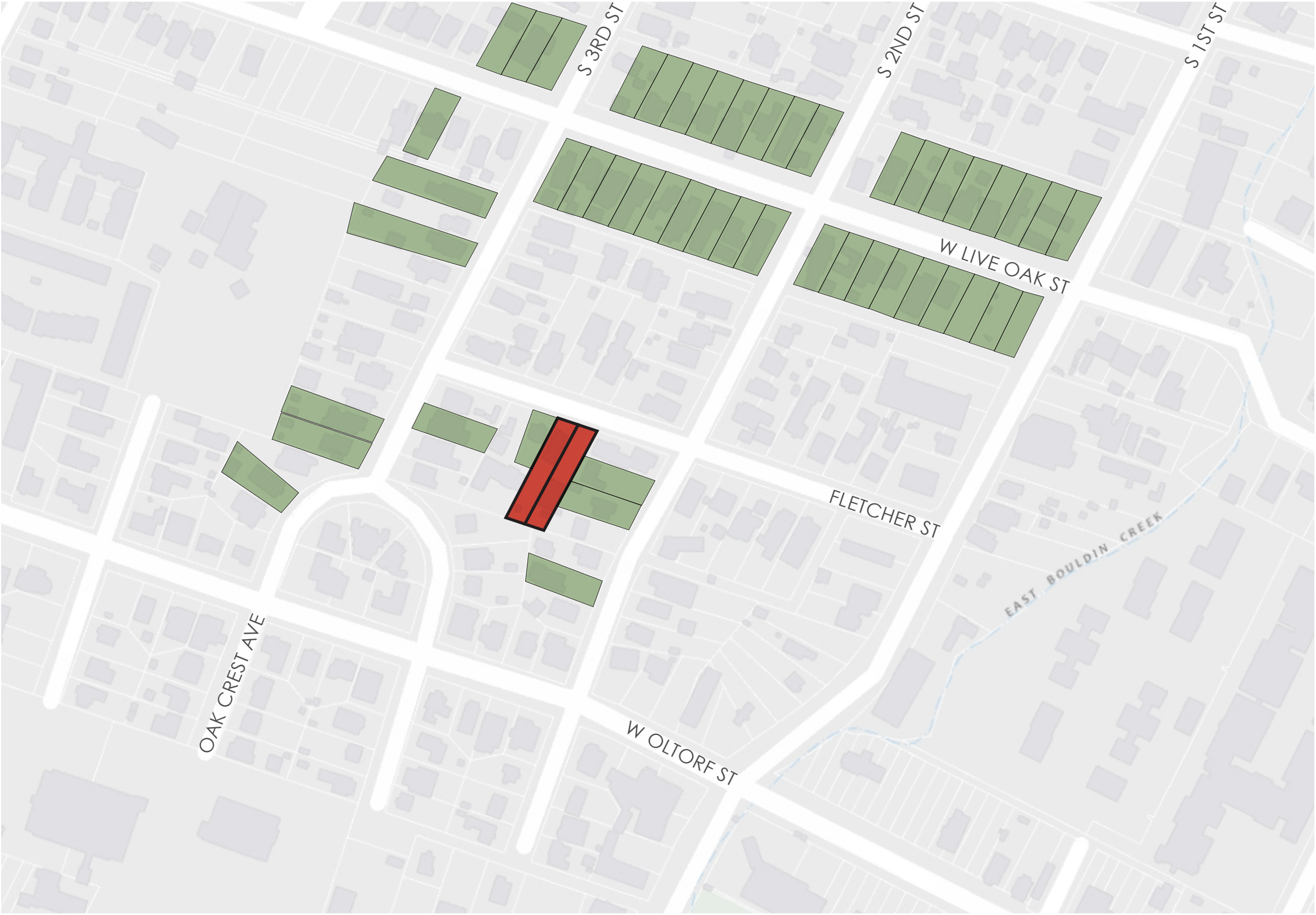
CARPORT	0 SF	(450 SF REDUCTION)
GARAGE	40 SF	(200 SF REDUCTION)
TWO-STORY RESIDENCE	2,700 SF	
TOTAL BUILDING AREA	2,740 SF	

705 FLETCHER: ALLOWABLE AREAS

SITE AREA	6,849 SF	
ALLOWABLE IMPERVIOUS COVER	3,082 SF	45 %
PROPOSED IMPERVIOUS COVER	2,478 SF	
ALLOWABLE BUILDING COVER	2,740 SF	40 %
PROPOSED BUILDING COVER	2,130 SF	
ALLOWABLE F.A.R.	2,740 SF	0.4 TO 1

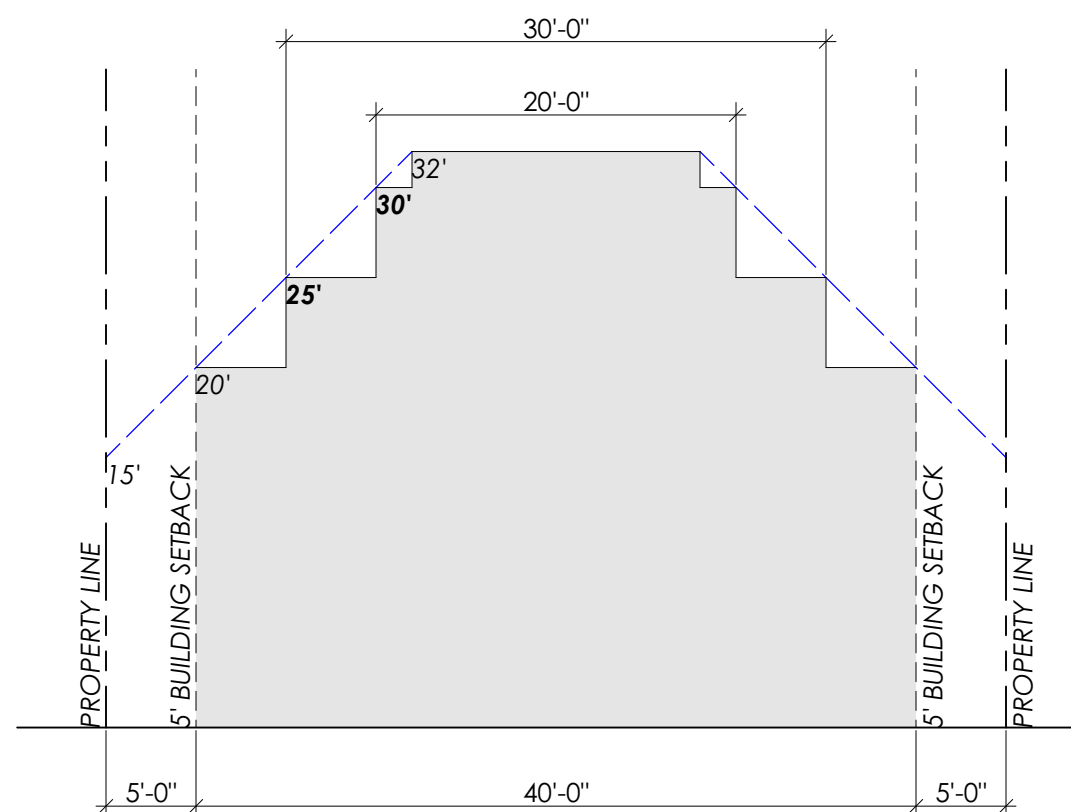
BUILDING AREAS

CARPORT	0 SF	(450 SF REDUCTION)
GARAGE	40 SF	(200 SF REDUCTION)
TWO-STORY RESIDENCE	2,700 SF	
TOTAL BUILDING AREA	2,740 SF	

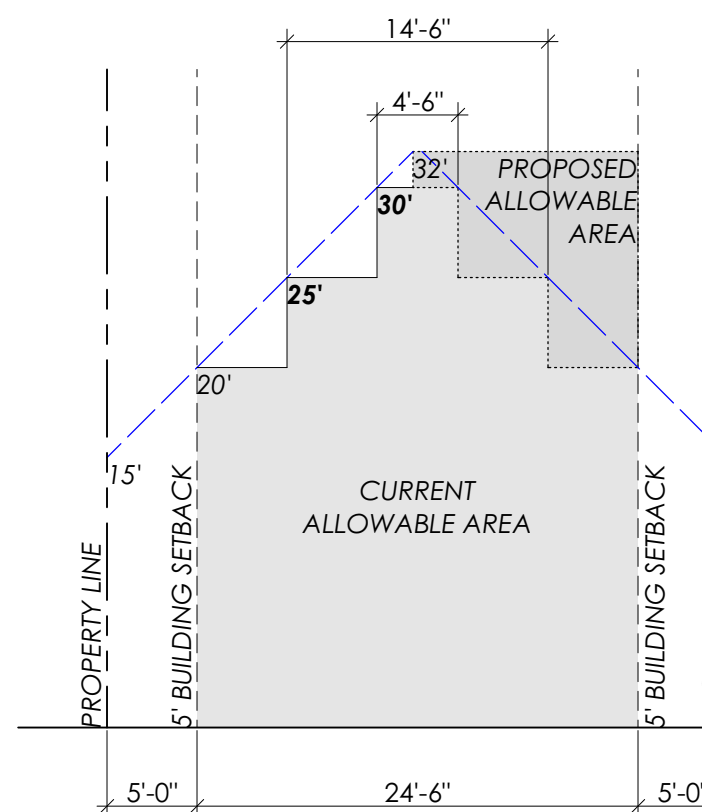


- PROPOSED LOTS**
(703 + 705 FLETCHER ST)
- OTHER SUBSTANDARD LOTS**
(LESS THAN 50' WIDE)

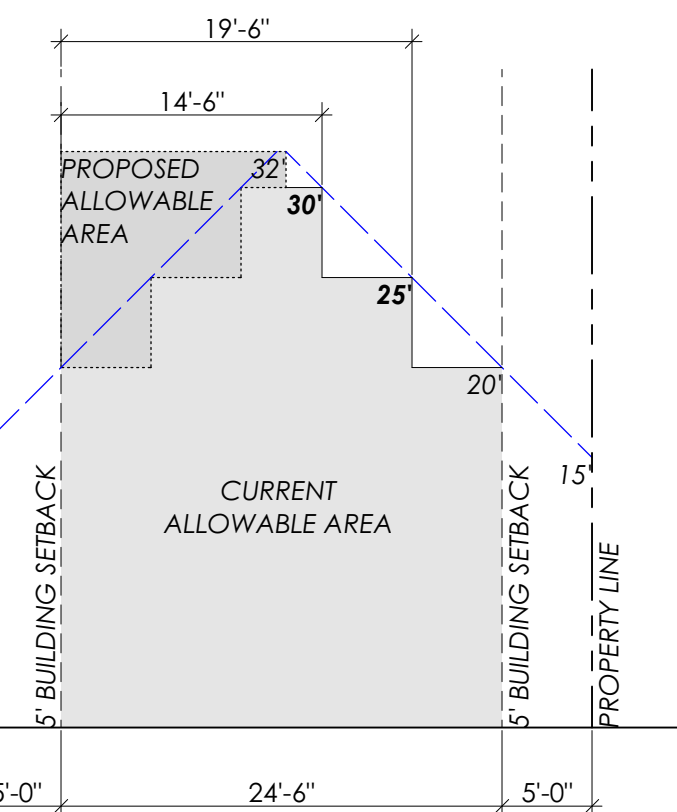
TYPICAL 50' LOT



703 FLETCHER

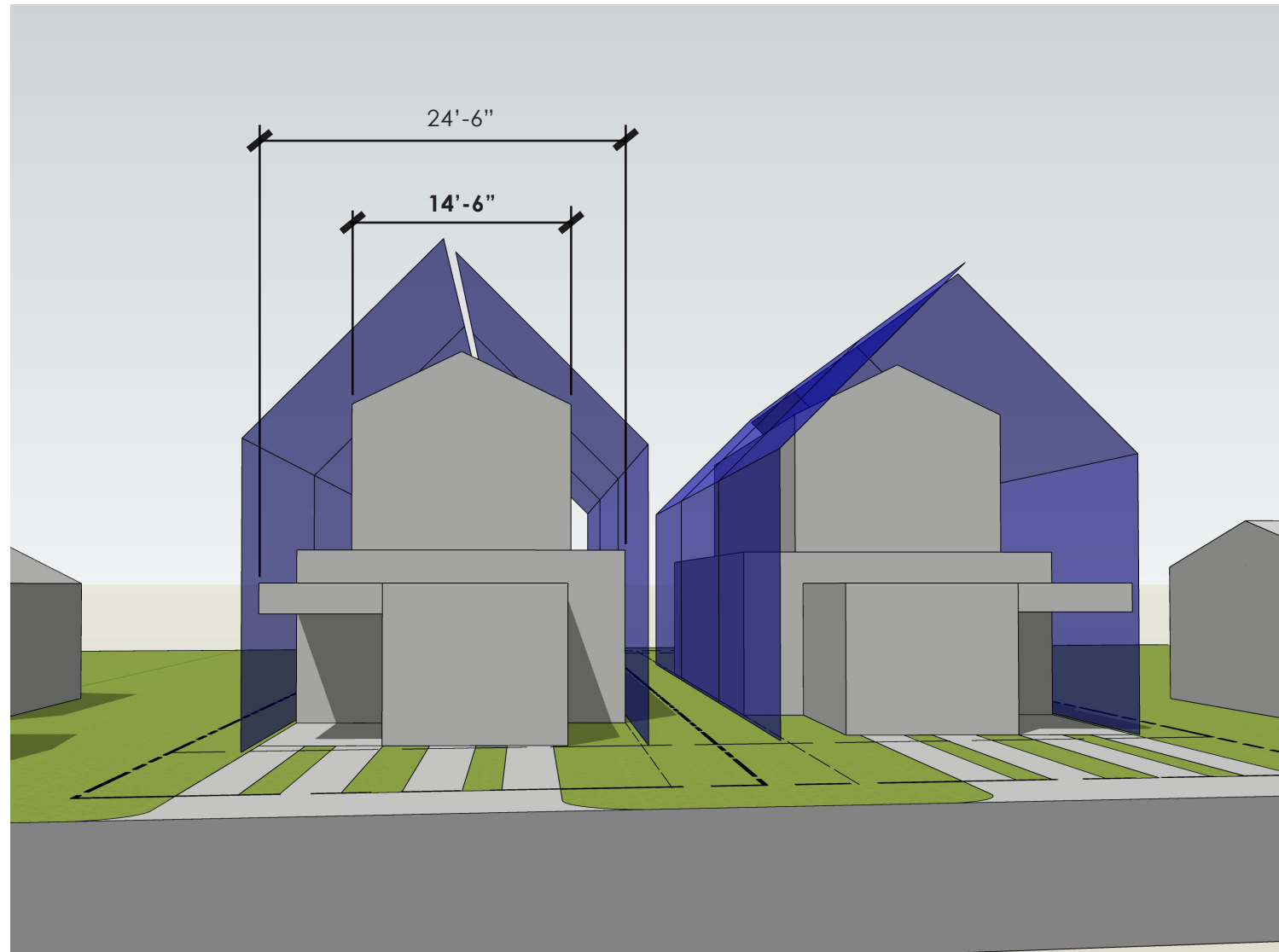


705 FLETCHER

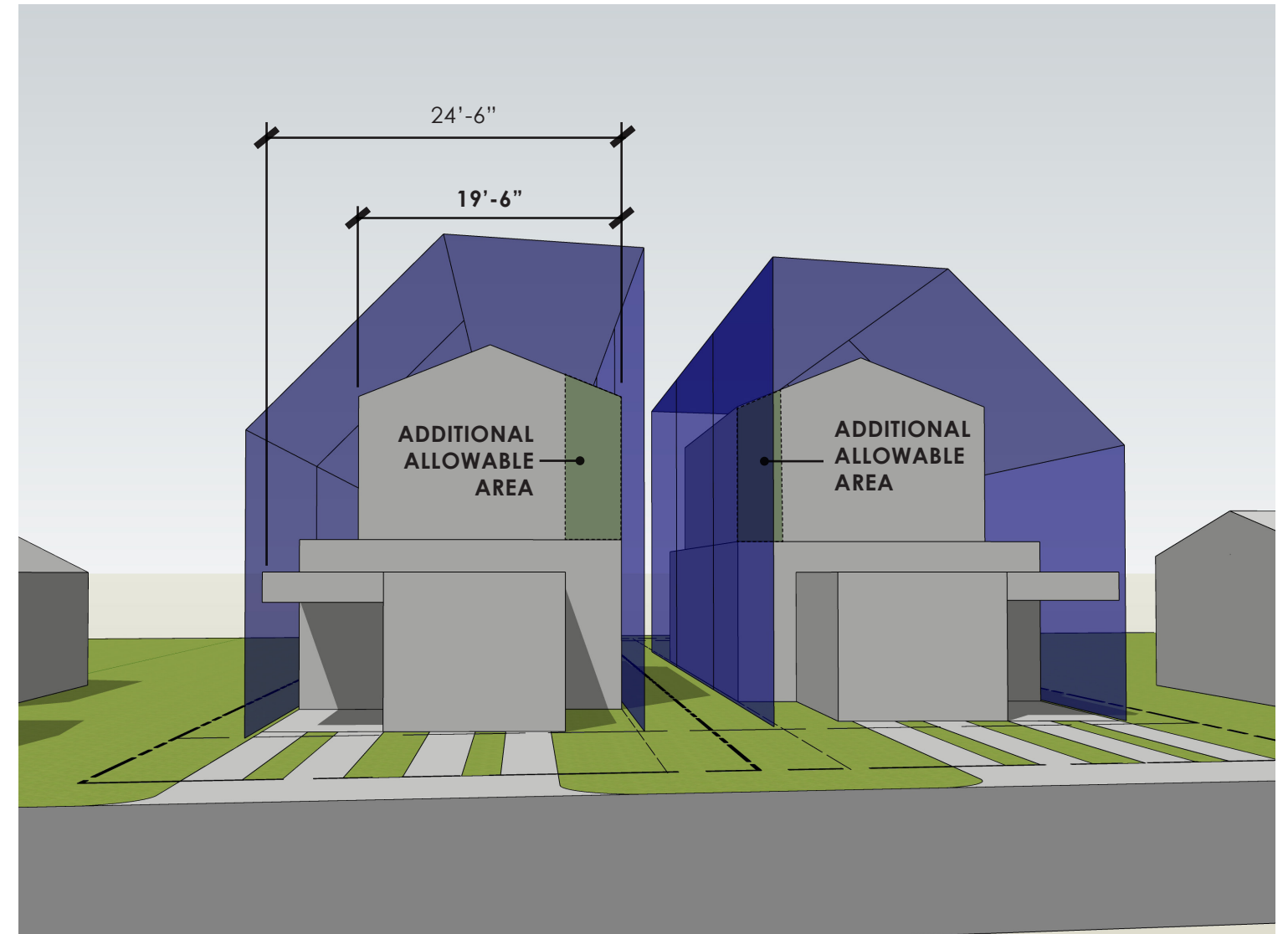




CURRENT ALLOWABLE AREA

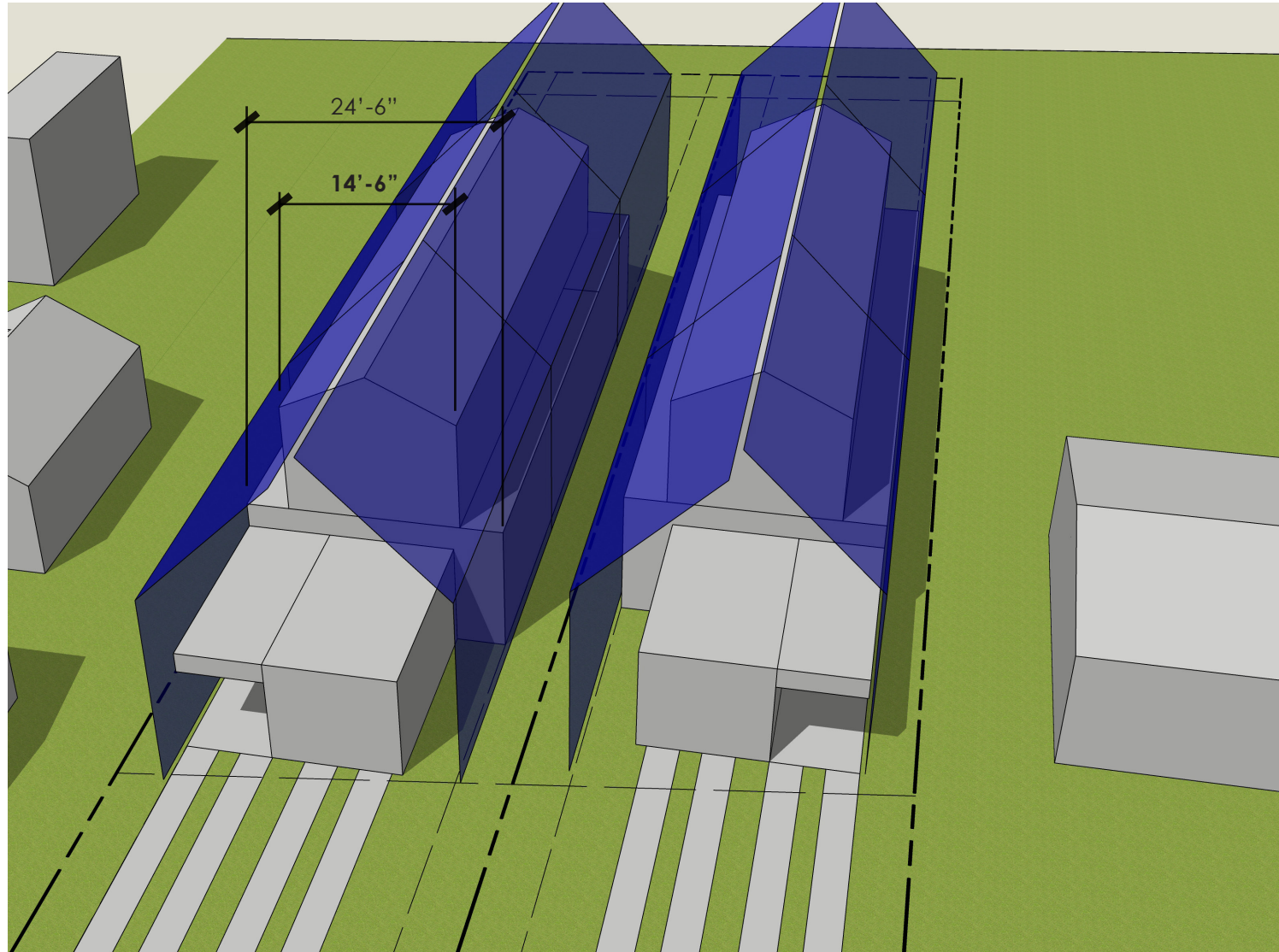


PROPOSED ALLOWABLE AREA

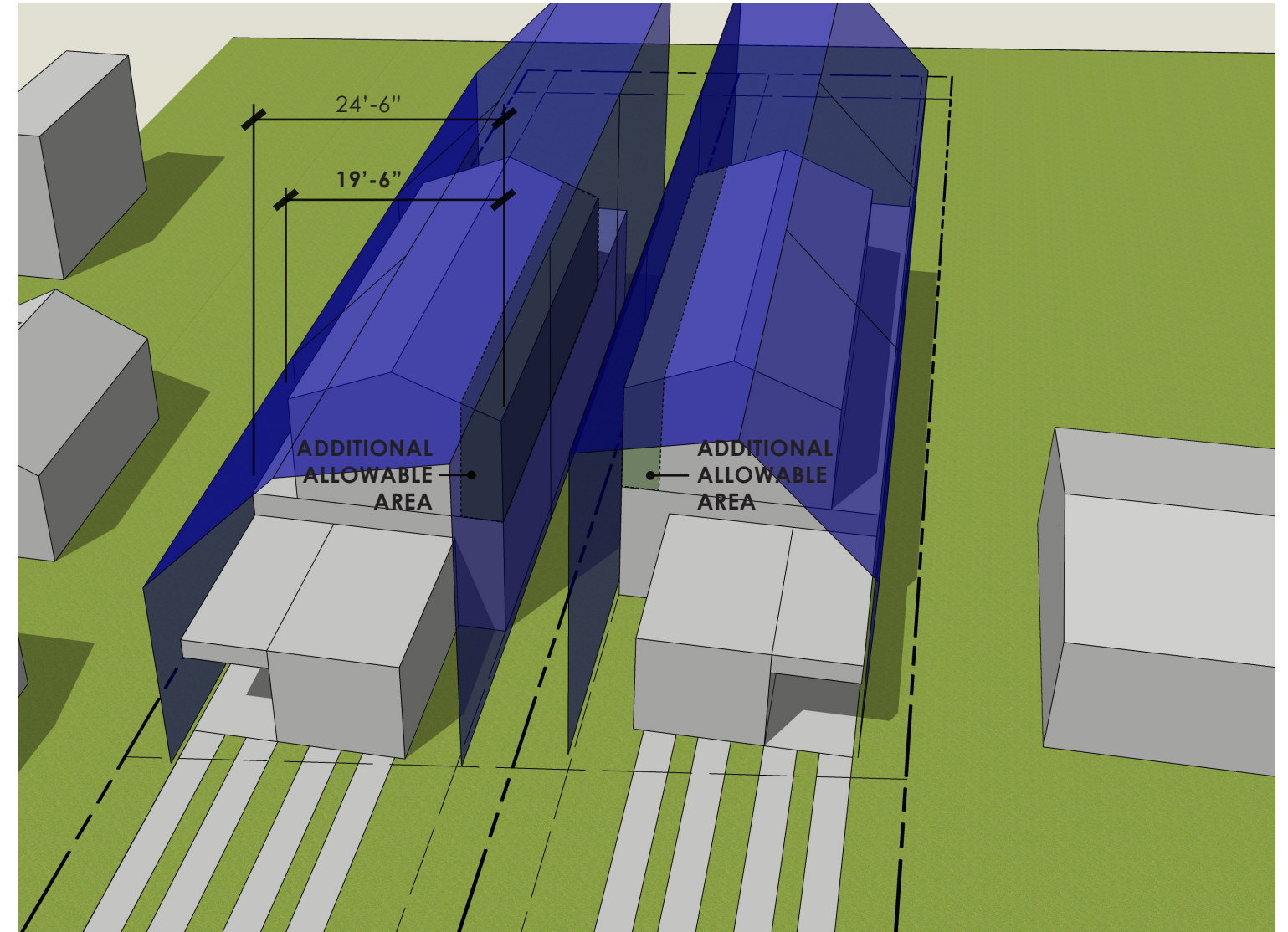




CURRENT ALLOWABLE AREA

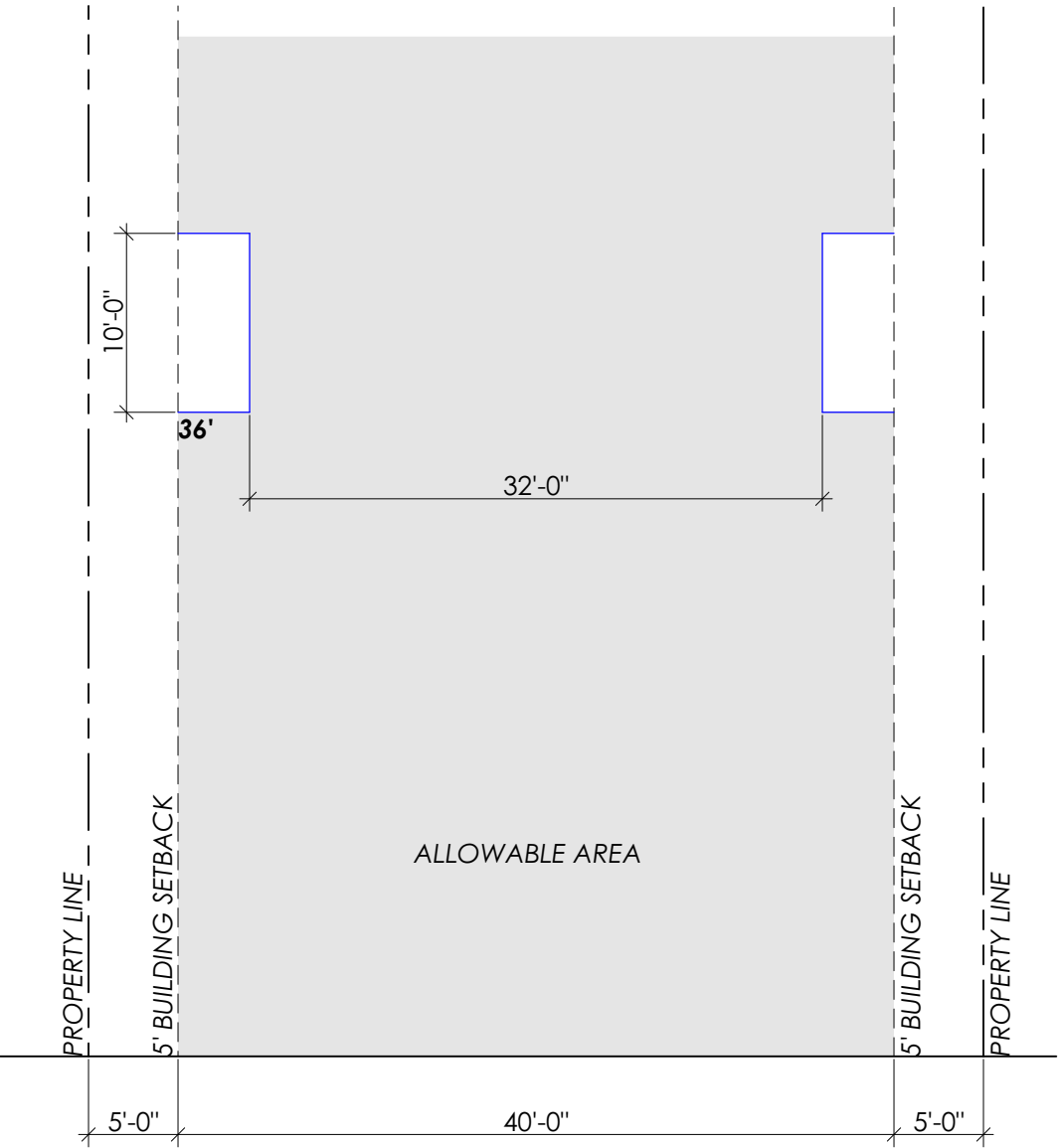


PROPOSED ALLOWABLE AREA

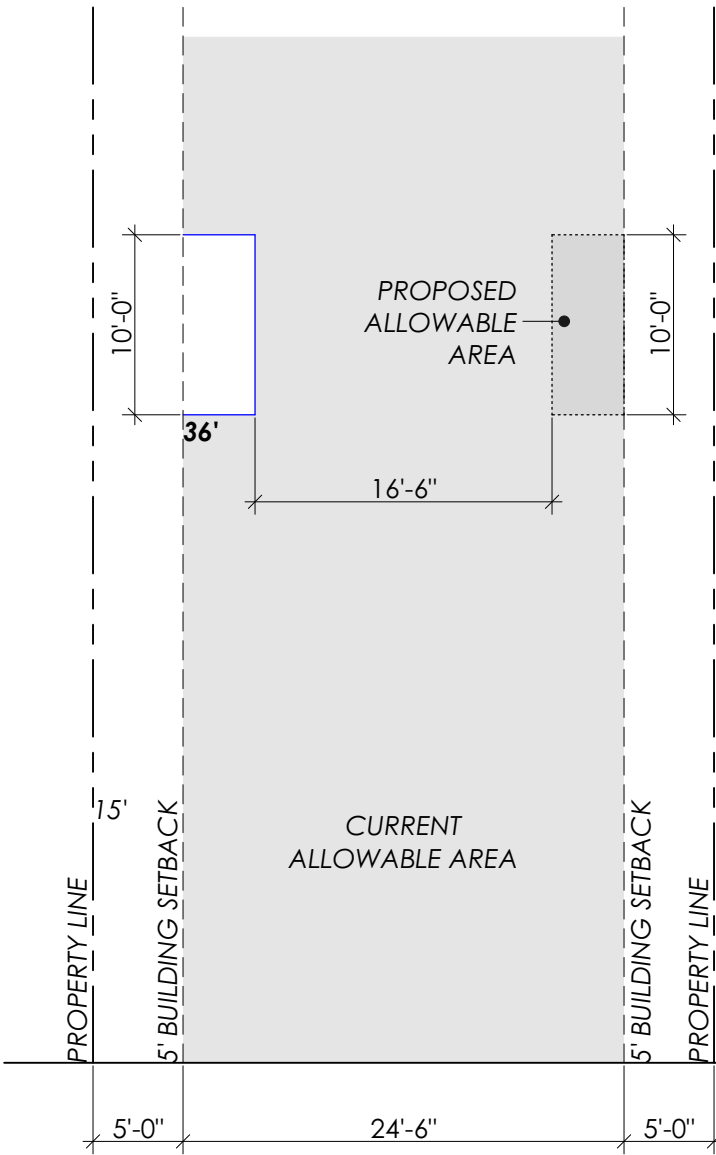




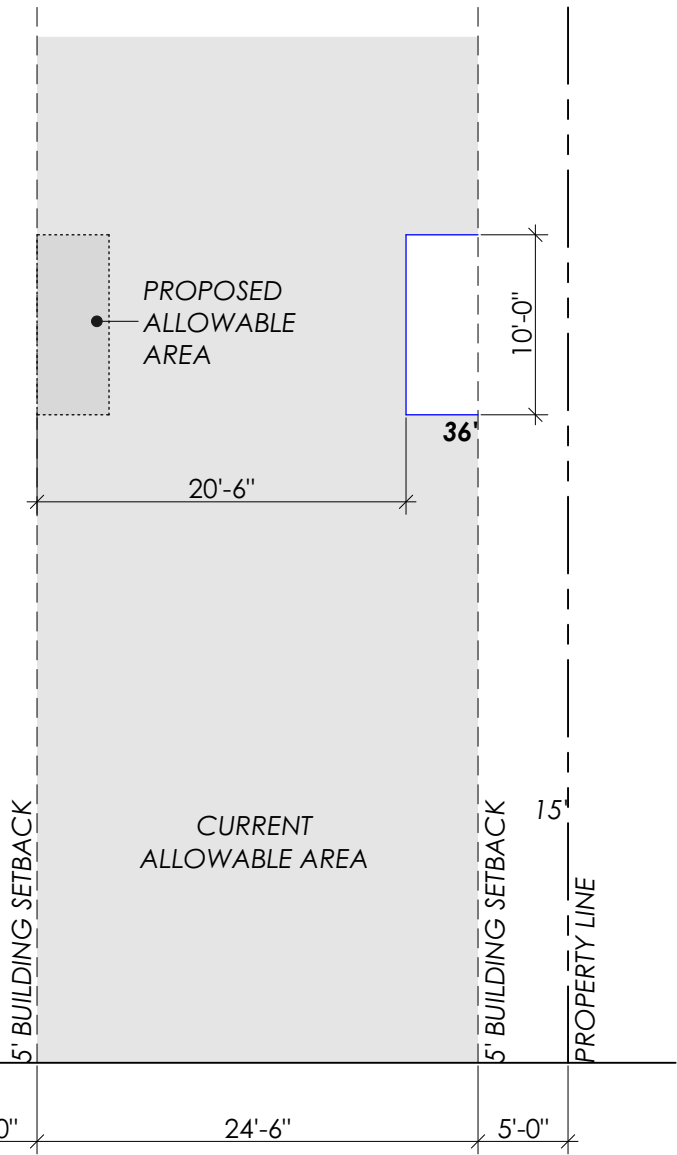
TYPICAL 50' LOT



703 FLETCHER



705 FLETCHER





HARDSHIP

SUBSTANDARD LOT WIDTH (34'-9" EACH)

ASKING FOR

- 1. PERMISSION TO BUILD ON A LOT WITH A SUBSTANDARD LOT WIDTH (LDC 25-2-492-D)
- 2. REMOVAL OF THE MCMANSION SIDE SETBACK PLANES BETWEEN THE TWO LOTS (LDC 25-2 Subchapter F Article 2.6A)
- 3. REMOVAL OF THE SIDEWALL ARTICULATION REQUIREMENT BETWEEN THE TWO LOTS LDC (25-2 Subchapter F Article 2.7)

NOT ASKING FOR

- NO ADDITIONAL F.A.R.
- NO ADDITIONAL SQUARE FOOTAGE
- NO ADDITIONAL IMPERVIOUS COVER
- NO ADDITIONAL HEIGHT
- NO CHANGES TO THE FRONT OR SIDEYARD SETBACKS

NOT A PRECEDENT

- SUBSTANDARD LOT WIDTH (34'-9" EACH)
- 2 ADJACENT LOTS WITH THE SAME OWNER

D-5/22

Avery O Design

Texuport

S 3rd St

S 2nd St

Fletcher St

S 3rd St

705 703

Fletcher St

S 2nd St

Oak Crest Ave

S 3rd St





Date: December 30, 2020

TO: Board of Adjustment

Subject: Case C15-2021-0001 & 0002
703 and 705 Fletcher

Board Members,

The Bouldin Creek Neighborhood Association has voted against the variance request of John Meyer to pierce the McMansion Envelop. We do not feel there is a hardship other than economic. Our rationale is that the owner of two adjacent lots of approximately 6,900 SF each should be able to design around the lot width limitations without requiring a variance.

Thank you for your service.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul Strange", written in a cursive style.

Paul Strange
President and Zoning Chair

Bouldin Creek Neighborhood Association, P. O. Box 3683, Austin, Texas 78704

Results of Neighborhood Door-to-Door Survey



Total Houses in Survey:	95	
Total Respondents:	26	27.4%
“For or Don’t Care” respondents:	23	88.5%
“Against” respondents:	3	11.5%

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.austintexas.gov/devservices.

D-5/25

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. All comments received will become part of the public record of this case.

Case Number: C15-2021-0002

Contact: Elaine Ramirez; elaine.ramirez@austintexas.gov

Public Hearing: Board of Adjustment; January 11th, 2021

Melynda Nuss & José Skinner

Your Name (please print)

2308 S. 2nd

Your address(es) affected by this application

[Signature]

Signature

☐ I am in favor
☒ I object

12-29-20

Date

Daytime Telephone: *512-799-9792*

Comments:

*Can't see anything about
this project that merits a departure
from the rules.*

If you use this form to comment, it must currently be returned via e-mail (as we do not have access to our mail due to social distancing):

City of Austin-Development Services Department/ 1st Floor

Elaine Ramirez

Scan & Email to: elaine.ramirez@austintexas.gov

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Case Number: C15-2021-0002

Contact: Elaine Ramirez; elaine.ramirez@austintexas.gov

Public Hearing: Board of Adjustment; January 11th, 2021

CYNTHIA SCHIEBEL

Your Name (please print)

2313 S. 2nd ST

Your address(es) affected by this application

Cynthia Schiebel

Signature

12.31.20

Date

Daytime Telephone: 512.445.0153

Comments: Variances may impact
final design plans- Prefer to
keep current required
minimum lot width + setback
planes.

If you use this form to comment, it must currently be returned via e-mail (as we do not have access to our mail due to social distancing):

City of Austin-Development Services Department/ 1st Floor

Elaine Ramirez

Scan & Email to: elaine.ramirez@austintexas.gov