



REGULAR MEETING of the BOARD OF ADJUSTMENT
December 11, 2023 AT 5:30PM
Austin City Hall, Council Chambers, Room 1001
301 West 2nd Street, Austin, Texas 78701

Some members of the BOARD OF ADJUSTMENT may be participating by videoconference. The meeting may be viewed online at: <http://www.austintexas.gov/page/watch-atxn-live>

Public comment will be allowed in-person or remotely via telephone. Speakers may only register to speak on an item once either in-person or remotely and will be allowed up to three minutes to provide their comments. Registration no later than noon the day before the meeting is required for remote participation by telephone. To register to speak remotely, email elaine.ramirez@austintexas.gov or call 512-974-2202.

CURRENT BOARD MEMBERS:

___ <i>Thomas Ates</i>	___ <i>Jeffery Bowen</i>
___ <i>Jessica Cohen (Chair)</i>	___ <i>Janel Venzant</i>
___ <i>Melissa Hawthorne (Vice-Chair)</i>	___ <i>Michael Von Ohlen</i>
___ <i>Brian Poteet</i>	___ <i>Yung-ju Kim</i>
___ <i>Marcel Gutierrez-Garza</i>	___ <i>Kelly Blume (Alternate)</i>
___ <i>Margaret Shahrestani</i>	___ <i>Suzanne Valentine (Alternate)</i>

The Board of Adjustment may go into closed session to receive advice from legal counsel regarding any item on this agenda (Private consultation with legal counsel – Section 551.071 of the Texas Government Code).

AGENDA

CALL TO ORDER

PUBLIC COMMUNICATION: GENERAL

The first (4) four speakers signed up/register prior (**no later than noon the day before the meeting**) to the meeting being called to order will each be allowed a three-minute allotment to address their concerns regarding items not posted on the agenda.

APPROVAL OF MINUTES

1. Approve the minutes of the Board of Adjustment Regular meeting on November 13, 2023.
On-Line Link: [DRAFT MINUTES November 13, 2023](#)

PUBLIC HEARINGS

2. Discussion of staff and applicant requests for postponement and withdrawal of public hearing cases posted on the agenda.

New Variance cases:

3. C15-2023-0047 Donna Carter for Lynn Sherman
3505 Greenway

On-Line Link: [Item03 ADV PACKET PART1, PART2; PRESENTATION](#)

The applicant is requesting a variance(s) from the Land Development Code, Section 25-2-492 (*Site Development Regulations*) from: **a)** setback requirements to decrease the minimum front yard setback from 25 feet (required) to 23 feet (requested) and **b)** impervious coverage requirements to increase I.C. from 45% (maximum allowed) to 54.5% (requested) in order to remodel, maintain and add an addition to an existing 2 story Single-Family residence in a “SF-2-CO-NP”, Single-Family-Combined Overlay-Neighborhood Plan zoning district (Hancock Neighborhood Plan).

4. C15-2023-0048 Stephen Hawkins for Willow Beach, LLC
1446 Rockcliff Road

On-Line Link: [Item04 ADV PACKET PART1, PART2, PART3; PRESENTATION](#)

The applicant is requesting variance(s) from the Land Development Code, Section 25-2-1176 (*Site Development Regulations for Docks, Marinas, and Other Lakefront Uses*) (A) (5) (a) to increase the footprint of a boat dock from 1,200 square feet (maximum allowed) to 2,235 square feet (requested), in order to erect a second boat dock in a “LA”, Lake Austin zoning district.

Note: Land Development Code, 25-2-1176 Site Development Regulations for Docks, Marinas, and other Lakefront Uses

(A) A dock or similar structure must comply with the requirements of this subsection.

(5) The footprint of a dock, including the portion of a cut-in slip, attached access structures, or roof overhang, may not exceed:

(a) 1,200 square feet for a dock that is accessory to a principal residential use

5. C15-2023-0049 Paul DeGroot for Stacey Martinez
4908 Crestway Drive

On-Line Link: [Item05 ADV PACKET](#); [PRESENTATION](#)

The applicant is requesting a variance(s) from the Land Development Code, Section 25-2-492 (*Site Development Regulations*) from setback requirements to decrease the minimum rear yard setback from 10 feet (required) to 5.5 feet (requested) in order to erect an attached 1st FL Screened-in porch in rear of existing 2 story Single-Family residence in a “SF-3”, Single-Family zoning district.

Previous Postponed cases:

6. C15-2023-0034 M Renee Suaste
5111 Lansing Drive

On-Line Link: [Item06 ADV PACKET](#); [PRESENTATION](#)

The applicant is requesting a variance(s) from the Land Development Code, **a)** Section 25-2-492 (*Site Development Regulations*) from setback requirements to decrease the minimum front yard setback from 25 feet (required) to 5 feet (requested) and **b)** Section 25-2-1604 (*Garage Placement*) (C) (1) parking structure may not be closer to the front lot line than building façade (required) to Carport in front of building façade (requested), in order to erect a Carport in a “SF-3-NP”, Single-Family - Neighborhood Plan zoning district (South Manchaca Neighborhood Plan)

Note: Section 25-2-1604 Garage Placement:

(A) *This section applies to a single-family residential use, a duplex residential use, or a two-family residential use.*

(B) *In this section:*

1. *BUILDING FAÇADE means the front-facing exterior wall or walls of the first floor of the principal structure on a lot, and the term excludes the building façade of the portion of the principal structure designed or used as a parking structure. Projections from front-facing exterior walls, including but not limited to eaves, chimneys, porches, stoops, box or bay windows, and other similar features as determined by the building official, are not considered part of the building façade.*

1) *PARKING STRUCTURE means a garage or carport, either attached or detached from the principal structure.*

(C) *A parking structure with an entrance that faces the front yard abutting public right-of-way:*

1) *May not be closer to the front lot line than the front-most exterior wall of the first floor of the building façade; and*

2) *If the parking structure is less than 20 feet behind the building façade, the width of the parking structure may not exceed 50 percent of the width of the building façade, measured parallel to the front lot line, or the line determined by the building official if located on an irregular lot.*

7. C15-2023-0044 Bruce David Johnson, Jr
1904 Eva Street

On-Line Link: [Item07 ADV PACKET PART1](#), [PART2](#); NO PRESENTATION

The applicant is requesting Special Exception variance(s) from the Land Development Code Section 25-2-492 (*Site Development Regulations*) from two setback requirements: to decrease the front yard setback from 25 feet (required) to 0 feet (requested) in order to maintain a covered concrete patio and to decrease the minimum interior side yards

setbacks from 5 feet (required) to 0 feet (requested – north and south sides) in order to maintain a storage shed, art studio, & garage (south side) and storage sheds (north side) that have existed for over 31 years in an “SF-3-NP”, Single-Family Residence-Neighborhood Plan Zoning District (Bouldin Creek Neighborhood Plan).

DISCUSSION ITEMS

8. Discussion of the November 13, 2023 BOA activity report
On-Line Link: [Item08 November 13, 2023-MONTHLY REPORT](#)
9. Discussion regarding agenda issues
10. Discussion regarding Special Exception cases and Life Safety Reports

DISCUSSION AND ACTION ITEMS

11. Discussion and possible action regarding bylaws changes, rules of procedure changes, and resolutions regarding board terms, vacancies, and use of alternates

FUTURE AGENDA ITEMS

12. Discussion of future agenda items, staff requests and potential special called meeting and/or workshop requests

ADJOURNMENT

The City of Austin is committed to compliance with the American with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request. Meeting locations are planned with wheelchair access. If requiring Sign Language Interpreters or alternative formats, please give notice at least 2 business days before the meeting date. Please call the Board Liaison Elaine Ramirez, Development Services Department at 512-974-2202 or email elaine.ramirez@austintexas.gov or the Board Secretary Diana Ramirez, Development Services Department at 512-974-2241 or email diana.ramirez@austintexas.gov , for additional information; TTY users route through Relay Texas at 711.

For more information on the Board of Adjustment, please contact Board Liaison’s Elaine Ramirez, Development Services Department at 512-974-2202/elaine.ramire@austintexas.gov