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

DATE: Monday, February 8, 2010	CASE NUMBER: C15-2010-0004
Jeff Jack Michael Von Ohlen Nora Salinas Bryan King Leane Heldenfels, Chairman Clarke Hammond, Vice Chairman Heidi Goebel	
APPLICANT: Norma Pena Raven	
ADDRESS: 5914 LOST HORIZON DR	
VARIANCE REQUESTED: The applicant haminimum front street setback requirement 0 feet in order to erect a Community Recreation Condominium Residence zoning district.	of Section 25-2-492 (D) from 25 feet to
BOARD'S DECISION: POSTPONE TO MAY	10, 2010 (RENOTIFY) Applicant pulled from
FINDING: May	10, 2010 (RENOTIFY) Applicant pulled from to July 12, 2010. Item was left of Agin
 The Zoning regulations applicable to the pr because: 	operty do not allow for a reasonable use on Tuty by Error
	equested is unique to the property in that: Aug 9
(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 timpair the use of adjacent conforming properthe regulations of the zoning district in which	erty, and will not impair the purpose of
Susan Walker	Leane Heldenfels
Executive Liaison	Chairman

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D/	ATE: Monday, January 11, 2010	CASE NUMBER: C15-2010-0004
AF AC VA mii	y Jeff Jacky Michael Von Ohlen Motion to PPy Nora Salinasy Bryan King Seconded the Motiony Leane Heldenfels, Chairmany Clarke Hammond, Vice Chairmany_ Heidi Goebel PPLICANT: Norma Pena Raven DDRESS: 5914 LOST HORIZON DR ARIANCE REQUESTED: The applicant had inimum front street setback requirement feet in order to erect a Community Recreation of the set of the	as requested a variance to decrease the of Section 25-2-492 (D) from 25 feet to
MI PC	OARD'S DECISION: MOTION TO POSTO EMBER VON OHLEN, SECONDED BY DSTPONED TO FEBRUARY 8, 2010 FOR N RAWINGS.	BOARD MEMBER KING, VOTE 7-0,
FII	NDING:	
1.	The Zoning regulations applicable to the pr because:	operty do not allow for a reasonable use
2.	(a) The hardship for which the variance is r	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 impair the use of adjacent conforming properthe regulations of the zoning district in which	perty, and will not impair the purpose of
	usan Walker kecutive Liaison	Leane Heldenfels Chairman

Julie Nelson & James M. Hicks 9536 Ketona Cove Austin, Texas 78759 512-231-9324

January 11, 2010

The City of Austin Board of Adjustment Austin, Texas

RE: 5914 Lost Horizon CE 2010-0004

Dear Madam/Sir:

I write to support the issuance of a variance to allow a recreational facility to be expanded/built for Great Hills Country Club. My husband and I are members of the club and members of the neighborhood where the club is located. We want to say that we strongly support the club's request for a variance to allow them to expand the facilities. The property where the proposed changes are to be made is right next to the current tennis courts are and the property is directly under some power lines. We drive by there at least 4 times a day and do not see any problems with the proposed changes. There is no other possible use for the land and it would not be an eyesore. I do not know what the problem is with the folks who are against the issuance of the variance, but it could be that they are not members of the club and do not want to see any changes made. I for one would welcome the ability to use the recreational facility and my husband and I live less than a quarter of a mile from the proposed facility.

Please grant the variance for this proposal and we can get some badly needed improvements. Thank you for your help in this matter. Do not hesitate to call me on my cell phone if you have any questions: 658-0710.

Sincerely,

Julie Nelson

/jn

Ramirez, Diana

0004

From: Sent: To: Subject:

norma raven [nraven@austin.rr.com] Thursday, February 04, 2010 9:22 AM Ramirez, Diana; Walker, Susan

Indefinite Postponement

C3_

On behalf of the owners at Great Hills Country Club we respectfully request an indefinite postponement of the BOA variance from the front building setback in order to meet with two other Neighborhood Association of interest. As it turns out we are within the boundaries of three different Associations and have only met with one of them. We have been invited to give our presentation to a second next month. Please let me know what is required of us to file for this Indefinite Postponement.

Thank-You, Norma Raven 789-4393 Sent via BlackBerry from T-Mobile

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 is the record owner of property within 500 feet of the subject property
- is an officer of an environmental or neighborhood organization that
 has an interest in or whose declared boundaries are within 500 feet of
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C/O Susan Walker P. O. Box 1088

Austin, TX 78767-8810

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you use thi		Comments:_	Zvida Daytime Telephone:	ur Name (j 6500 ur address	Livid	Case Number: (Contact: Susar Public Hearing: Board of Adjust
If you use this form to comment, it may be returned to: City of Austin-Planning & Development Review Department/ 2 nd Floor				Your Name (please print) 6500 SKINNOR COVE Austral 78759 Your address(es) diffected by this application	LINDA YEAGY	Case Number: C15-2010-0004 – 5914 Lost Horizon Drive Contact: Susan Walker 974-2202 Public Hearing: Board of Adjustment: Jan 11, 2010
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Your Name (please print) Your address(es) affected by Whis application. I am in favor Drobject
ing: justment: Jan 11, 2010
Case Number: C15-2010-0004 – 5914 Lost Horizon Drive

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Contact: Susan Walker 974-2202 Public Hearing: Board of Adjustment: Jan 11, 2010	
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Austin, TX 78767-8810

Julie Nelson & James M. Hicks 9536 Ketona Cove Austin, Texas 78759 512-231-9324

January 11, 2010

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RE: 5914 Lost Horizon CE 2010-0004

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Board of Adjustment: Jan 11, 2010
Contact: Susan Walker 974-2202 Public Hearing:
Case Number: C15-2010-0004 – 5914 Lost Horizon Drive

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Case Number: C15-2010-0004 – 5914 Lost Horizon Drive Contact: Susan Walker 974-2202	Case Number: C Contact: Susan
THE PROPERTY OF THE PROPERTY O	

To: Susan Walker

From: 1) Beverly Butreum 5915 Lost Horizon
a) Terrence + Kim Sherry 6000 Chickara

We are unable to make the meeting tonight with our work schedules (need more than a week & half notice but wanted you to know that both my husband & I, & my mether who lives a cross the street strongly object to the Casett C15 - 2018-0004 being discussed tonight.

Thank you for any consideration

Kim Shorry cell 810-2546

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Austin, TX 78767-8810

C/O Susan Walker P. O. Box 1088

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Thank you!
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Your address(es) affected by this application
5915 LOST HOCIZON
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BOYER / BUTRUN DIAM in favor
Board of Adjustment: Jan 11, 2010
Case Number: C15-2010-0004 - 5914 Lost Horizon Drive Contact: Susan Walker 974-2202

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C/O Susan Walker P. O. Box 1088

Austin, TX 78767-8810

Public Hearing: Board of Adjustment: Jan 11, 2010 RAYMOND GARCO'S Your Name (please print) Your gadyess(es) (Bected by this application Comments: S12 - 372 - 954 2 Comments: All Each of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development Review Department (2nd Floor City of Austin-Planning & Development (2nd Floor City of Austin-Planning & Developm	Case Number: C15-2010-0004 5914 Lost Horizon Drive Contact: Susan Walker 974-2202
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January 6, 2010

Case Number: C15-2010-004 - 5914 Lost Horizon Drive

Attn: Susan Walker - City Planning/2nd Floor

Comments: In addition to the extremely short notice period (5 normal business days), I find that the above setback variance request to be <u>purposefully misleading</u>. The GHGC does not intend to erect a community center on this site. They claim (via Norma Raven) that they are going to build a commercial two story Tennis club building. Not only do I not want a commercial building erected adjacent to my property, I worry that once the setback variance is approved, the lot would be used for a different purpose or even sold.

I also wonder how the GHGC would be allowed to build under the power line easements; as my residential lot has the same easements and I was not allowed.

Approving this variance will negatively impact my enjoyment of (will obstruct my view of the natural surroundings) and the value of my property. My property line extends to with-in 100 feet of the lot seeking the variance. I specifically purchased this property because of SF-6 zoning and the required setbacks.

After discussing the matter with some of my neighbors, we agreed that if the setback variance is not acceptable and if approved, we would jointly seek our legal recourse.

Please do not approve the variance!

Sincerely,

Baymond Garcia

9601 Bluegrass Drive

Austin, Texas 78759

512-372-9942

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C/O Susan Walker P. O. Box 1088

Austin, TX 78767-8810

	Your address(es) affected Daytime Telephone:	ROW Pleas	Case Number: C Contact: Susan Public Hearing: Board of Adjust
	Your address(es) affected by this application Signature Daytime Telephone: 24/056 Comments:	RON GARRE (Please pring) 5703 Content Col 7575	Case Number: C15-2010-0004 – 5914 Lost Horizon Drive Contact: Susan Walker 974-2202 Public Hearing: Board of Adjustment: Jan 11, 2010
	3 dun DID	☐ I am in favor ☐ I object	Horizon Drive

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scheduled date of the public hearing; the Case Number; and the contact person comments should include the name of the board or commission, or Council; the contact person listed on the notice) before or at a public hearing. Your Signature
Daytime Telephone: 577-2 listed on the notice. Written comments must be submitted to the board or commission (or the Comments: Your address(es) uffected by this application Your Name (please print) Case Number: C15-2010-0004 - 5914 Lost Horizon Drive Board of Adjustment: Jan 11, 2010 Public Hearing: Contact: Susan Walker 974-2202 Costes Cope 75 区 I object ☐ I am in favor

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Board of Adjustment: Jan 11, 2010	₩ ~
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Case Number: C15-2010-0004 - 5914 Lost Horizon Drive	C

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Comments:	Your address(es) affected by this application Of OH (C) Signature Signature Daytime Telephone: 512-346-4673	Many Helen Remena DI am in favor Your Name (please print) STI object	Case Number: C15-2010-0004 - 5914 Lost Horizon Drive Contact: Susan Walker 974-2202 Public Hearing: Board of Adjustment: Jan 11, 2010

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Austin, TX 78767-8810

CASE # C15-2010-0004
ROW #

CITY OF AUSTIN APPLICATION TO BOARD OF ADJUSTMENT GENERAL VARIANCE/PARKING VARIANCE

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

PLEASE: A	PPLICATION ON COMPLE	MUST TED.	BE	TYPED	WITH	ALL	REQUESTED
STREET ADDR	ESS: <u>5914</u>	Lost Horiz	zon Di	ive			
LEGAL DESCR	JPTION: Subdi	vision –	<u>GREA</u>	T HILLS S	TREET I	<u>DEDICA</u>	ATION "C"
Lot(s)2	Block	Outlot		Divis	ion		
Norma Peña	Raven			on behalf o	of myself	as authe	rized agent for
Great Hills C	Country Club			affirm t	hat on	Dec 7	_, _2009,
hereby apply fo	r a hearing befo	re the Boa	rd of A	Adjustment	for consid	deration	to:
(check appropri	ate items below	<i>i</i>)					TUE A EN I
X ERECT	ATTACH	COMI	PLETE	E REM	IODEL _	_ MAII	VIAIN
Of a 2-story to the tennis co	3.600 sf building urts/community	ng foot pri	nt for , withi	a restroom/ n the front	locker roc 25' buildi	om club ng setba	house assessory us ack line
in a <u>SF-6</u> (zoning o	district)	trict.					
NOTE: The the findings do as part of your Please attach	escribed below. I	nereiore, yo lure to do so	o may i	e of, sufficient t complete ex result in your	ncy of and ach of the a applicatio	weight o pplicabl n being t	f evidence supporting e Findings Statement ejected as incomplete

VARIANCE FINDINGS: I contend that my entitlement to the requested variance is based on the following findings (see page 5 of application for explanation of findings):

REASONABLE USE:

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

The topography of the land slopes and drops to the rear of the property making it unusable to development. The only buildable area for a structure is at the front of the lot.

HARDSHIP:

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

Although the track is seven acres a large portion of the land contains slopes of 25% and slopes greater then 35% that would require the structure to be built toward the front of the lot.

The structure will be used as a restroom/locker room for the existing and future tennis courts. Currently the players have to use the facilities across the street at the Country Club about 100 yards from the tennis courts.

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

There are a 100' Austin Energy Easement and a 100' LCRA Easement that lies across the flat buildable area of this tract. A second story structure is restricted in height to meet the overhead setback requirements for the overhead power lines. In addition to the overhead clearance for the power lines there are large transformer pads for the power lines that restrict the placement for any construction. The objective here is to place the tennis courts underneath the power lines and construction the restrooms/locker room towards the front of the lot away from the overhead lines.

AREA CHARACTER:

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:

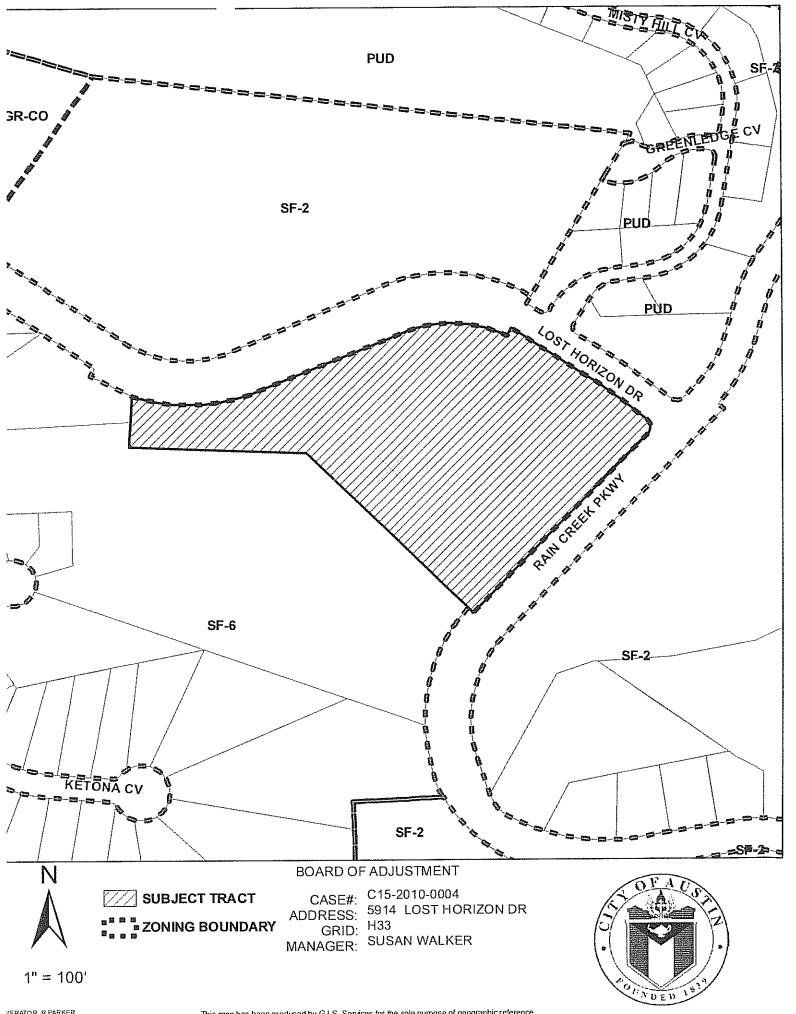
Pursuant to Section 25-2-837 of the LDC Community Recreation use is allowable within the SF-6 District. The property is owned by the Great Hills County Club which already has two existing courts on an adjacent lot that are being used by the residents club members. The proposed structure will only be two-stories in height which is consistent with all of the surrounding buildings in this area.

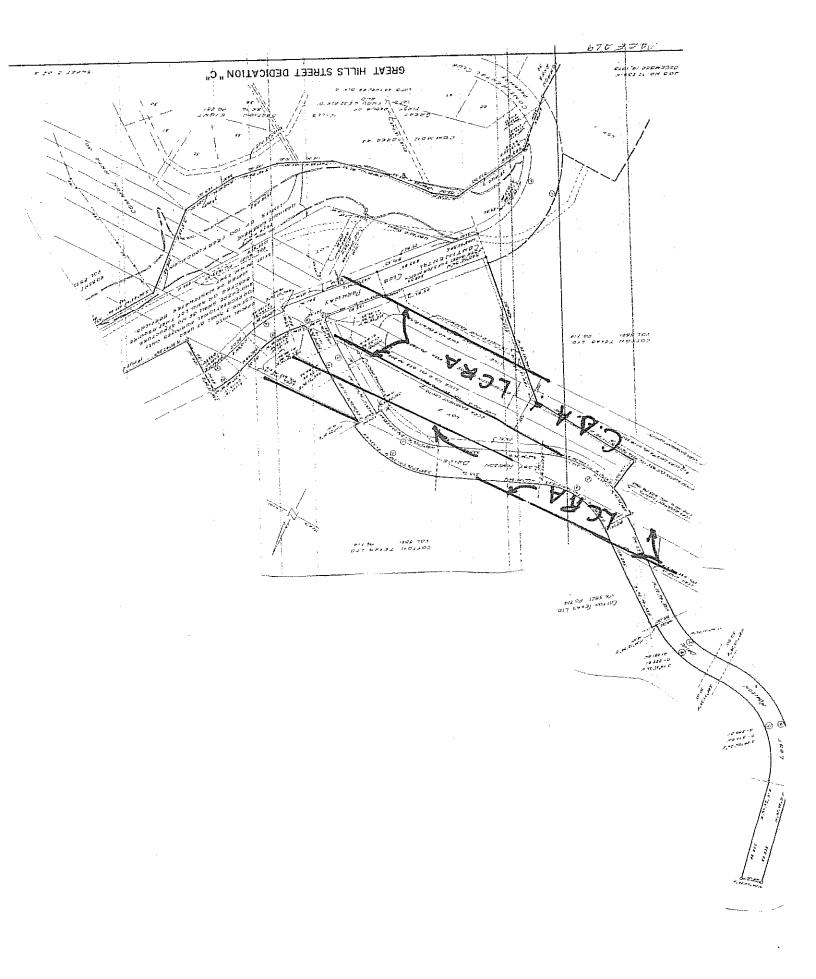
PARKING: (Additional criteria for parking variances only.)

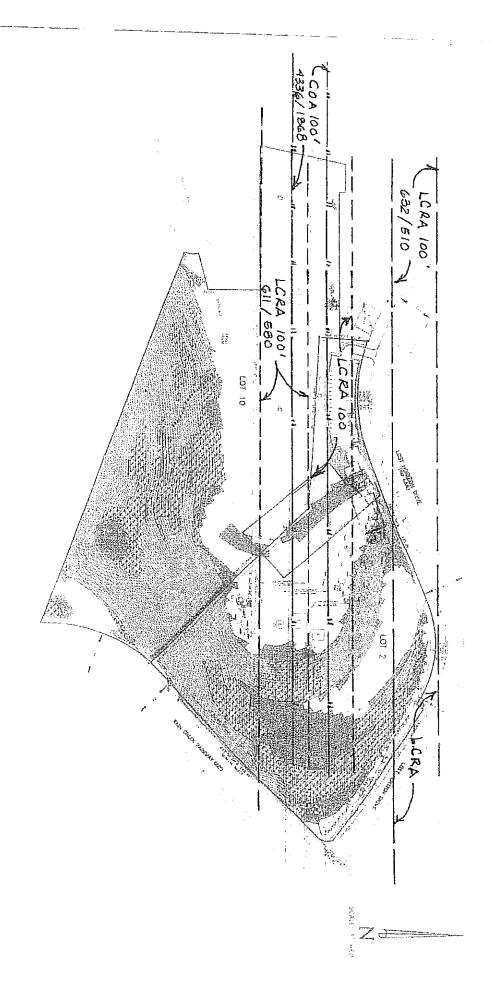
Request for a parking variance requires the Board to make additional findings. The Board may grant a variance to a regulation prescribed Section 479 of Chapter 25-6 with respect to the number of off-street parking spaces or loading facilities required if it makes findings of fact that the following additional 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 reasonable require strict or literal interpretation and enforcemen of the specific regulation because:
1	NOT APPLICABLE
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:
	NOT APPLICABLE
	The granting of this variance will not create a safety hazard or any other condition inconsistent with the objectives of this Ordinance because:
	NOT APPLICABLE
	The variance will run with the use or uses to which it pertains and shall not run with the site because:
	NOT APPLICABLE
NO:	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.
are	PLICANT CERTIFICATE – I affirm that my statements contained in the complete application true and correct to the best of my knowledge and belief. med
	, State & ZipAustin, Texas 78734-2342
Prin	ted <u>Norma Peña Raven</u> Phone (512) 789-4393 Date 12/04/2009







Great Hills Country Club 5914 Lost Horizon Drive

