



/// SUBJECT TRACT

PENDING CASE

ZONING BOUNDARY

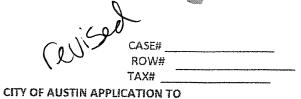
CASE#: C15-2015-0091 Address: 806 LIVE OAK

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.



This product has been produced by CTM for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.





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BOARD OF ADJUSTMENT GENERAL VARIANCE/PARKING VARIANCE

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

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| PLEASE: API COMPLETED | | T BE TYPED WITE | ALL REQUESTED IN | FORMATION |
| STREET ADDRE | SS: <u>806 W Live (</u> | Da <u>k</u> | a | |
| | LEGAL D | ESCRIPTION: Sub | division – Bou | ldin Addition |
| Lot(s)_6 | & w. 7.5' Lot 7 B | lock_7 I/We_ L | orie Barz | ano on behalf of mysel |
| affirm that on | April 28, 2015 | , hereby apply fo | r a hearing before t | he Board of Adjustment |
| for consideration | on to: | | | |
| (check appropr seeking a varia | iate items below nce from) | v and state what | portion of the Land | l Development Code you are |
| × | ERECT | ATTACH | COMPLETE _ | REMODEL |
| VARIANCE FROM GARAGE APARTM in a <u>SF-3</u> distric district) | TENT ABOVE IT C | ALLOW NEW 25 DN A 6, AM SF LOT 912 | TORY STRUCTURE V | VITH 2 CAR GARAGE + |
| NOTE: The evidence supp | orting the findi | ngs described be | low. Therefore, you | y of and weight of u must complete each of |

Updated 5/14

documents.

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:

A detached accessory structure is being proposed to accommodate both a 2 car garage and an secondary dwelling unit above it. The existing site does not have any covered parking and as far as I know, never has. There is only a small 1,500 SF 1 story residence. We've lived here for 15 years without any covered parking or proper solid parking pad. The lot is 6, SF and is very close to the 7,000 SF lot size requirement.

Rather than add onto the original home, we are proposing to construct a detached accessory structure to accommodate covered parking and a garage apartment. This will reduce the massing and scale on the lot and keep the original 1 story residence in its current configuration on a pier and beam foundation. This is better for the 20.5" protected Elm tree in the rear yard.

The proposed apartment will be in keeping with many sites throughout the neighborhood that have secondary units. The City of Austin Comprehensive Plan as well as the Bouldin Creek neighborhood plan promotes mixed housing opportunities, density, and efficient use of space throughout the Urban core area. This accessory structure will be compliant with the Residential Design Standards (McMansion) and all other City regulations and building codes, include the city arborist regulations which have been approved by a recent tree permit to remove the tree. We do not want to remove the tree, but are proposing to build carefully around the critical root zone areas.

HARDSHIP:

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

The small lot size of 6, SF. This lot is close to the 7,000 SF requirement, so I believe allowing a variance to the minimum lot size requirement is in keeping with the intent and spirit of the ordinance.

The site has never had a garage or other covered parking structure on it that we know of. We've been parking on gravel for 15 years. If the variance is approved we will reduce the existing gravel drive in the front yard and lower our proposed impervious cover from an estimated 43% (with the proposed structure) to somewhere in the high-30% range.

The 20.5" Elm tree in the rear is restricting our ability to freely develop the lot, but we desire to keep the tree, and have taken extensive measures to protect it such as a cantilevered foundation for the 534 SF accessory structure. The 2 car garage is 467 SF. The space above it has 67 SF, totaling the 534 SF. This size is compliant with the secondary dwelling standards.

Several decades ago, a prior owner purchased an additional 7.5' to add 960 SF to the original lot. So the lot cannot be increased in size; however it does abut a rear public alley. The proposed garage will take access from the alley and reduce traffic on W. Live Oak.

Updated 5/14

mg

Many residence's throughout the neighborhood have added secondary residences and garage structures to their property. A search on the city permit site indicates almost 1,000 different types of permits for garages, duplexes, carports, new homes, and remodels issued to properties along W. Live Oak between 2000-2015. I request that I be allowed to do the same in keeping with my neighbors.

M

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

I am not aware of any other sites that have no garage or covered parking areas that also desire a secondary apartment in order to keep their family living on the same site.

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:

The proposed garage and apartment will be in keeping with the scale and massing found along W. Live Oak and the neighborhood as a whole. The proposed building will not, however, match the much larger, modern type structures in order preserve the character of the neighborhood. The proposed rear, detached location will match the existing 1 story residence. Further, there is a garage apartment on the adjacent lot as well.

The building will be accessed from newly improved concrete driveway from the rear alley. The existing gravel drive will be reduced at the front of the site. The site will still maintain 3 off-street parking spots.

The adjacent sites or uses will not be impaired or prohibited from being utilized, nor will the accessory structure impair the purpose of the zoning regulations.

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.

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

igned foul and

Mail Address 806 W live Oak

Updated 5/14

City, State & Zip Austin Texas 78704

Printed Lorie Barzano Phone _____ Date April 28, 2015

Printed Lofrie Barzano Phone _____ Date April 28, 2015

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Signed ______ Mail Address 806 W. Live Oak

City, State & Zip Austin Texas 78704

No.

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

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| COMPLE | APPLICATION MUST BE TYPED WITH ALL REQUESTED INFORMATION TED. |
| STREET AC | ODRESS: 806 W Live Oak |
| | LEGAL DESCRIPTION: Subdivision - Bouldin Addition |
| Lot(s | s) 6 & w. 7.5' Lot 7 Block 7 //We Lorie Barzano on behalf of myself |
| affirm that | t on <u>April 28</u> , <u>2015</u> , hereby apply for a hearing before the Board of Adjustment |
| for conside | eration to: |
| (check app seeking a v | ropriate items below and state what portion of the Land Development Code you are ariance from) |
| × | ERECT ATTACH COMPLETE REMODEL |
| | ROM 25-2-774 (\$) TO ALLOW MEN A STATE OF THE |
| ARIANCE FR ARAGE APA | RTMENT ABOVE IT ON A 6.681 SF LOT |
| ARIANCE FR ARAGE APA n a <u>SF-3</u> di district) | ROM 25-2-774 (B) TO ALLOW NEW 2 STORY STRUCTURE WITH 2 CAR GARAGE + NO (BOULD CYCLK) (CONING (ZONING)) |

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Updated 5/14

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Signed _____ Mail Address_806 W live Oak

Updated 5/14

| City, State & Zip Austin Texas 78704 | | | | | | | |
|--|--|--|--|--|--|--|--|
| Printed Loirie Barzano Phone Date April 28, 2015 | | | | | | | |
| OWNERS CERTIFICATE – I affirm that my statements contained in the complete application are true and correct to the best of my knowledge and belief. | | | | | | | |
| Signed Mail Address 806 W. Live Oak | | | | | | | |
| City, State & Zip Austin Texas 78704 | | | | | | | |
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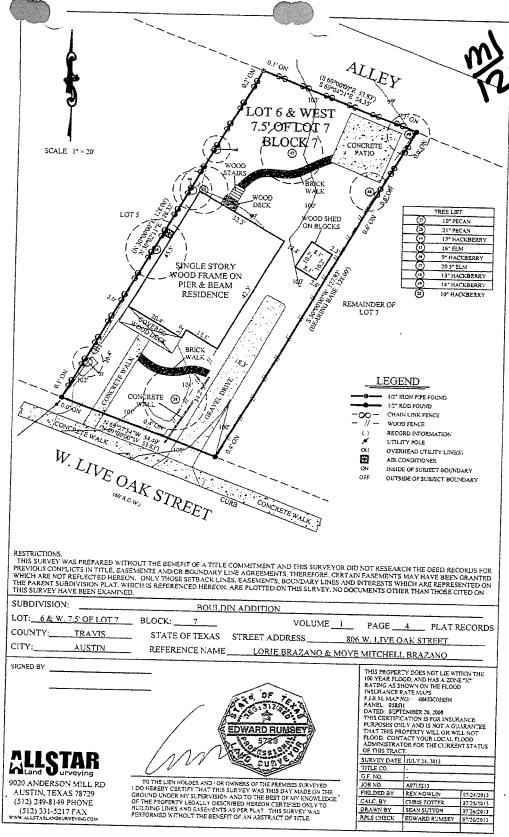
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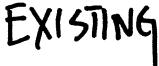
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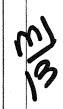
Mail Address 806 W. Live Oak

City, State & Zip Austin Texas 78704

Printed Lorie Barzano Phone _____ Date April 28, 2015







PROJECT TYPE + LOCATION:

806 W. LIVE OAK A New Garage Apartment at:

Austin, Texas

BUILDING COVERAGE

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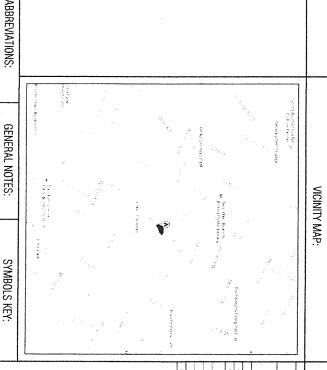
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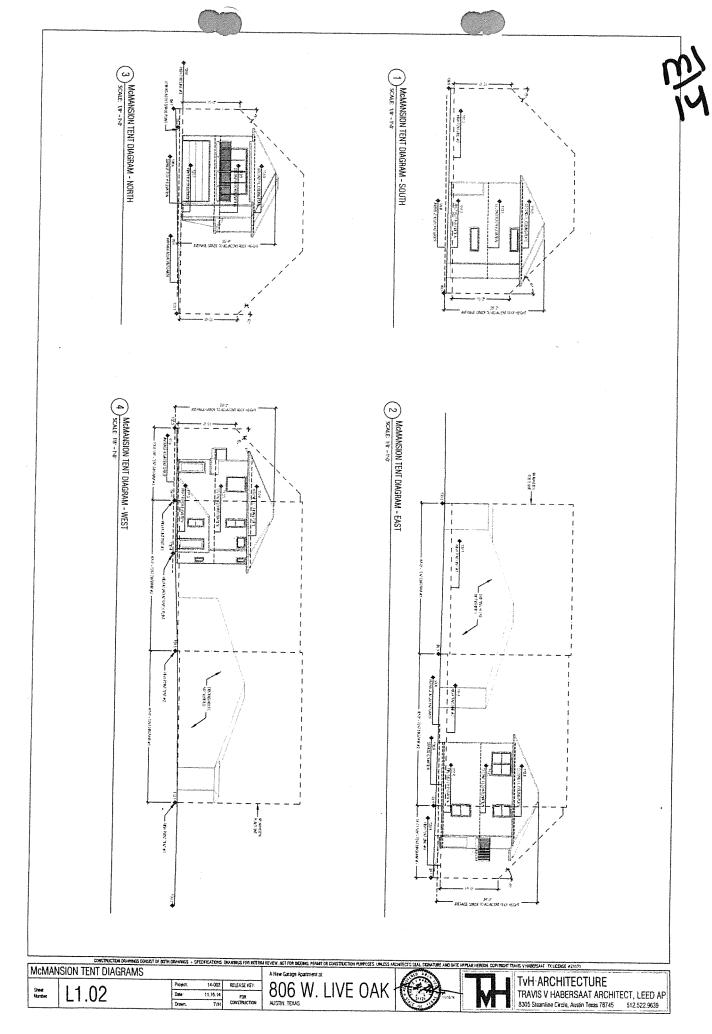


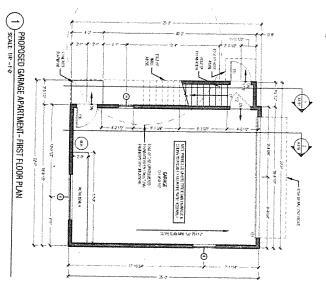


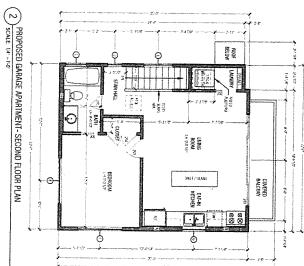
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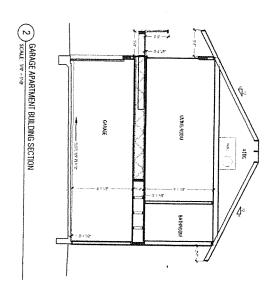
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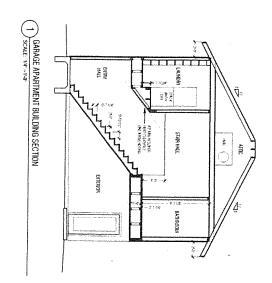
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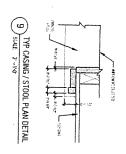
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| Sheet | A1 01 | Date: 11.16.14 FOR | 806 W. LIVE U | AK TEEN | | TRAVIS V HABERSAAT ARCHITECT, LEED AP |
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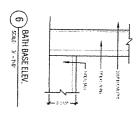


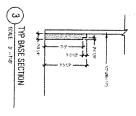


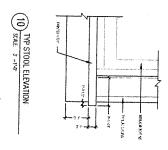


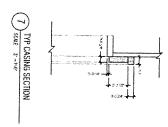


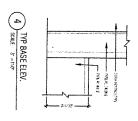


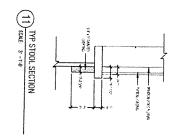


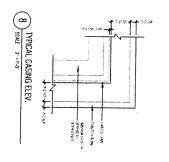






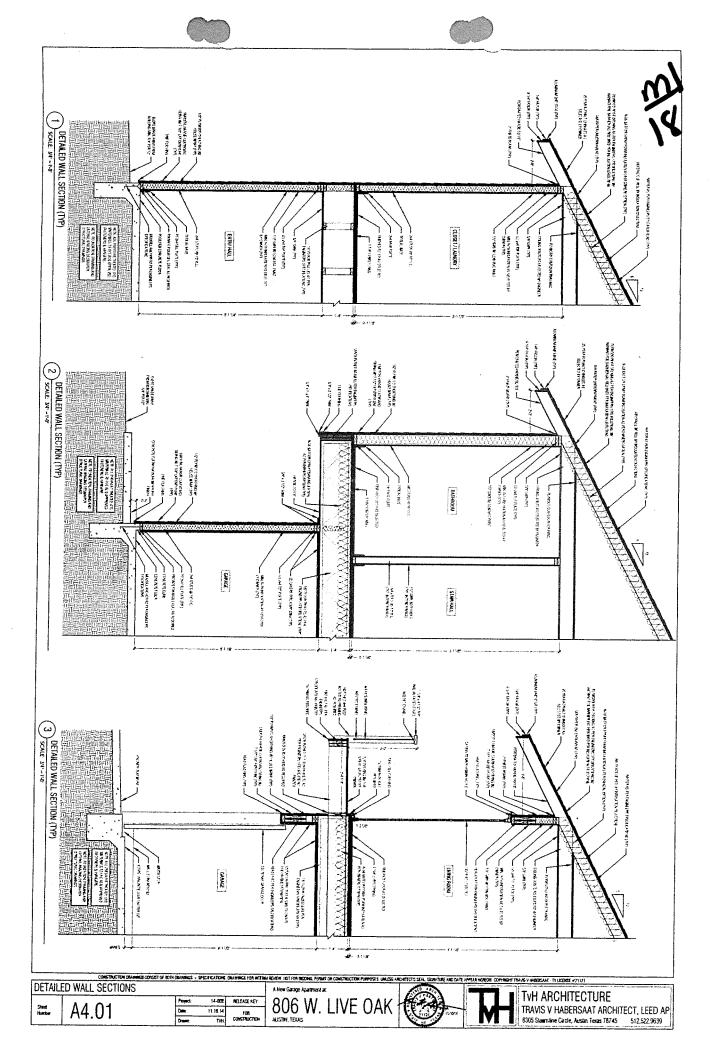


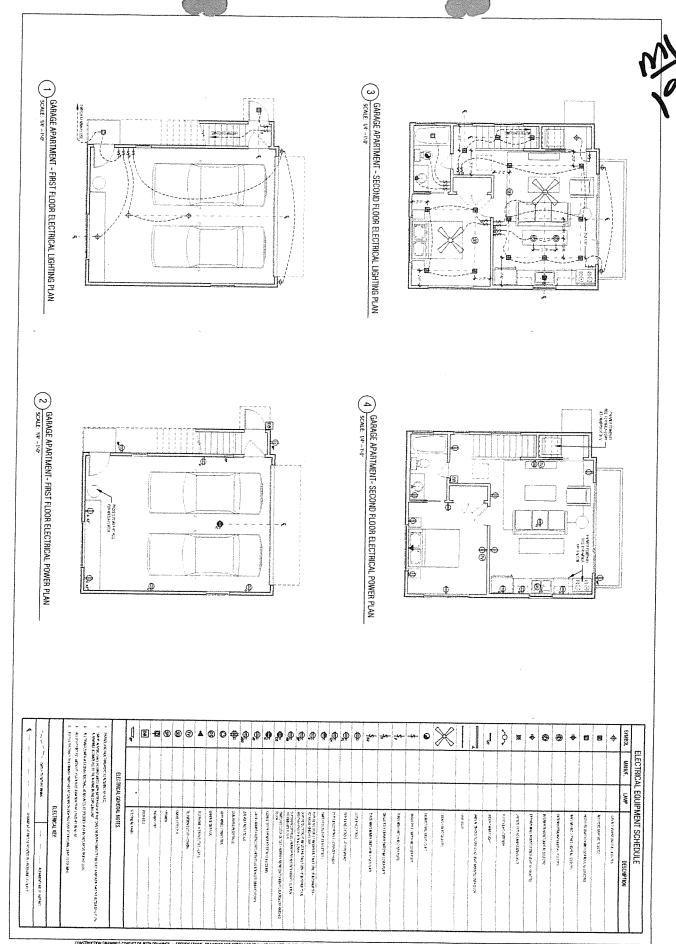




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| BUILDIN | NG SECTIONS + TRIM DET | TAILS | A New Garage Apartment at: | | |
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| | | | | | 1 300 | | The state of the s |

August 23, 2015

Board of Adjustment c/o Leane Heldenfels Planning & Development Review Dept. One Texas Center 505 Barton Springs Road Austin, TX 78704

RE: C15-2015-0091/806 W. Live Oak Street

Dear Members:

As the owners/residents of the property at 806 West Live Oak Street, we write to suggest (and are amendable to) your consideration of a conditional approval of our variance request with the added restriction that our property (after construction of a garage/apartment with alley access) maintain 40% or less overall impervious cover on the property.

The proposed construction in the architectural drawings/plans, which we submitted to the Board of Adjustment with our variance request, will allow us (after construction) to reclaim as green space the gravel driveway we currently use, which runs along the southeast side of our property. It will also allow us to remove the Tuff Shed in our backyard, which we currently use for storage. After construction, we will have ample storage and be able to park our cars in the garage, allowing us to reclaim the current driveway and remove the shed from our backyard. Also, we plan to construct the garage where our daughter currently has a cement pad for playing basketball. We will replace this pad with the foundation for the new garage construction. This will reduce the impervious cover on our property to less than 40% after completion of our proposed garage/apartment construction.

We have lived in our home for fifteen years without the benefit of a garage or any covered or solid surface parking. We wish to address this hardship by building a 467 SF garage, while also providing a 534 SF living space (compliant with secondary dwelling standards) above that garage. We design this garage/apartment to maintain the integrity of our pier-and-beam home, compatible with the character of our community, and in keeping with the many sites in our neighborhood with secondary dwellings. We have also taken extensive design measures (by using a cantilevered foundation) to preserve the large elm tree in the middle of our backyard.

Thank you for considering our suggestion for the Board of Adjustment to approve our variance request with the restriction that our property (after construction of a garage/apartment) maintain 40% or less imperious cover overall. We feel this would create the most advantageous situation for respecting the Bouldin Creek Neighborhood Plan and embracing the City of Austin's Comprehensive Plan, while remediating our hardship as long standing, resident property owners.

Respectfully Submitted,

Lorie Barzano and Moye Mitchell

Property Owners/Residents 806 West Live Oak Street

Austin, TX 78704

Too word

green space, reducing the impervious cover on the property to less than 40% overall, even after building the garage. They have designed the project in the spirit a compatible character and using a cantilevered foundation, which will allow them to keep the large, old tree in their back yard rather than cutting it down. of the Bouldin Creek Neighborhood Plan: maintaining the integrity of the original pier-and-beam house where they live, constructing the garage/apartment with Live Oak Street by entering their property from the alley along the rear of the property. It will also allow them to reclaim the driveway they currently use as have covered or enclosed parking on their property and park on a driveway running along the east side of the property. This will allow them to reduce traffic on iq ft requirement) to construct a 2 car garage with a small apartment above it, on the back of their property with access from the alley. They currently do not neighbor of 806 West Live Oak Street, owned by Lorie Barzano and Moye Mitchell, I do not oppose their request for a variance (9.4 x 9.4' under the 7,000 requirement) to construit a 2 c

City of Austin Board of Adjustment Hearing on September 14, 2015

> 806 West Live Oak Street Case # C15-2015-0091

Lorie Barzano/Moye Mitchell
Property owners

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