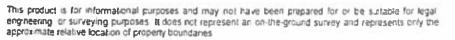


ZONING BOUNDARY

NOTIFICATIONS

CASE#: C15-2016-0090 LOCATION: 1103 W 45th Street







CITY OF AUSTIN Board of Adjustment Decision Sheet

DATE:	Monday, August 8, 2016	CASE NUMBER: C15-2016-0090
Y_	Brooke Bailey 2 ND the Motion	
Y_	Michael Benaglio	
Y_	William Burkhardt	
Y_	Eric Goff	
Y_	Melissa Hawthorne	
Y	Bryan King Motion to PP Sept 28, 2016	(RE-NOTICE NEEDED)
Y_	Don Leighton-Burwell	•
	Rahm McDaniel	
Y_	Melissa Neslund	
Y_	James Valadez	
Y_	Michael Von Ohlen	
Y_	Kelly Blume (Alternate)	
	• • • •	

APPLICANT: Bill Buck

OWNER: Sharon Jane Watkins

ADDRESS: 1103 45TH ST

VARIANCE REQUESTED: The applicant has requested variance(s) to Section 25-2-492 (D) (Site Development Regulations) to:

- A. decrease the minimum side setback from 5 feet (required/permitted) to 2.5 feet (requested, existing); and to
- B. decrease the minimum rear setback from 10 feet (required/permitted) to 6.1 feet (requested, existing); and to
- C. decrease the minimum front setback from 25 feet (required/permitted) to 19.8 feet (requested, existing); and to
- D. decrease the minimum lot width from 50 feet (required/permitted) to 47 feet (requested, existing); and to
- E. decrease the minimum lot size from 5,750 square feet (required/permitted) to 2, 269 square feet (requested, existing)
- F. Section 25-6 Appendix A (Tables of Off-Street parking and Loading Requirements) to reduce the number of required parking spaces from 2 spaces (required) to 1 space (requested, 0 existing)



in order to erect a new single family home in a "SF-3", Family Residence zoning district.

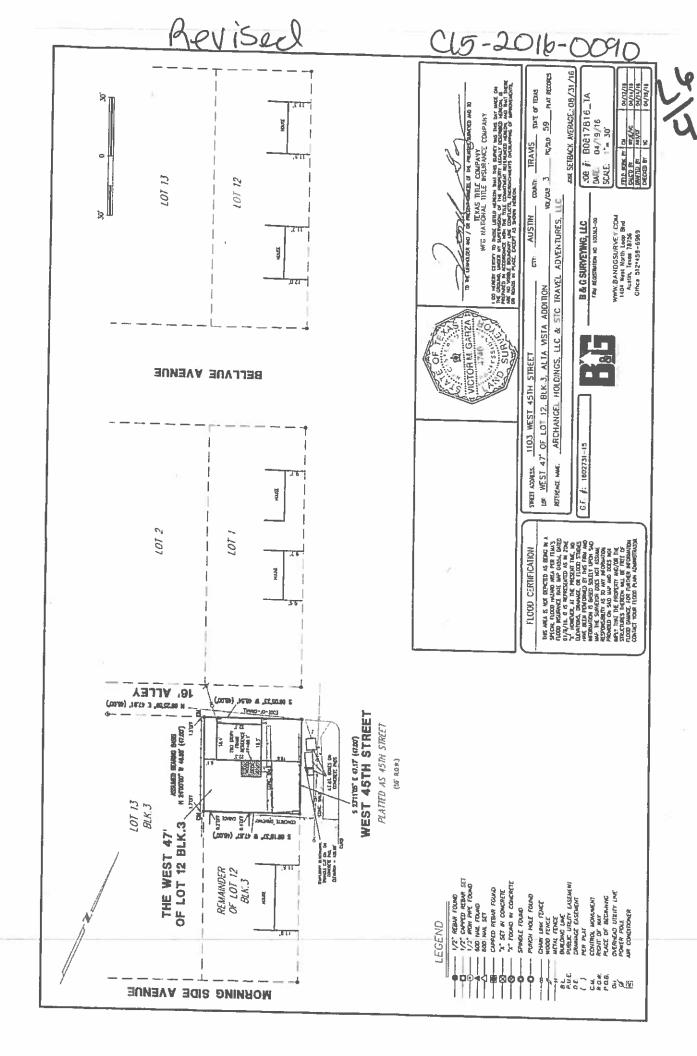
BOARD'S DECISION: The public hearing was closed on Board Member Bryan King motion to Postpone to September 28, 2016, Board Member Brooke Bailey second on a 11-0 vote; POSTPONED TO SEPTEMBER 28, 2016. (RE-NOTIFICATION NEEDED)

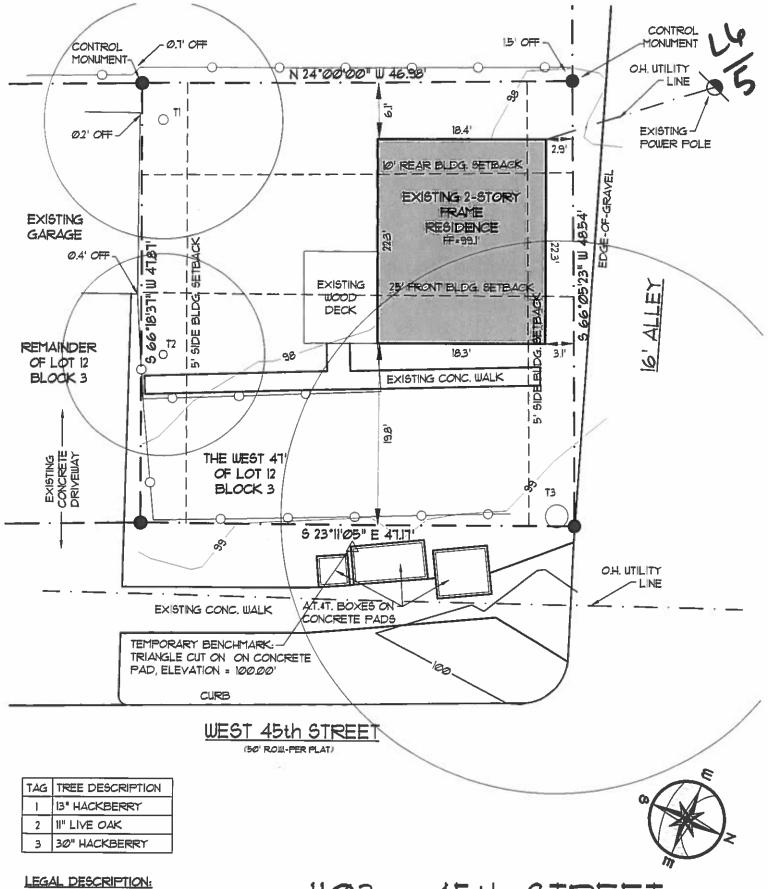
FINDING:

- 1. The Zoning regulations applicable to the property do not allow for a reasonable use because:
- 2. (a) The hardship for which the variance is 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 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:

Leane Heldenfels Executive Liaison William Burkhardt

Chairman

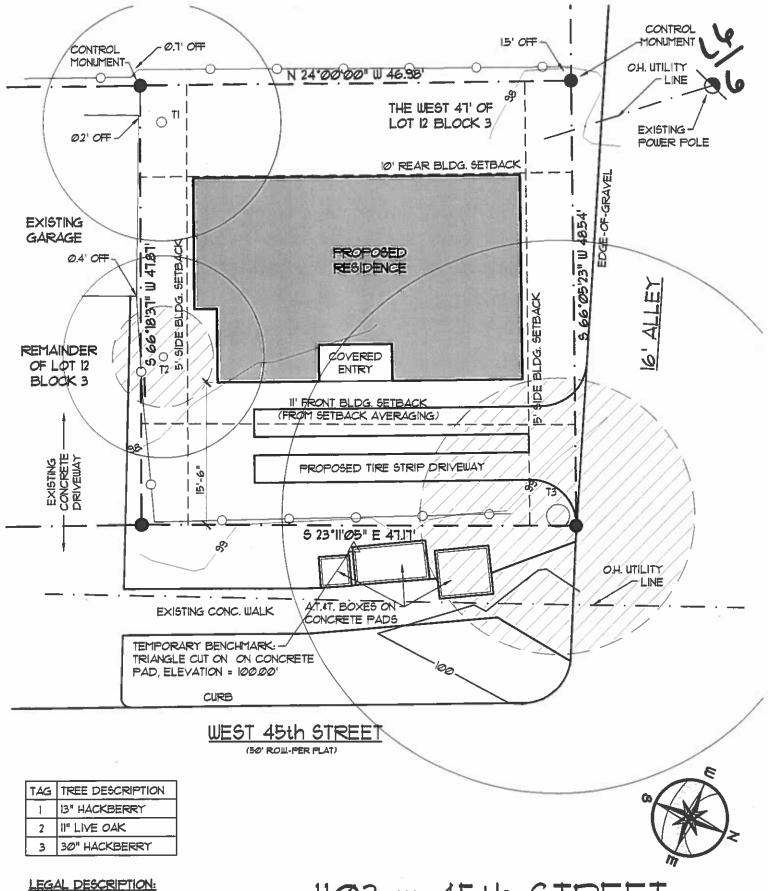




1103 W 45th STREET
THE WEST 47' OF LOT 12
BLOCK 3 ALTA VISTA
AUSTIN, TX 18156
TRAVIS COUNTY

1103 w 45th STREET EXISTING SITE PLAN

SCALE |"=10'-0" DATE: 9/1/16



IIO3 W 45th STREET
THE WEST 41' OF LOT 12
BLOCK 3 ALTA VISTA
AUSTIN, TX 18156
TRAVIS COUNTY

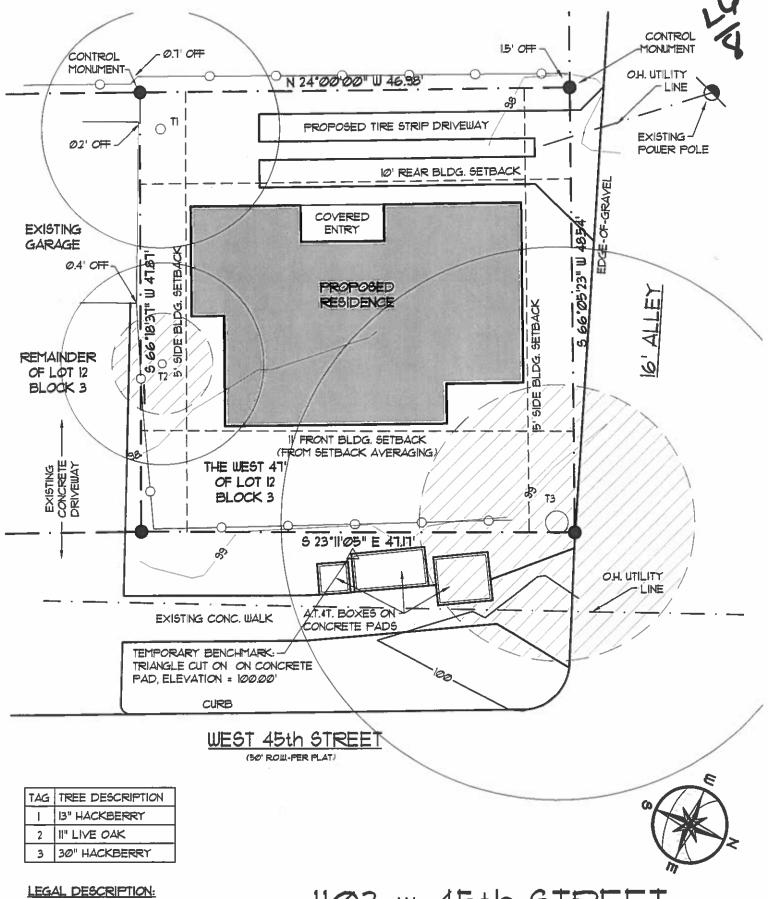
1103 w 45th STREET PROPOSED SITE PLAN

SCALE 1"=10'-0" DATE: 9/1/16



BUILDING COVERAGE	EXISTING	PROPOSED_
A. IST FLOOR SITE PLANED AREA	410#	745#
B. 2ND FLOOR CONDTIONED AREA	410#	7Ø5#
C. 3RD FLOOR SITE PLANED AREA	Ø #	Ø #
D. BASEMENT		⊘ ‡
E. GARAGE / CARPORT		
ATTACHED	Ø #	Ø ‡
DETACHED	Ø #	Ø #
F. WOOD DECKS (100%)	80#	@ #
G. BREEZEWAYS	Ø #	Ø #
H. COVERED PATIOS	Ø #	32#
I. COYERED PORCHES	Ø #	Ø #
J. BALCONIES	Ø #	Ø #
K. SWIMMING POOLS (POOL SURFACE	AREA) Ø#	Ø ‡
L. OTHER BUILDING OR COVERED AT	REA O#	Ø #
TOTAL BUILDING AREA	900#	1,482#
TOTAL AREA OF LOT:	2,269#	2,269#
TOTAL BUILDING COVERAGE ON L	OT 410+	777#
(SUBTRACT B,CDK, & F IF UNCOV		345%
IMPERVIOUS COVERAGE	EXISTING	PROPOSED
TOTAL BUILDING COVERAGE ON LOT	410#	# דדד
DRIVEWAY AREA	Ø #	226#
SIDEWALKS / WALKSWAYS	93#	9#
UNCOVERED PATIOS	Ø #	Ø #
UNCOVERED WOOD DECKS (50%)	40#	Ø #
AIR SITE PLANER PADS	9#	9#
CONCRETE DECKS	Ø #	Ø #
OTHER		
9PECIFY:	Ø #	Ø #
IMPERVIOUS COVERAGE	552#	1,021#
TOTAL AREA OF LOT:	2,269#	2,269#
IMPERVIOUS COVER	24.33%	44.99%

1103 w 45th STREET AREA CALCULATIONS DATE: 9/1/6



1103 W 45th STREET
THE WEST 47' OF LOT 12
BLOCK 3 ALTA VISTA
AUSTIN, TX 78756
TRAVIS COUNTY

1103 w 45th STREET ALTERNATE SITE PLAN

SCALE 1"=10'-0" DATE: 9/1/16



BUILDING COVERAGE	EXISTING	PROPOSED
A. IST FLOOR SITE PLANED AREA	410#	75@#
B. 2ND FLOOR CONDITIONED AREA	410#	700#
C. 3RD FLOOR SITE PLANED AREA	Ø #	Ø#
D. BASEMENT		Ø#
E. GARAGE / CARPORT		
ATTACHED	Ø #	Ø#
DETACHED	Ø ‡	Ø#
F. WOOD DECKS (100%)	8Ø ‡	Ø#
G. BREEZEWAYS	Ø #	Ø#
H. COVERED PATIOS	Ø#	36#
I. COVERED PORCHES	Ø#	Ø#
J. BALCONIES	Ø#	Ø#
K SWIMMING POOLS (POOL SURFACE !	AREA) O#	Ø#
L. OTHER BUILDING OR COVERED AR		Ø#
	-	
TOTAL BUILDING AREA	300#	1.486#
TOTAL AREA OF LOT:	2,269#	2,269#
TOTAL BUILDING COVERAGE ON LO		786#
(SUBTRACT B,C,D,K, & F IF UNCOVE		346%
(00B)(AO) B,O,D,O, VI II UNOOV.	-14-07 10.176	242016
	The state of the s	55656555
	EXISTING	PROPOSED
TOTAL BUILDING COVERAGE ON LOT	410#	786#
DRIVEWAY AREA	Ø #	219#
SIDEWALKS / WALKSWAYS	93#	6#
UNCOVERED PATIOS	Ø #	Ø #
UNCOVERED WOOD DECKS (50%)	40#	Ø#
AIR SITE PLANER PADS	9#	9#
CONCRETE DECKS	Ø #	Ø ‡
OTHER		
5PECIFY:	Ø #	Ø ‡
IMPERVIOUS COVERAGE	552#	1,020#
TOTAL AREA OF LOT:	2,269#	2,269#
IMPERVIOUS COVER	24.33%	44.95%

1103 w 45th STREET ALTERNATE AREA CALCULATIONS





Board of Adjustment General/Parking Variance Application

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, <u>click here to Save</u> 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 # <u>U9-2010-0010</u> ROW # _	1156419.	Tax#	~0122	031012
Section 1: Applicant Statement	:			
Street Address: 1103 w 45th Street Austin.	TX 78756			
Subdivision Legal Description:				
West 47 feet of Lot 12 Block 3 Alta Vista	a			
Lot(s): 12 Block(s): 3				
Outlot: Division: Alta Vista				
Zoning District: SF-3				
I/We Bill Bucuk, Patrick St Cin, John Harter authorized agent for Patrick Dixson			half of myse	If/ourselves as affirm that on
Month June , Day 27			ply for a hea	ring before the
Board of Adjustment for consideration to				
	○Remodel	○ Maintain	Other:	·
Type of Structure: New Single-Family Re	esidence			

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

25-2-492 Site Development Regulations - Minimum Lot Size. Minimum Lot Width. Minimum Front Side & Rear Setbacks (Existing Parcel & Building Are Already Non-Compliant with These) 25-6-472 Parking Facility Standards/ Appendix A - Tables of Off-Street Parking and Loading Requirements - Minimum Off-Street Parking (Existing Property Already Non-Compliant)

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.

The parcel was deed-divided in 1977 and has existed in it's current configuration for several decades. The current lot width (47') and lot area (2.269 sq. ft.) do not allow the application of

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:

standard SF-3 restrictions. We have obtained a land status designation but require these
additional variances to put a dwelling and required parking on the buildable area of 36'x13'.
Hardship
a) The hardship for which the variance is requested is unique to the property in that:
The parcel is smaller than nearly all properties in the surrounding neighborhood. It appears it
was deeded off from the front half of the lot in 1977. The sub-standard lot size is unique to this
property as well as the hardship created by applying the minimum lot size/ width, setback
requirements, and off-street parking requirements. There is also a large tree on the site which
impacts the buildable area.
THEMES TO MINISTER SIZE.
b) The hardship is not general to the area in which the property is located because:

Because this parcel was deed-divided in 1977 by previous owners it is unique to the area.

or can utilize cottage lot or small lot amnesty tools as permitting tools, but this lot cannot.

Nearly all of the properties in this neighborhood meet the minimum SF-3 lot area requirements

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:

There is an existing home on this parcel. Our new single family residence will align with the existing foundation on three sides and observe the side setback on the fourth side. It will extend no further towards adjacent properties than the existing building. The building will be designed in the Rosedale bungalow style with proportion, roof pitch, detail, and materials to match the character of the neighborhood. Adjacent conforming properties will not be impaired by this project & the construction of a single-family residence is in keeping with zoning district.

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:

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:

With one off-street parking space on the property the one or two additional overflow vehicles will have ample parking on nearby Bellvue Ave and Marathon Blvd. There are no large institutional or commercial sites nearby with overflow parking and most of the homes have alley access. This area is also well served by public transit along 45th St. Lamar Blvd & Burnet Rd.

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:

Neither Bellvue Ave, nor Marathon Blvd. are frequently used through-streets. One or two overflow vehicles from our property on Bellvue Ave or Marathon Blvd will not impede the free flow of traffic on the streets.

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

There is adequate available parking for any overflow vehicles from our property along Bellevue

Ave. and Marathon Blvd. Currently the "front" property from which this parcel was divided has

(4) off-street spaces.

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

The development of this parcel as a single family residence is the best use for this property.

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: _ Applicant Name (typed or printed): WILCIAM / めいのに Applicant Mailing Address: 1252/ HUSTN State: Citv: Phone (will be public information): BILL BUCUK Email (optional – will be public information): Section 4: Owner Certificate I affirm that my statements contained in the complete application are true and sorrect my knowledge and belief. Owner Signature: W Owner Name (typed or printed): SHARON WATKI Owner Mailing Address: 4416 Ranises State: AUSTIN Citv: 844-0612 Phone (will be public information): Email (optional – will be public information): Section 5: Agent Information Agent Name: Agent Mailing Address: Phone (will be public information): 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). The existing residence is in a state of disrepair. It has major structural failure occuring throughout the building. Our intention is to build a new single family residence which aligns with the existing footprint on three sides and adhere's to the side setback on the fourth side. We will meet the standard SF-3 site development standards of 45% impervious cover and 40% building cover as

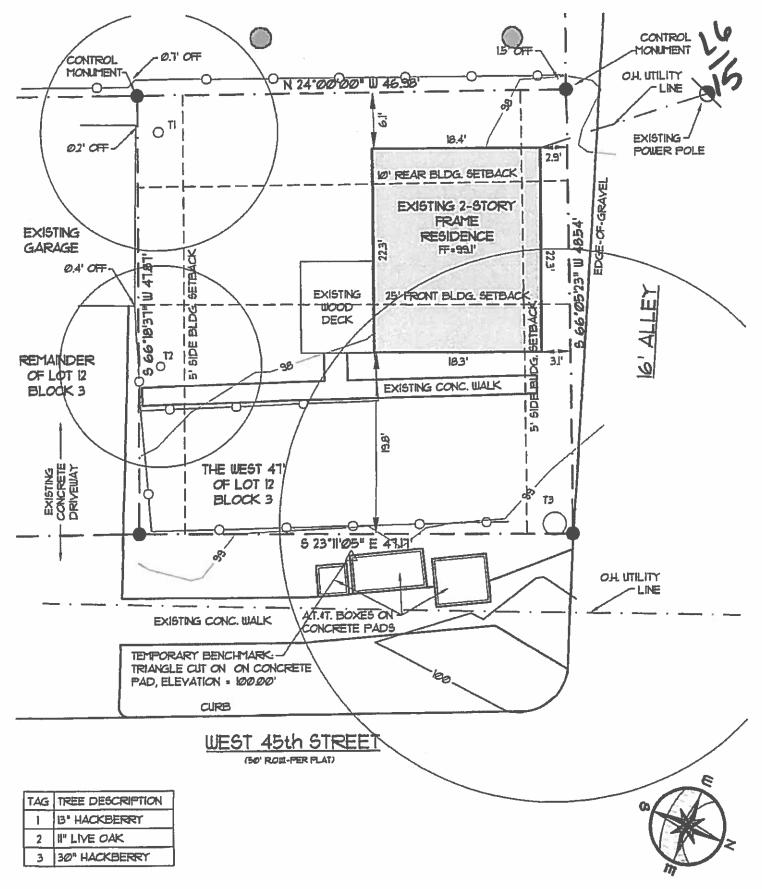
City of Austin | Board of Adjustment General/Parking Variance Application

09/11/2015 | Page 7 of 8

Additional Space (continued)

well as the Sub-Chapter F guidelines including the floor-to-area restriction and setback planes.			
Without these variances this properly is will continue to sit empty. In the "Imagine Austin". comprehensive vision for the City, urban-infill, density, and development of areas already served by			
utility and mass-transit are all focal points. "Grow as a compact, connected city" is one of the six			
core principles of the plan. We believe this project is in line with those priorities and will transform			
an abandoned derelict building into a livable, affordable house in the city core.			

SAVE

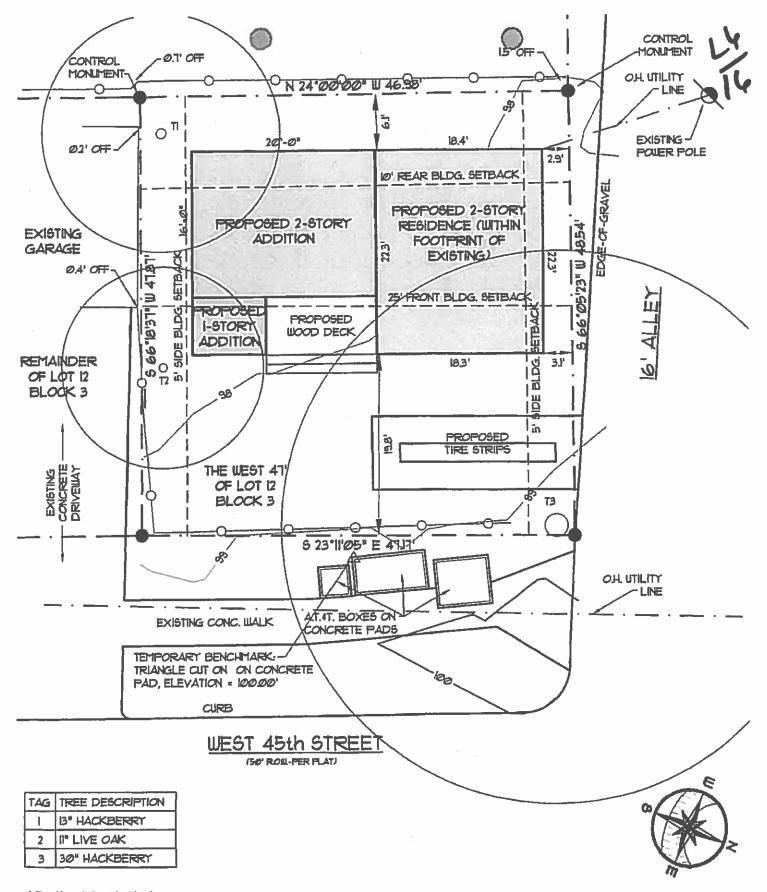


LEGAL DESCRIPTION:

1103 W 45th STREET
THE WEST 41' OF LOT 12
BLOCK 3 ALTA VISTA
AUSTIN, TX 18156
TRAVIS COUNTY

1103 w 45th STREET EXISTING CONDITION

SCALE 1"=10"-0" DATE: 6/22/16



LEGAL DESCRIPTION:

1103 W 45th STREET THE WEST 47' OF LOT 12 BLOCK 3 ALTA VISTA AUSTIN, TX 18156 TRAVIS COUNTY

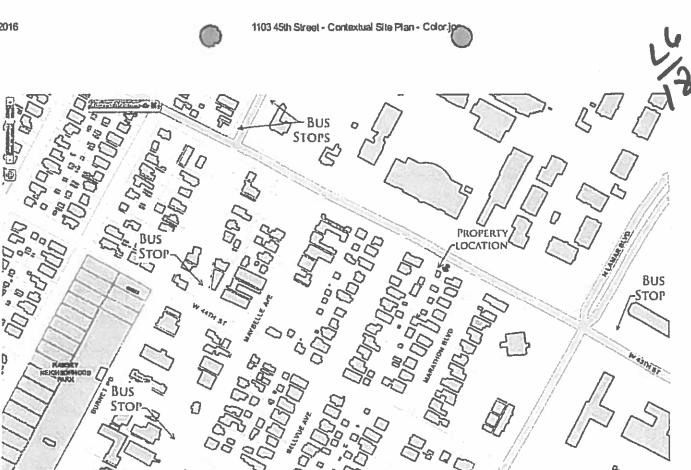
1103 w 45th STREET PROPOSED CONDITION

SCALE I"=10'-0" DATE: 6/22/16



BUILDING COVERAGE	EXISTING	PROPOSED
A. IST FLOOR CONDITIONED AREA	410*	780\$
B. 2ND FLOOR CONDTIONED AREA	410#	130#
C. 3RD FLOOR CONDITIONED AREA	Ø *	Ø#
D. BASEMENT		Ø#
E. GARAGE / CARPORT		
ATTACHED	Ø *	Ø#
DETACHED	Ø *	Ø *
F. WOOD DECKS (100%)	80*	100*
G. BREEZEWAYS	Ø *	Ø*
H. COVERED PATIOS	Ø *	Ø *
I. COVERED PORCHES	Ø \$	Ø#
J. BALCONIES	Ø#	Ø#
K. SWIMMING POOLS (POOL SURFACE	AREA) OF	Ø#
L. OTHER BUILDING OR COVERED AF	æa ø≠	Ø#
TOTAL BUILDING AREA	900*	1,610+
TOTAL AREA OF LOT:	2,269#	2,269#
TOTAL BUILDING COVERAGE ON L	OT 410*	780\$
(SUBTRACT B,CDK, & F IF UNCOV		34.4%
100000000000000000000000000000000000000		
IMPERVIOUS COVERAGE	EXISTING	PROPOSED
TOTAL BUILDING COVERAGE ON LOT	40#	180#
DRIVEWAY AREA	Ø *	142#
SIDEWALKS / WALKSWAYS	93#	3@#
UNCOVERED PATIOS	Ø #	Ø#
UNCOVERED WOOD DECKS (50%)	40#	5@#
AIR CONDITIONER PADS	9#	114
CONCRETE DECKS	Ø ‡	Ø#
OTHER		
SPECIFY:	Ø ‡	Ø ‡
IMPERVIOUS COVERAGE	552*	1,013+
TOTAL AREA OF LOT:	2,269#	2,269
IMPERVIOUS COVER	24.33%	44.65%

1103 w 45th STREET AREA CALCULATIONS DATE: 6/22/16



1103 W 45TH STREET CONTEXTUAL SITE PLAN

1/9

Authorization of Agency

I (we) do hereby authorize the following person(s) <u>William Bucuk</u>, <u>Patrick St.Cin and/or Jack Harter</u> to act as our agent regarding the variance application for the property situated at the address <u>1103 W 45th Street</u>, <u>Austin</u>, <u>TX 78756</u>.

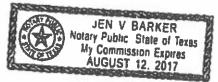
Signed this day _______ of <u>June 2016</u>

Theron J. Watkeins

Sharon J. Watkins

Patrick L. Dixson

NOTRARY







City of Austin Development Services Department Land Status Determination 1995 Rule Platting Exception

May 12, 2016

File Number: C8I-2016-0123

Address: 1103 W 45TH ST

Tax Parcel I.D. #0222031012

Tax Map Date: 11/26/2014

The Development Services Department has determined that this parcel, as described in the attached description and map, IS EXCEPTED FROM THE REQUIREMENT TO PLAT in accordance with the Land Development Code, Section 25-4-2(C), and is eligible to receive utility service.

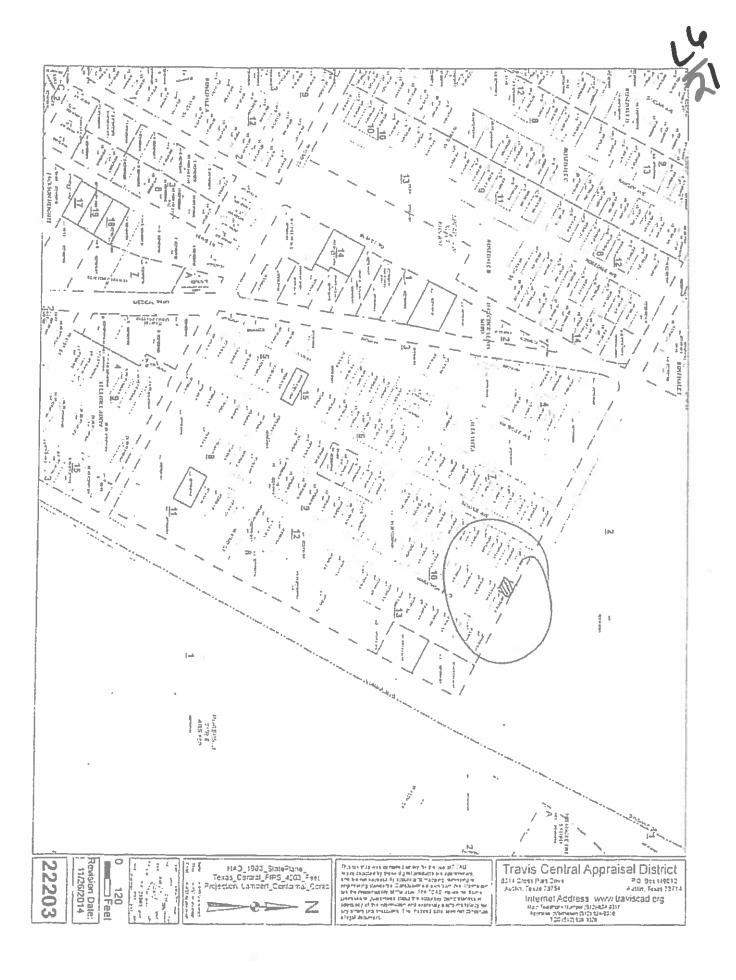
The parcel of land consists of five acres or less, and is described as being west 47 feet of lot 12, Block 3, Alta Vista Addition in the current deed, recorded on Jun 21, 2005, in Document #2005110368, Travis County Deed Records. This parcel existed in its current configuration on January 1, 1995, as evidenced by a deed recorded on Jun 20, 1978, in Volume 6218, Page 1997, Travis County Deed Records. The parcel was lawfully receiving utility service, as defined in Section 212.012 of the Texas Local Government Code, on January 1, 1995, as evidenced by water service on May 29, 1981. The parcel meets the requirements of the Land Development Code for roadway frontage and is located on an existing street.

Additional Notes/Conditions: NONE

This determination of the status of the property is based on the application of Chapter 212, Municipal Regulation of Subdivisions and Property Development, Texas Local Government Code; and the City of Austin Land Development Code, Chapter 25-4, Subdivision. Recognition hereby does not imply approval of any other portion of the City Code or any other regulation.

Michelle Casillas, Representative of the Director

Development Services Department





ROSEDALE RESIDENCE 1103 WEST 45TH STREET



1103 W 45th Street Austin, TX 78753 Nearby Structures



North East – Front of existing structure



4419 Marathon Blvd

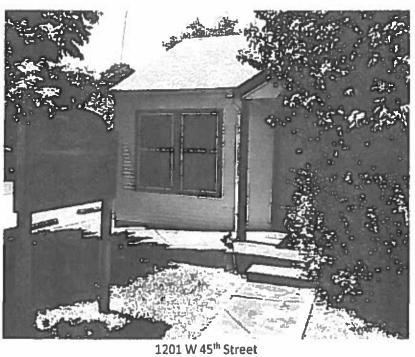


4417 Marathon BVD

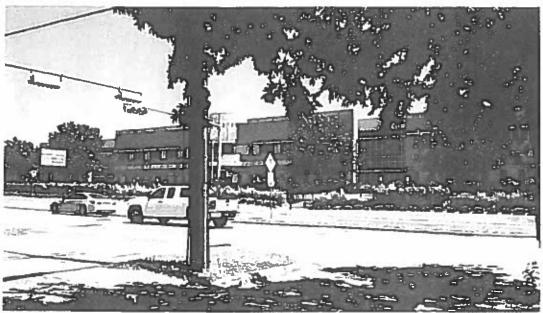
1103 W 45th Street Austin, TX 78753

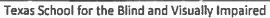


1107 W45th Street - Immediate neighboring property



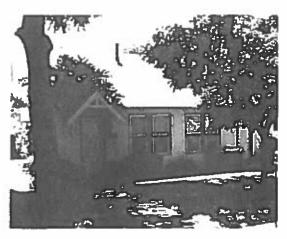
1103 W 45th Street Austin, TX 78753







4416 Bellvue



4421 Belivue

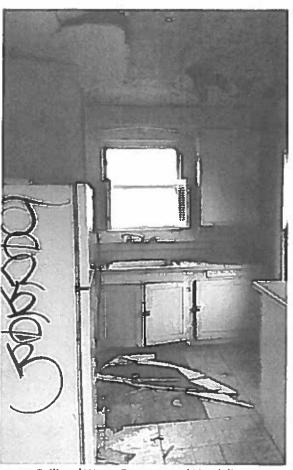


1103 W 45th Street Austin, TX 78753 Condition of Existing Structure





Water Damage along with vandalism



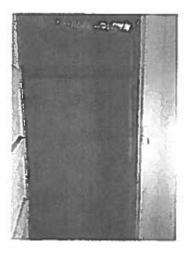
Ceiling / Water Damage and Vandalism



Gerrymandered cast iron plumbing



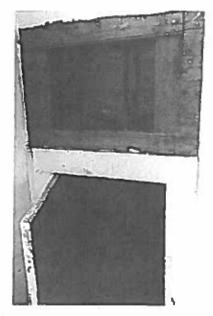
Structural repairs



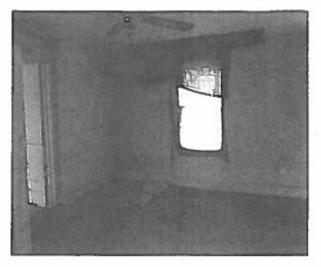
Plumbing, exposed electrical and A/C ducting in closet

1103 W 45th Street Austin, TX 78753



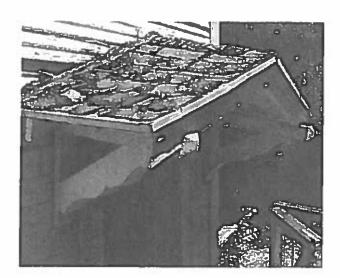


Bathtub plumbing



Water damage on first floor with ceiling falling down

Rodent feces throughout the property



Front porch cover is falling off creating a safety hazard



Significant water damage and dry rot thru-out the property



1103 W 45th Street Austin, TX 78753



Water damaged clapboard siding. Clapboard cover over original car

