

# BOA CASE REVIEW SHEET

**CASE:** C15-2019-0017

**BOA DATE:** April 8, 2019

**ADDRESS:** 1301 S. 5th

**COUNCIL DISTRICT:** 9

**OWNER:** Elizabeth Carey

**AGENT:** None

**ZONING:** SF-3-NP (Bouldin)

**AREA:** N. 68 feet of Lot 9, Block 9, South Heights

**VARIANCE REQUEST:** lot size, width, setbacks

**SUMMARY:** garage/storage conversion to living space

**ISSUES:** small lot, all issues existing no expansion of building footprint

	<b>ZONING</b>	<b>LAND USES</b>
<i>Site</i>	SF-3-NP (Bouldin)	Single Family Residential
<i>North</i>	SF-3-NP (Bouldin)	Single Family Residential
<i>South</i>	SF-3-NP (Bouldin)	Single Family Residential
<i>East</i>	SF-3-NP (Bouldin)	Single Family Residential
<i>West</i>	SF-3-NP (Bouldin)	Single Family Residential

**NEIGHBORHOOD ORGANIZATIONS:** Austin Independent School District; Austin Neighborhoods Council; Bike Austin; Bouldin Creek Neighborhood Association; Bouldin Creek Neighborhood Plan Contact Team; Friends of Austin Neighborhoods; Homeless Neighborhood Association; Neighborhood Empowerment Foundation; Perry Grid 614; Preservation Austin; SEL Texas; Sierra Club, Austin Regional Group; South Central Coalition

I-3/2



SUBJECT TRACT



PENDING CASE



ZONING BOUNDARY

## NOTIFICATIONS

CASE#: C15-2019-0017  
LOCATION: 1301 S 5TH Street



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.

1" = 117'



## CITY OF AUSTIN

### Development Services Department

One Texas Center | Phone: 512.978.4000  
505 Barton Springs Road, Austin, Texas 78704

I-3/3

## 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, [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: 1301 S 5 ST

Subdivision Legal Description:

N 68 FT OF LOT 9 BLK 9 SOUTH HEIGHTS

Lot(s): 9 Block(s): 9

Outlot: \_\_\_\_\_ Division: South Heights

Zoning District: \_\_\_\_\_

I/We Elizabeth J Carey on behalf of myself/ourselves as  
authorized agent for myself & Scott Ingalls affirm that on  
Month February, Day 20, Year 2019, 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: \_\_\_\_\_

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

25-2-492

## 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:

The house is currently less than 500 square feet and can never be expanded upon.

### Hardship

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

As new owners of this property (purchased July of 2018), we were unaware of the issues concerning the way this property was subdivided. We would not have purchased this property if we had know we couldn't convert the garage as it is a little too small for our long term needs.

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

Just on this street, there are several houses adjacent to this property that were subdivided the exact same way.



**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:

We are only remodeling and will be keeping the character of the home as is.

**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:

n/a

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:

n/a

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

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

**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: 02/20/2019

Applicant Name (typed or printed): Elizabeth J Carey

Applicant Mailing Address: 1301 S 5th St

City: Austin State: TX Zip: 78704

Phone (will be public information): 512-517-0552

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: 02/20/2019

Owner Name (typed or printed): Elizabeth J Carey & Scott Ingalls

Owner Mailing Address: 1301 S 5th St

City: Austin State: TX Zip: 78704

Phone (will be public information): \_\_\_\_\_

Email (optional – will be public information): \_\_\_\_\_

**Section 5: Agent Information**

Agent Name: \_\_\_\_\_

Agent Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

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).

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Email (optional – will be public information): \_\_\_\_\_

**Section 5: Agent Information**

Agent Name: \_\_\_\_\_

Agent Mailing Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

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).

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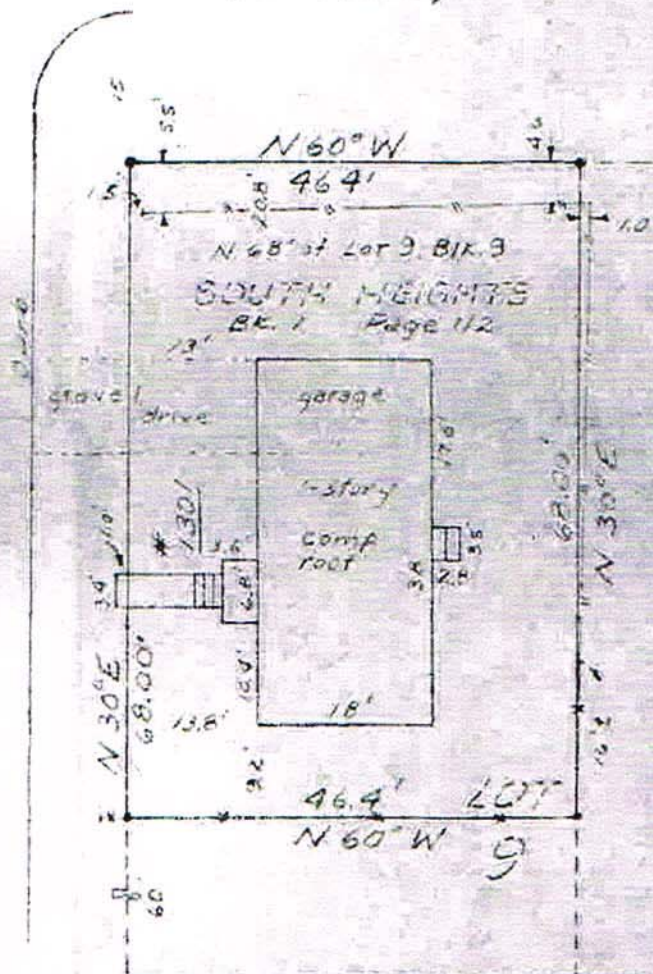
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GIBSON STREET  
(60 ROW)

• Iron Pin Found  
Scale: 1" = 20'

SOUTH 5<sup>TH</sup> STREET



According to a plat of record in Book 1 at Page 112, Plat Records of Travis County, Texas.

This is to certify that I have made a ground survey of the property shown on this plat. The property and improvements were found as shown and there are no encroachments.

**SURVIVED BY**

B. F. Priest, Reg. Public Surveyor

DATE 7-15-64

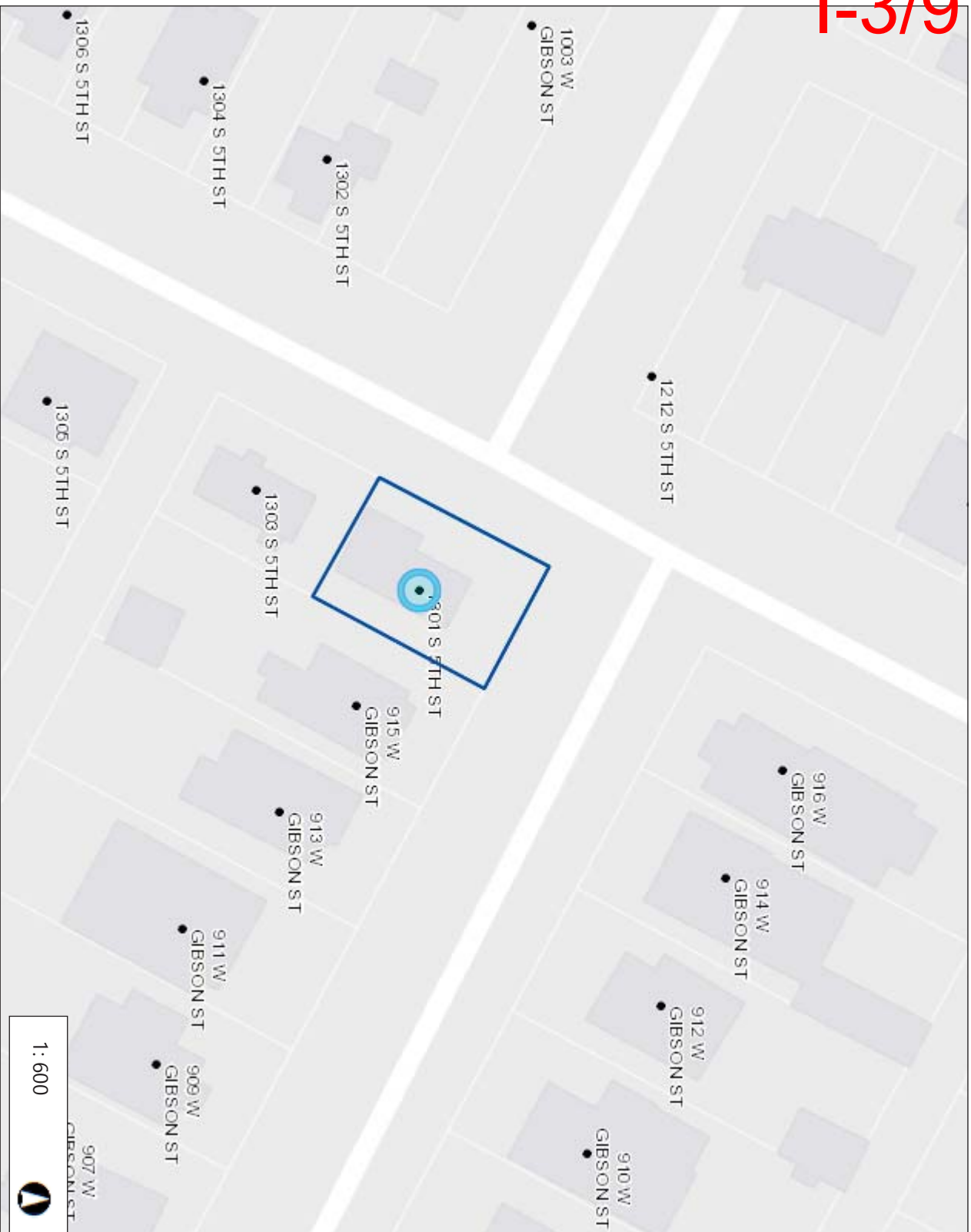






# Property Profile

1-3/9



1:600



## Legend

- Addresses
- Jurisdiction
  - FULL PURPOSE
  - LIMITED PURPOSE
  - EXTRATERRITORIAL JURISDICTION
  - 2 MILE ETJ AGRICULTURAL AGR
  - OTHER CITY LIMITS
  - OTHER CITIES ETJ

## Notes

0.0 0 0.01 0.0 Miles

NAD\_1983\_StatePlane\_Texas\_Central\_FIPS\_4203\_Feet

Date Printed:

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A. L. Davis & Sons

1303 South 5th Street

114

-

9

So. 55' of 9

-

South Heights.

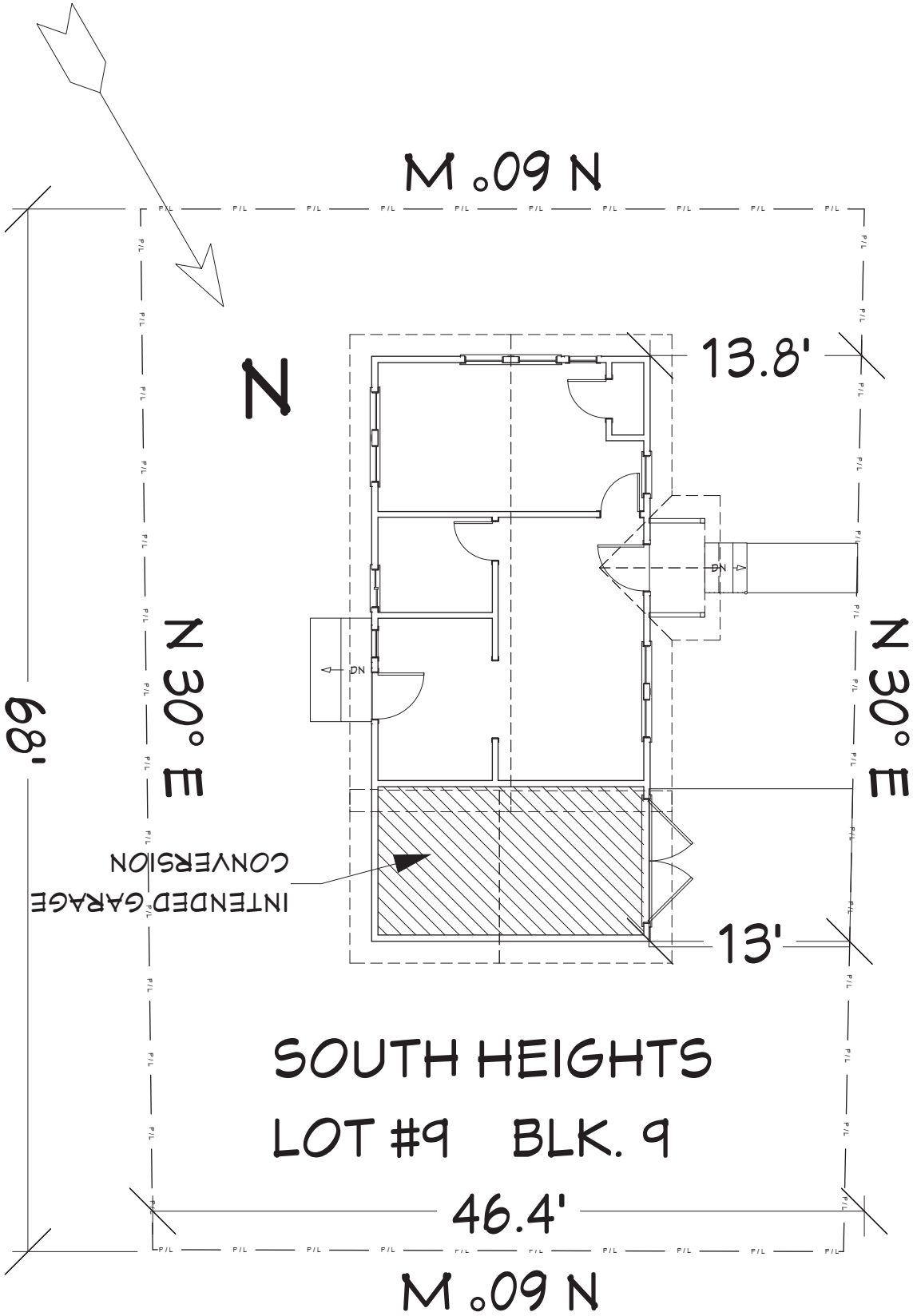
Framr res. and garage attached . . .

.29568 3-21-46

\$3,250.00

A. M. McOllendon

SOUTH FIFTH STREET



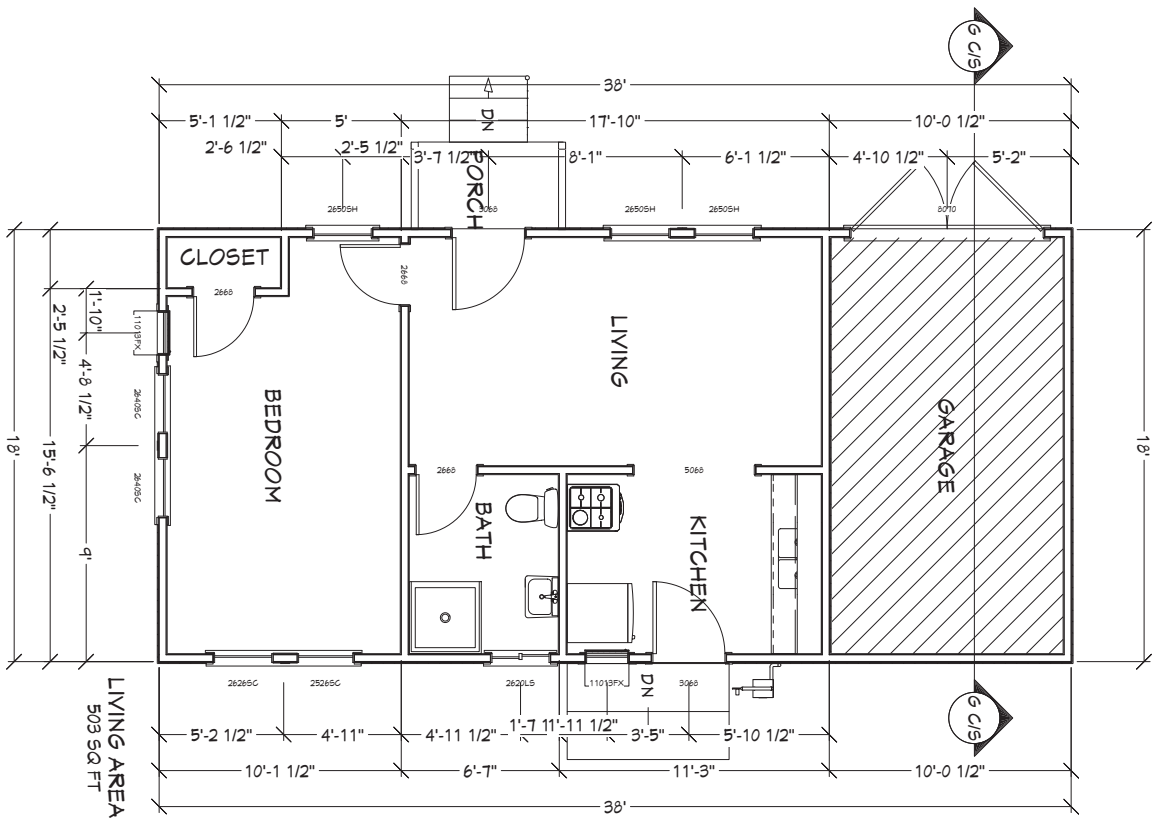
**SUNERGY**  
Home Services

3267 Bee Cave Rd., Ste 107-174  
Austin, TX 78746 (+888) 239-8548

Sunergy Home Services  
1301 S 5th St.  
Austin 78704

VERSION  
6/13/18

A-1



EXISTING FLOOR PLAN

1/8" = 1' - 0" SCALE



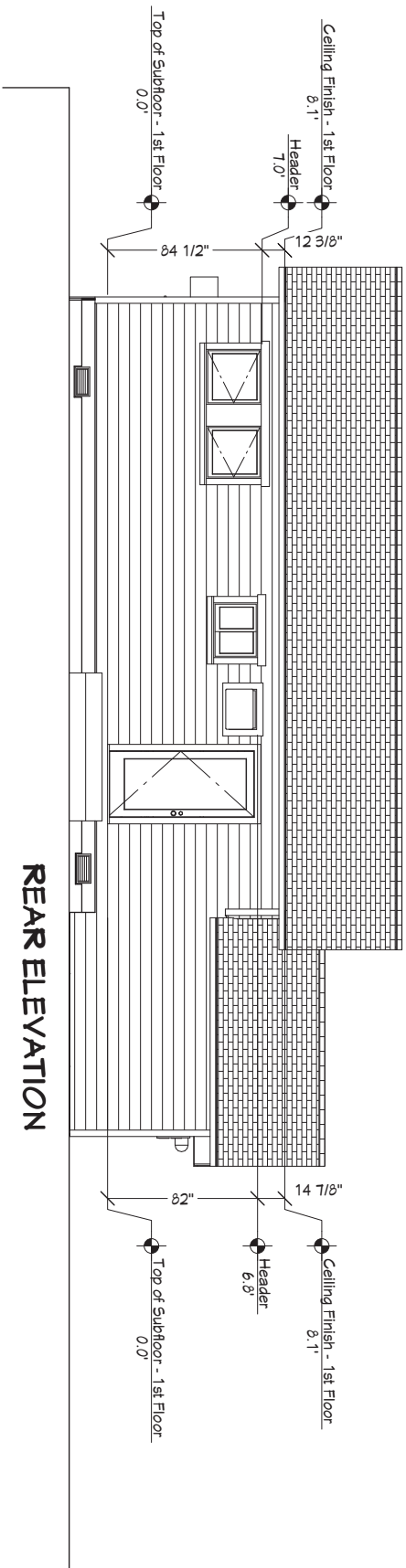
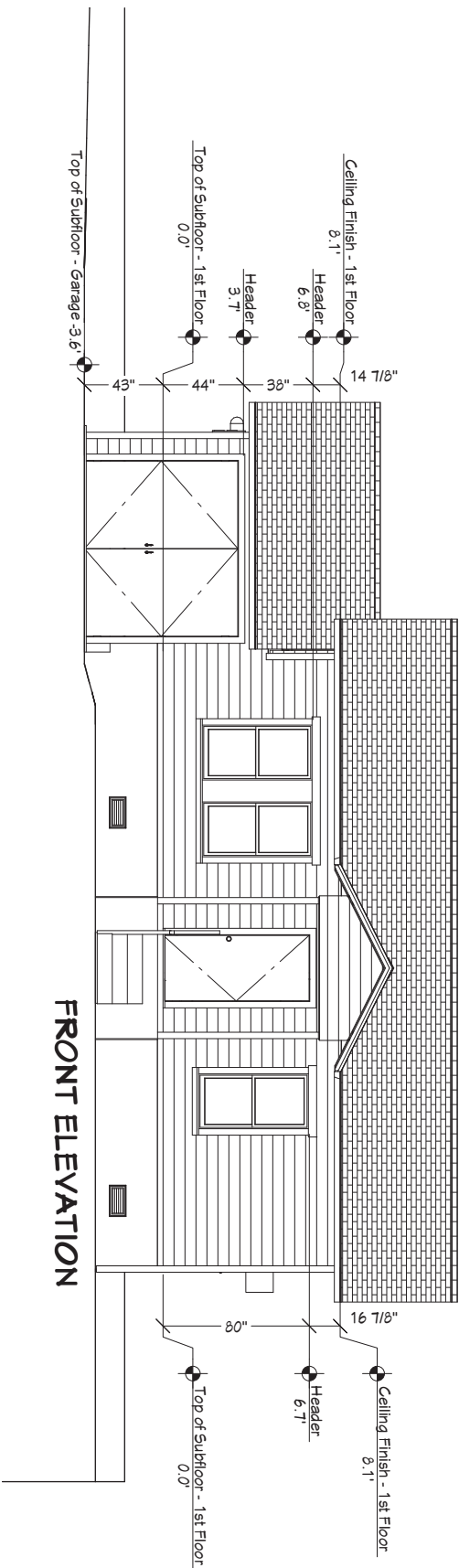
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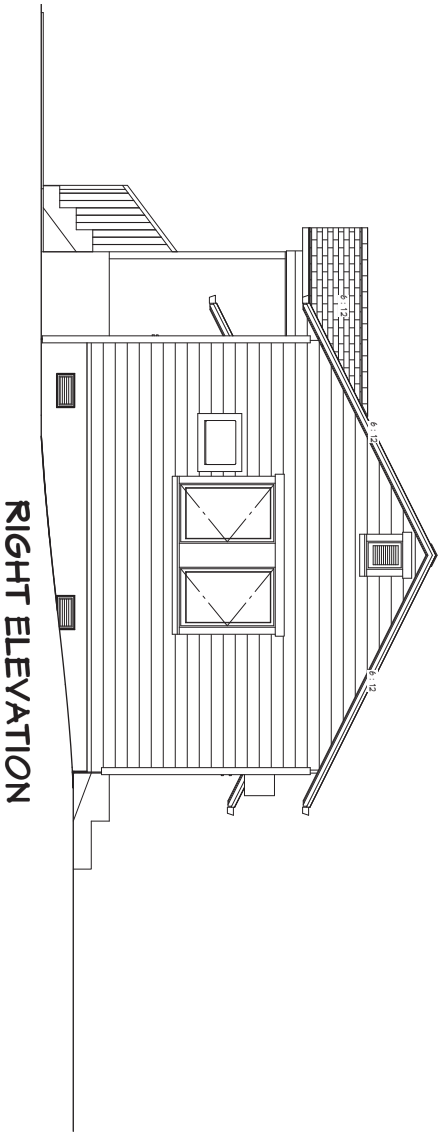




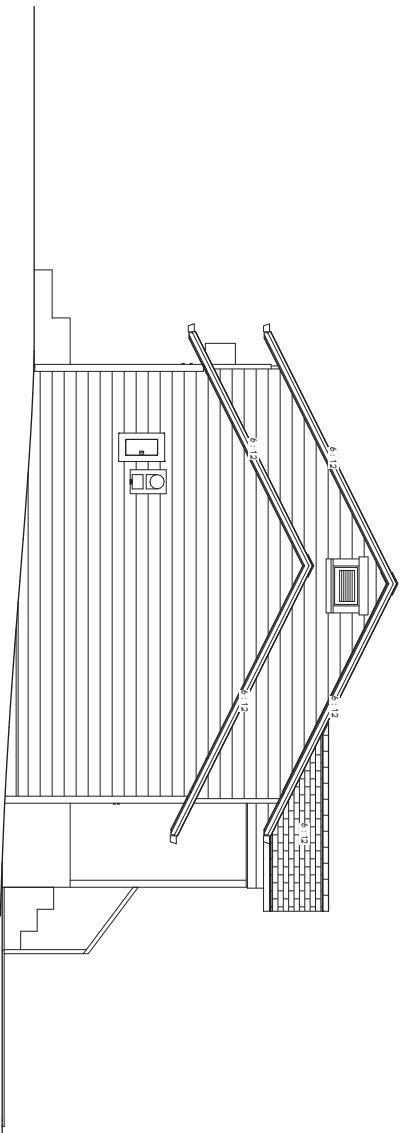
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**EXISTING ELEVATIONS**

1/8" = 1' - 0" SCALE



RIGHT ELEVATION



LEFT ELEVATION

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EXISTING ELEVATIONS

1/8" = 1' - 0" SCALE

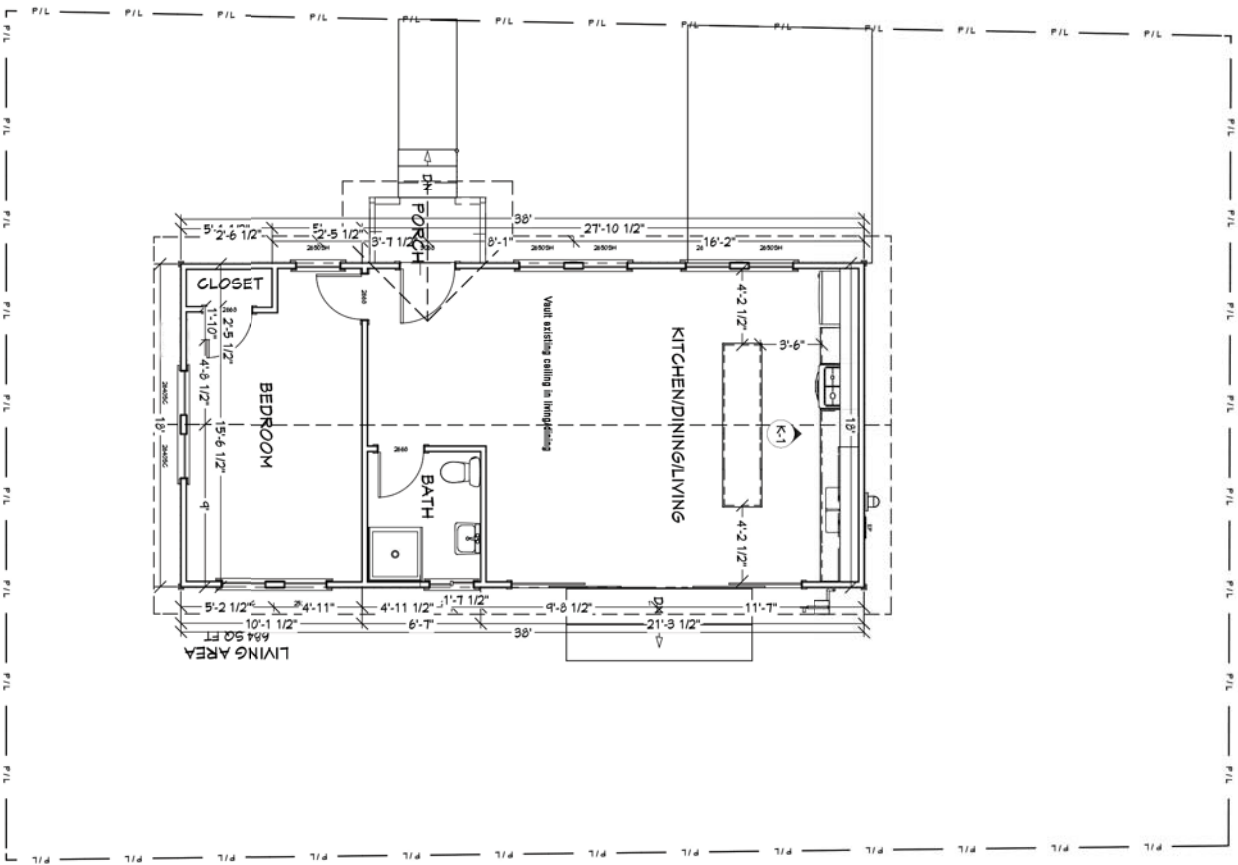


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PROPOSED SITE PLAN

3/16" = 1' - 0" SCALE



SUNERGY

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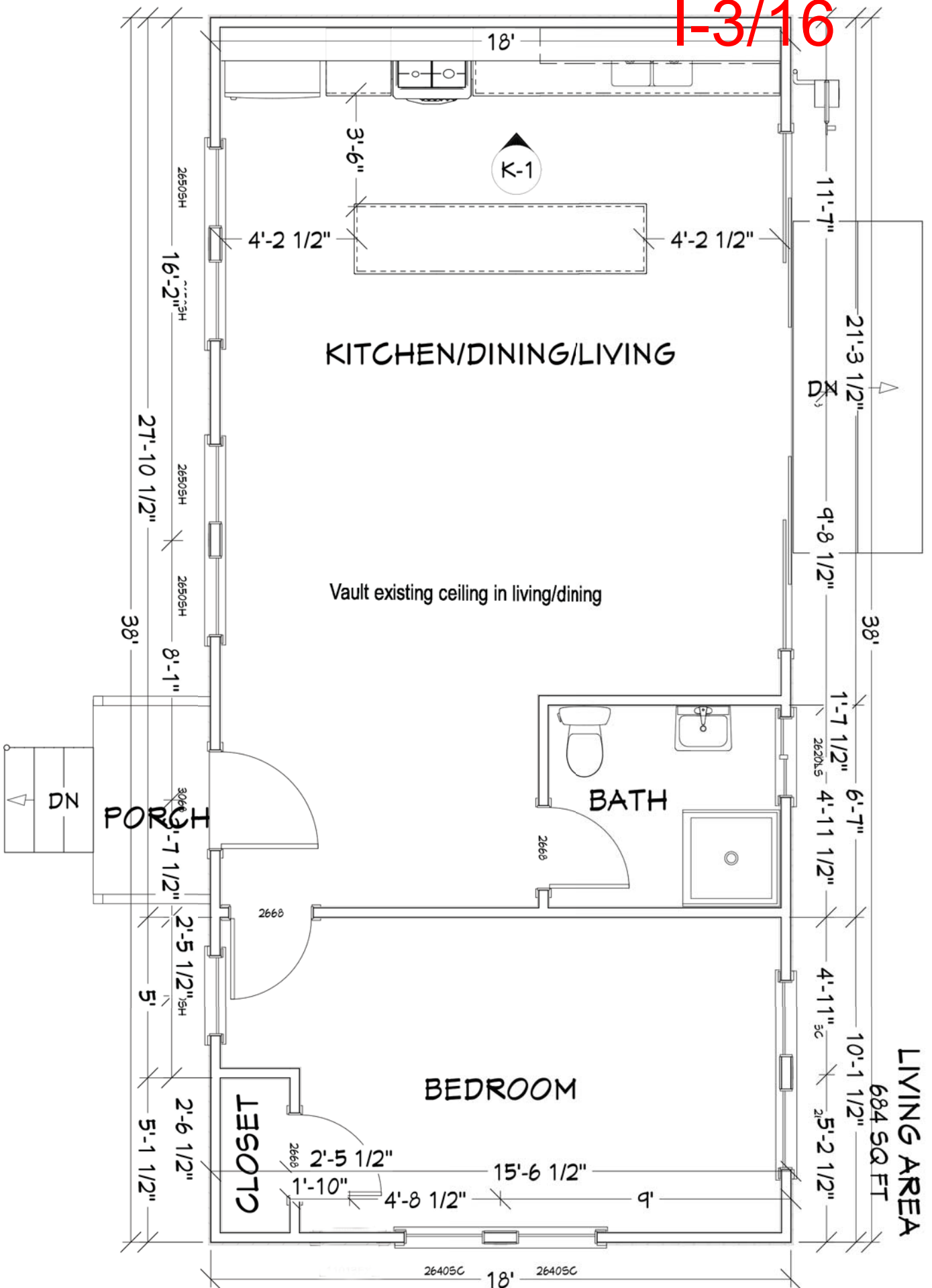
3267 Bee Cave Rd., Ste 107-174  
Austin, TX 78746 (+888) 239-8548

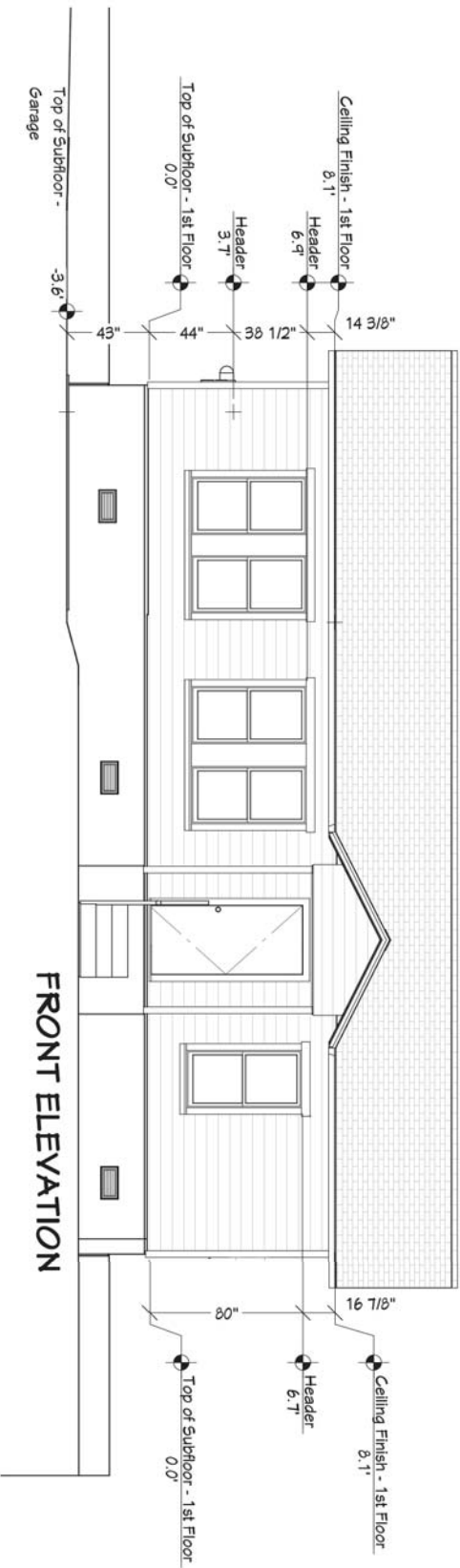
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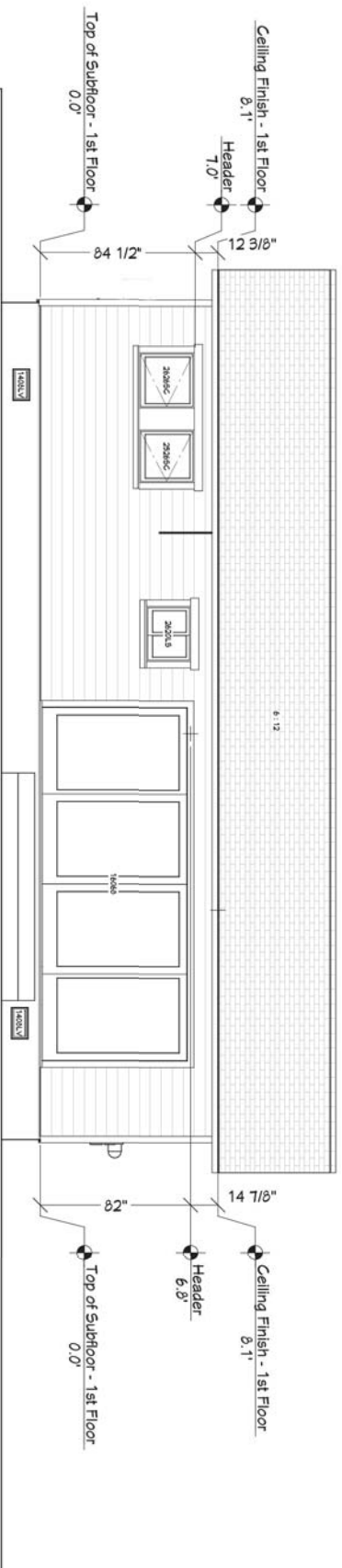
# PROPOSED FLOOR PLAN

1/4" = 1' - 0" SCALE





FRONT ELEVATION

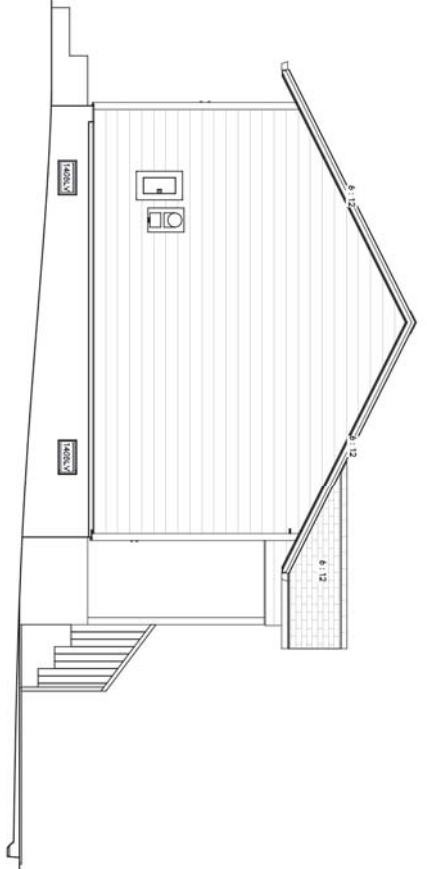


REAR ELEVATION

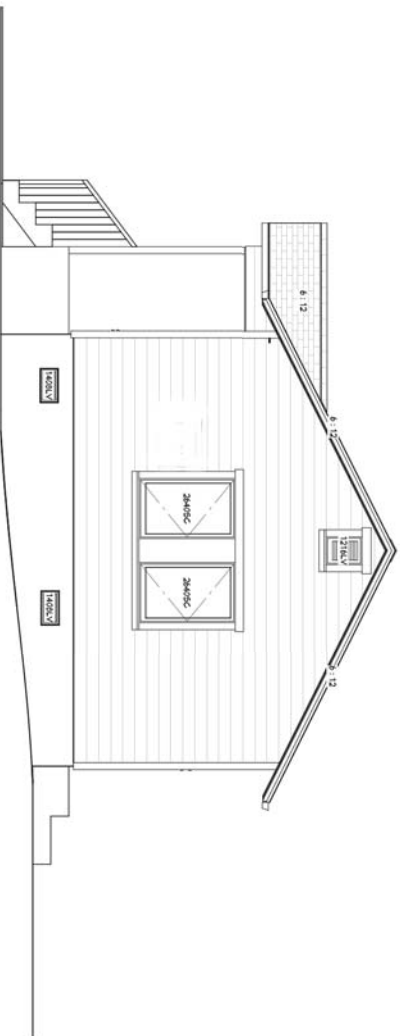


I-3/18

LEFT ELEVATION



RIGHT ELEVATION



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# PROPOSED ELEVATIONS

1/8" = 1' - 0" SCALE



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VERSION  
6/13/18



I-3/19

20/

ALJ 10-11-64 2300

ALJ 10-11-64 1400

THE STATE OF TEXAS )  
COUNTY OF TRAVIS )

KNOW ALL MEN BY THESE PRESENTS:

That we, Walter C. Schwarzer and wife, Lena Mae Schwarzer,

of the County of Travis, State of Texas, for and in consideration of the sum of Ten and no/100 Dollars (\$10.00), cash, and other good and valuable consideration to us in hand paid by Raymond R. Castro and wife, Agapita Castro, receipt of all of which consideration is hereby acknowledged and payment of no part of which is secured by a lien, expressed or implied, upon the hereinafter described premises, and the further consideration of the execution and delivery by the said Raymond R. Castro and wife, Agapita Castro, of their one certain promissory note, of even date herewith, for the sum of One Thousand Nine Hundred and no/100 Dollars (\$1,900.00) payable to the order of The Mutual Savings Institution, bearing interest at the rate of 7 % per annum, due in monthly installments of Fifty-Five and 50/100 Dollars (\$55.50), each, including interest, such monthly installments commencing on the first day of September, A.D. 1964, and continuing until said note is fully paid, said note containing the usual provisions for accelerated maturity and attorney's fees in case of default, and payment of said note being additionally secured by the lien of a deed of trust of even date herewith, executed by Grantees herein conveying the hereinafter described property to Fred C. Morse, Jr., Trustee,

Have GRANTED, SOLD and CONVEYED and by these presents do GRANT, SELL and CONVEY unto the said Raymond R. Castro and wife, Agapita Castro, of the County of Travis, State of Texas, all that certain lot, tract or parcel of land lying and being situated in the County of Travis, State of Texas, known and described as follows, to-wit:

The North Sixty-eight feet (N. 68') of Lot No. Nine (9), Block Nine (9), South Heights, an addition to the City of Austin, Travis County, Texas, according to the map or plat of record in Vol. 1, Page 112 of the Plat Records of Travis County, Texas.

TO HAVE AND TO HOLD the above described premises, together with all and singular the rights and appurtenances thereto in anywise belonging unto the said Raymond R. Castro and wife, Agapita Castro, their heirs, executors, administrators, and assigns forever. And we do hereby bind ourselves, our heirs and assigns, to WARRANT and FOREVER DEFEND, all and singular the said premises unto the said Raymond R. Castro and wife, Agapita Castro, their heirs, executors, administrators and assigns, against every person whomsoever, lawfully claiming or to claim the same, or any part thereof, subject to covenants, conditions, restrictions and easements of record.

But it is expressly agreed and stipulated that the vendor's lien is retained in favor of Walter C. Schwarzer and wife, Lena Mae Schwarzer, against the above described property, premises and improvements until the above described note, together with all interest thereon, has been fully paid according to its face and tenor, effect and reading, when this deed shall become absolute; and for and in consideration of the sum of One Thousand Nine Hundred and no/100 Dollars (\$1,900.00) cash, to us in hand paid by The Mutual Savings Institution, receipt of which is hereby acknowledged, we do hereby grant, sell and convey unto the said The Mutual Savings Institution, the vendor's lien, contract lien, superior title and all of our right, title and interest in and to the above described property securing the payment of said note, which transfer, however, is without recourse on us in any event.

WITNESS OUR HANDS this the 29th day of July, A. D. 1964.

44<sup>40</sup> U.S. INT. REV. STAMPS CANCELLED

DEED RECORDS  
Travis County, Texas

*Walter C. Schwarzer*  
Walter C. Schwarzer  
*Lena Mae Schwarzer*  
Lena Mae Schwarzer



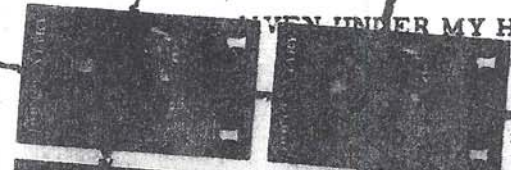
THE STATE OF TEXAS )  
 )  
COUNTY OF TRAVIS )

I-3/21

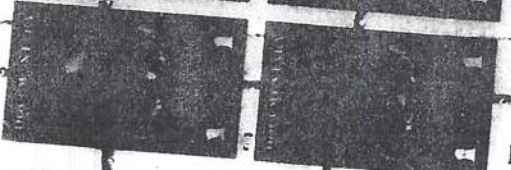
BEFORE ME, the undersigned authority, on this day personally  
appeared \_\_\_\_\_ President of

known to me to be the person and officer whose name is subscribed to the  
foregoing instrument, and acknowledged to me that the same was the act  
of the said  
a corporation, and that he executed the same as the act of such corporation  
for the purposes and consideration therein expressed, and in the capacity  
therein stated.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the \_\_\_\_\_  
day of \_\_\_\_\_, A.D. 19 \_\_\_\_\_



Notary Public in and for Travis County, Texas



168356

BEFORE ME, the undersigned authority, on \_\_\_\_\_  
appeared \_\_\_\_\_  
known to me to be the person(s) whose name(s) \_\_\_\_\_ subscribed to the  
foregoing instrument, and acknowledged to me that \_\_\_\_\_ executed the  
same for the purposes and consideration therein expressed.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the \_\_\_\_\_  
day of \_\_\_\_\_, A.D. 19 \_\_\_\_\_

Notary Public in and for Travis County, Texas

THE STATE OF TEXAS )  
 )  
COUNTY OF TRAVIS )

BEFORE ME, the undersigned authority, on this day personally  
appeared Walter C. Schwarzer and wife, Lena Mae Schwarzer,  
known to me to be the persons whose names are subscribed to the foregoing  
instrument, and acknowledged to me that they executed the same for the  
purposes and consideration therein expressed, and the said Lena Mae  
Schwarzer, wife of Walter C. Schwarzer,  
having been examined by me privily and apart from her husband and having the  
same fully explained to her by me, she, the said Lena Mae Schwarzer,  
acknowledged such instrument to be her act and deed, and  
declared that she had willingly signed the same for the purposes and consideration  
therein expressed, and that she did not wish to retract it.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, this the 27th  
day of July, A.D. 19 64.

*Shirley Benson*

Notary Public in and for Travis County, Texas

(NOTARY SEAL)

I-3/22

FILED FOR RECORD  
at 2:55 o'clock P.M.

JUL 30 1964

MISS EMILIE LINBERG  
County Clerk, Travis County, Texas  
By *Emilie Linberg* Deputy

STATE OF TEXAS  
COUNTY OF TRAVIS  
I hereby certify that this instrument was FILED on the  
date and at the time stamped hereon by me; and was duly  
RECORDED, in the Volume and Page of the named RECORDS  
of Travis County, Texas, as Stamped hereon by me, on

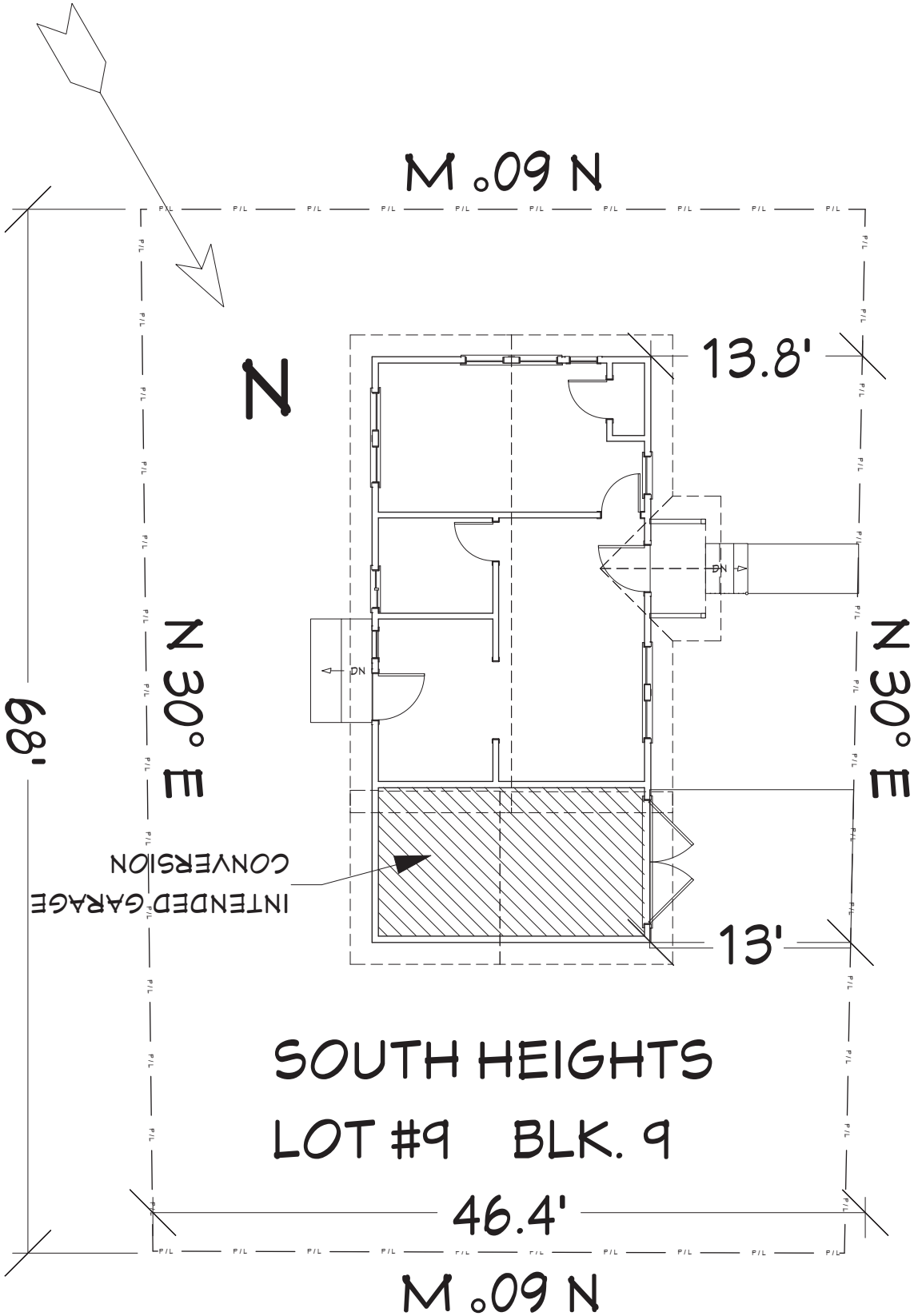


AUG 3 1964

*Emilie Linberg*  
COUNTY CLERK,  
TRAVIS COUNTY, TEXAS

DEED RECORDS  
Travis County, Texas

VOL 2819 PAGE 338



**SUNERGY**  
Home Services

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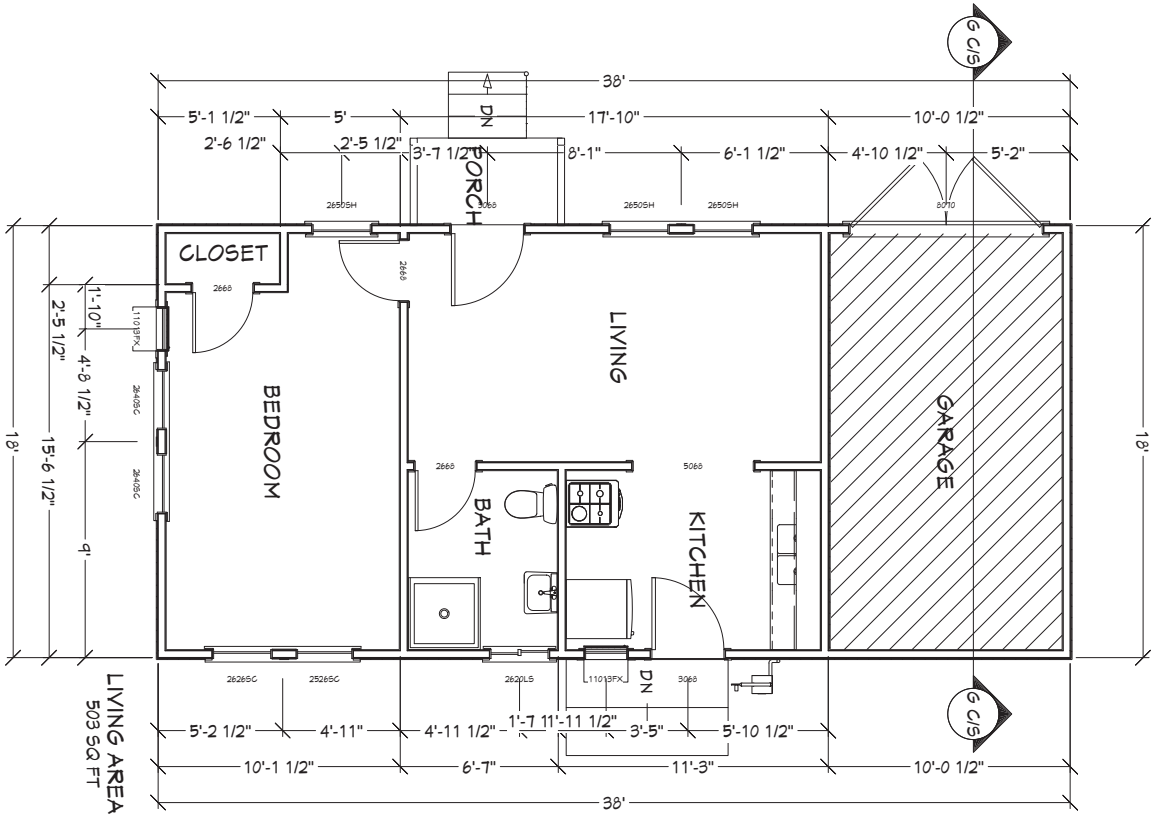
Sunergy Home Services  
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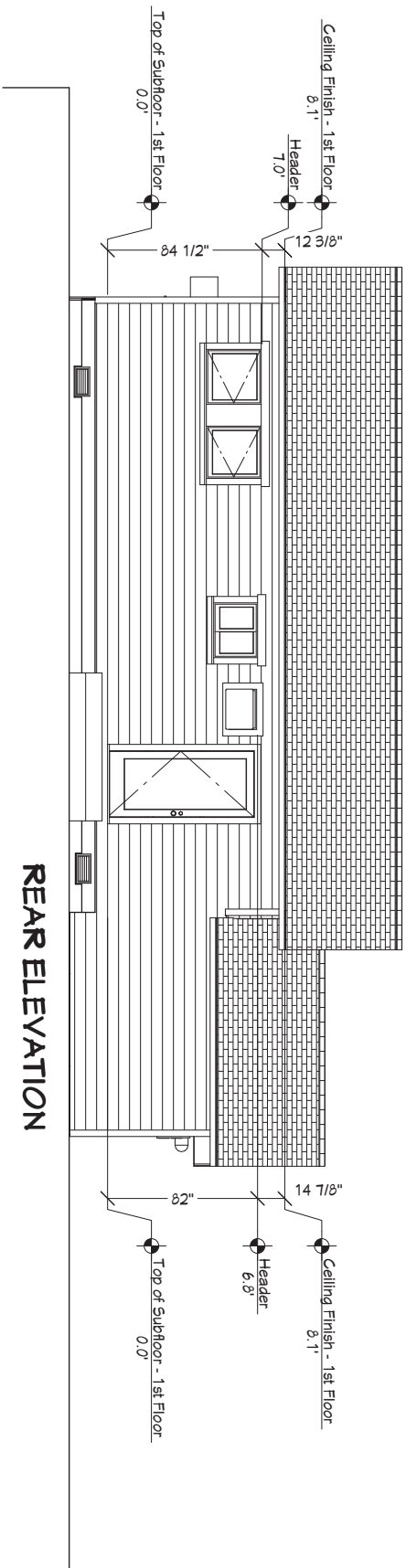
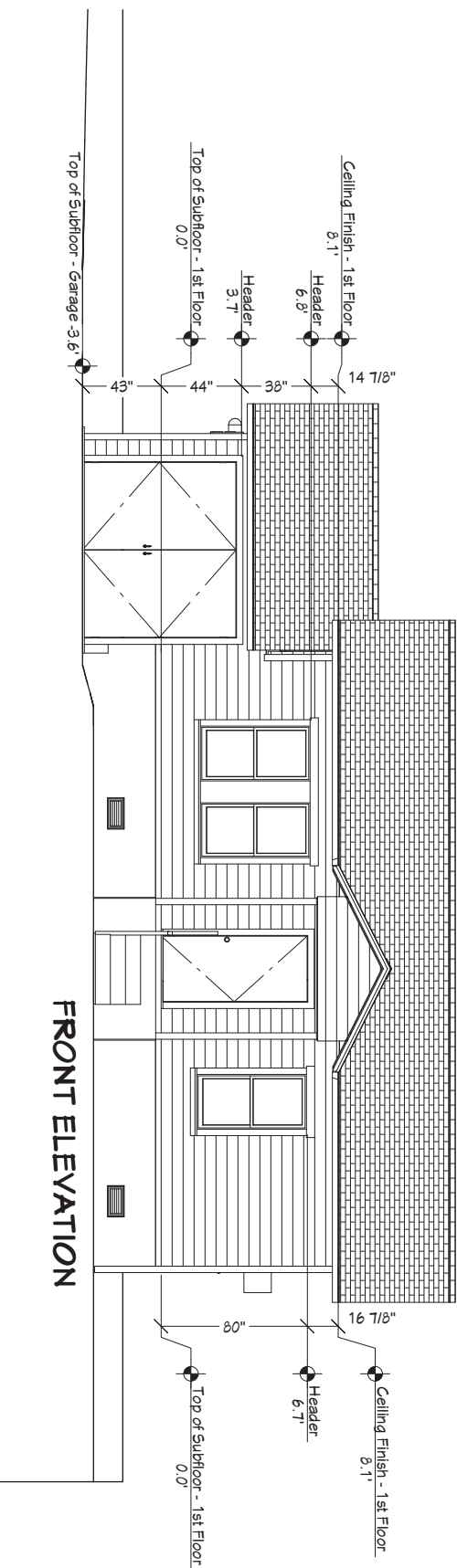
VERSION  
6/13/18

A-1

## EXISTING FLOOR PLAN

1/8" = 1' - 0" SCALE

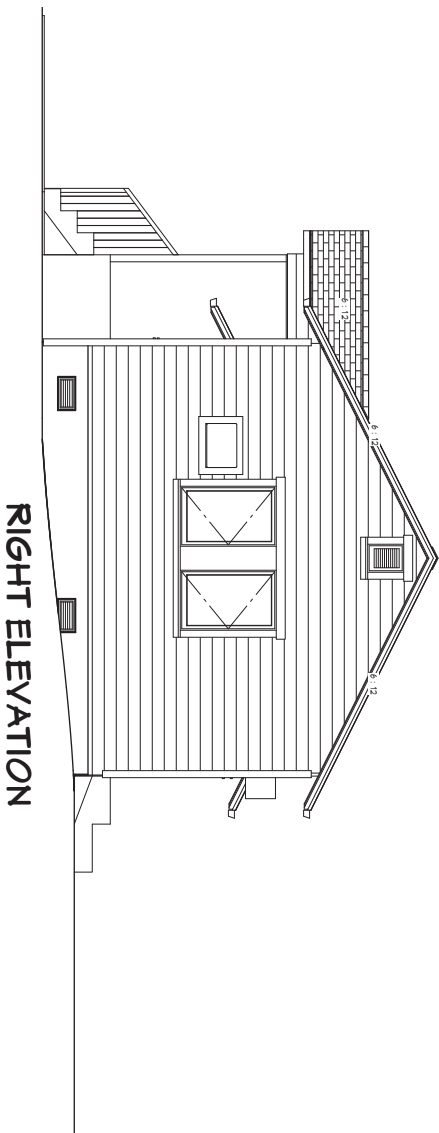




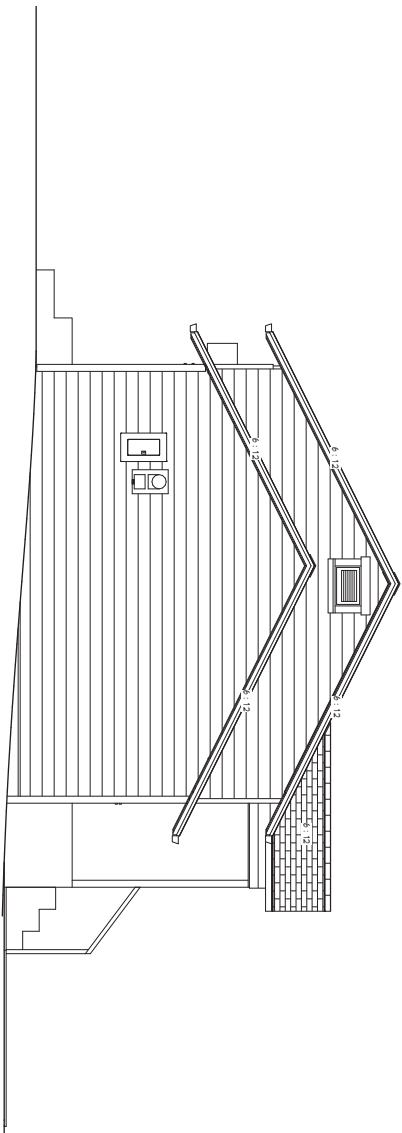
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EXISTING ELEVATIONS

1/8" = 1' - 0" SCALE



RIGHT ELEVATION



LEFT ELEVATION

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EXISTING ELEVATIONS

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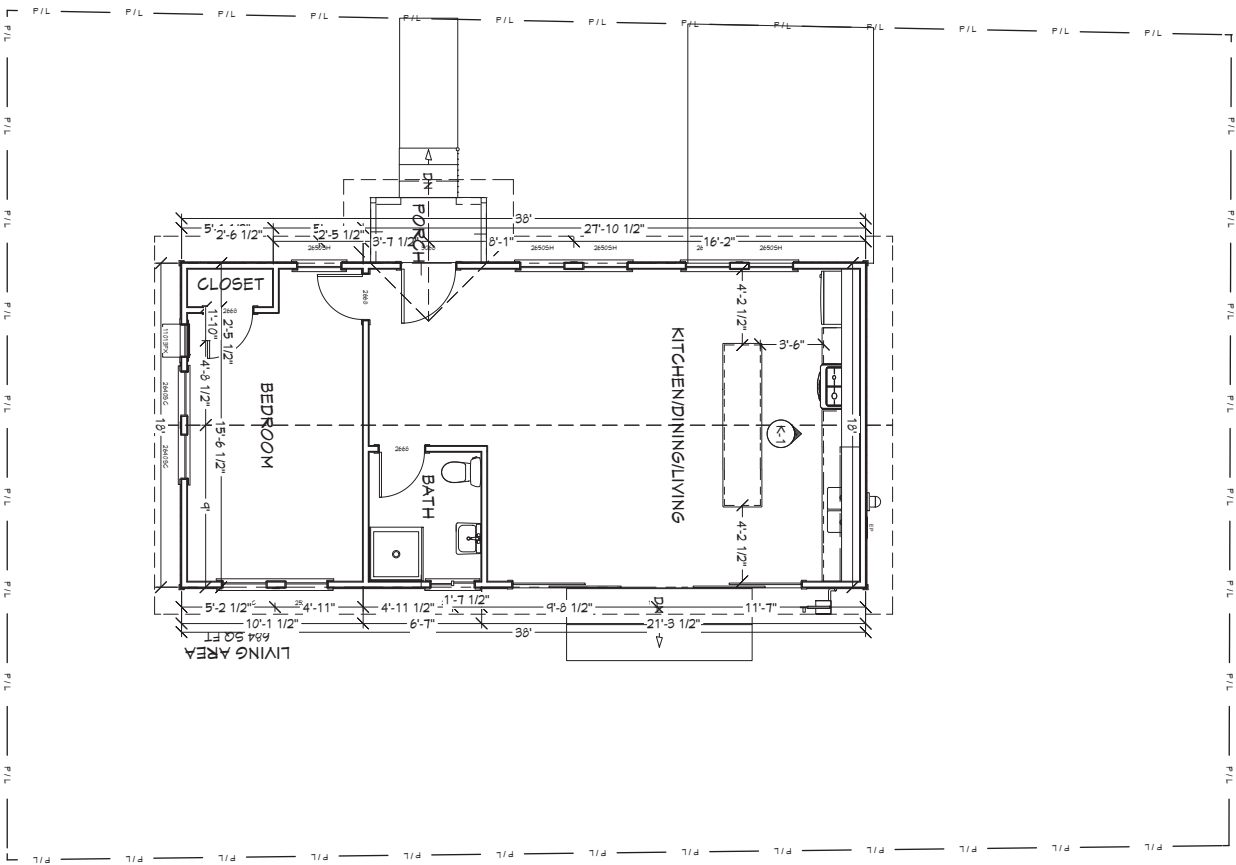
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Austin 78704

VERSION  
6/13/18





PROPOSED SITE PLAN

3/16" = 1' - 0" SCALE



**SUNERGY**  
Home Services

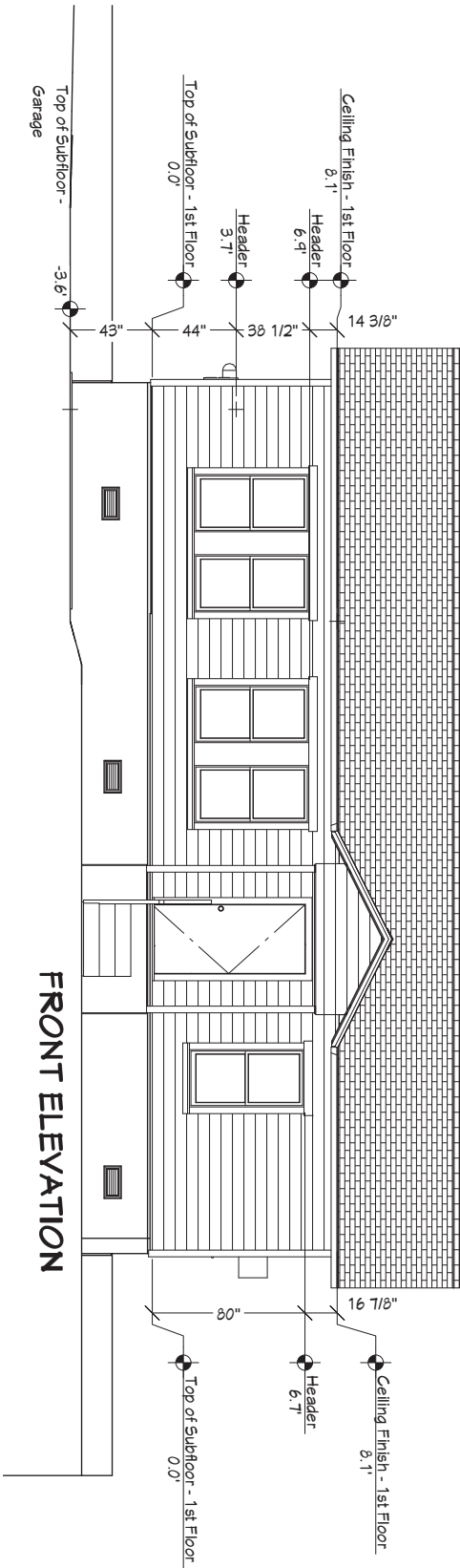
3267 Bee Cave Rd., Ste 107-174  
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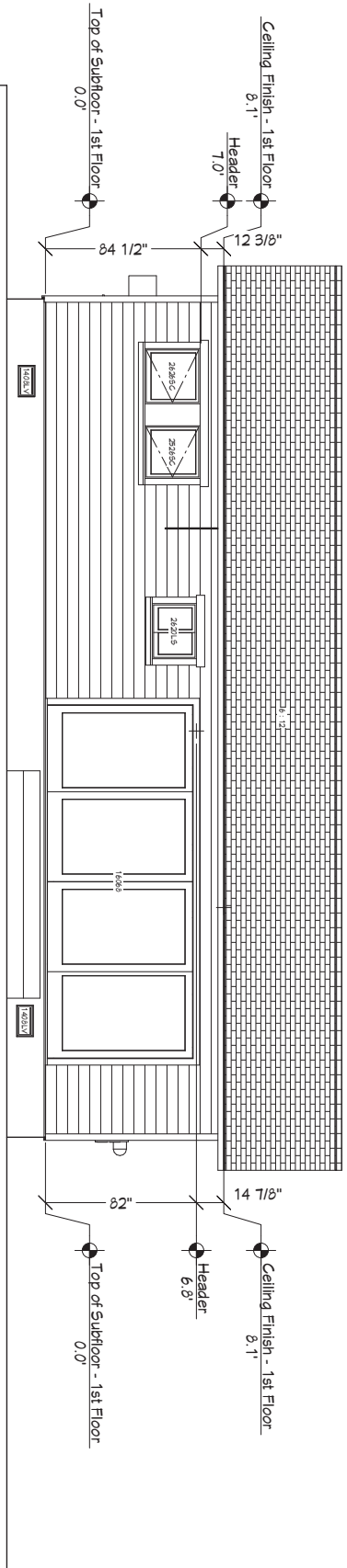
VERSION  
6/13/18



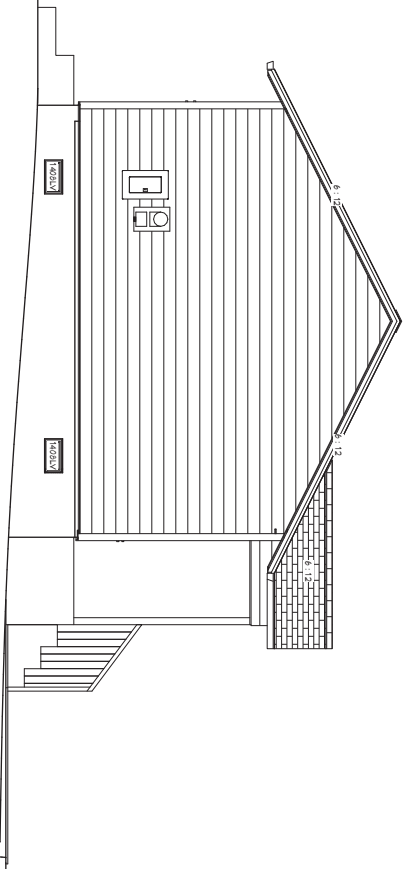




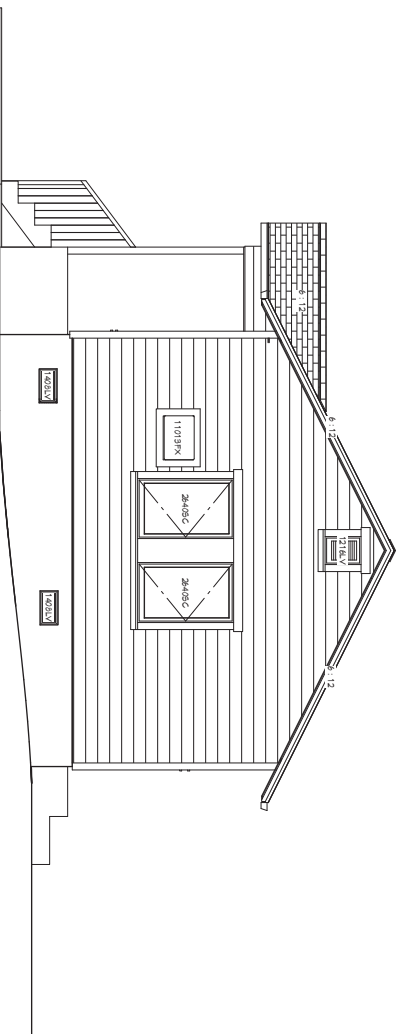
FRONT ELEVATION



REAR ELEVATION



LEFT ELEVATION



RIGHT ELEVATION

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# PROPOSED ELEVATIONS

1/8" = 1' - 0" SCALE



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VERSION  
6/13/18



# CITY OF AUSTIN Development SERVICES DEPARTMENT

Residential Review – One Texas Center  
505 Barton Springs Road, Austin, TX 78704; (512) 978-4000

## Garage Conversion and Carport/Porch Enclosure Permit Application

### Property Information

Project Address: 1301 S. 5th St.	Tax Parcel ID: 0100031702
Legal Description: 68' of Lot 9, Blk 9, South Heights Addition	
Zoning District:	Lot Area (sq ft): 3,155.2
Neighborhood Plan Area (if applicable):	Historic District (if applicable):

### Required Reviews

Does project have a Green Building requirement? (If yes, attach signed conditional approval letter from Austin Energy Green Building.)		Y	(N)
Is this site within an Airport Overlay Zone? (If yes, approval through Aviation is required.)	Y	(N)	Does this site have a septic system? (If yes, submit a copy of approved septic permit.)
Will the structure exceed 3,600 square feet total under roof?	Y	(N)	(If yes, Fire review is required.)
Is this property within 200 feet of a hazardous pipeline?	Y	(N)	(If yes, Fire review is required.)
Is this site located within an Erosion Hazard Zone? (If yes, EHZ review is required.)	Y	(N)	Is this property within 150 feet of the 100-year floodplain? (Proximity to floodplain may require additional review time.)
Is there a protected sized tree on this lot or adjacent lot(s)?	Y	(N)	(If yes, <a href="#">click here</a> for more information on the tree permit process.)
Note: Include tree location(s) on plot plan.			
Is this site within the Residential Design and Compatibility Standards Ordinance Boundary Area? (LDC 25-2 Subchapter F)		(Y)	N
Does this site have a Board of Adjustment (BOA) variance?	Y	(N)	Case # _____ (if applicable)
Does this site have a Residential Design and Compatibility Commission (RDCC) waiver? (If yes, provide a copy of decision sheet. Note: A permit cannot be approved within 10 days of approval of a variance from BOA.)			
Y			
(N)			

### Description of Work

The proposed work is to convert/enclose a (circle all that apply):			
(Garage)	Carport	Porch	
Will Total Completed Building Area > 5,000 sq ft? (If yes, construction material recycling is required per LDC 25-11-39.)			
Y			
Existing Use of Property: (single-family residential) duplex residential two-family residential other: _____			
Proposed Use of Property: (single-family residential) duplex residential two-family residential other: _____			
The garage/carport is: (attached) detached			
Will all or part of an existing exterior wall, structure, or roof be removed as part of the project? Y (N)			
Note: Removal of all or part of a structure requires a demolition permit application.			
# existing bedrooms: 1	# bedrooms upon completion: 1	# baths existing: 1	# baths upon completion: 1
# existing parking spaces (include garage/carport spaces): 3	# parking spaces upon completion (include garage/carport spaces): 2		
Circle if the conversion/enclosure will include: (electric) (plumbing) (mechanical (HVAC)) concrete (R.O.W.)			

Project Description: (Note: Please provide thorough description of project. Attach additional pages as necessary.)

Convert garage into conditioned space and relocate kitchen to it. Remove existing outlets and lighting. Install ductless air conditioners. Install new doors and windows. Install new roof. Repair siding. Install insulation.



Job Valuation		
<b>Total Remodeled Floor Area</b> <u>684</u> sq ft (work within existing habitable square footage)	<b>Amount for Primary Structure:</b> \$ <u>32,000</u> Elec: <input checked="" type="checkbox"/> Y <input type="checkbox"/> N   Plmbg: <input checked="" type="checkbox"/> Y <input type="checkbox"/> N   Mech: <input checked="" type="checkbox"/> Y <input type="checkbox"/> N	<b>Total Job Valuation:</b> \$ <u>32,000</u>  Note: The total job valuation should be the sum total of all valuations noted to the left. Labor and materials only, rounded to nearest dollar.
	<b>Amount for Accessory Structure:</b> \$ _____ Elec: <input type="checkbox"/> Y <input type="checkbox"/> N   Plmbg: <input type="checkbox"/> Y <input type="checkbox"/> N   Mech: <input type="checkbox"/> Y <input type="checkbox"/> N	

Please utilize the Calculation Aid on the last page of the Additional Information, page 7, as a guide to complete the following calculations and to provide supplemental information for thorough review.

Site Development Information						
Area Description <small>Note: Provide a separate calculation for each distinct area. Attach additional sheets as necessary. Measurements are to the outside surface of the exterior wall.</small>	Existing Sq Ft		New/Added Sq Ft		Total Sq Ft	
	Bldg 1	Bldg 2	Bldg 1	Bldg 2	Bldg 1	Bldg 2
a) 1 <sup>st</sup> Floor conditioned area	<u>503</u>				0	0
b) 2 <sup>nd</sup> Floor conditioned area					0	0
c) 3 <sup>rd</sup> Floor conditioned area					0	0
d) Basement					0	0
e) Covered parking (garage or carport)	<u>181</u>				0	0
f) Covered patio, deck, porch, and/or balcony area(s)					0	0
g) Other covered or roofed area					0	0
h) Uncovered wood decks					0	0
<b>Total Building Area (total a through h)</b>	0	0	0	0	0	0
i) Pool					0	0
j) Spa					0	0
k) Remodeled Floor Area, excluding Addition/New Construction					0	0

<b>Setbacks</b>	
Are any existing structures on this site non-compliant based on a yard setback requirement? (LDC 25-2-492)	Y <u>N</u>
Does any structure (or an element of a structure) extend over or beyond a required yard? (LDC 25-2-513)	Y <u>N</u>
Is front yard setback averaging being utilized on this property? (LDC 25-2, Subchapter F, Sec. 2.3 or 25-2-778)	Y <u>N</u>
If the front porch is proposed to be enclosed, does it encroach into the required front setback?	Y <u>N</u>

Is there a Neighborhood Plan governing this property? Y <u>N</u>	If there a Neighborhood Plan, does it include the Front Porch Infill Tool? Y <u>N</u>
--	---

<b>Parking</b> (LDC 25-6 Appendix A & 25-6-478)	# of spaces required: <u>2</u>	# of spaces provided: <u>2</u>
---	--------------------------------	--------------------------------

Right-of-Way Information	
Is a sidewalk required for the proposed construction? (LDC 25-6-353)	Y <u>N</u>
*Sidewalks are to be installed on any new construction of a single family, two-family or duplex residential structure and any addition to an existing building that increases the building's gross floor area by 50 % or more.	
Will a Type I driveway approach be installed, relocated, removed or repaired as part of this project?	Y <u>N</u>
Width of approach (measured at property line): _____ ft	Distance from intersection (for corner lots only): _____ ft
Are storm sewer inlets located along the property or within ten (10) feet of the boundaries of the property? (If yes, drainage review is required)	Y <u>N</u>

Subchapter F					
Gross Floor Area					
This section is only required for projects located within the Residential Design and Compatibility Standards Ordinance Boundaries as defined and illustrated in Title 25-2 Subchapter F of the Land Development Code. The Gross Floor Area of each floor is measured as the area contained within the outside edge of the exterior walls.					
Will this conversion affect a garage, carport or porch taking an exemption found in Subchapter F? Y <u>N</u>					
	Existing Sq Ft	New/Added Sq Ft	Proposed Exemption (check article utilized)	Applied Exemption Sq Ft	Total Sq Ft
1 <sup>st</sup> Floor	503	181			0.00
2 <sup>nd</sup> Floor					0.00
3 <sup>rd</sup> Floor					0.00
Area w/ ceilings > 15'			Must follow article 3.3.5		0.00
Ground Floor Porch* (check article utilized)			<input type="checkbox"/> Full Porch sq ft (3.3.3 A) <input type="checkbox"/> 200 sq ft (3.3.3 A 2)		0.00
Basement			Must follow article 3.3.3B, see note below		0.00
Attic			Must follow article 3.3.3C, see note below		0.00
Garage**: (check article utilized)	Attached	181	0	<input type="checkbox"/> 200 sq ft (3.3.2 B 1)	0.00
	Detached			<input type="checkbox"/> 450 sq ft (3.3.2 A 1 / 2a) <input type="checkbox"/> 200 sq ft (3.3.2 B 2a / 2b)	0.00
Carport**: (check article utilized)	Attached			<input type="checkbox"/> 450 sq ft (3.3.2 A 3) <input type="checkbox"/> 200 sq ft (3.3.2 B 1)***	0.00
	Detached			<input type="checkbox"/> 450 sq ft (3.3.2 A 1)	0.00
Accessory Building(s) (detached)					0.00
Totals	503	181			0.00

TOTAL GROSS FLOOR AREA (add Total Sq Ft column) ~~0.00~~ 684

(Total Gross Floor Area ÷ Lot Area) x 100 = 21.68 Floor-To-Area Ratio (FAR)

Is a sidewall articulation required for this project? Y N  
(Yes, if: a wall, 15' tall or higher, within 9 feet of a side property line extends further than 36 feet in length per article 2.7.1)

Does any portion of the structure extend beyond a setback plane/exemption exhibit (aka "tent")? Y N  
(If Yes, indicate applicable section of Subchapter F and length of protrusion on the drawings.)

**\*Ground Floor Porch exemption:** A ground floor porch, including a screened porch, may be exempted, provided that the porch is not accessible by automobile and is not connected to a driveway; and the exemption may not exceed 200 square feet if a porch has habitable space or a balcony above it.

**\*\*Garage and carport exemptions (in relation to primary structure):** Exemptions must follow the code as outlined in Title 25-2 Subchapter F 3.3.2. Each amount listed (450 or 200) is the maximum exclusion allowed per the article designated. Note: Article 3.3.2 C, "An applicant may receive only one 450-square foot exemption per site under paragraph A. An applicant who receives a 450-square foot exemption may receive an additional 200-foot exemption for the same site under paragraph B, but only for an attached parking area used to meet minimum parking requirements."

**\*\*\*Ordinance article 3.3.2 B 1** is the only 200 sq ft exemption that may be combined with a 450 sq ft exemption. Otherwise only one 450 exemption or one 200 sq ft exemption may be taken.

**Basement exemption:** A habitable portion of a building that is below grade may be exempted if the habitable portion does not extend beyond the first-story footprint and is below natural or finished grade, whichever is lower; and it is surrounded by natural grade for at least 50% of its perimeter wall area and the finished floor of the first story is not more than three feet above the average elevation at the intersections of the minimum front yard setback line and the side property lines.

**Habitable Attic exemption:** A habitable portion of an attic may be exempted if: 1) The roof above it is not a flat or mansard roof and has a slope of 3 to 12 or greater; 2) It is fully contained within the roof structure; 3) It has only one floor; 4) It does not extend beyond the footprint of the floors below; 5) It is the highest habitable portion of the building, or a section of the building, and adds no additional mass to the structure; and 6) Fifty percent or more of the area has a ceiling height of seven feet or less.



Contact Information			
Owner	Scott Isalle	Applicant/Agent	Adam Stepan
Mailing Address	1301 S. 5th St. 78704	Mailing Address	3267 Bee Cave Rd. Ste 107-174
Phone	860-810-7783	Phone	512-517-0552
Email		Email	Adams@sunergytx.com
General Contractor	Sunergy, LLC	Design Professional	Tucker Engineering, Inc.
Mailing Address	3267 Bee Cave Rd. Ste 107-174	Mailing Address	1311 Chisholm Trl. Ste 303 R.R. TX
Phone	512-817-0552	Phone	512-255-7477
Email	Adam.S@sunergytx.com	Email	Zach@tuckerengineering.net

**Authorization**

☒ I understand that in accordance with Sections 25-1-411 and 25-11-66 of the Land Development Code (LDC), non-compliance with the LDC may be cause for the Building Official to suspend or revoke a permit and/or license.

☒ I acknowledge that this project qualifies for the Site Plan Exemption as listed in Section 25-5-2 of the LDC. I understand that nothing may be built upon or over an easement.

☒ I further understand that no portion of any roof structure may overhang in any public utility or drainage easement. I acknowledge that customer will bear the expense of any necessary relocation of existing utilities to clear this driveway location and/or the cost to repair any damage to existing utilities caused during construction. Water services, meters, and wastewater cleanouts are not permitted within or beneath driveways or sidewalks. Private plumbing appurtenances will not be located in public right-of-way or public easements. Private plumbing lines will not cross lot lines.

☒ I agree that this application is good for twelve (12) months after the date it is filed, and will expire if not approved for compliance within that time frame. If the application expires, a new submittal will be required and compliance with current code may be required.

☒ I hereby certify that to the best of my knowledge and ability, the information provided in this application is complete and accurate.

☒ I further acknowledge that, should any information contained herein prove incorrect, the building official may suspend or revoke any resulting permit and/or license.

☒ I also understand that if there are any trees greater than 19 inches in diameter located on the property and immediately adjacent to the site, I am required to complete a Tree Ordinance Review Application by contacting (512) 974-1876 or [cityarborist@austintexas.gov](mailto:cityarborist@austintexas.gov). This initiates the tree permitting requirement needed to proceed with the development review process.

☒ I also understand that if there is a septic system located on the property, I am required to complete an On-site Sewage Facility (a.k.a. an OSSF or septic system) application by contacting Austin Water at (512) 972-0050 or [ossf@austintexas.gov](mailto:ossf@austintexas.gov). This initiates the septic system permitting requirement needed to proceed with the development review process.

☒ Erosion and Sedimentation Controls are required per Section 25-8-181 of the LDC. **Failure to comply with this requirement may result in a Stop Work Order and/or legal action by the City of Austin including criminal charges and fines of up to \$2,000.00 per day.**

☒ I acknowledge that a sidewalk will be required on any new construction of a single family, two-family or duplex residential structure and any addition to an existing building that increases the building's gross floor area by 50 % or more.

☒ I acknowledge if my plans are subject to a technical review it will not be construed to be a permit for, or an approval of any violation of any of the provisions of the current adopted building codes or another ordinance of the City of Austin.

☒ I am the record owner of this property and authorize the agent/applicant listed above to apply for and acquire a permit on my behalf.

Owner's signature: Scott Isalle Date: Aug 27, 2018

Applicant's signature: [Signature] Date: 10/17/18

Design Professional's signature: [Signature] Date: 10/17/18

General Contractor's signature: [Signature] Date: 10/17/18





# **Development**

CITY OF AUSTIN  
SERVICES DEPARTMENT

Residential Review – One Texas Center  
505 Barton Springs Road, Austin, TX 78704; (512) 978-4000

## **Garage Conversion and Carport / Porch Enclosure Permit Application**

### **Additional Information**

#### **Application Process**

Please submit all documents single-sided.

##### **Submission requirements:**

- ☐ Completed application
- ☐ 2 large-format sets of permit exhibits (11"x17", 12"x18", 18"x24", or 24"x36")
- ☐ 1 small-format set of permit exhibits (11"x17", 8.5"x14", or 8.5"x11")
- ☐ Austin Energy Building Service Plan Application (BSPA)  
Note: The BSPA and the small-format plot plan must be stamped by AE in the Development Assistance Center on the first (1st) floor of the One Texas Center prior to submittal
- ☐ Austin Water Utility W&WW Service Plan Verification, if water demand is to increase (e.g. addition of a bath)  
Note: The AWU form and the small-format plot plan must be stamped by AWU in the Development Assistance Center on the first (1st) floor of the One Texas Center prior to submittal
- ☐ Completed Demolition application with all required documentation, if any portion of an exterior wall is to be removed or modified. If submitting for a total demolition for new construction, demolition application must be submitted separately.

All drawings must be to a City of Austin verifiable scale, see [Residential Building Permit Customer Submittal Checklist](#) for additional details and a list of acceptable scales.

Check for expired permits: [https://www.austintexas.gov/devreview/a\\_queryfolder\\_permits.jsp](https://www.austintexas.gov/devreview/a_queryfolder_permits.jsp)

If there are expired permits associated with this property, they must be resolved. This can be done in the following ways:

Submit an Acknowledgement of Expired Permits form with this application. OR

If the work qualifies for an express permit, include it in the description of work on this application.

If the Acknowledgement of Expired Permits form is used for this project, information about what will be required to resolve the expired permit(s) can be obtained during Residential Review General Information Walk-in hours.

Submit application package during Intake hours. Please note limited hours for total demolition application submittal.

For hours and additional information go to our website at <http://www.austintexas.gov/departments/residential-building-review>

#### **About the Review Disciplines**

**Technical Review** – Any permit exhibits not sealed and signed by a Texas-registered architect or certified building designer will be subject to a limited technical review. The technical review is not intended to be exhaustive of all possible building code requirements.

**Floodplain Review** – Any work requiring a permit on property located within 150 feet of an identified flood plain will require additional review. If review is anticipated, include supporting information such as FEMA elevation certificate form 086-0-033 and/or topographic surveys referencing NAVD88. To check your property for proximity to a flood plain visit [www.ATXFloodPro.com](http://www.ATXFloodPro.com) or the City's [Floodplain Development Information](#) website.

**Historic Review** – There is additional review of exterior changes if property is a City Landmark or located in a Local Historic District, National Register Historic District, H or HD zoned district, or partial demolition of exterior features on property over 40 years old.

**Erosion Hazard** – There is a review of structural design if a property is located in the Erosion Hazard Zone, as defined by the boundaries located on the City of Austin GIS map. These zones align with locations where water flow and watershed could lead to erosion damage of the surrounding land features (e.g. creeks, stream beds, ...).

**Fire Review** – There is additional review of a project if the square footage of a structure exceeds 3,600 square feet in area. The 3,600 sq. ft. includes the total gross building area: all first, second, and additional floor areas; attached covered porches, patios, decks, and balconies; attached garages; and any other attached roofed areas. The review ensures adequate proximity to fire hydrants and sufficient water supply to the hydrants based on the total gross area of the structure. Properties within 200 feet of a hazardous pipeline may also require additional review.

## Additional Information, Continued

### Documentation Explanations and Definitions

#### Permit Exhibits:

**Plot Plan** – Plot Plans must be drawn to a standard scale and are to include but are not limited to the following items: property address and legal description, north arrow, drawing scale, trees within the ROW or trees equal to or greater than 19 inches in diameter located on the property and immediately adjacent to the property, property lines, building lines for both existing and proposed improvements, easements, required zoning setbacks and roof overhangs, water meter and wastewater cleanout locations, underground and overhead utility lines and appurtenances, and water and/or wastewater line size and material.

**Floorplan(s)** – Floorplans must be drawn to a standard scale and are to include (but are not limited to) the following items: drawing scale, room labels, new wall measurements, new ceiling heights, new door and window schedule, smoke detector\* and carbon monoxide detector\*\* specifications and locations, dimensioned locations of new plumbing fixtures, handrail/guardrail locations and room square footages. Please provide Existing and Proposed Floor plan if part of the improvements includes removing or adding any wall, window, door, plumbing fixtures, etc. Clearly differentiate between existing, demolished, and new items.

\*provide smoke detector system (hardwired, interconnected, battery back-up) at each sleeping room and vicinity in accordance with IRC R314

\*\*provide carbon monoxide detector in immediate vicinity of sleeping rooms in accordance with IRC R315.

**Exterior Elevations** – Elevation plans must be drawn to a standard scale and are to include front, rear, and sides of the structure. For additions, elevations are required of all sides of the new portion of the structure. Height dimensions are required on all elevations. If ceiling height exceeds 20' or building is multi-story include dimensions of high, low, and average elevations at grade.

#### **Structural Drawing(s)** –

Foundation plan will be needed for structures without existing foundations.

### Criteria for this Application

#### Criteria:

This application may only be used for converting the following into interior space:

- Legally established garages
- Legally established carports
- Legally established porches

The following is NOT PERMITTED with this application:

- A change of use for the property. (If the property is currently single-family, the property must remain single-family. This permit does not allow for the creation of a duplex or any additional dwelling unit)
- An increase or modification to the building footprint or to the building height.



One Texas Center | 505 Barton Springs Road  
Phone: (512) 974-2632, (512) 974-9112  
Email: [aebspaespa@austinenergy.com](mailto:aebspaespa@austinenergy.com)

**This form to be used for review of Building Permit only**  
For use in DAC only

2/18/2016



Residential Review – One Texas Center | 505 Barton Springs Road, Austin, Texas 78704 | Phone: 512-978-4000

## Water & Wastewater Service Plan Verification (WWWSPV)

All fields are required

Service Address: 1301 S. 5th St. Austin, TX 78704  
 Lot: 9 Block: 9 Subdivision: South Heights Addition  
 Dwelling Units demolished? Y ☐ N ☒ New Dwelling Units to be built? Y ☐ N ☒  
 Multiple Dwelling Units on same Lot? Y ☐ N ☒ Corner Lot? Y ☒ N ☐  
 Land Status/Re-subdivision? Y ☐ N ☒  
 Original Address: \_\_\_\_\_ Existing Use: SFR  
 Proposed Use: ☒ Single-Family Res. \_\_\_\_\_ sq. ft. ☐ Two-Family Res.  
☐ Duplex ☐ Accessory Dwelling Unit (< 1,100 sq. ft.)  
☐ Other: \_\_\_\_\_  
 Existing # Baths: 1 Additional # Baths: 0 Total # bathrooms the meter(s) will serve: 1  
 First Meter: 1 Second Meter: \_\_\_\_\_

### Water meters & wastewater clean-outs are not permitted in sidewalks or driveways

Relocation of services from proposed sidewalks or driveways shall be performed at the applicant's expense.

Signing this form verifies that the information provided is deemed accurate and complete based on available records. The customer is responsible to confirm the location and suitability of existing water and wastewater services. The customer may be responsible for costs associated to corrections due to invalid information provided.

Applicant Name & Signature: Adam Steyer Date: 10/17/18 Phone: 512.517.0552

### City of Austin Office Use Only

Water main size: \_\_\_\_\_ Service stub size: \_\_\_\_\_ Service stub change required: Y ☐ N ☐  
 Shared Service? Y ☐ N ☐ Meter #, size & address: \_\_\_\_\_  
 Existing meter #: \_\_\_\_\_ Existing meter size: \_\_\_\_\_  
 Existing water service line/meter location: \_\_\_\_\_  
 Upgrade required: Y ☐ N ☐ New meter(s) size: \_\_\_\_\_  
 Existing water or wastewater main located on the property: Y ☐ N ☐  
 WW main size: \_\_\_\_\_ WW Service line/clean-out location: \_\_\_\_\_  
 Secondary address needed at property: Y ☐ N ☐ Utility Plan required: Y ☐ N ☐  
 Instruction sheet provided to Customer: Y ☐ N ☐ Is the lot legally Platted? Y ☐ N ☐

Garage conversion - No bath added / No dwelling unit added.  
 AW Engineer: Joe A. J. Date: 10/17/18 Phone: \_\_\_\_\_  
 AW Taps: \_\_\_\_\_ Date: \_\_\_\_\_ Phone: \_\_\_\_\_

A stamp in this box indicates AW approves for Plan Review  
**APPROVED OCT 17 2018**





Residential Review – One Texas Center | 505 Barton Springs Road, Austin, Texas 78704 | Phone: 512-978-4000

### Instructions:

The intent of the WWWSPV is to ensure that prior to beginning a residential project, adequate water and wastewater services can be provided to the site and is planned for as part of the overall project and to ensure the applicant is aware of the potential costs and lead times associated with any requirement of relocation, new installation, or upgrade of services to the site.

A WWWSPV is required prior to submitting a residential plan review for the following project types:

- Construction of a new home, duplex, garage apartment, or secondary structure unless identified as a volume builder project
- Remodeling to an existing structure that increases the number of total bathrooms to more than three
- Remodeling to an existing structure to increase the number of units on the site (i.e. converting a single family home to a duplex)
- Remodeling to an existing structure/site causing change to driveway location, garage entry/approach that would impact water/wastewater service placement.

A WWWSPV is NOT required prior to submitting for a residential plan review for the following project types:

- Remodel of an existing structure that keeps the total bathroom count to three or less
- Construction of a swimming pool
- Additions to an existing residence, such as decks
- Projects that are part of a large commercial site project where utility plans must be reviewed by AW engineers

**If a WWWSPV form is required, complete the verification form and provide a copy of the plot plan for the site.**

The plot plan should be to a standard scale and show all existing, included water meter and wastewater cleanout locations, in order to complete verification, as well as any proposed improvements. Submit the verification form and planning materials to AW Taps for approval prior to submitting for a residential building permit.

If Residential Plan Review deems a different use for the proposed structure(s) than what was submitted in the review, this could trigger different meter requirements for the site. If this is the case, please contact the AW Taps Office, at either location below, for a new assessment:

**Austin Water – Waller Creek Center**  
 625 E. 10th St, Austin, TX 78701  
 Taps Office – Suite 200 - 512-972-0000  
 Engineering Office – Suite 300 – 512-972-0220

**Development Assistance Center – One Texas Center**  
 505 Barton Springs Rd, Austin, TX 78704  
 512-978-4000

Applicant must contact AW Taps office at either location above to submit an application for a meter upgrade or a new service after plan review has been submitted and before issuance of the building permit. **If a Utility Plan is required, the tap plan must be approved by Austin Water Engineering before taps can be sold.**

If the existing water meter was pulled for non-billing account during demolition, contact Customer Care at 512-494-9400 to request account set-up and same size meter reinstalled within 120 days of meter removal (with an active building permit) to avoid city reconnect charges.

WWWSPV form is only valid for the life of Plan Review permit.

### Utility Criteria Manual

- 2.9.2 Water Meters shall be placed within the public right of way or in an easement. Water meter boxes are not allowed in sidewalks or driveways.
- 2.9.4 Services to lots without a water/wastewater easement will terminate at the property line with a clean-out; service to lots having a 5' x 5' water/wastewater easement will terminate within the easement. For details, see the City of Austin Standard Details. Wastewater cleanouts are not allowed in sidewalks or driveways.

AE APPROVED

OCT 17 2018  
290-508  
MCP

SOUTH FIFTH STREET

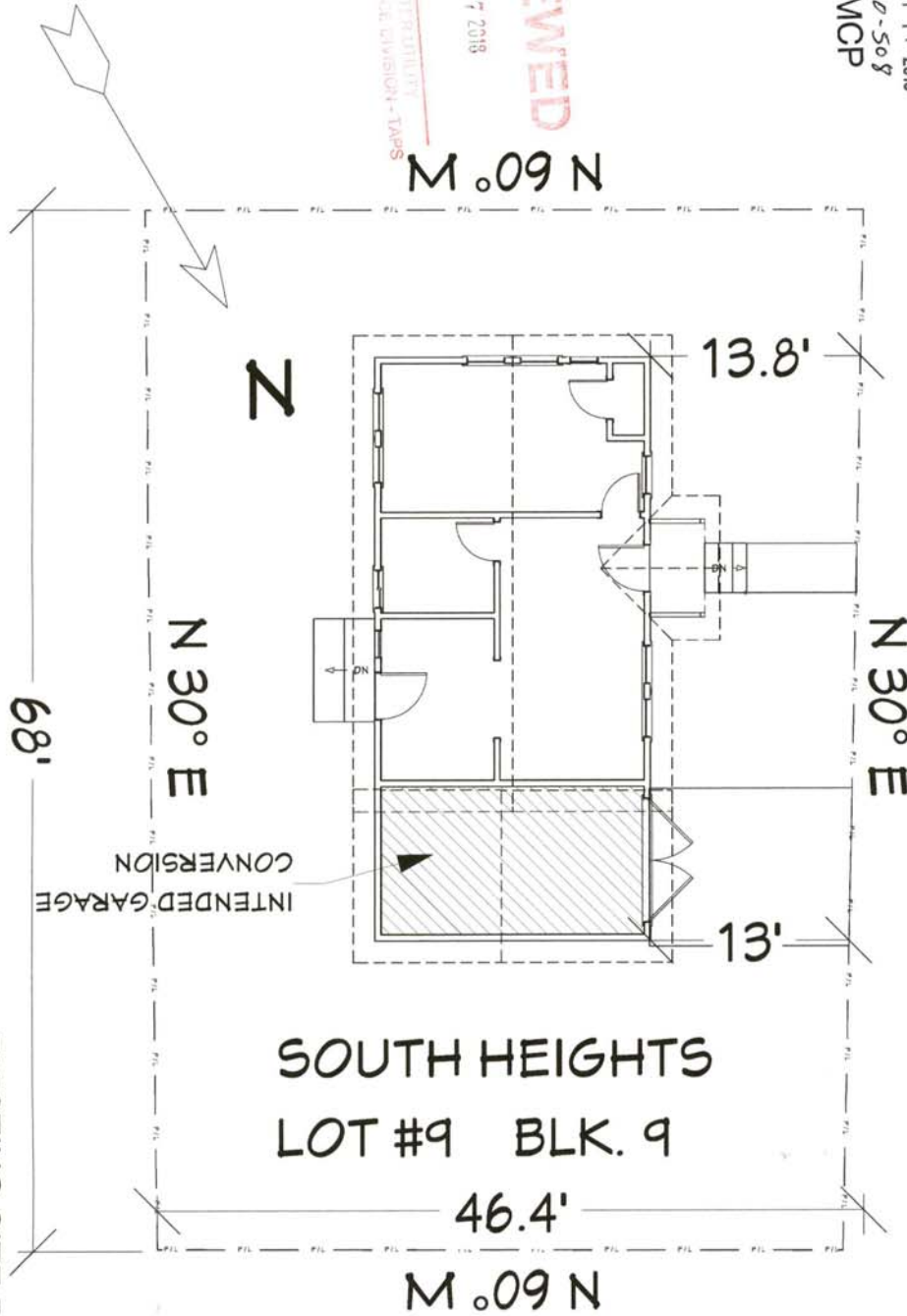
OCT 17 2018

REVIEWED

CONSULTANT'S DIVISION - TAPS

M .09 N

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EXISTING SITE PLAN

1" = 10' - 0" SCALE

1/8" = 1'



**SUNERGY**  
Home Services

3267 Bee Cave Rd., Ste 107-174  
Austin, TX 78746 (+888) 239-8548

Sunergy Home Services  
1301 S 5th St.  
Austin 78704

VERSION  
6/13/18

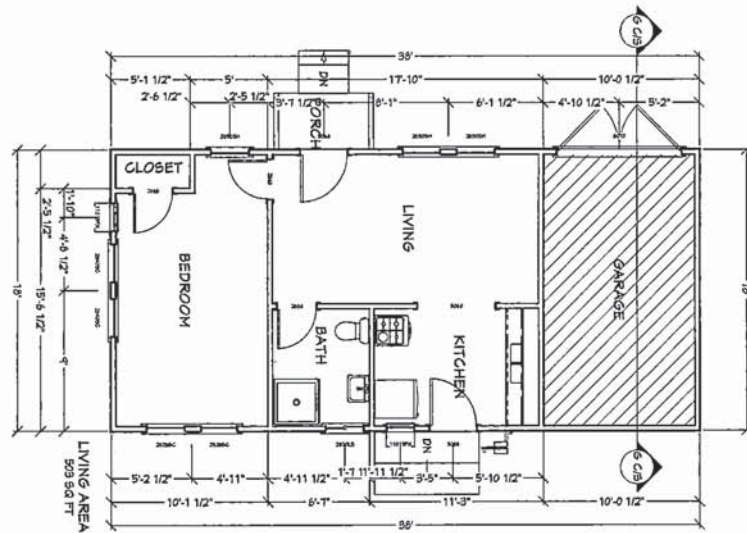
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DEVELOPMENT

SCM



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# EXISTING FLOOR PLAN

1/8" = 1' - 0" SCALE



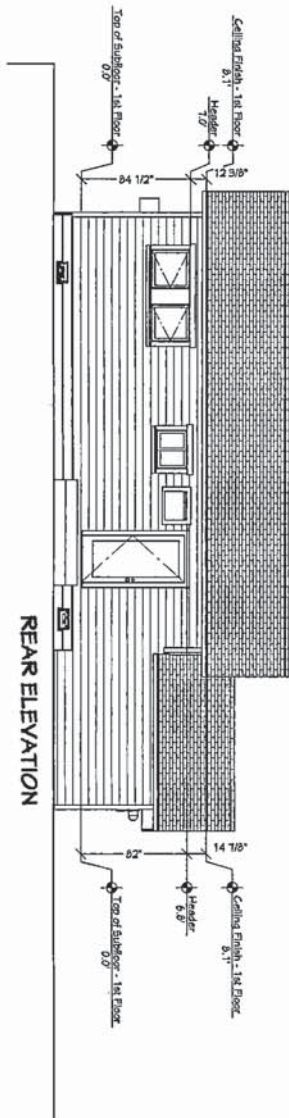
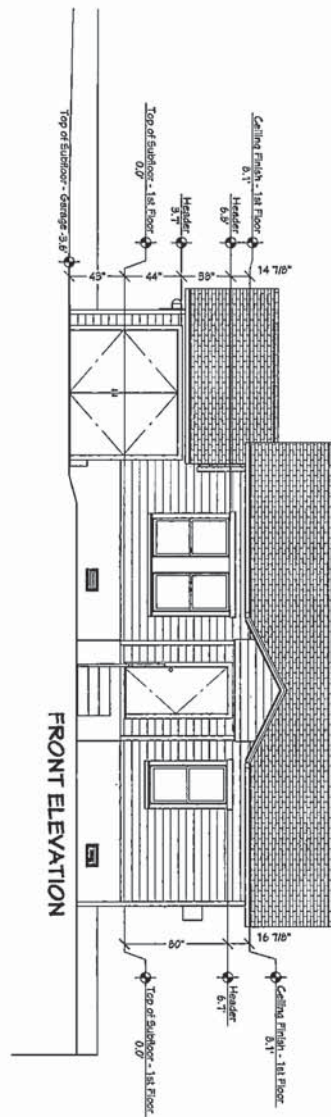
**SUNERGY**  
Home Services

3257 Bio Cave Rd., Ste 101-174  
Austin, TX 78746 (468) 230-9548

Sunergy Home Services  
1301 S 5th St.  
Austin 78704

VERSION  
6/1/19

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**EXISTING ELEVATIONS**  
1/8" = 1' - 0" SCALE



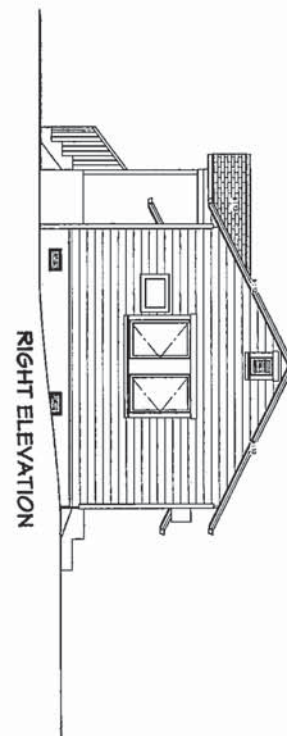
**SUNERGY**  
Home Services

3257 Bee Cave Rd., Ste 107-174  
Austin, TX 78746 (416) 239-5544

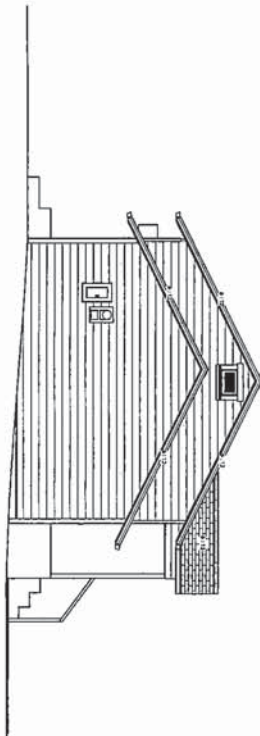
Sunergy Home Services  
1301 S 5th St.  
Austin 78704

VERSION  
6/13/18

A-3



RIGHT ELEVATION



LEFT ELEVATION

FORMATTED FOR LETTER SIZED PAPER

EXISTING ELEVATIONS

1/8" = 1' - 0" SCALE



**SUNERGY**  
Home Services

3267 Bee Cave Rd., Ste 107-174  
Austin, TX 78746 (+888) 239-8548

Sunergy Home Services  
1301 S 5th St.  
Austin 78704

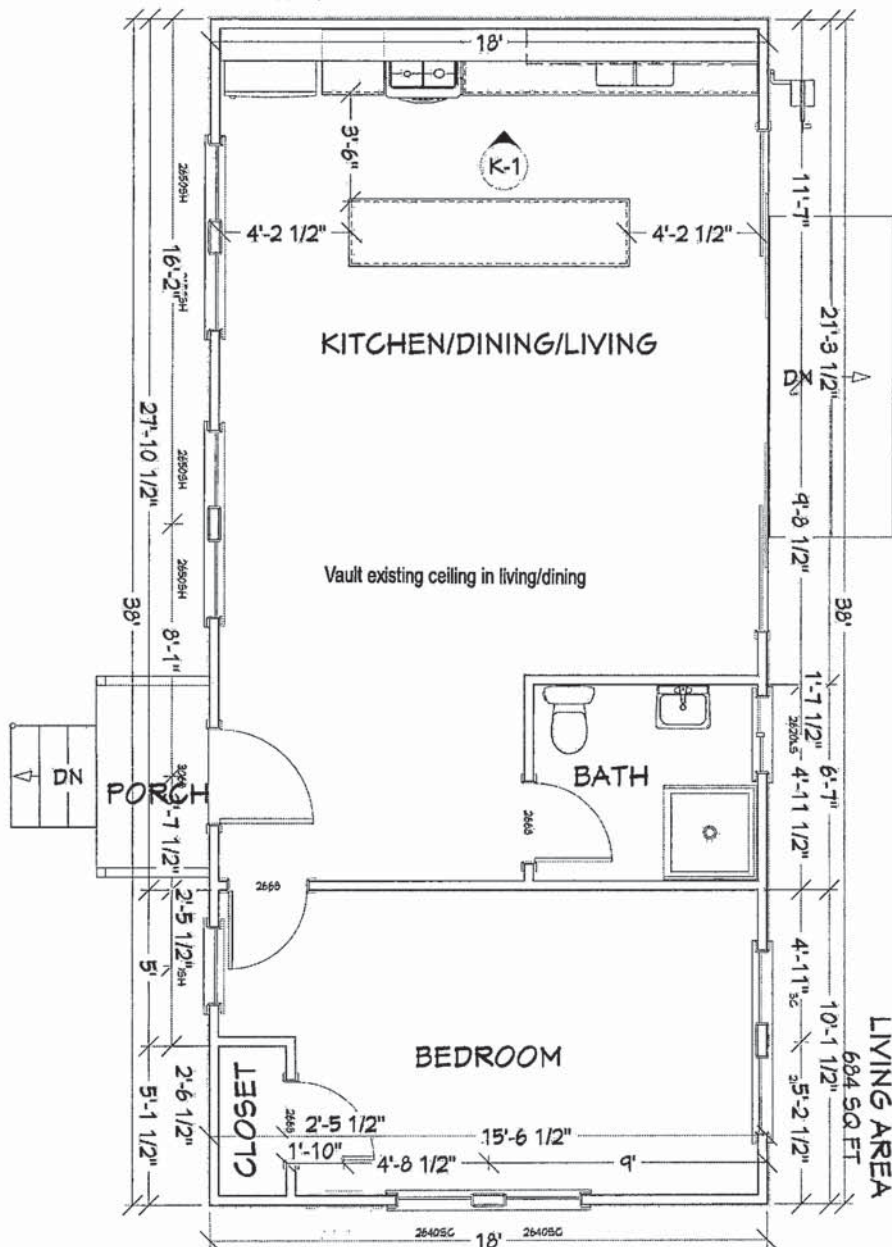
VERSION  
6/13/18

A-4

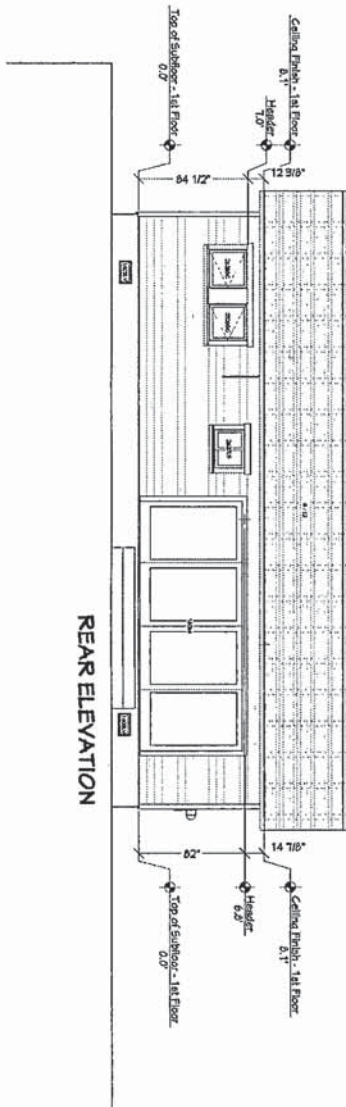
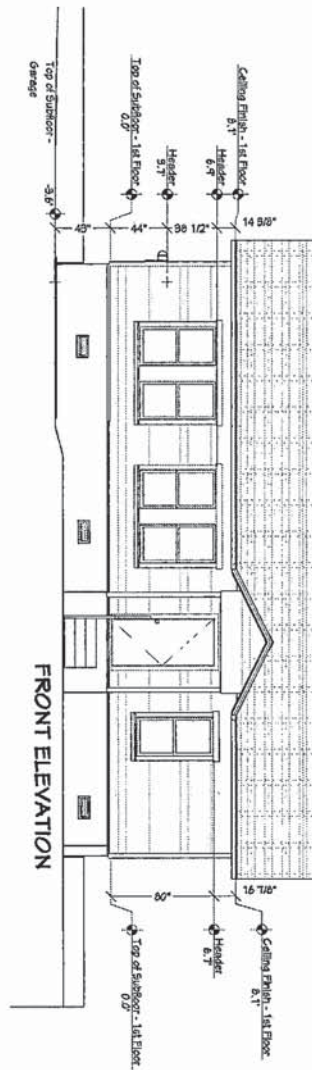
VERSION  
6/13/18

FORMATTED FOR LETTER SIZED PAPER

# PROPOSED FLOOR PLAN 1/4" = 1' - 0" SCALE







FORMATTED FOR LETTER SIZED PAPER

# PROPOSED ELEVATIONS 1/8" = 1' - 0" SCALE

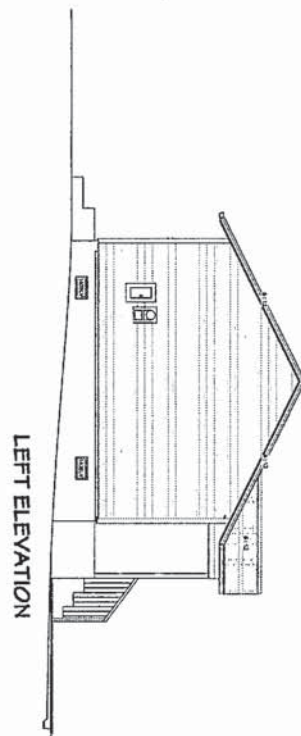


**SUNERGY**  
Home Services

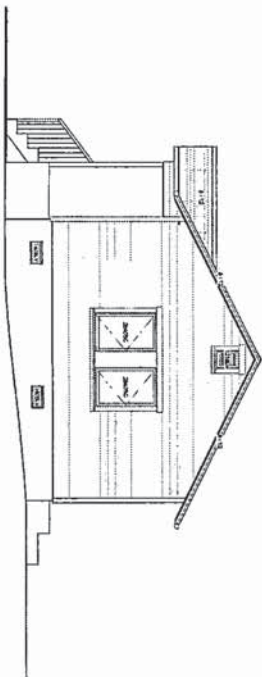
3207 Bee Cave Rd., Ste 107-174  
Austin, TX 78746 (512) 239-0548

Sunergy Home Services  
1301 S 5th St.  
Austin 78704

VERSION  
01/15/18



LEFT ELEVATION



RIGHT ELEVATION

FORMATTED FOR LETTER SIZED PAPER

**PROPOSED ELEVATIONS**  
1/8" = 1' - 0" SCALE

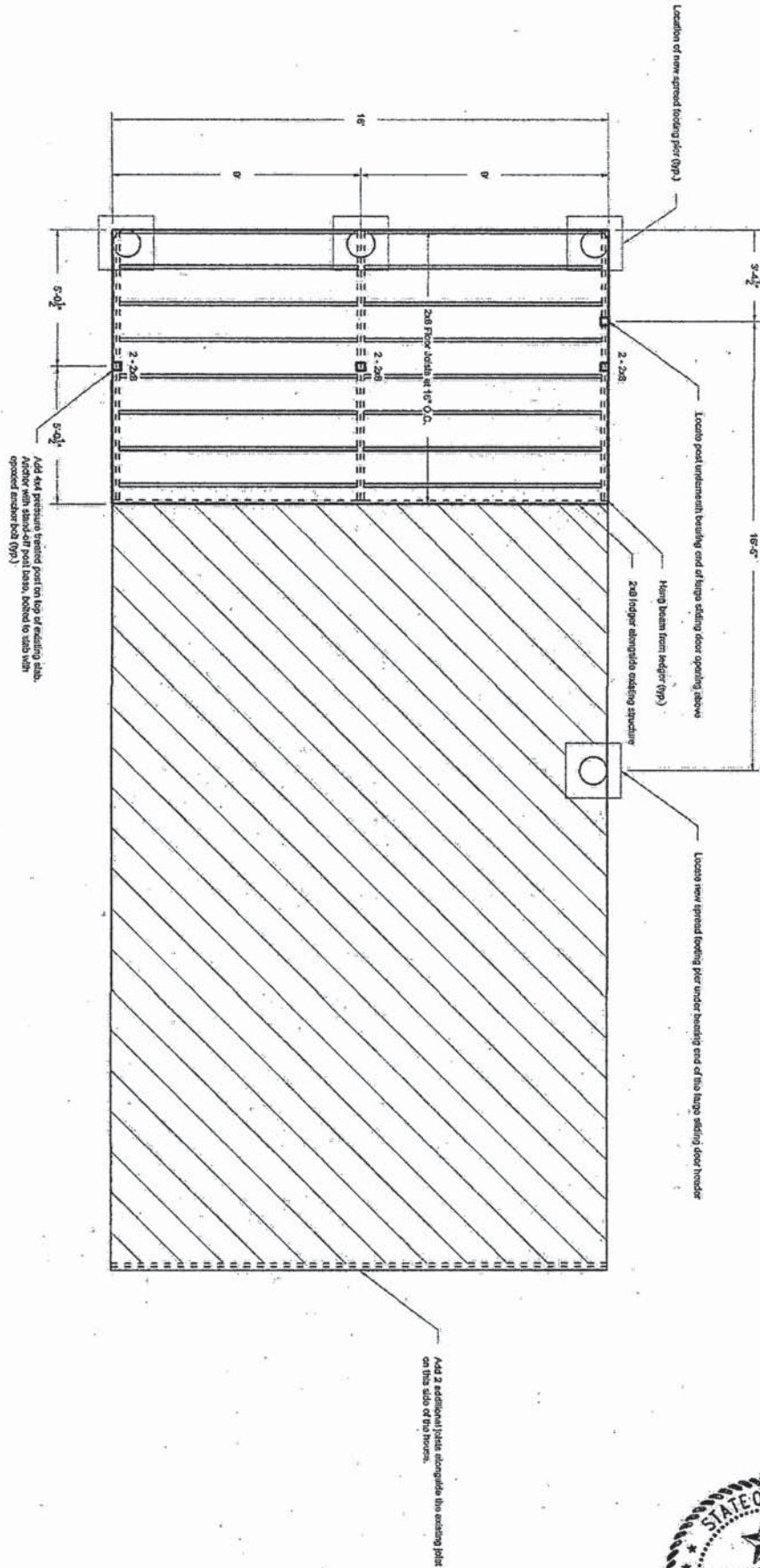


**SUNERGY**  
Home Services 3267 Bee Cave Rd., Ste 107-174  
Austin, TX 78746 (988) 230-4648

Sunergy Home Services  
1301 S 5th St.  
Austin 78704

VERSION  
01/2018

# I-3/49



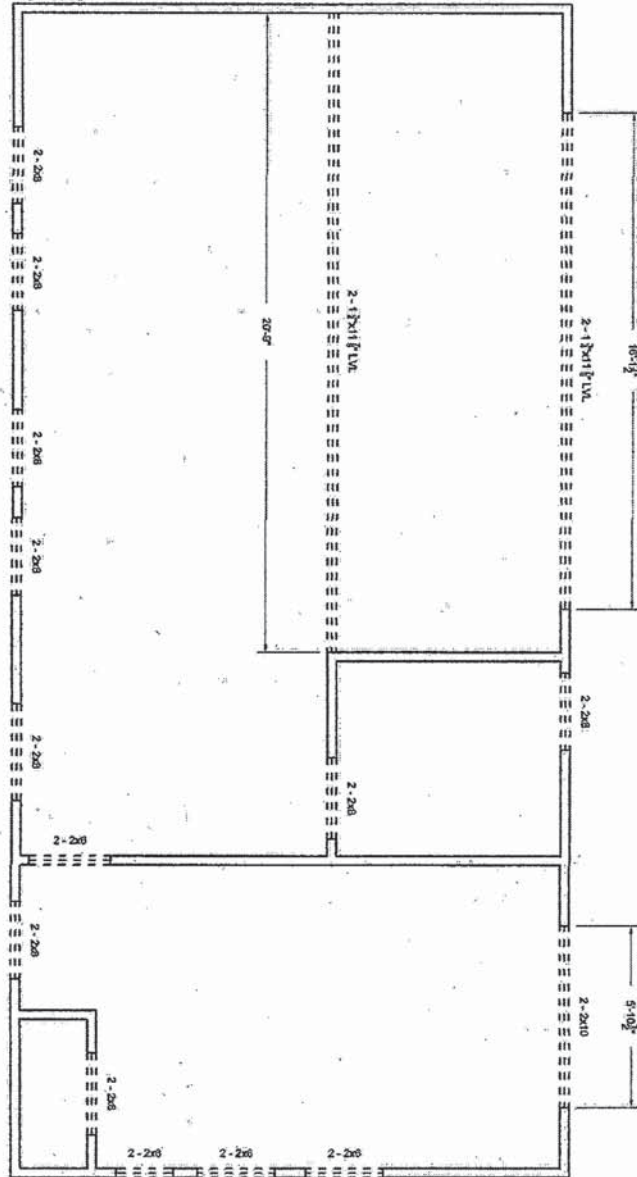
Foundation Plan  
1301 South 5th Street, Austin, Texas

Scale: 1/4" = 1'-0" Page Number: 1 / 7 Date Issued: 7/20/2018 Drawn By: MG



*Matthew Solum*  
7/20/2018

Note:  
All dimensions are approximate. Refer to architectural plans for all dimensions. Contractor to verify dimensions in the field.



Wall and Header Framing Plan  
1301 South 5th Street, Austin, Texas

Scale: 1/4" = 1'-0"

Page Number: 2 / 7

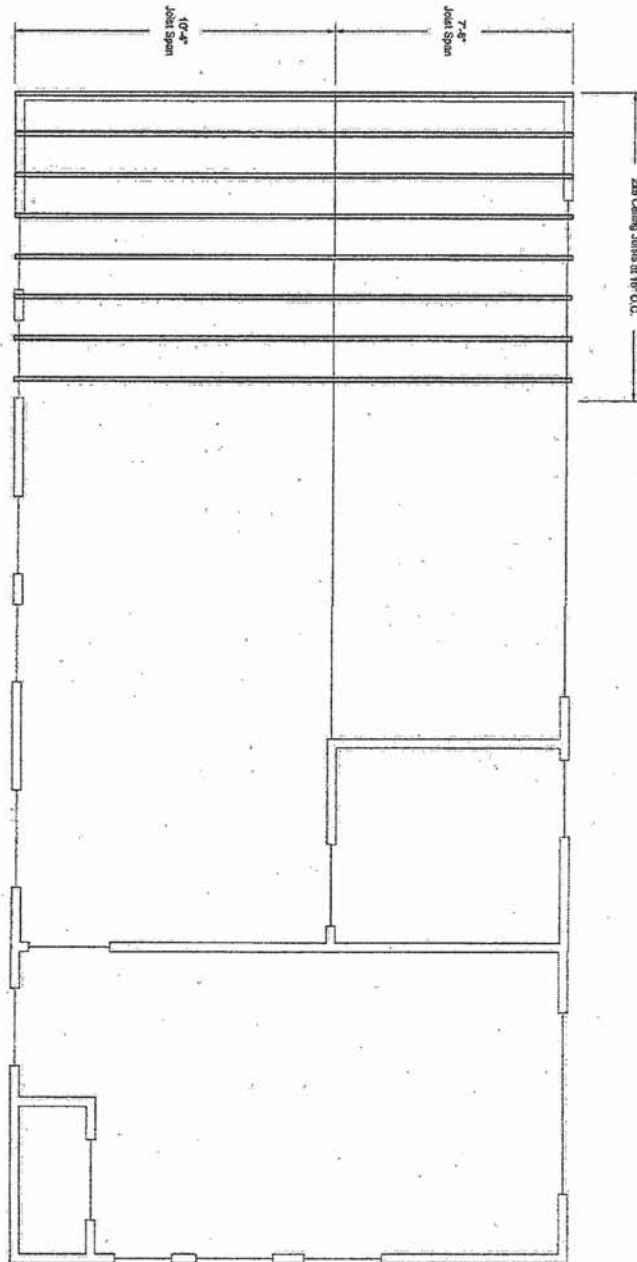
Date Issued: 7/20/2018

Drawn By: MS





Note:  
All dimensions are approximate. Refer to architectural plans for all dimensions. Contractor to verify dimensions in the field.



Ceiling Framing Plan  
1301 South 5th Street, Austin, Texas

Scale: 1/4" = 1'-0"

Page Number: 3 / 7

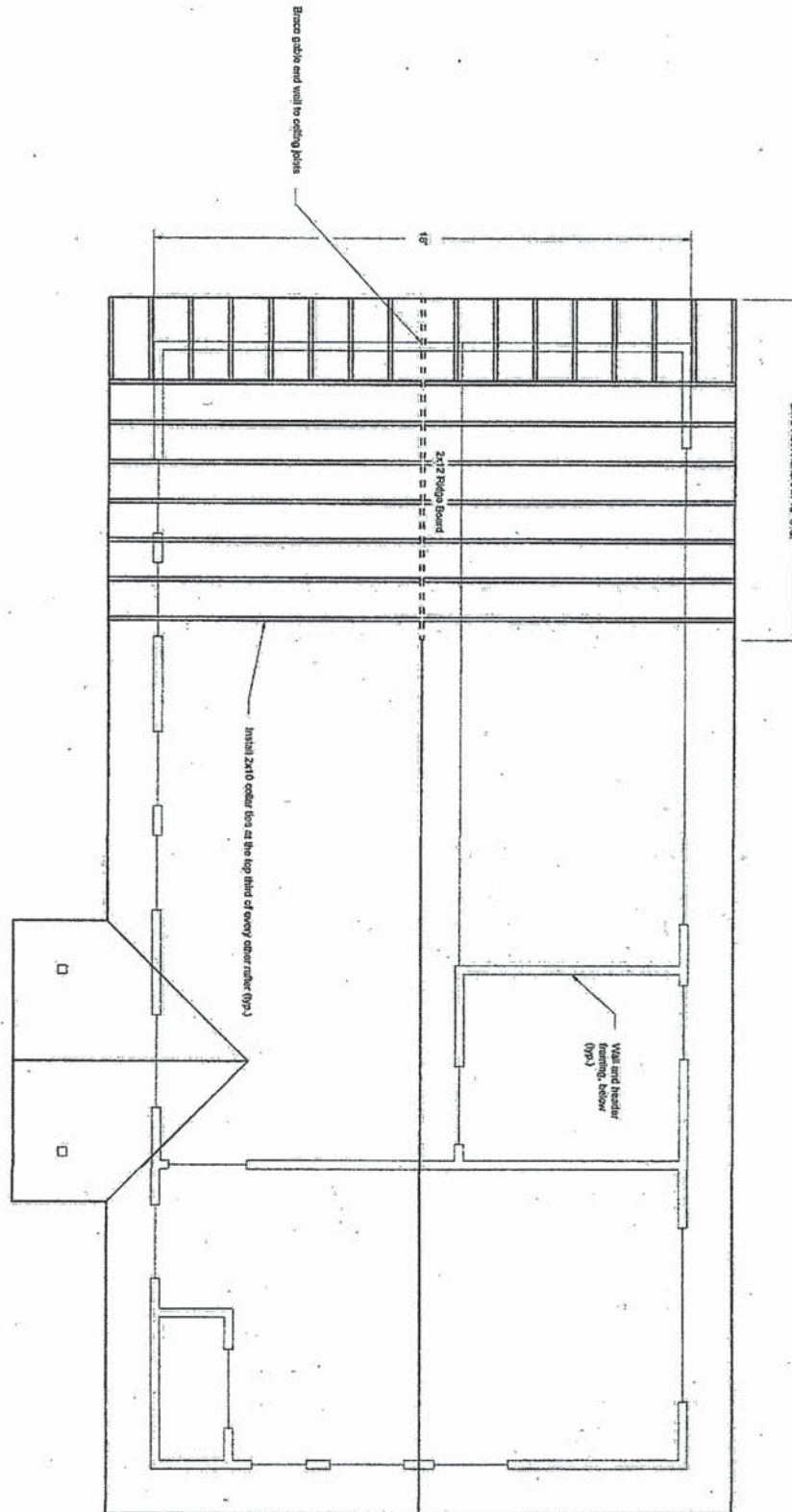
Date Issued: 7/20/2015

Drawn By: MS

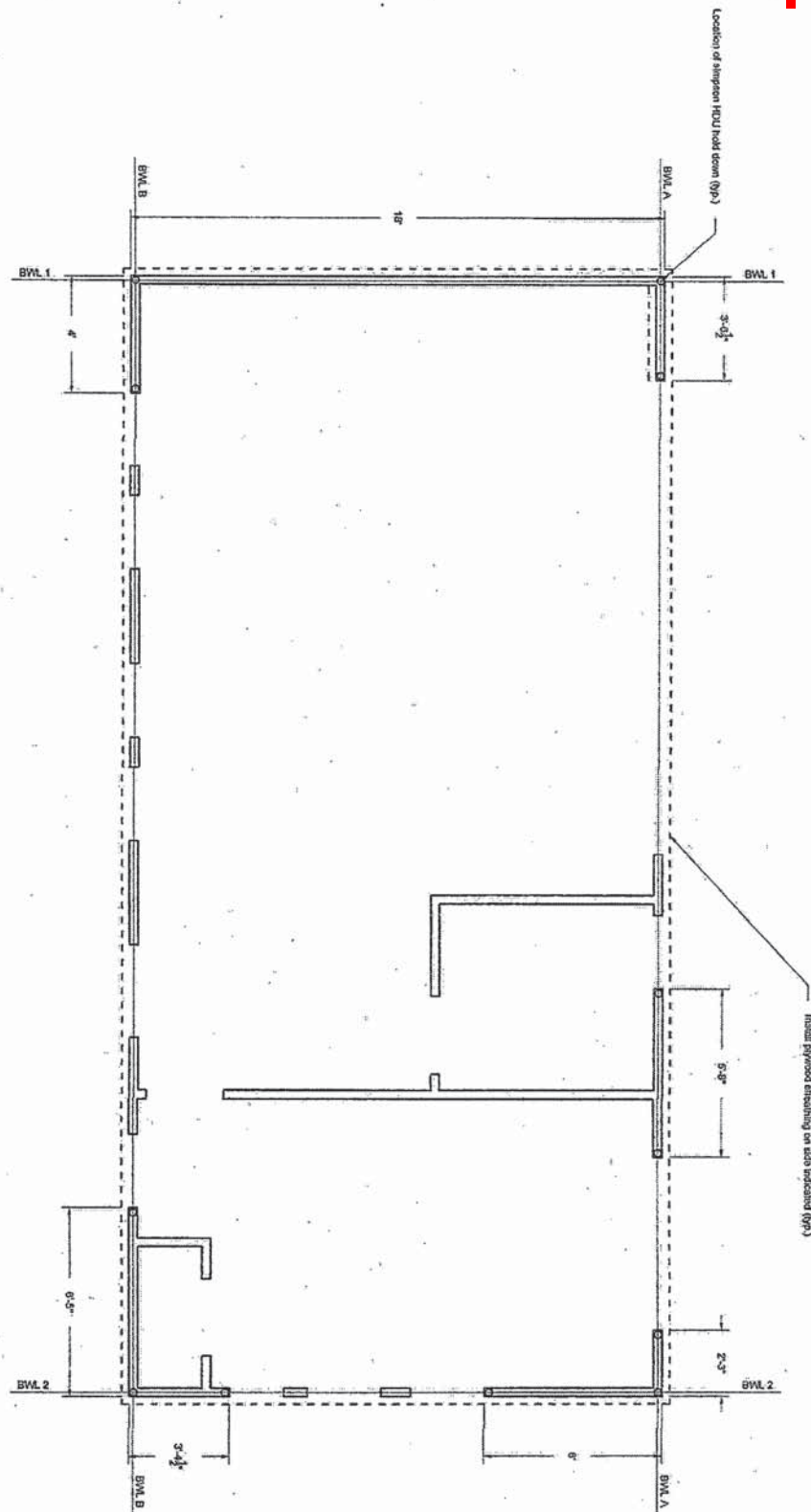


*Matthew Solum*  
7/20/2015





*Matthew Solum*  
7/20/2018



7/20/2018

**TUCKER**  
■■■engineering

### Braced Wall Plan

1301 South 5th Street, Austin, Texas

Scale:  $1/4" = 1'-0"$

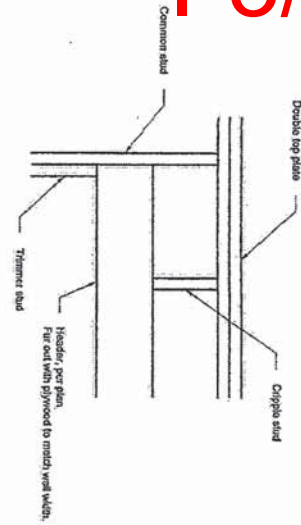
Page Number: 517

Date issued: 7/20/2018

Drawn By: MS

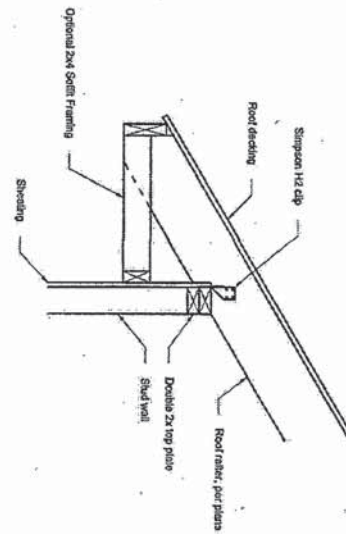
## 6.1 Header Detail

Scale: not to scale  
Notes:



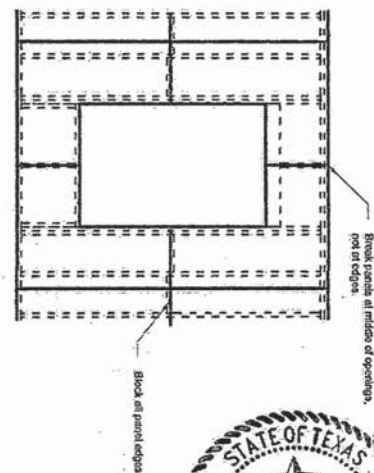
## 6.2 Roof and Soffit Detail

Scale: not to scale  
Notes:



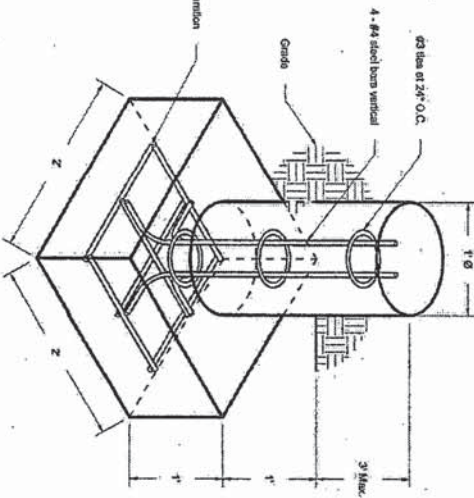
## 6.3 Structural Sheathing Detail

Scale: not to scale  
Notes:  
Use 1/2" exterior grade plywood or OSB. Nail to studs, blocking and girders with six nails at 6" O.C. around the edges and 12" O.C. throughout the field.



## 6.4 Spread Footing Pier Detail

Scale: 3/8" = 1'-0"  
Notes:  
These plans on clay soil may experience movement resulting in settling down and uneven floors. Periodic adjustments may be required.









I-3/56



I-3/57











I-3/61



THE STATE OF TEXAS  
THE COUNTY OF TRAVIS

KNOW ALL MEN BY THESE PRESENTS:

That we, Elizabeth J. Carey and Scott Ingalls, owners of a portion of Lot 9, Block 9, South Heights, a subdivision in Travis County, Texas, according to the map or plat thereof recorded in Volume 1 Page 112 of the Plat Records of Travis County, Texas, as conveyed to us by General Warranty Deed recorded in Document Number 2018103344 of the Official Public Records of Travis County, Texas, said subdivision having been approved for resubdivision pursuant to the public notification and hearing provision of Chapter 212.014, of the Local Government Code, do hereby resubdivide a portion of Lot 9 in accordance with the attached map or plat shown hereon to be known as

**RESUBDIVISION OF A PART OF  
LOT 9, BLOCK 9 SOUTH HEIGHTS**

and do hereby dedicate to the Public the use of all streets and easements shown hereon, subject to any easements and/or restrictions heretofore granted, and not released.

WITNESS MY HAND this the \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20 \_\_\_\_

Elizabeth J. Carey  
1301 S. 5th Street  
Austin, Texas 78704

WITNESS MY HAND this the \_\_\_\_\_ day of \_\_\_\_\_, A.D. 20 \_\_\_\_

Scott Ingalls  
1301 S. 5th Street  
Austin, Texas 78704

THE COUNTY OF TRAVIS  
THE STATE OF TEXAS

I, the undersigned authority, on this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20 \_\_\_\_, did personally appear Elizabeth J. Carey, known to me to be the person whose name is subscribed to the foregoing instrument of writing, and she acknowledged before me that she executed the same for the purposes and considerations therein expressed.

NOTARY PUBLIC \_\_\_\_\_

Printed Name \_\_\_\_\_

Commission Expires \_\_\_\_\_

THE COUNTY OF TRAVIS  
THE STATE OF TEXAS

I, the undersigned authority, on this the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20 \_\_\_\_, did personally appear Scott Ingalls, known to me to be the person whose name is subscribed to the foregoing instrument of writing, and he acknowledged before me that he executed the same for the purposes and considerations therein expressed.

NOTARY PUBLIC \_\_\_\_\_

Printed Name \_\_\_\_\_

Commission Expires \_\_\_\_\_

THE STATE OF TEXAS  
THE COUNTY OF TRAVIS

I, Dana DeBeauvoir, Clerk of Travis County, Texas, do hereby certify that the foregoing Instrument of Writing and its Certificate of Authentication was filed for record in my office on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M. and duly recorded on the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, A.D., at \_\_\_\_\_ o'clock \_\_\_\_\_ M., Plat Records of said County and State in Document No. \_\_\_\_\_ Official Public Records of Travis County, Texas.

WITNESS MY HAND AND SEAL OF OFFICE OF THE COUNTY CLERK OF SAID COUNTY this the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, A.D.

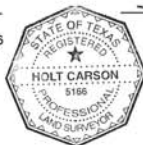
DANA DEBEAUVOIR, COUNTY CLERK TRAVIS COUNTY, TEXAS

BY: \_\_\_\_\_  
Deputy

THE STATE OF TEXAS  
THE COUNTY OF TRAVIS

I, Holt Carson, am authorized under the laws of the State of Texas to practice the profession of surveying and hereby certify that this plat complies with Title 25 of the Austin City Code, and is true and correct and was prepared from an actual survey of the property made by me or under my supervision on the ground.

Holt Carson  
Registered Professional Land Surveyor No. 5166  
HOLT CARSON, INC.  
1904 Fortview Road Austin, Texas 78704  
(512)-442-0990



Date

3-15-2019

THE STATE OF TEXAS \*  
THE COUNTY OF TRAVIS \*

This is to certify that I am authorized to practice the profession of engineering in the State of Texas, that I participated in the preparation of the plan submitted herewith and that all information shown thereon is accurate and correct to the best of my knowledge as related to the engineering portions thereof and that to the best of my knowledge said plat complies with Title 25 of the Austin City Code, as amended, and all other applicable codes and ordinances.

No portion of this subdivision is within the boundaries of the 100-year flood plain according to the Federal Flood Administration FIRM panel 48453C 0445 J, January 6, 2016.

Kerri Pena PE 90255  
GREEN CIVIL DESIGN, LLC  
Firm No. F-17563  
11130 Jollyville Road Suite 101  
Austin, Texas 78759

Date

PAGE 2 of 2

This subdivision is located in the Full Purpose Jurisdiction of the City of Austin this the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, A.D.

APPROVED, ACCEPTED AND AUTHORIZED for record by the Director, Development Services Department, City of Austin, County of Travis, this the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, A.D.

Steve Hopkins, for:  
Denise Lucas, Acting Director  
Development Services Department

ACCEPTED and AUTHORIZED for record by the Planning Commission of the City of Austin, Texas, on this the \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_, A.D.

James Shieh Chair Patricia R. Seeger Secretary

NOTES:

1. No lot shall be occupied until the structure is connected to the City of Austin water and wastewater utility system.
2. The water and wastewater utility system serving this subdivision must be in accordance with the City of Austin Design Criteria. The water and wastewater utility plan must be reviewed and approved by Austin Water. All water and wastewater construction must be inspected by the City of Austin. The landowner must pay the City Inspection Fee with the utility construction.
3. A variance to Section 25-2-492(D) of the Land Development Code (minimum lot size and width) was granted by the Board of Adjustment on \_\_\_\_\_.
4. The owner of this subdivision, and his or her successors and assigns, assumes responsibility for plans for construction of subdivision improvements which comply with applicable codes and requirements of the City of Austin. The owner understands and acknowledges that plat vacation or replatting may be required, at the owner's sole expense, if plans to construct this subdivision do not comply with such codes and requirements.
5. Prior to construction, except detached single family on any lot in this subdivision, a Site Development Permit must be obtained from the City of Austin.
6. Austin Energy has the right to cut and trim trees and shrubbery and remove obstructions to the extent necessary to keep the easements clear of obstructions. Austin Energy will perform all tree work in compliance with the City of Austin Land Development Code.
7. The owner/developer of this subdivision/lot may provide Austin Energy with any easement and/or access required for the installation and ongoing maintenance of overhead and underground electric facilities within or along the perimeter of this subdivision/lot. These easements/access are required to provide electric service to the buildings and will not be located as to cause the site to be out of compliance with the City of Austin Land Development Code.
8. The owner shall be responsible for installation of temporary erosion control, revegetation and tree protection. In addition, the owner shall be responsible for any initial pruning and tree removal that is within ten feet of the center line of the proposed overhead electrical facilities designed to provide electric service to this project. The owner shall include Austin Energy's work within the limits of construction for this project.
9. By approving this plat, the City of Austin assumes no obligation to construct any infrastructure in connection with this subdivision. Any subdivision infrastructure required for the development of the lots in this subdivision is the responsibility of the developer and/or the owners of the lots. Failure to construct any required infrastructure to City standards may be just cause for the City of deny applications for certain development permits including building permits, site plan approvals and/or certificates of occupancy.
10. Development activity for single family or duplex use for Lot 9A is not subject to Drainage Criteria Manual, 1.2.2.D. or E in accordance with Drainage Criteria Manual Section 1.2.2.G. and Engineer's certification dated \_\_\_\_\_.
11. The owner of the property is responsible for maintaining clearances required by the National Electric Safety Code, Occupational Safety and Health Administration (OSHA) regulations, City of Austin rules and Texas state laws pertaining to clearances when working in close proximity to overhead power lines and equipment. Austin Energy will not render electric service unless required clearances are maintained. All costs incurred because of failure to comply with the required clearances will be charged to the owner.
12. All restrictions and notes from the previous subdivision, South Heights, according to the map or plat of record in Volume 1 Page 112 of the Travis County Plat Records, shall apply to this resubdivision plat.
13. All electric easements must be shown on all plan sheets, left clear for electric use and maintenance on a 24/7 basis in perpetuity and maintain necessary clearances from any proposed structures, vegetation, etc at all times. Necessary clearance information (AE, OSHA, NESC, and NEC) may be found in Austin Energy's Design Criteria Manual -- Section 1.5.3.9. The manual is available on Austin Energy's website under contractors/electric service design and planning.
14. Public sidewalks, built to City of Austin standards, are required along the following streets and as shown by a dotted line on the face of the plat: S 5th Street and W Gibson Street. These sidewalks shall be in place prior to the lot being occupied. Failure to construct the required sidewalks may result in the withholding of Certificates of Occupancy, building permits, or utility connections by the governing body or utility company.
15. No buildings, fences, landscaping or other obstructions are permitted in drainage easements except as approved by the City of Austin or Travis County.
16. The property owner or assigns shall maintain all drainage easements on private property.

# RESUBDIVISION OF A PART OF LOT 9, BLOCK 9 SOUTH HEIGHTS

PLAT PREPARATION DATE: February 27, 2019  
APPLICATION SUBMITTAL DATE:

CASE NUMBER C8-2019-0000.OA

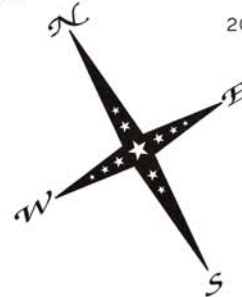
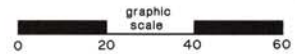


JAMES STREET

## Legend

- 1/2" Iron Rod Found
- IPF ● 1/2" Iron Pipe Found
- 1/2" Iron Rod Set with plastic cap imprinted with "Holt Carson, Inc."
- ⊗ Chiseled X Mark Found
- ETE = Electric Distribution, Electric Telecommunications and Electric Fiber Easement
- Sidewalk (Record Dimension)

SCALE: 1" = 20'



20' wide ALLEY

B L O C K 8

S 5TH STREET (60')

LOT 10

LOT 11

LOT 12

LOT 13

(46'4")

(46'4")

(46'4")

N60°05'50"W  
(416.91')  
(416.97')

W GIBSON STREET (60')

BOULDIN AVENUE

S60°06'57"E  
46.33'

9 A  
3,150  
Square Feet

SOUTH HEIGHTS  
VOLUME 1 PAGE 112

N60°06'57"W  
46.33'

LOT 8

LOT 7

LOT 6

Lot 9  
remainder  
King Cole  
Property Solutions, LLC  
Warranty Deed  
Doc. 2013070285

B L O C K 9

92.66'

S60°06'57"E

IPF  
416.84'  
(416.97')

(46'4")

(46'4")

20' wide ALLEY

N60°06'57"W

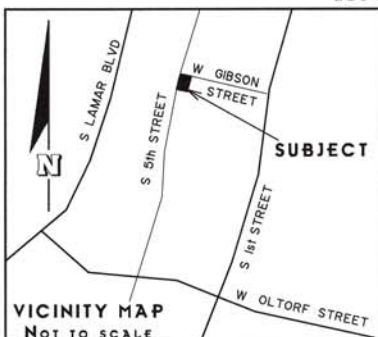
(416.97')  
416.83'

LOT 10

LOT 11

LOT 12

LOT 13

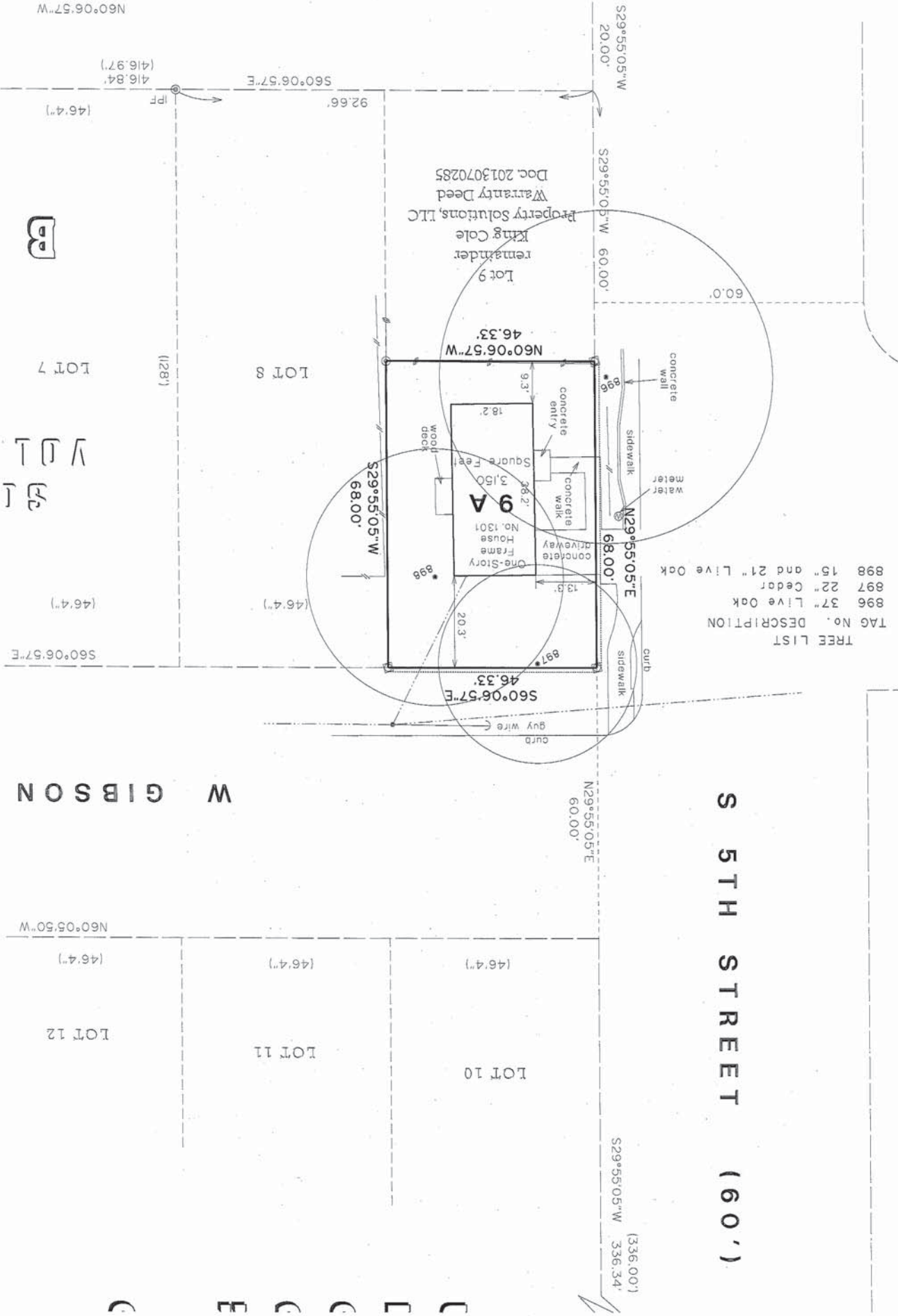


PLAT PREPARATION DATE: February 27, 2019  
APPLICATION SUBMITTAL DATE:

RESUBDIVISION OF A PART OF  
LOT 9, BLOCK 9  
SOUTH HEIGHTS



S 5TH STREET (60')



W GIBSON

N60°05'50"W

LOT 12

LOT 11

LOT 10

416.84' (416.97')

92.66'

S60°06'57"E

416.84' (416.97')

92.66'

S29°55'05" W

416.84' (416.97')

92.66'

S60°06'57"E

416.84' (416.97')

92.66'

S29°55'05" W

416.84' (416.97')

92.66'

S60°06'57"E

416.84' (416.97')

92.66'

S29°55'05" W

416.84' (416.97')

92.66'

S60°06'57"E

416.84' (416.97')

92.66'

S29°55'05" W

416.84' (416.97')

92.66'

S60°06'57"E

416.84' (416.97')

92.66'

S29°55'05" W

416.84' (416.97')

92.66'

S60°06'57"E

416.84' (416.97')

92.66'

S29°55'05" W

416.84' (416.97')

92.66'

S60°06'57"E

416.84' (416.97')

92.66'

S29°55'05" W

416.84' (416.97')

92.66'

After Recording Return To:  
ELIZABETH J CAREY  
1301 S. 5TH ST  
AUSTIN, TEXAS 78704

15/ITC/CDB/ 1810455 -BAL

### TEXAS GENERAL WARRANTY DEED

With Vendor's Lien

**NOTICE OF CONFIDENTIALITY RIGHTS: IF YOU ARE A NATURAL PERSON, YOU MAY REMOVE OR STRIKE ANY OR ALL OF THE FOLLOWING INFORMATION FROM ANY INSTRUMENT THAT TRANSFERS AN INTEREST IN REAL PROPERTY BEFORE IT IS FILED FOR RECORD IN THE PUBLIC RECORDS: YOUR SOCIAL SECURITY NUMBER OR YOUR DRIVER'S LICENSE NUMBER.**

Effective Date: June 28, 2018 to be effective June 29, 2018

Grantor (whether one or more): CARL GUNNAR HEDMAN AND CORINNE L HEDMAN

Grantee (whether one or more): ELIZABETH J CAREY AND SCOTT INGALLS, WIFE AND HUSBAND

Grantee's Mailing Address: 1301 S. 5TH ST  
AUSTIN, TEXAS 78704

**Consideration:**

Ten and no/100 Dollars (\$10.00) and other good and valuable consideration, including a note of the same date in the principal amount of THREE HUNDRED THIRTY-SIX THOUSAND AND NO/100 Dollars (\$336,000.00) (the "Note"), executed by the Grantee and payable to the order of UNIVERSITY FEDERAL CREDIT UNION (the "Lender"). The Note is secured by a first and superior vendor's lien and superior title retained in this deed in favor of the Lender, and by a deed of trust of the same date from the Grantee to ALLAN B. FOLUNSKIY, trustee for the benefit of the Lender.

**Property (including improvements):**

That certain property located in TRAVIS County, Texas to-wit: BEING THE NORTH 63' OF LOT 9, BLOCK 9, SOUTH HEIGHTS ADDITION, A SUBDIVISION OF RECORD IN VOLUME 1, PAGE 112, PLAT RECORDS, TRAVIS COUNTY, TEXAS.


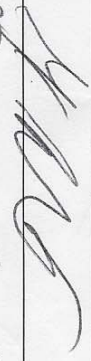








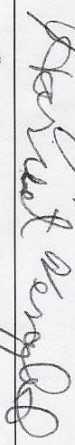

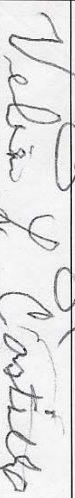
**Reservations from Conveyance:** The first and superior vendor's lien and superior title to secure payment of the Note.

**Exceptions to Conveyance and Warranty:**

Liens described as part of the Consideration and any other liens described in this deed as being either assumed or in which title is taken subject to; validly existing easements, rights-of-way, and prescriptive rights, whether of record or not; all presently recorded and validly existing instruments, or matters apparent from those instruments, including reservations outstanding in parties other than Grantor, other than conveyances of the surface fee estate, that affect the Property; any discrepancies or conflicts in boundary lines; any encroachments or overlapping of improvements and taxes for the current year and subsequent years, which Grantee assumes and agrees to pay any subsequent assessments for the current year and prior years due to change in land usage, ownership, or both, the payment of which Grantee assumes.

Grantor, for the Consideration and subject to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty, grants, sells and conveys to Grantee the Property, together with all and singular the rights and appurtenances thereto in any wise belonging; To Have and To Hold unto Grantee, and Grantee's heirs, successors and assigns, forever. Grantor, and Grantor's heirs, successors and assigns, shall warrant and forever defend all and singular the Property to Grantee and Grantee's heirs, successors and assigns, against every person whomsoever lawfully claiming or to claim the same or any part thereof except as to the Reservations from Conveyance and the Exceptions to Conveyance and Warranty.

By signing this form, I understand that I am declaring my support for the variance being requested.

Property Owner Name (Printed)	Address	Signature
Scott Reichle	1212-A S. 5 <sup>th</sup> ST	
Gary Ascarelli	1003 W. Grosvenor St	
Catherine Lee Doar	914 W. Elizabeth St.	
Joane Maggard	908 W. Elizabeth St.	
Carol Watts	1308 S. 5 <sup>th</sup> St.	
Josann Ward	1302 S 5TH ST	
Jason Stin	1303 S 6 <sup>th</sup> St	
Joe Geffert	912 W. Gibson St.	
Molly White	1800 S. 5 <sup>th</sup>	
Molly White	1206 S. 5 <sup>th</sup>	
Sharon Keady	1208 Scotts St	
Casey Wenzel	1211 S. 6 <sup>th</sup>	
Nelia Castillo	1305 S. 6 <sup>th</sup>	



I-3/67

The Lender, at Grantor's request, has paid in cash to Grantor the portion of the purchase price of the Property that is evidenced by the Note. The first and superior vendor's lien against and superior title to the Property are retained for the benefit of the Lender, and are transferred to the Lender without recourse against Grantor.

When the context requires, singular nouns and pronouns include the plural.

Executed to be effective as of the Effective Date. JUNE 28, 2018

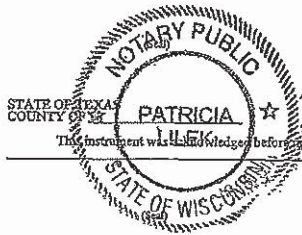
Carl Gunnar Hedman 6-28-18 Corinne L Hedman 6-28-18  
CARL GUNNAR HEDMAN Date CORINNE L HEDMAN Date

Acknowledgements

STATE OF WISCONSIN  
COUNTY OF MILWAUKEE

Individual

This instrument was acknowledged before me on JUNE 28, 2018 by  
CARL GUNNAR HEDMAN and CORINNE L HEDMAN.



Patricia Lilek  
Notary Public  
Printed Name: PATRICIA LILEK  
COMMISSION EXPIRES 11-28-19

STATE OF TEXAS  
COUNTY OF TX

Individual

This instrument was acknowledged before me on \_\_\_\_\_ by \_\_\_\_\_

Notary Public  
Printed Name: \_\_\_\_\_

STATE OF TEXAS  
COUNTY OF \_\_\_\_\_

Corporate/Partnership

This instrument was acknowledged before me on \_\_\_\_\_ by \_\_\_\_\_  
of \_\_\_\_\_ on its behalf.

(Seal)

Notary Public  
Printed Name: \_\_\_\_\_

STATE OF TEXAS  
COUNTY OF \_\_\_\_\_

Attorney-in-Fact

This instrument was acknowledged before me on \_\_\_\_\_ by \_\_\_\_\_  
attorney-in-fact on behalf of \_\_\_\_\_

(Seal)

Notary Public  
Printed Name: \_\_\_\_\_



FILED AND RECORDED  
OFFICIAL PUBLIC RECORDS



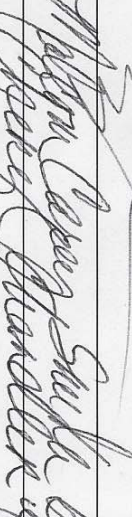
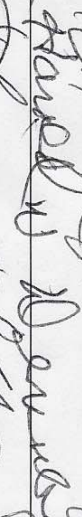







Dana Debeauvoir  
DANA DEBEAUVOIR, COUNTY CLERK  
TRAVIS COUNTY, TEXAS

July 02 2018 11:33 AM

FEE: \$ 30.00 2018103344



By signing this form, I understand that I am declaring my support for the variance being requested.

Property Owner Name (Printed)	Address	Signature
7LP Homes, LLC	917 Sams	
7LP Homes II, LLC	915 Sams	
<del>7LP CHAIRS</del> Macon Land SMITH	912 W. Elizabeth	 Macon Land SMITH Property Manager James D. Smith
Harold D. Brooks	988 W. S. 4th St <del>1301 S. 4th St</del>	 Harold D. Brooks
Linda L. Golder	<del>1301 S. 4th St</del> 78703	 Linda L. Golder
Laura Thomas	916 W. Elizabeth 78704	 Laura Thomas
David Foster	1303 S. 5th St 78704	 David Foster
Suzanne Barker	915 W. Gibson 78704	 Suzanne Barker
<del>Robert Barker</del>	910 W. Elizabeth 78704	 Robert Barker
 Doug Rives	905 W Gibson	 Doug Rives





I, Elizabeth Carey, am applying for a variance from the Board of Adjustment regarding Section \_\_\_\_\_ of the Land Development Code. The variance would allow me the ability to Convert existing garage into  
kitchen/living space.

By signing this form, I understand that I am declaring my support for the variance being requested.

Property Owner Name (Printed)	Address	Signature
Cecily Parks	916 W. Gibson St. Austin TX 78704	
Mike Fizznicker	906 W. Gibson	
Sandra Mowery	911 W Gibson St	
THURMAN GUNTHER	909 W. GIBSON ST	
Thomas Whithall	707 W. Gibson St	
Charles Mell Lawrence	913 W. Gibson St.	
Troy Weatherly	914 W. Gibson St.	