

On March 9, 2006 the City Council adopted development regulations which provided development limits in subdivisions within the City limits for which the original plat was approved before March 7, 1974, or on a tract that may legally be developed without being platted. For a building permit to construct single-family, single family attached, two-family, secondary apartment, and duplex structures on a lot for a remodel permit to increase the size of a structure, the structure's size after the remodel is limited to the greater of:

a) 0.4 to 1 floor-to-area ratio; b) 2,500 square feet; or c) the existing size plus 1000 square feet if the applicant has been granted a homestead exemption for the structure.

This ordinance includes a provision which allows City Council to waive the development limitations if the Council determines that the development regulations impose an undue hardship on the applicant, the development proposed by the applicant will not adversely affect public health, safety, and welfare, and waiving the regulations will not have a substantially adverse impact on neighboring properties.

Applicant Mr. Todd and Mrs. Althea Eggleston are requesting a waiver from Ordinance No. 20060309-058 in order to construct an addition to an existing single family residence at 607 Theresa Avenue, Austin, TX. The two story structure will have 3385 square feet of gross floor area. The proposed development exceeds the floor to area ratio and square footage limitations under Ordinance No. 20060309-058. The proposed development would comply with all other zoning regulations, including building and impervious cover limitations as well as height requirements.

Staff recommends approval of the waiver request based on the information that the applicant has provided.

### WAIVER APPLICATION

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Associated BP Number:

#### CITY OF AUSTIN REQUEST TO WAIVE DEVELOPMENT REGULATIONS UNDER ORDINANCE NUMBER 20060309-058

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STREET ADDRESS: 607 Theresa Ave
LEGAL DESCRIPTION: Subdivision A.W. JOHNS SECTION
Lot(s) 4*10' # Block Outlot Division Zoning District: SF 3 · NP Neighborhood Plan (if applicable):
Type of work to be done (Seleci appropriate option and provide description of the proposed project): New Construction:
VAddition: First floor, second floor and basement level addition
Please select one of the following:
✓ 1. I request a waiver to the interim development regulations because the regulations impose an undue hardship as described: <u>I have a growing family and need additional</u> Space. The space regulations provision will be and under "He new construction whether or net it is habitable." Also, The granting of this waiver will not adversely affect the public health, safety and welfare. Explain: <u>See above</u> . The area in consideration is under <u>He hause r does not change dvaluage or foetprint</u> of the construction. Waiving the regulation will not have a substantially adverse impact on neighboring properties Explain: <u>There will be no change foot</u> - print or <u>dvainage from new construction</u> . The under simple adverse interval where interval of the under <u>vecommendations</u> to ensure there is no adverse drained twill engineering <u>vecommendations</u> to ensure there is no adverse drainage somes of 2. The following development agreement permits the activity:
3. I have acquired a right under Texas Local Government Chapter 245 (Issuance of Local Permits), or have a common law vested right that has been fully adjudicated by a court of competent jurisdiction. Please specify and provide supporting documentation:
ALL APPLICATIONS MUST BE ACCOMPANIED BY A RESIDENTIAL PERMIT APPLICATION Signature of applicant/ owner:
Note: The waiver application will be considered incomplete if the applicant fails to provide information requested in this application as well as requirements for residential building permit submittal. Please attach any additional information that will support your request, such as: photos, architectural drawings, letters of support from neighbors or additional documentation.
FOR STAFF USE
Date waiver application filed with City of Austin:
Date scheduled for City Cottacil action:
Modified 4/19/2006

### RESIDENTIAL PERMIT APPLICATION

NC-WL BP Number BP-05- 8860KA CITY OF AUSTIN Building Permit No. Plat No. Date **RESIDENTIAL PERMIT APPLICATION** Reviewer\_ PRIMARY PROJECT DATA Tax Parcel No. 109314 Service Address 607 Theresa Avenue, Austin, TX 78703 Legal Description (8]-(13-0077 Section \_\_\_\_\_ Phase\_\_\_\_ Lot 4 & 10' of 3 Block \_\_\_\_\_ Subdivision A. W. Johns Subdivision If in a Planned Unit Development, provide Name and Case No. (attach final approved copies of subdivision and site plan) If this site is not a legally subdivided lot, you must contact the Development Assistance Center for a Land Status Determination. X Remodel (specify) interior stair, bedroom & bath remodel Description of Work New Residence Duplex Addition (specify) first and second floor bedroom additions w/ possible basement Garage attached detached detached Carport attached Other (specify)\_ Pool Zoning (e.g. SF-1, SF-2...) SF-3 -NP Height of building existing height (approx. 28 ft.) # of floors 3 On lots with LA zoning, the approved septic permit must be submitted with the Residential Permit application for zoning approval. {LDC 25-2-551(B)(6)} Does this site have a Board of Adjustment ruling? Yes XNo If yes, attach the B.O.A. documentation Will this development require a cut and fill in excess of 4 feet? X Yes \_\_\_\_\_ No (with approval for basement addition) Does this site front a paved street? XYes No A paved alley? X Yes No VALUATIONS FOR DATA FOR NEW CONSTRUCTION PERMIT FEES **REMODELS ONLY OR ADDITIONS ONLY** (For office use only) NEW/ADDITIONS REMODELS Building \$ Lot Size 6.107 sq.ft. Building <u>s</u> Electrical \$ Job Valuation \$ 275,000 115,000 Electrical \$\_ Mechanical \$ (Labor and materials) Mechanical \$ Plumbing \$ Driveway Plumbing \$ & Sidewalk \$ 0 Total Job Valuation (remodels and additions) Driveway & Sidewalk \$ TOTAL \$ . 215,000 (labor and materials) TOTAL \$ (Labor and materials) **OWNER / BUILDER INFORMATION** Telephone (h) 512-351-7162 OWNER Name Todd and Althea Eggleston (w) 1 BUILDER Company Name, Unknown DESIGNER - Stacey Roeder Telephone 512-632-9970 Pager Contact/Applicant's Name Brian Roeder FAX DRIVEWAY /SIDEWALK Contractor n/a Telephone CERTIFICATE Name\_Todd and Althea Eggleston Telephone 512-351-7162 OF Address 607 Theresa Ave. City Austin ST TX ZIP 78703 OCCUPANCY

If you would like to be notified when your application is approved, please select the method:

telephone X\_e-mail:

You may check the status of this application at www.ci.austin.tx.us/development/pierivr.htm

#### **CITY OF AUSTIN**

#### **RESIDENTIAL PERMIT APPLICATION**

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 understand that I am responsible for complying with any subdivision notes, deed restrictions, restrictive covenants and/or zoning conditional overlays prohibiting certain uses and/or requiring certain development restrictions (i.e., height, access, screening, etc.) on this property. If a conflict should result with any of these restrictions, it will be my responsibility to resolve it. I understand that, if requested, I must provide copies of all subdivision plat notes, deed restrictions, restrictive covenants, and/or zoning conditional overlay information that may apply to this property.

I acknowledge that this project qualifies for the Site Plan Exemption as listed in Section 25-5-2 of the LDC.

I also understand that if there are any trees greater that 19 inches in diameter located on the property and immediately adjacent to the proposed construction, I am to schedule a Tree Ordinance review by contacting (512) 974-1876 and receive approval to proceed.

I agree that this application will expire on the 181st day after the date that the application is filed if the application is not approved and an extension is not granted. If the application expires, a new submittal will be required.

APPLICANT'S SIGNATURE

DATE\_\_\_\_\_

HOME BUILDER'S STATE REGISTRATION NUMBER (required for all new construction)

Rejection Notes/Additions	al Comments (for office i	ese only): flour area
2848	- w/o burent	
or-add	1000 sf	= 2869 st man gross flicare. (1848)
Geneed eler	inthons of	setbuck prop.A. lin
ONRHD -L	istatic approval	/ Steve Sudousky - 974-6454
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Service Address 607 Theresa A	venue, Austin, T	<u>X 78703</u>		
Applicant's Signature	k-	r		Date 09 115 06
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#### **BUILDING COVERAGE**

The area of a lot covered by buildings or roofed areas, but not including (i) incidental projecting eaves and similar features, or (ii) ground level paving, landscaping, or open recreational facilities.

•		Existing		New / Addition	
a.	1 <sup>st</sup> floor conditioned area	<u>1.175</u>	sq.ft.	537	sq.ft.
b.	2 <sup>nd</sup> floor conditioned area	<u>694</u>	sq.ft.	<u>442</u>	sq.ft.
c.	3 <sup>rd</sup> floor conditioned area	<u>0</u>	sq.ft.	0	sq.ft.
d.	Basement	0	sq.ft.	<u>537</u>	sq.ft.
e.	Garage / Carport	•			
	attached	0	sq.ft.	09	sq.ft.
	X detached	<u>368 ·</u>	sq.ft.	<u>0                                    </u>	sq.ft.
f.	Wood decks [must be counted at 100%]	0	sq.ft.	0	sq.ft.
g.	Breezeways	0	sq.ft.	0	sq.ft.
h.	Covered patios	0	sq.ft.		sq.ft.
i.	Covered porches	85	sq.ft.	139	sq.ft.
j.	Balconies	0	sq.ft.	-	sq.ft.
k.	Swimming pool(s) [pool surface area(s)]	0	sq.ft.		sq.ft.
l.	Other building or covered area(s)	0	sq.ft.		sq.ft.
	Specify	_			-
	TOTAL BUILDING AREA (add a. through l.)	2.322	sq.ft.	1.655	sq.ft.
			2.304	sq.ft.	

### 2.304sq.ft.TOTAL BUILDING COVERAGE ON LOT (subtract b., c., d., and k if applicable)37.7% of lot

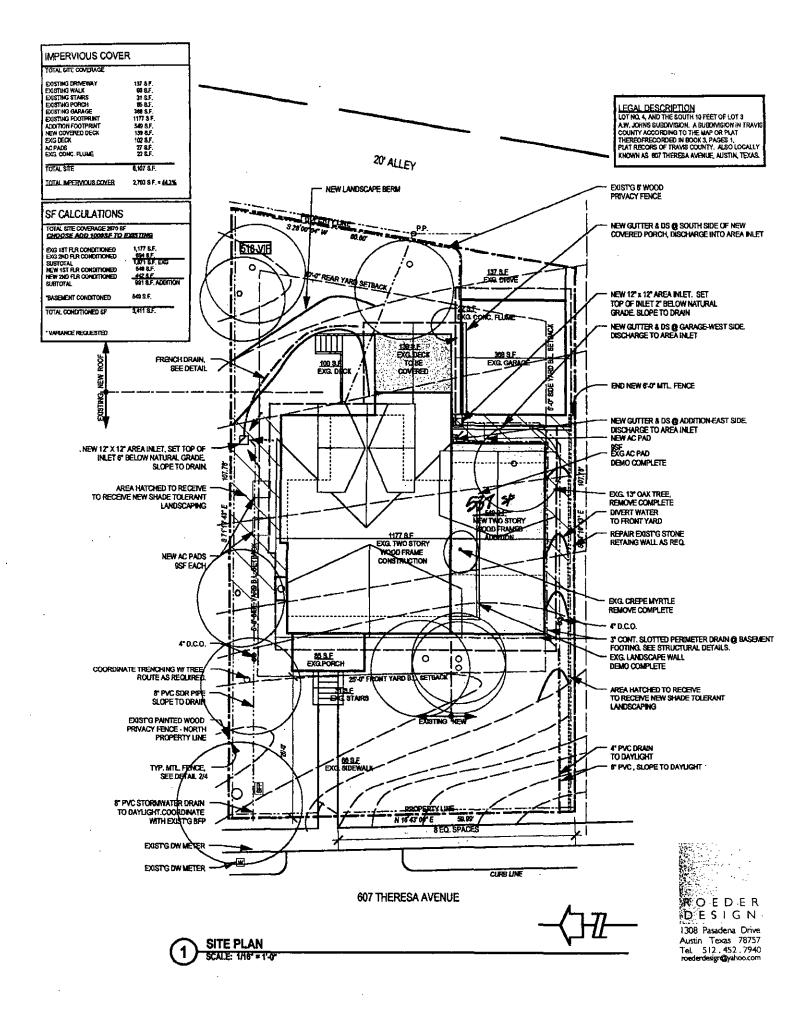
#### **IMPERVIOUS COVERAGE**

Include building cover and sidewalks, driveways, uncovered patios, decks, air conditioning equipment pad, and other improvements in calculating impervious cover. Roof overhangs which do not exceed two feet or which are used for solar screening are not included in building coverage or impervious coverage. All water must drain away from buildings on this site and buildings on adjacent lots.

a.	Total building coverage on lot (see above)	2,304	sq.ft.
Ъ.	Driveway area on private property	137	sq.ft.
c.	Sidewalk / walkways on private property	66	sq.ft.
d.	Uncovered patios	86	sq.ft.
e,	Uncovered wood decks [may be counted at 50%]	0	sq.ft.
f.	Air conditioner pads	27	sq.ft.
g.	Concrete decks	0	sq.ft.
h.	Other (specify) stairs/fence/conc. flume	135 69	sq.ft.
AL	IMPERVIOUS COVERAGE (add a. through h.)	2.753 268	<u>1sq.ft.</u>

% of lot

TOTAL IMPERVIOUS COVERAGE (add a. through h.) 2.753 2001 45.0 44.0



## PROOF OF HARDSHIP

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September 15, 2006



1308 Pasadena Dr Austin Texas 78757 T/F-512.452.7940 roederdesign@yahoo.com

Victoria Hsu, Director, City of Austin Watershed Protection and Development Review Department 505 Barton Springs Road Austin, TX 78704

Re: Residential Hardship – Waiver Request 607 Theresa Avenue, Austin Texas, 78703

#### Dear Ms. Hsu,

On behalf of my client (Todd & Althea Eggleston) I am requesting a waiver to the interim development regulations that impose an undue hardship for a growing family. Under current interim regulations, the Eggleston's propose an addition equal to or less than the 1,000 s.f. option allowed to homesteaded properties. The 1<sup>st</sup> level addition provides for an enlarged Living Room and a new Master Bedroom and Bath. The 2<sup>nd</sup> level directly above will become an additional Children's Bedroom and Bath. Due to the natural slope of the lot and the original pier and beam foundation, the addition will match the existing finish floor approximately 6'-0'' above grade. The Eggleston's specifically request a waiver to the basement subsection definition. The waiver would grant this lower level to be defined as a basement and exempt from FAR calculations.

The home originally built in 1917 is being expanded to accommodate needs of a young family. With one young child currently and expecting another baby in March, they are eager to get started on the addition with considerable time and investment to date. Adjacent neighbor support letters have been included for your reference. Please call with any questions.

Sincerely, Brian D. Roeder

## **IMPACT ON DRAINAGE**

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September 12, 2006

Victoria Hsu, Director, City of Austin Watershed Protection and Development Review Department 505 Barton Springs Road Austin, TX 78704

Re: Engineer's Drainage Certification for Residential Site Improvements located at 607 Theresa Avenue, Austin, Texas 78703

Dear Ms Hsu.

I certify I have personally conducted a field reconnaissance to observe the topography and review existing drainage patterns as compared to proposed flow patterns for storm water runoff from the above referenced site address lot to the mainstream of Johnson Creek. At the build out conditions allowable by zoning, restrictive covenant, or plat note, the stormwater flows from the subject subdivision lot will not cause any increase in flooding conditions to the interior of existing building structures, including basement areas, for storms of magnitude up through the 100-year event with the improvements constructed as proposed on this lot. These proposed improvements include two new inlets on the east side of the lot. The inlets will capture overland flows, runoff from roof gutter discharges from new and existing roofs, and runoff captured in French drains on the east side of the improvements. The piping from the new inlets will convey flows to the west and continue the predominant flow pattern for discharges from this site which is to outfall to the ROW at Theresa Street and not to the alleyway.

Respectfully,

Denny L. Kumm, P.E.

# SUPPORT LETTERS

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September 13, 2006

Dear Sir or Madam:

I live adjacent to the house at 607 Theresa. The owners of that home, Drs. Todd & Althea Eggleston have asked me to review and comment on their proposed addition. I understand that the addition requires a provision from the city prior to construction. I have reviewed an elevation drawing and understand the scope and dimensions of the planned construction. As I understand it, the provision is required to create a "basement" area.

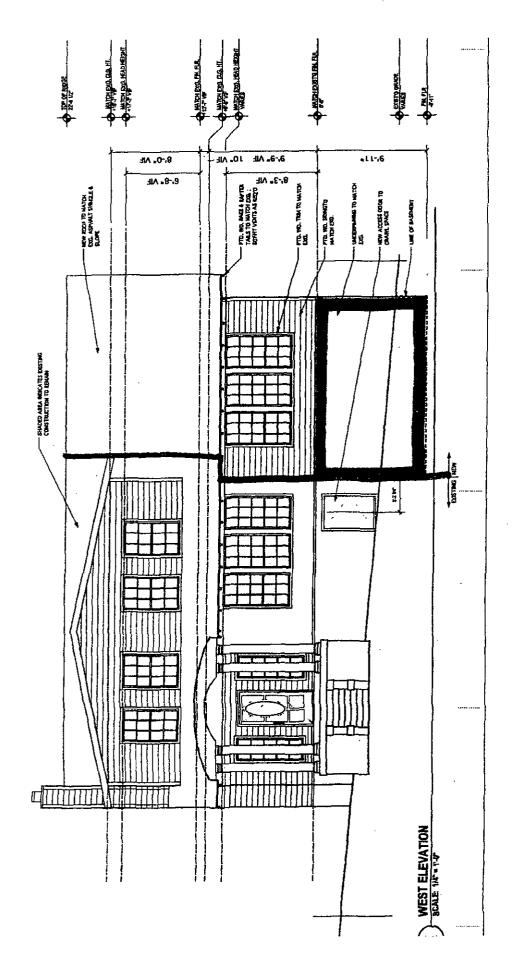
After reviewing and asking questions of the Egglestons, I have the following comment:

I have no objections to the planned expansion of the home at 607 Theresa Ave., and I support the project.

- □ I have some reservations about the planned expansion of the home at 607 Theresa Ave., and I need more information or time to consider the project.
- □ I am opposed to the proposed construction, and I cannot support the project: (reason)\_\_\_\_\_

Sincerely,

(Russell Tubbs Name: Address



#### September 13, 2006

Dear Sir or Madam:

613 THERESA AVE

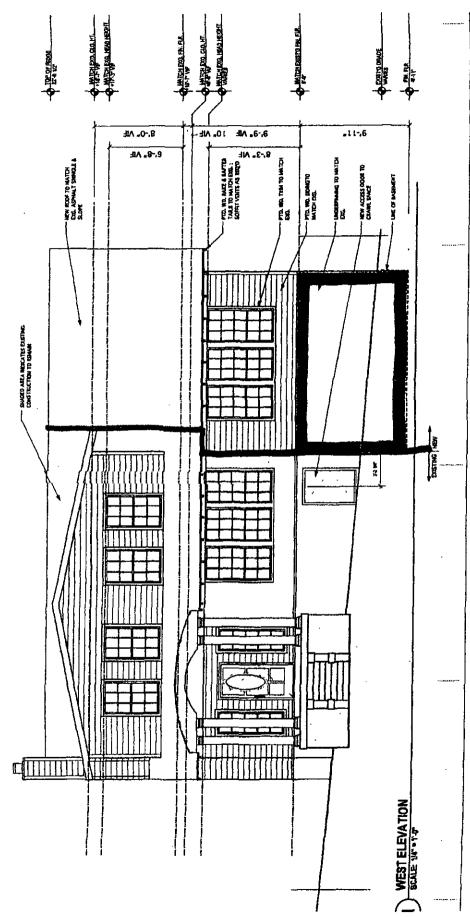
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- I am opposed to the proposed construction, and I cannot support the project: (reason)\_\_\_\_\_\_

Sincerely,

13 TAKERESA AUT. Name: Address:



#### September 13, 2006

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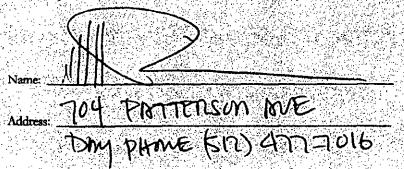
After reviewing and asking questions of the Egglestons, I have the following comment:

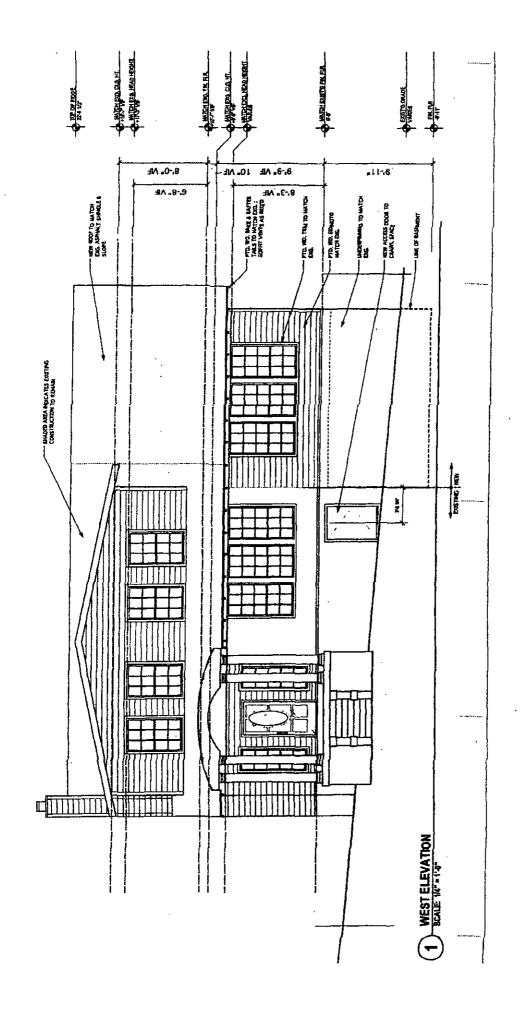
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□ I am opposed to the proposed construction, and I cannot support the project: (reason)

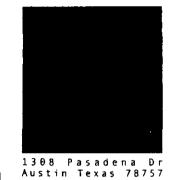
Sincerely,





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# FINANCIAL INVESTMENT



### Invoice

Address 607 Theresa Ave.

Austin, TX 78703

(512) 351-7162

Todd and Althea Eggleston

Client Information

Name

Phone

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Fax

No.

Date 08/08/06 Job# 06EGG1

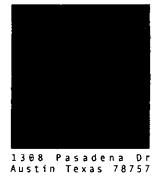
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Qty	Description	Unit Price	TOTAL
	Measuring of existing conditions and as-built drawings	\$500	\$500.00
	Schematic Design	30% of fee	\$2,250.00
Payme	nt Details	SubTotal Shipping & Handling	\$2,750.00
	Cash Checkpayable to Roeder Design	State Tax Local Tax	· · · · · · · · · · · · · · · · · · ·
J	Credit Card	Total	\$ 2,750.00

Pay Pal Account # roederdesign@yahoo.com

Payment is due upon receipt.



### Invoice

- Client I	nformation	
Name	Todd and Althea Egglestor	۱
Address	607 Theresa Ave.	
	Austin, TX 78703	
Phone	(512) 351-7162	Fax

Date	08/31/06
Job#	06EGG1

Total \$

3,383.83

No.

2

Qty	Description	Unit Price	TOTAL
	60% Construction Documents		\$3,150.00
1 set	Reimbursable: Dynamic Reprographics Check set		\$71.45
8 sets	Reimbursable: Dynamic Reprographics Permit set		\$162.38
Payme O	Cash Check-payable to Roeder Design	SubTotal Shipping & Handling State Tax Local Tax	

Credit Card Payment - www.paypal.com (add 3% handling fee)

Pay Pal Account # roederdesign@yahoo.com

Payment is due upon receipt.

Engineer's Job No.: 6104800.027

GEOTECH WORK ORDER

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PROJECT NAME: 607 Theresa Avenue - Addition	PROPERTY OWNER: Todd & Al	thea Eggleston	· · · · · · · · · · · · · · · · · · ·
PROJECT ADDRESS: 607 Theresa Avenue	PROPERTY OWNER ADDRESS:	607 Theresa Avenu	e
PROJECT CITY: Austin	CITY: Austin	_ State: <u>TX</u> Z	IP: <u>78703</u>
CLIENT NAME: Todd & Althea Eggleston	PHONE #: 351-7162	Fax #:	<u>/A</u>
ADDRESS: 607 Theresa Avenue			
Стту: <u>Austin</u>	STATE: Texas	ZIP:	78703
Contact: <u>N/A</u> Title:	N/A PRINCIPAL NAMI	5: <u>N/A</u>	
JOB SITE CONTACT:Stacey V. Roeder	Рноме#: 452-7940	· · · · · · · · · · · · · · · · · · ·	
Descrip	tion of Services	·	Fees
VISUAL GEOTECHNICAL INVESTIGATION (LETTER CONDITIONS TO DETERMINE CRITERIA FOR ML ADDITION PROJECT WITHOUT FURTHER INVESTIGA	AW CONSULTANTS & ENGINEERS F		\$500.00
CONTRACTING OF BACKHOE & OPERATOR TO EXC. CONDITIONS.	AVATE TEST PITS FOR MLA LABS, INC.	TO DETERMINE SOIL	\$345.00

IF THE INITIAL VISUAL INVESTIGATION OR TEST PITS ARE NOT SUFFICIENT TO DETERMINE FOUNDATION DESIGN PARAMETERS, THE FEES FOR EITHER WILL BE INCLUDED IN A FULL-SCALE GEOTECHNICAL INVESTIGATION WHERE DRILL RIGS WILL BE MOBILIZED TO THE SITE. THIS WILL BE QUOTED UNDER A SEPARATE LETTER AND PRICED INDEPENDENTLY.

The persons signing below hereby states that he or she are authorized to represent and bind the entity of the client or will personally guarantee payment for the charges hereby incurred. Even if this contract is not signed, by use of the product Client agrees to all terms and conditions set forth in this contract. Please note that all invoices will be mailed to the address above and that payment is due 30-days from the invoice date. Any changes in billing must be submitted by the Client in writing to MLA Labs. Inc. to document the proper billing address.

Limitation of Liability: Client hereby expressly agrees that engineer's total liability to client for any and all injuries, claims, losses, expenses or damages whatsoever arising out of or related to the project or this agreement from any cause, including engineer's negligence, errors, omissions, breach of contract or breach of warranty shall be limited to the total compensation received by the engineer under this agreement, or the amount of ten thousand dollars (\$10,000.00), whichever is greater.

AGREED	AND AUTHORIZED:	MLA LAB	APPROYALS:	00.1
Client Name:	Mrs. Althea Egglestor	Project Manager:	K Malle	Date: <u>9-7-06</u>
By:			)	
Printed Name of Signee				
Date Authorized:		Account Approval:		Date:
Client Name:	Mr. Todd Eggleston	· · · · · · · · · · · · · · · · ·		· · · · · · · · · · · · · · · · · · ·
By:		· · · · · · · · · · · · · · · · · · ·		
Printed Name of Signee				·
Date Authorized:		Reports Distributed to:	MLAW Consult	ants & Engineers
2081 Hutton Drive - Si	uite 303	2804 Longhorn Boulevard		401 Isom Road - Suite 370
Carroliton, TX 75006		Austin, TX 78758		San Antonio, TX 78216
DFW   Te/ 972.428.5750		AUSTIN   70/ 512.873.8899	SAN ANTONIO	Te/ 210.340.5527

#### MANSFIELD ENGINEERING

Invoice 9/14/2006

Brian Roeder Roeder Design 1308 Pasadena Dr Austin Texas 78757

Eng Services: Review of Downstream Impacts of Runoff from Improvements Recommendation of Draiange Improvements and Certification Letter for Site Development Permit

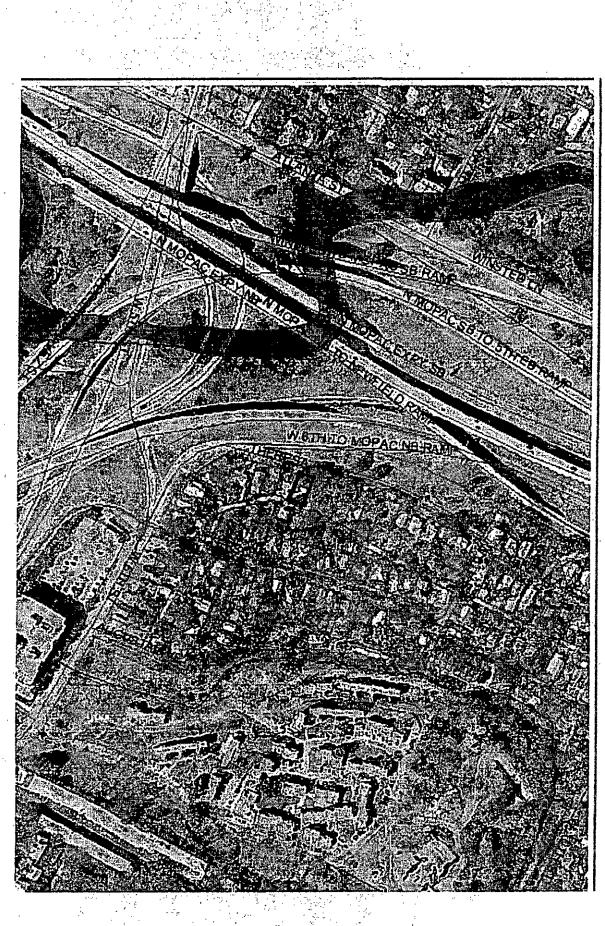
_	<u> Time</u>	Rate	Units	Extension	<u>Units</u>
	3 HRS	80	\$/HR	240	\$
TOTAL	· · · ·	<u> </u>		240	\$

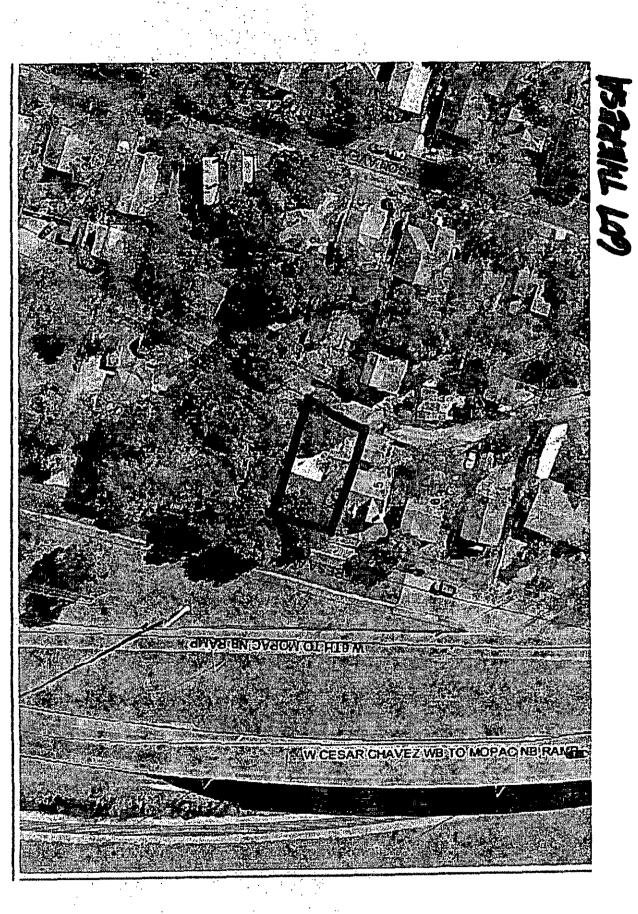
Please Remit To:

Mansfield Engineering C/O Denny Kumm, P.E. 20515 Cordill Lane Spicewood, Texas 78669 Phone 512 785-0595 Fax 512 785-0595 e-mail: dkumm1 @austin.rr.com

Thank You Denny Kumm, P.E.

## PHOTOS EXISTING CONDITIONS

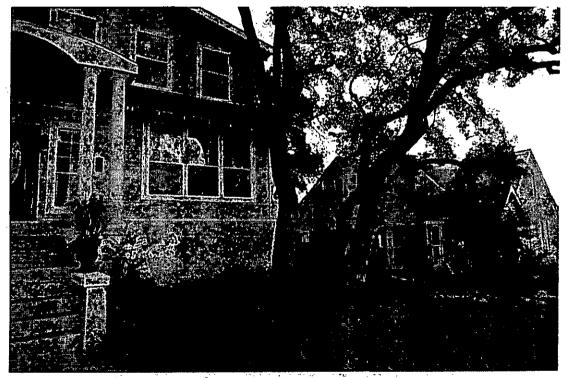




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609 Theresa Ave. (north neighbor)



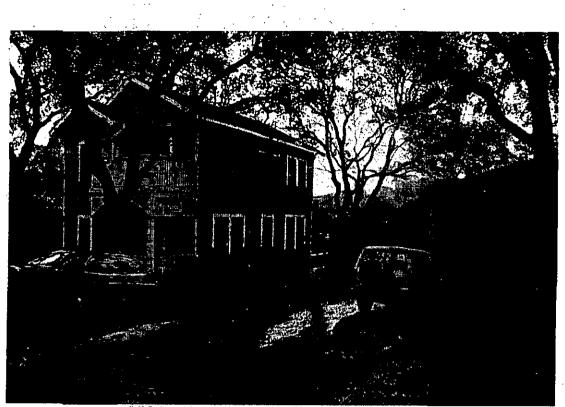
605 Theresa Ave. (south neighbor)



607 Theresa Ave. (addition site)



613 Theresa Ave. - New taller construction permitted and built in last year.



8<sup>th</sup> Street & Patterson (next street over) – Similar size home; many homes on this block have a crawl space or basement level due to change in elevation of the lot.



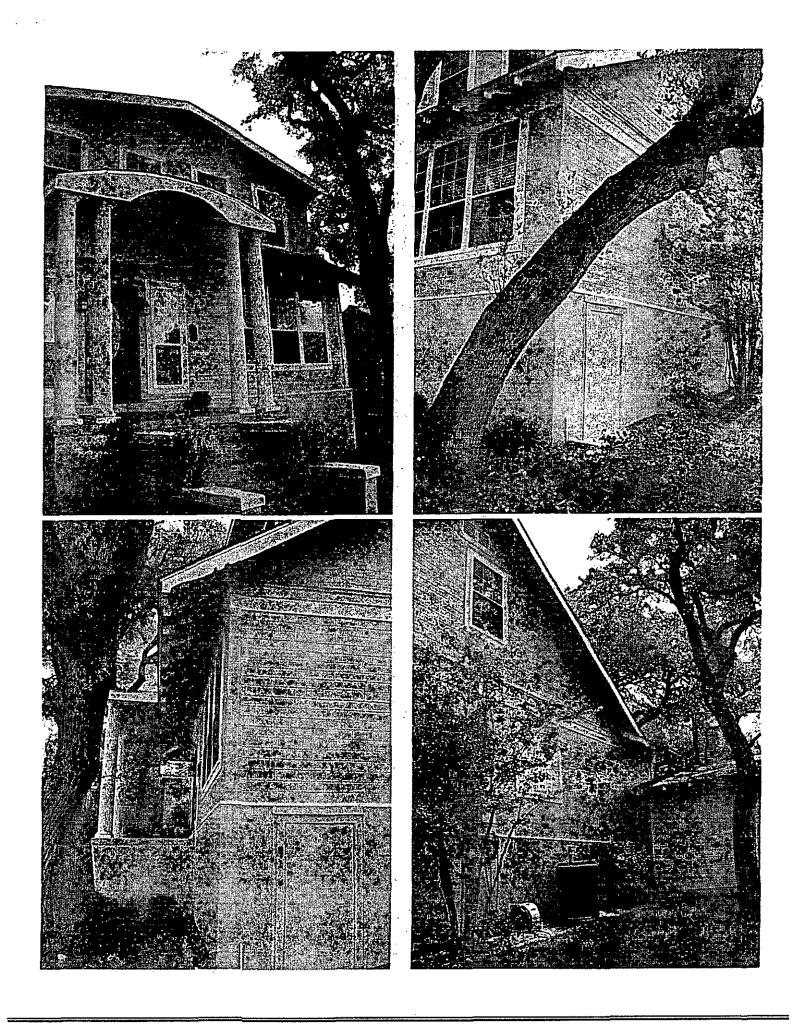
8<sup>th</sup> Street & Patterson (next street over) - Examples of similar sized homes with finished basement level.

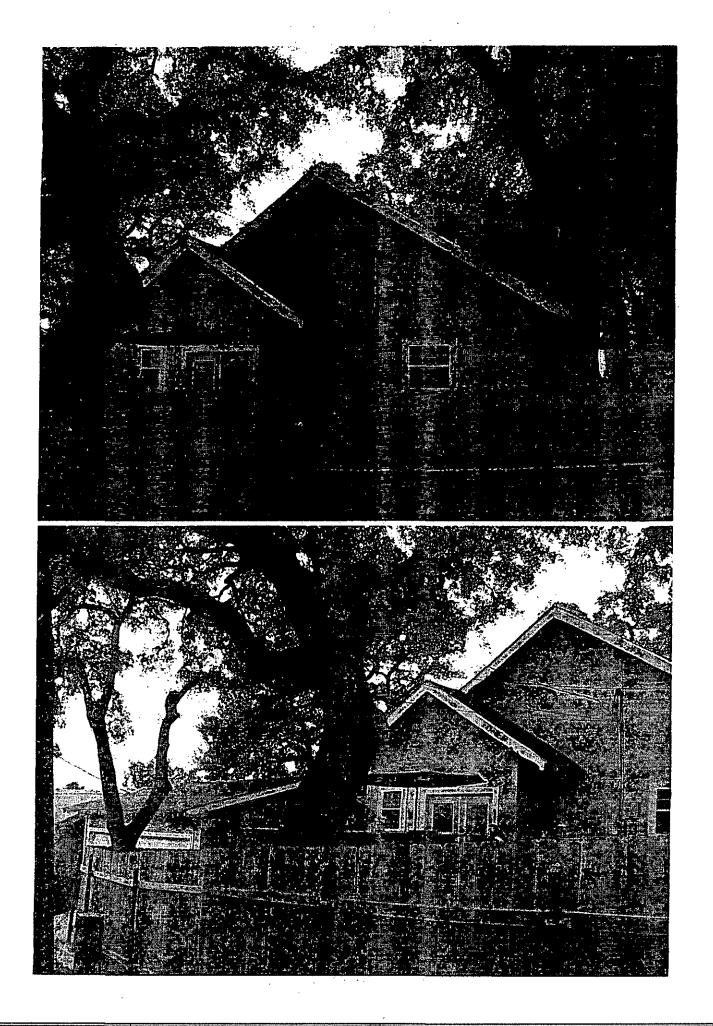


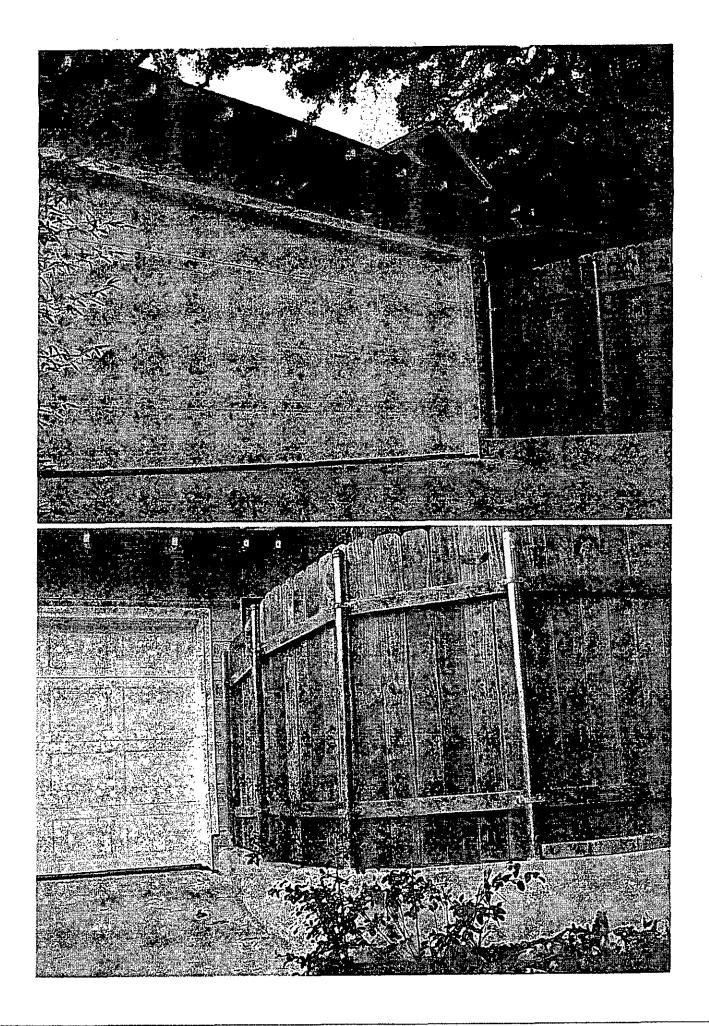
Theresa Ave. & 8<sup>th</sup> Street (around the corner) – New 2-story construction permitted & built in last year; note proximity to property line (fence) and adjacent house.



Theresa Ave. & 8<sup>th</sup> Street (around the corner) – New 2-story construction permitted & built in last year. (Second view.)







## TCAD APPRAISAL ROLL

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### **TaxNetUSA: Travis County**

#### Property ID Number: 109314 Ref ID2 Number: 01100509050000

Owner's Name	BEGGLESTON ALTHEA & TODD		<b>Property Details</b>	
			Deed Date	08312004
Mailing Address	607 THERESA AVE AUSTIN, TX 78703-4731		Deed Volume	00000
	Location 607 THERESA AV 78703		Deed Page	00000
Location			Exemptions	HS,
Legal LOT 4 * & S10FT OF LO		T 3 JOHNS A W	Freeze Exempt	F
			ARB Protest	F
Value Information		2006 Certified	Agent Code	0
and Value		140,250.00	Land Acres	0.0000
mprovement Val	114	273,746.00	Block	
AG Value		0.00	Tract or Lot	4; 3
AG Productivity V	/slue	0.00	Docket No.	
Timber Value		0.00	Abstract Code	S0683- Z744
Timber Productivity Value		0.00	Neighborhood Code	
Assessed Value		413,996.00		
10% Cap Value		0.00		
Total Value		413,996.00	Data up to date as of :	2006-09-01

#### Value By Jurisdiction

Entity Code	Entity Name	2005 Tax Rate	Assessed Value	Taxable Value	Market Value	Appraised Value
0A	TRAVIS CENTRAL APP DIST	0.000000.0	413,996.00	413,996.00	413,996.00	413,996.00
01	AUSTIN ISD	1.623000	413,996.00	398,996.00	413,996.00	413,996.00
02	CITY OF AUSTIN	0.443000	413,996.00	413,996.00	413,996.00	413,996.00
03	TRAVIS COUNTY	0.499300	413,996.00	331,197.00	413,996.00	413,996.00
2J	TRAVIS CO HEALTHCARE DIST	0.077900	413,996.00	331,197.00	413,998.00	413,996.00
68	AUSTIN COMM COLL DIST	0.099100	413,996.00	408,996.00	413,996.00	413,996.00

#### **Improvement Information**

Improvement ID	State Category	Description
107696	A1	1 FAM DWELLING

#### Segment Information

Imp ID	Seg ID	Type Code	Description	Class	<b>Effective Year Built</b>	Агеа	
107696	110659	1ST	1st Floor	ww	1917	1,222	
107696	110660	2ND	2nd Floor	ww	1917	616	
107696	398441	011	PORCH OPEN 1ST F	*	1917	84	
107696	398442	031	GARAGE DET 1ST F	ww	1917	360	
107696	398443	095	HVAC RESIDENTIAL	٠	1917	1,838	
107696	398444	251	BATHROOM	*	1917	2	
107696	398445	522	FIREPLACE	*	1917	1	

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107696	398446	612	TERRACE UNCOVERD	*	1917 3
				Tota	I Living Area 1,83
and Information					
Land ID	Type Code	SPTB Code	Homesite Siz	e-Acres Front	Depth Size-So
109135	LAND	A1	Ť	0.000 0	0
ertified Value Hist	0P3/				
Year	UIY	Jur	Entity Name	Assessed Value	Taxable Value
			2005		
2005		0A	TRAVIS CENTRAL APP DIS	ST 378,300.00	378,300.00
2005		01	AUSTIN ISD	378,300.00	363,300.00
2005		02	CITY OF AUSTIN	378,300.00	378,300.00
2005		03	TRAVIS COUNTY	378,300.00	302,640.00
2005		2J	TRAVIS CO HOSPITAL DIS	T 378,300.00	302,640.00
2005		68	AUSTIN COMM COLL DIST	Г 378,300.00	373,300.00
			2004		
2004		<b>0A</b> 1	RAVIS CENTRAL APP DIS	T 343,846.00	343,846.00
2004		01	AUSTIN ISD	343,846.00	343,846.00
2004		02	CITY OF AUSTIN	343,846.00	343,846.00
2004		03	TRAVIS COUNTY	343,846.00	343,846.00
2004		2J	TRAVIS CO HOSPITAL DIS	T 343,846.00	343,846.00
2004		68	AUSTIN COMM COLL DIST	343,846.00	343,845.00
			2003		
2003		0A		215,114.00	215,114.00
2003		01		215,114.00	215,114.00
2003		02		215,114.00	215,114.00
2003		03		215,114.00	215,114.00
2003		<del>6</del> 8		215,114.00	215,114.00
			2002		
2002		0A		217,034.00	217,034.00
2002		01		217,034.00	217,034.00
2002		02		217,034.00	217,034.00
2002		03	•	217,034.00	217,034.00
2002		68		217,034.00	217,034.00
	•		2001		
2001		0A		217,034.00	217,034.00
2001		01		217,034.00	217,034.00
2001		02		217,034.00	217,034.00
2001		03		217,034.00	217,034.00
2001		68		217,034.00	217,034.00
			2000		
2000		01		165,000.00	165,000.00
2000 2000		02 03		165,000.00 165,000.00	165,000.00 , 165,000.00

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# TaxNetUSA: Travis County

Property ID Number: 109313 Ref ID2 Number: 01100509040000

# Owner's Name O'HICKEY JACALYN LEE

Mailing Address	605 THERESA AVE AUSTIN, TX 78703-4731
Location	605 THERESA AV 78703
Legal	LOT 5 JOHNS A W

Value Information	2006 Certified
Land Value	140,250.00
Improvement Value	153,492.00
AG Value	0.00
AG Productivity Value	0.00
Timber Value	0.00
Timber Productivity Value	0.00
Assessed Value	293,742.00
10% Cap Value	0.00
Total Value	293,742.00

08242005
F
F
0
0.0000
5
S06834
Z7440

#### Data up to date as of 2006-09-01

#### Value By Jurisdiction

Entity Code	Entity Name	2005 Tax Rate	Assessed Value	Taxable Value	Market Value	Appraised Value
0A	TRAVIS CENTRAL APP DIST	0.000000	293,742.00	293,742.00	293,742.00	293,742.00
01	AUSTIN ISD	1.623000	293,742.00	293,742.00	293,742.00	293,742.00
02	CITY OF AUSTIN	0.443000	293,742.00	293,742.00	293,742.00	293,742.00
03	TRAVIS COUNTY	0.499300	293,742.00	293,742.00	293,742.00	293,742.00
2J	TRAVIS CO HEALTHCARE DIST	0.077900	293,742.00	293,742.00	293,742.00	293,742.00
68	AUSTIN COMM COLL DIST	0.099100	293,742.00	293,742.00	293,742.00	293,742.00

.

#### **Improvement Information**

Improvement ID	State Category	Description
107695	A1	1 FAM DWELLING

#### Segment Information

Imp ID	Seg ID	Type Code	Description	Class	Effective Year Built	Area
107695	110658	1ST	1st Floor	wv	1935	1,056
107695	398435	011	PORCH OPEN 1ST F	•	1935	36
107695	398436	011	PORCH OPEN 1ST F	*	1935	36
107695	398437	031	GARAGE DET 1ST F	wv	1935	360
107695	398438	095	HVAC RESIDENTIAL	*	1935	1,056
107695	398439	251	BATHROOM	*	1935	1
107695	398440	522	FIREPLACE	*	1935	1

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## Total Living Area 1,056

Land ID	Type Code	SPTB Code	Homesite S	ize-Acres	Front	Depth	Size-Sqf
109134	LAND	A1	т`	0.000	0	0	
ertified Value H	istory						
Year	-	Jur	Entity Name	Asses	sed Value	Taxa	ble Value
			2005				
2005		<b>0A</b> 1	TRAVIS CENTRAL APP D	NST 18	1,500.00	181	,500.00
2005		01	AUSTIN ISD	18	1,500.00	166	,500.00
2005		02	CITY OF AUSTIN	18	1,500.00	181	,500.00
2005		03	TRAVIS COUNTY	18	1,500.00	145	,200.00
2005		2J :	TRAVIS CO HOSPITAL D	IST 18 <sup>.</sup>	1,500.00	145	,200.00
2005		68	AUSTIN COMM COLL DI 2004	ST 18	1,500.00	176	,500.00
2004		0A 1	RAVIS CENTRAL APP D	IST 16	5,000.00	165	,000.00
2004		01	AUSTIN ISD	165	5,000.00	150	,000.00
2004		02	CITY OF AUSTIN	16	5,000.00	165	,000.00
2004		03	TRAVIS COUNTY		5,000.00	132	.000.00
2004		2J 1	TRAVIS CO HOSPITAL DI	ST 16	5,000.00	132	,000.00
2004		68	AUSTIN COMM COLL DI	ST 165	5,000.00	160	,000.00
			2003				
2003		0A			,481.00		481.00
2003		01			,481.00		481.00
2003		02			,481.00		481.00
2003		03			,481.00		481.00
2003		68		238	,481.00	238,	481.00
			2002				
2002		04			,000.00		738.00
2002		01			,000.000,		738.00
2002	·	02			,000.00		738.00
2002		03			,000.00		590.00
2002		68		241	,000.00	70,7	738.00
			2001				
. 2001		0A			,000.00		035.00
2001		01			,000.00		35.00
2001		02			,000.00		35.00
2001		03			,000.00		28.00
2001		68		241	,000.000	57,0	35.00
			2000				
2000		01			,250.00		78.00
2000		02			.250.00	1	78.00
2000		03			250.00	1	62.00
2000		68		194,	250.00	44,5	78.00

# **TaxNetUSA: Travis County**

Property ID Number: 109312 Ref ID2 Number: 01100509030000

Owner's Name	HENNEBERGER JOHN J	SR & JOHN J	<b>Property Details</b>	
			Deed Date	06211988
Mailing	JOHN J HENNEBERGER JR 603 THERESA AVE		Deed Volume	10751
Address	AUSTIN, TX 78703-4731		Deed Page	00491
Location	603 THERESA AV 78703		Exemptions	HS,
	LOT & JOUND & M		Freeze Exempt	F
Legai	LOT 6 JOHNS A W		ARB Protest	F
			Agent Code	0
alue Infori	mation	2006 Certified	Land Acres	0.0000
and Value		127,500.00	Block	
mprovement Va	alue	119,679.00	Tract or Lot	6
G Value		0.00	Docket No.	
G Productivity	Value	0.00	Abstract Code	S06834
limber Value		0.00	Neighborhood Code	Z7440
imber Productiv	vity Value	0.00		
Assessed Value		182,362.00		
0% Cap Value		64,817.00	Data up to date as of 2006-09-01	
otal Value		247,179.00		

#### Value By Jurisdiction

Entity Code	Entity Name	2005 Tax Rate	Assessed Value	Taxable Value	Market Value	Appraised Value
0A	TRAVIS CENTRAL APP DIST	0.000000	182,362.00	182,362.00	247,179.00	247,179.00
01	AUSTIN ISD	1.623000	182,362.00	167,362.00	247,179.00	247,179.00
02	CITY OF AUSTIN	0.443000	182,362.00	182,362.00	247,179.00	247,179.00
03	TRAVIS COUNTY	0.499300	182,362.00	145,890.00	247,179.00	247,179.00
2J	TRAVIS CO HEALTHCARE DIST	0.077900	182,362.00	145,890.00	247,179.00	247,179.00
68	AUSTIN COMM COLL DIST	0.099100	182,362.00	177,362.00	247,179.00	247,179.00

### **Improvement Information**

Improvement ID	State Category	Description
107694	A1	1 FAM DWELLING

## Segment Information

Imp ID	Seg ID	Type Code	Description	Class	<b>Effective Year Built</b>	Area	
107694	110657	1ST	1st Floor	ww	1938	900	
107694	398428	011	PORCH OPEN 1ST F	•	1938	16	
107694	398429	011	PORCH OPEN 1ST F	*	1938	104	
107694	398430	031	GARAGE DET 1ST F	ww	1938	180	
107694	398431	251	BATHROOM	•	1938	1	
107694	398432	448	SPA FIBERGLASS	*	1938	1	
107694	398433	512	DECK UNCOVRED	*	1938	124	

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1076 <del>94</del>	398434	571	STORAGE DET	ww		1938 <sup>i</sup> Al Living /		10 90
and Information								
Land ID	Type Code	SPTB Code		Size-Acres	Front	Depth	Size-S	-
109133	LAND	A1	т	0.000	0	0		
ertified Value His	story							
Year	·	Jur	<b>Entity Name</b>	Asses	sed Value	Taxat	ole Valu	e
			2005					
2005		<b>0A</b> 1	TRAVIS CENTRAL APP	DIST 165	,784.00	165	,784.00	
. 2005		01	AUSTIN ISD	165	,784.00	150	,784.00	
2005		02	CITY OF AUSTIN	165	784.00	165	,784.00	
2005		03	TRAVIS COUNTY	165	,784.00	132	,627.00	
2005		2.1	TRAVIS CO HOSPITAL	DIST 165	,784.00	132	,627.00	
2005		68	AUSTIN COMM COLL I 2004	DIST 165	,784.00	160	,784.00	
2004		0A 1	RAVIS CENTRAL APP	DIST 150	713.00	150,	713.00	
2004		<b>01</b>	AUSTIN ISD	150	713.00	135,	713.00	
2004		02	CITY OF AUSTIN	150.	713.00	150,	713.00	
2004		03	TRAVIS COUNTY	150,	713.00	120,	570.00	
2004		2J 1	RAVIS CO HOSPITAL	DIST 150,	713.00	120,	570.00	
2004		68 /	AUSTIN COMM COLL (	DIST 160,	713.00	145,	713.00	
			2003					
2003		0A		187,	997.00	137,	012.00	
2003		01		187,	997.00	122,	012.00	
2003		02		187,	997.00	137,	012.00	
2003		03		187,	997.00	109,0	610.00	
2003		68		187,	997.00	132,	012.00	
			2002					
2002		0A ·			548.00	124,	557.00	
2002		01			548.00	109,5	557.00	
2002		02			548.00		557.00	
2002		03			548.00		46.00	
2002		68		189,	548.00	119,	557.00	
			2001					
2001		0A			548.00		234.00	
2001		01			548.00		34.00	
2001		02		-	548.00		234.00	
2001	-	03			548.00		87.00	
2001		68	2000	189,9	548.00	108,2	234.00	
2000		01	2000	167 (	48.00	87 0	40.00	
2000		02			48.00	i i	40.00	
2000		03			48.00	82,3		

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# **TaxNetUSA: Travis County**

#### Property ID Number: 109315 Ref ID2 Number: 01100509060000

Owner's Name	TUBBS RUSSE	LL K & KENYA J	<b>Property Details</b>	
			Deed Date	07191994
Mailing Address	609 THERESA AVE AUSTIN, TX 78703-4731	1	Deed Volume	12236
			Deed Page	01084
Location	609 THERESA AV 7870	3	Exemptions	HS,
Legal		OFT OF LOT 3 JOHNS A	Freeze Exempt	F
	w		ARB Protest	F
			Agent Code	0
Value Inform	nation	2006 Certified	Land Acres	0.0000
Land Value		153,000.00	Block	
Improvement Val	ue	149,869.00	Tract or Lot	2; 3
AG Value		0.00	Docket No.	
AG Productivity \	/alue	0.00	Abstract Code	S06834
Timber Value		0.00	Neighborhood Code	Z7440
Timber Productiv	ity Value	0.00		
Assessed Value		274,621.00		
10% Cap Value		28,248.00	Data up to date as of	2006-09-01
Total Value		302,869.00		

#### Value By Jurisdiction

Entity Code	Entity Name	2005 Tax Rate	Assessed Value	Taxable Value	Market Value	Appraised Value
0A	TRAVIS CENTRAL APP DIST	0.000000	274,621.00	274,621.00	302,869.00	302,869.00
01	AUSTIN ISD	1.623000	274,621.00	259,621.00	302,869.00	302,869.00
02	CITY OF AUSTIN	0.443000	274,621.00	274,621.00	302,869.00	302,869.00
03	TRAVIS COUNTY	0.499300	274,621.00	219,697.00	302,869.00	302,869.00
2J	TRAVIS CO HEALTHCARE DIST	0.077900	274,621.00	219,697.00	302,869.00	302,869.00
68	AUSTIN COMM COLL DIST	0.099100	274,621.00	269,621.00	302,869.00	302,869.00

## **Improvement Information**

Improvement ID	State Category	Description
107697	 A1	1 FAM DWELLING

#### Segment Information .

Imp ID	Seg ID	Type Code	Description	Class	<b>Effective Year Built</b>	Area
107697	110661	1ST	1st Floor	WP	1940	909
107697	398447	031	GARAGE DET 1ST F	WP	1940	522
107697	398448	095	HVAC RESIDENTIAL	•	1940	909
107697	398449	251	BATHROOM	•	1940	1
107697	398450	306	GREENHOUSE FV	F-V	1940	1
107697	398451	531	OBS FENCE	WAS	1940	1
107697	398452	612	TERRACE UNCOVERD	٠	1940	24

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107697	398453	630	PORCH CLOS FIN	•	1940	216
107697	3105923	so	Sketch Only	so	0	80
					Total Living Area	909

## Land Information

Land ID	Type Code	SPTB Code	Homesite	Size-Acres	Front	Depth	Size-Sqft
109136	LAND	A1	т	0.000	0	0	0

## **Certified Value History**

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Year	Jur	Entity Name	Assessed Value	Taxable Value	
		2005			
2005	0A	TRAVIS CENTRAL APP DIST	249,655.00	249,655.00	
2005	01	AUSTIN ISD	249,655.00	234,655.00	
2005	02	CITY OF AUSTIN	249,655.00	249,655.00	
2005	03	TRAVIS COUNTY	249,655.00	199,724.00	
2005	2J	TRAVIS CO HOSPITAL DIST	249,655.00	199,724.00	
2005	68	AUSTIN COMM COLL DIST	249,655.00	244,655.00	
		2004			
2004	0 <b>A</b>	TRAVIS CENTRAL APP DIST	226,959.00	226,959.00	
2004	01	AUSTIN ISD	226,959.00	211,959.00	
2004	02	CITY OF AUSTIN	226,959.00	226,959.00	
2004	03	TRAVIS COUNTY	226,959.00	181,567.00	
2004	2J	TRAVIS CO HOSPITAL DIST	226,959.00	181,567.00	
2004	68	AUSTIN COMM COLL DIST	226,959.00	221,959.00	
		2003			
2003	0A		262,034.00	206,327.00	
2003	. D1		262,034.00	191,327.00	
2003	02		262,034.00	206,327.00	
2003	03		262,034.00	165,062.00	
2003	68		262,034.00	201,327.00	
		2002			
2002	0A		264,830.00	187,570.00	
2002	01		264,830.00	172,570.00	
2002	02		264,830.00	187,570.00	
2002	03	•	264,830.00	150,056.00	
2002	68		264,830.00	182,570.00	
		2001			
2001	0A		264,830.00	170,519.00	
2001	01		264,830.00	155,519.00	
2001	, <b>02</b>		264,830.00	170,519.00	
2001	03	<u>-</u>	264,830.00	136,415.00	
2001	68	•	264,830.00	165,519.00	
		2000			
2000	01		268,560.00	140,018.00	
2000	02		268,560.00	155,018.00	

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# **TaxNetUSA: Travis County**

#### Property ID Number: 109316 Ref ID2 Number: 01100509070000

Owner's Name	PACKARD FRANCIS D	OUGLASS & JAN	<b>Property Details</b>	
			Deed Date	11021992
Mailing	& JANET PACKARD 613 THERESA AVENUE		Deed Volume	11812
Address	AUSTIN, TX 78703-4731		Deed Page	00457
Location	613 THERESA AV 78703		Exemptions	HS, OA,
		NULOT 5 1 0 40 V 120 20	Freeze Exempt	F
Legal	LOT 1 * & N20FT OF LOT 2 JOHNS A FT AV WINN THERESA SUBD	W LUT 5 " 0. 40 × 159.50	ARB Protest	F
·			Agent Code	a
Value Inforn	nation	2006 Certified	Land Acres	0.0000
value futorn	141100		Block	
and Value		382,500.00	Tract or Lot	1; 2; 5
mprovement Val	ue	140,058.00	Docket No.	
AG Value		0.00	Abstract Code	S06834
G Productivity V	/alue	0.00	Neighborhood Code	Z7440
imber Value		0.00		
imber Productivi	ity Value	0.00	-	
ssessed Value		492,224.00	Data up to date as of ;	2006-09-01
0% Cap Value		30,334.00		
otal Value		522,558.00		

#### Value By Jurisdiction

Entity Code	Entity Name	2005 Tax Rate	Assessed Value	Taxable Value	Market Value	Appraised Value
0A	TRAVIS CENTRAL APP DIST	0.000000	492,224.00	492,224.00	522,558.00	522,558.00
01	AUSTIN ISD	1.623000	492,224.00	442,224.00	522,558.00	522,558.00
02	CITY OF AUSTIN	0.443000	492,224.00	441,224.00	522,558.00	522,558.00
03	TRAVIS COUNTY	0.499300	492,224.00	328,779.00	522,558.00	522,558.00
2J	TRAVIS CO HEALTHCARE DIST	0.077900	492,224.00	328,779.00	522,558.00	522,558.00
68	AUSTIN COMM COLL DIST	0.099100	492,224.00	412,224.00	522,558.00	522,558.00

#### **Improvement Information**

Improvement ID	State Category	Description
107698	At	1 FAM DWELLING

#### Segment Information

Imp ID	Seg ID	Type Code	Description	Class	<b>Effective Year Built</b>	Area
107698	110662	1ST	1st Floor	ww	1938	989
107698	398455	011	PORCH OPEN 1ST F	•	1938	270
107698	398456	041	GARAGE ATT 1ST F	ww	1938	180
107698	398457	051	CARPORT DET 1ST	٠	1938	220
107698	398458	251	BATHROOM	*	1938	1
107698	398459	289	SHED FV	F-V	1938	1

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107698	398460	522	FIREPLACE	*	1938	1
107698	398461	539	FENCE FV	F-V	1938	1
107698	398462	591	MASONRY TRIM SF	AVG	1938	45
107698	398463	619	TERRACE FV	F-V	1938	1
107698	2604123	011	PORCH OPEN 1ST F	*	1938	100
107698	3140200	so	Sketch Only	SO	0	252
107698	3140201	SO	Sketch Only	SO	Ο,	90
107698	3140202	SO	Sketch Only	SO	0	154
107698	3140266	SO	Sketch Only	SO	0	28

Total Living Area 989

#### Land Information

Land ID	Type Code	SPTB Code	Homesite	Size-Acres	Front	Depth	Size-Sqft
109137	LAND	<b>A</b> 1	т	0.000	0	0.	0

## **Certified Value History**

	Year	Jur	Entity Name	Assessed Value	Taxable Value
			2005		
	2005	0A	TRAVIS CENTRAL APP DIST	447,476.00	447,476.00
	2005	01	AUSTIN ISD	447,476.00	397,476.00
2000	2005	02	CITY OF AUSTIN	447.476.00	396,476.00
-	2005	03	TRAVIS COUNTY	447,476.00	292,981.00
	2005	2J	TRAVIS CO HOSPITAL DIST	447,476.00	292,981.00
	2005	68	AUSTIN COMM COLL DIST	447,476.00	367,476.00
			2004		
	.2004	QA	TRAVIS CENTRAL APP DIST	406,796.00	406,796.00
	2004	01	AUSTIN ISD	406,796.00	356,796.00
	2004	02	CITY OF AUSTIN	406,796.00	355,796.00
	2004	03	TRAVIS COUNTY	406,796.00	260,437.00
	2004	2J	TRAVIS CO HOSPITAL DIST	406,796.00	260,437.00
	2004	68	AUSTIN COMM COLL DIST	406,796.00	326,796.00
			2003		
	2003	QA		484,124.00	369,815.00
	2003	01		484,124.00	319,815.00
	2003	02		484,124.00	318,815.00
	2003	03		484,124.00	230,852.00
	2003	68		484,124.00	289,815.00
			2002		
	2002	QA		486,730.00	336,196.00
	2002	01		486,730.00	286,196.00
	2002	. 02		486,730.00	285,196.00
	2002	. <b>03</b>		486,730.00	203,957.00
	2002	68		486,730.00	256,196.00
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	2001	04		486,730.00	305,633.00

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# PLAT

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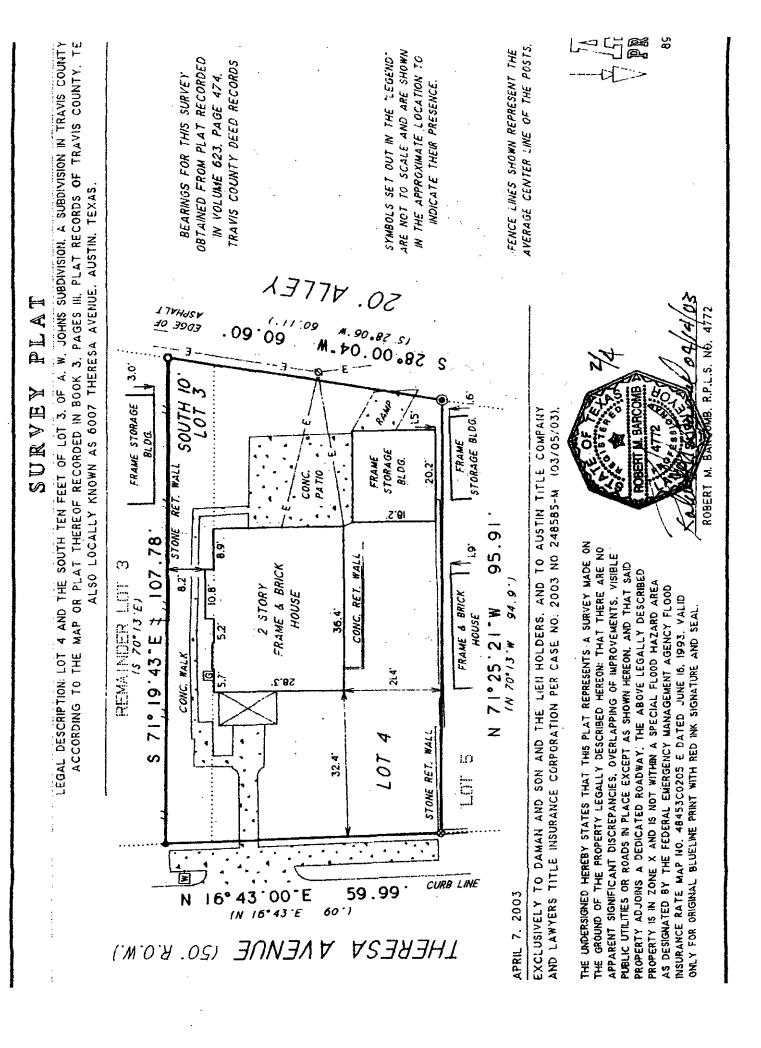
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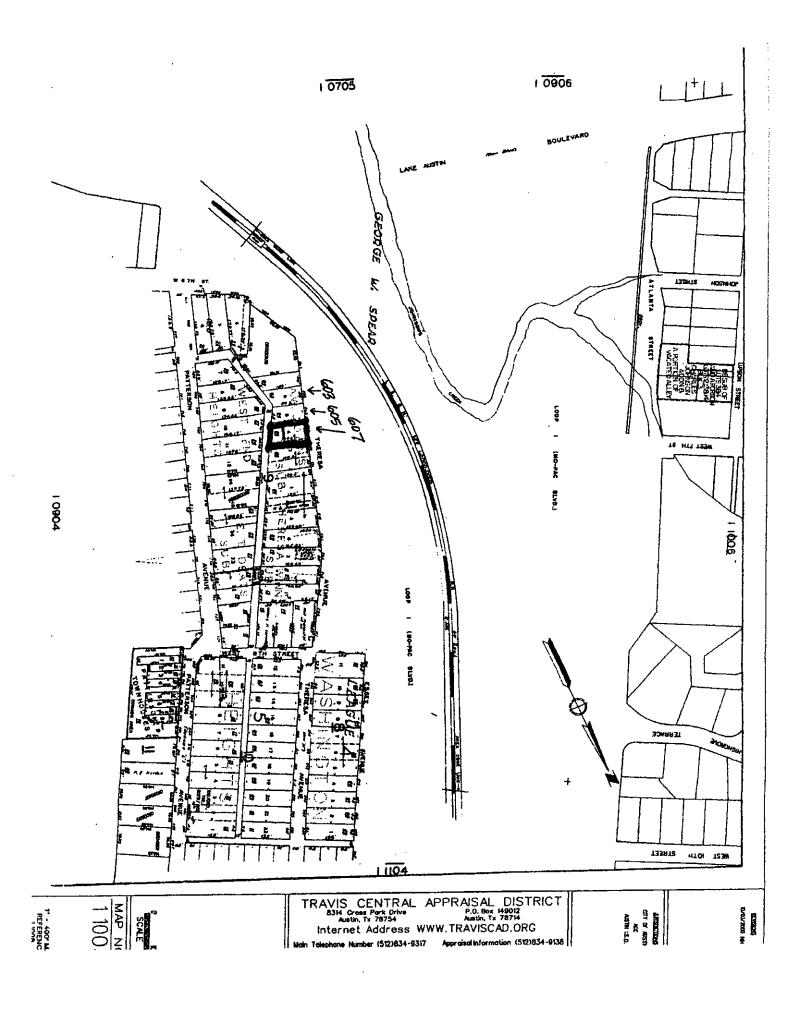
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# F.A.R. CALCULATIONS

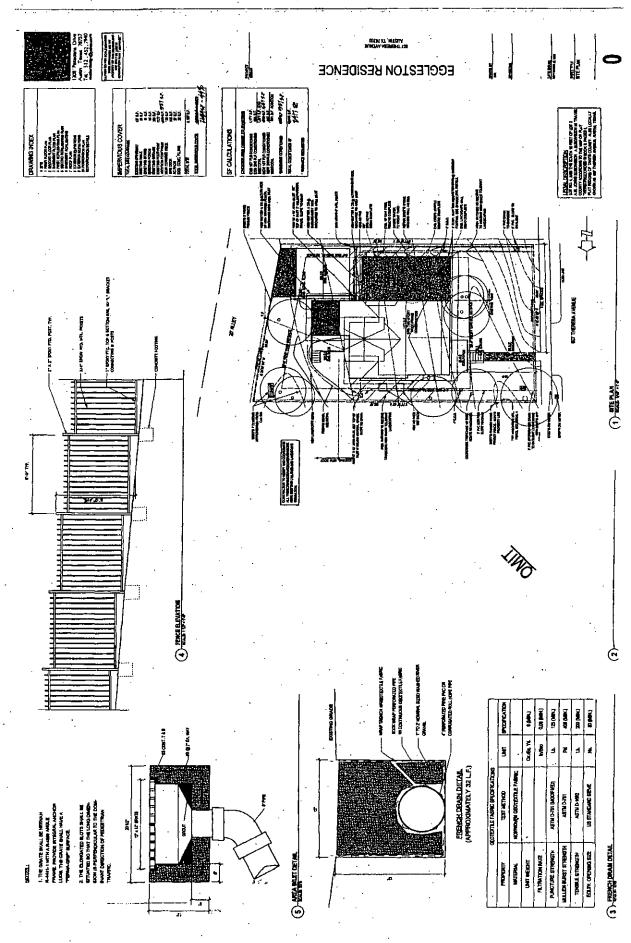
IMPERVIOUS COVER				
TOTAL SITE COVERAGE				
EXISTING DRIVEWAY	137 S.F.			
EXISTING WALK	66 S.F.			
EXISTING STAIRS	31 S.F.			
EXISTING PORCH	85 S.F.			
EXISTING GARAGE	368 S.F.			
EXISTING FOOTPRINT	1175 S.F.			
ADDITION FOOTPRINT	537 S.F.			
NEW COVERED DECK	139 S.F.			
EXG DECK	102 S.F.			
AC PADS	27 S.F.			
EXG. CONC. FLUME	22 S.F.			
NEW STONE FENCE	64 S.F.			
TOTAL SITE	6,107 S.F.			
TOTAL IMPERVIOUS COVER	2,753 S.F. = <u>45.0%</u>			

NOTE: CHOOSE OPTION TO ADD 1000SF TOTAL F.A.R. W/O BASEMENT = .46%

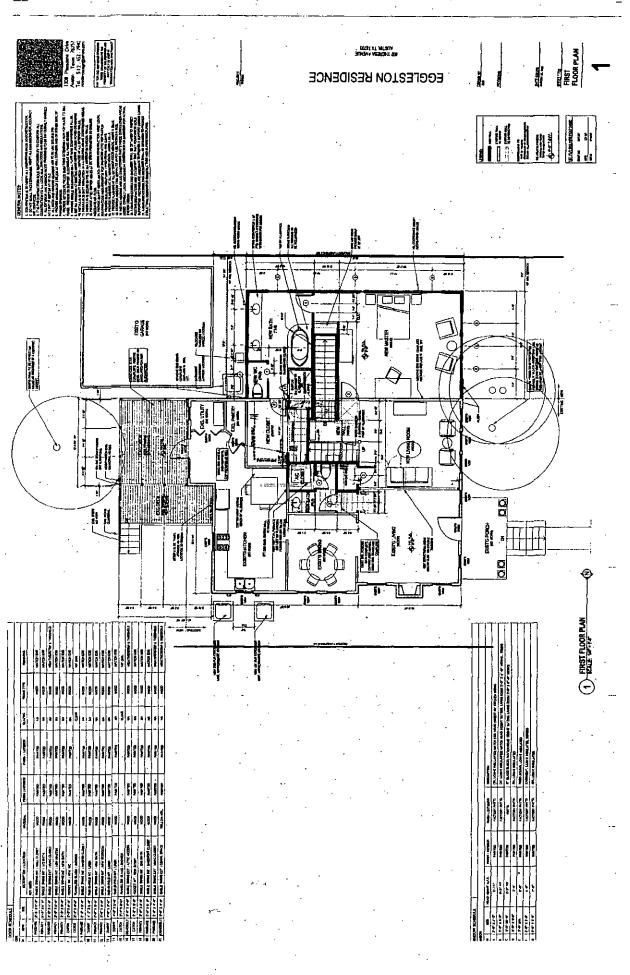
#### SF CALCULATIONS TOTAL SITE COVERAGE 2670 SF CHOOSE ADD 1000SF TO EXISTING 1.175 S.F. EXG 1ST FLR CONDITIONED EXG 2ND FLR CONDITIONED 694 S.F. 1.869 S.F. EXG SUBTOTAL 537 S.F. NEW 1ST FLR CONDITIONED 442 S.F. NEW 2ND FLR CONDITIONED 991 S.F. ADDITION SUBTOTAL 537 S.F. \*BASEMENT CONDITONED 3,385 S.F. TOTAL CONDITIONED SF \* VARIANCE REQUESTED

ROEDER DESIGN 1308 Pasadena Drive Austin Texas 78757 Tel. 512.452.7940 roederdesign@yahoo.com

# DRAWINGS

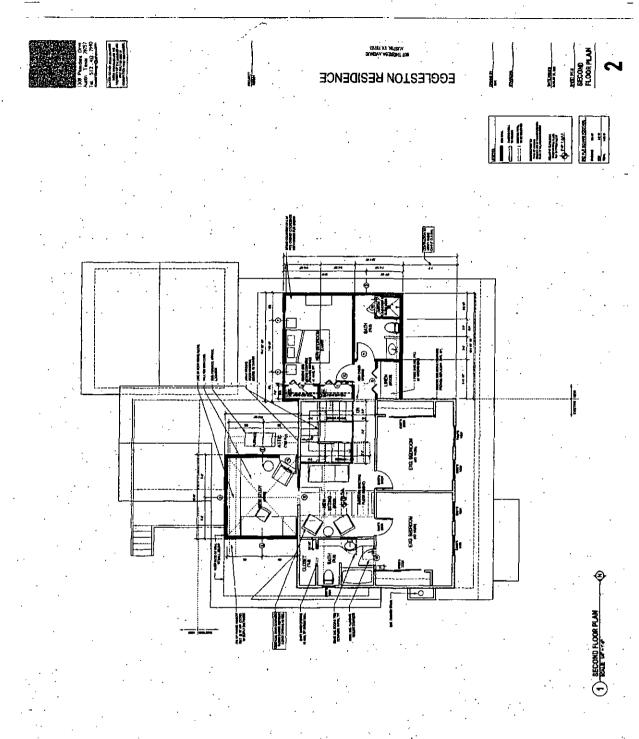


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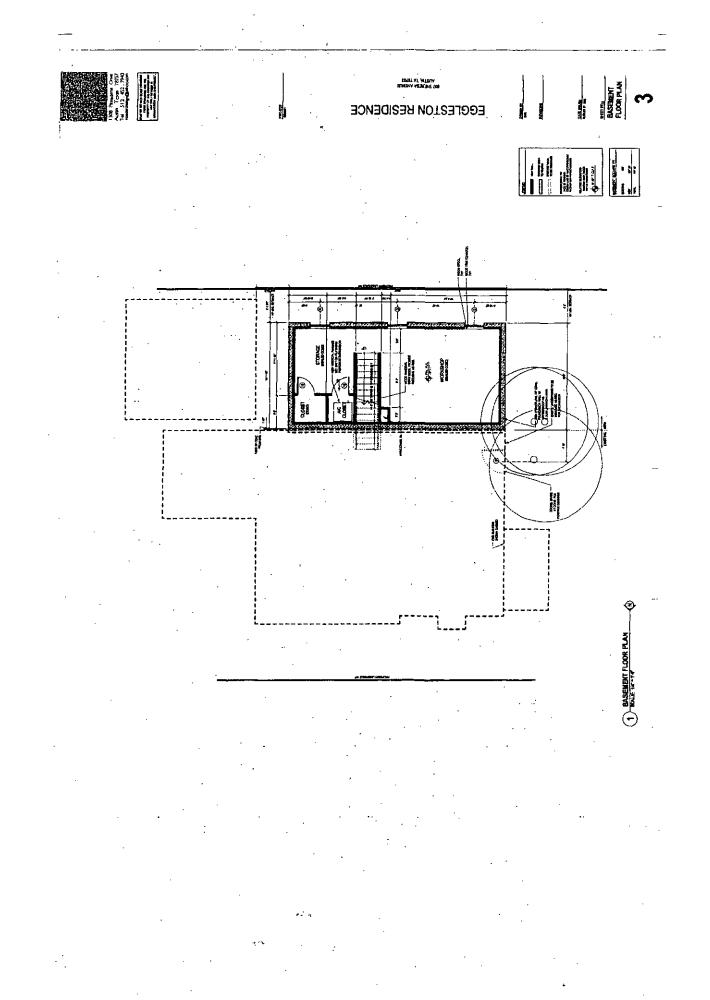
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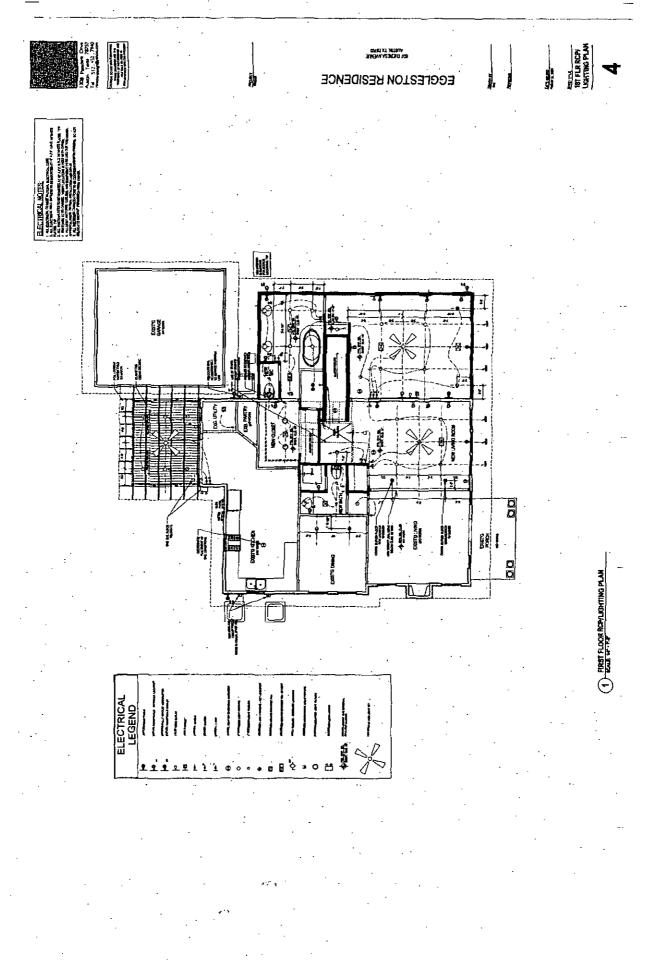
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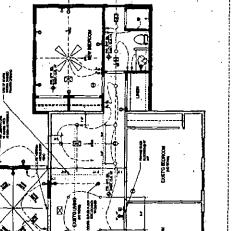
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EGGLESTON RESIDENCE



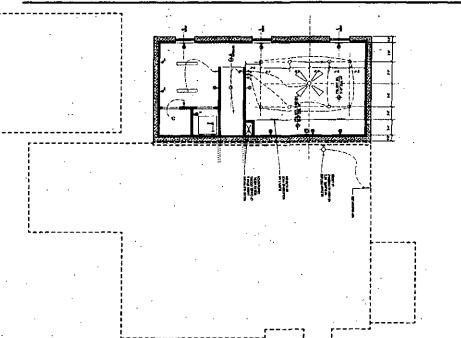
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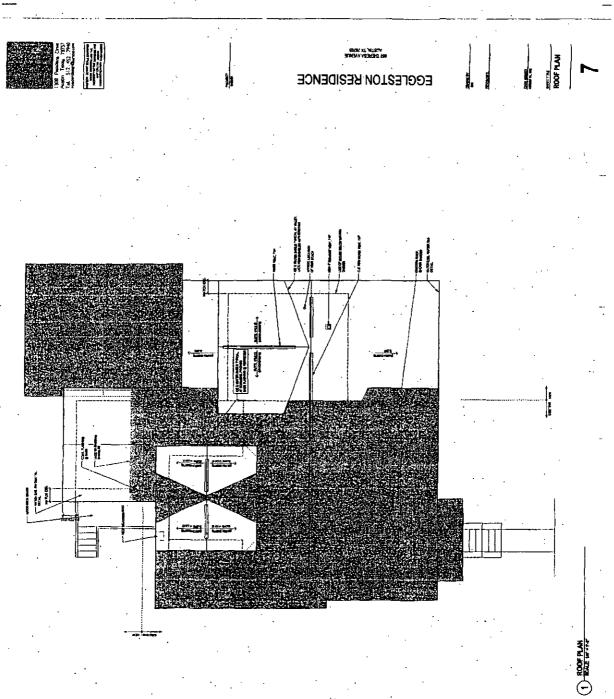
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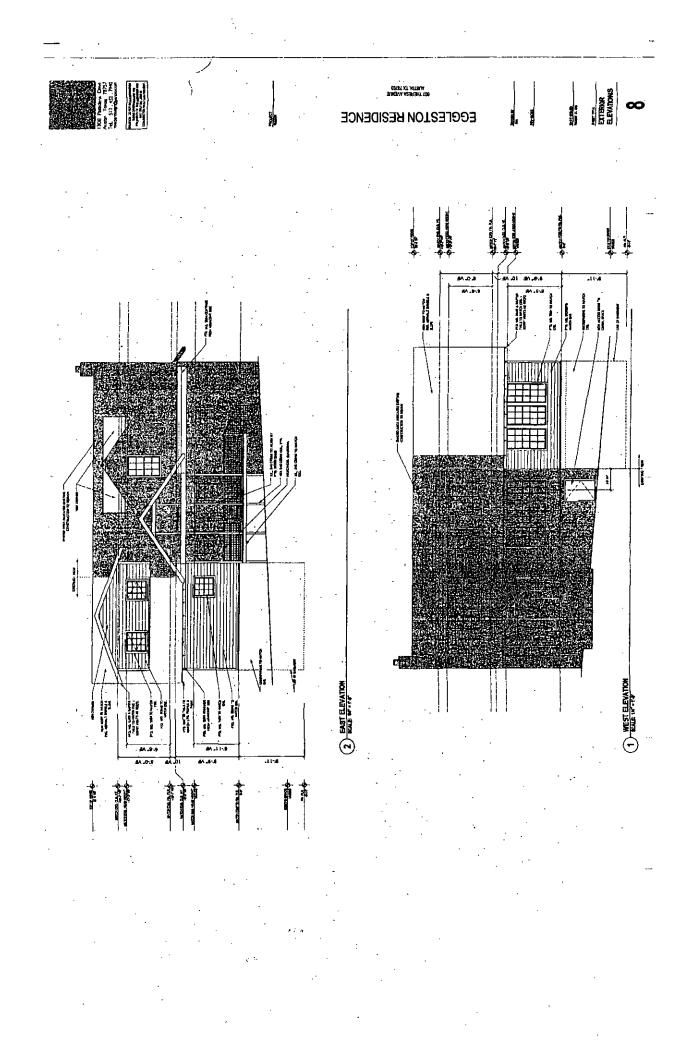
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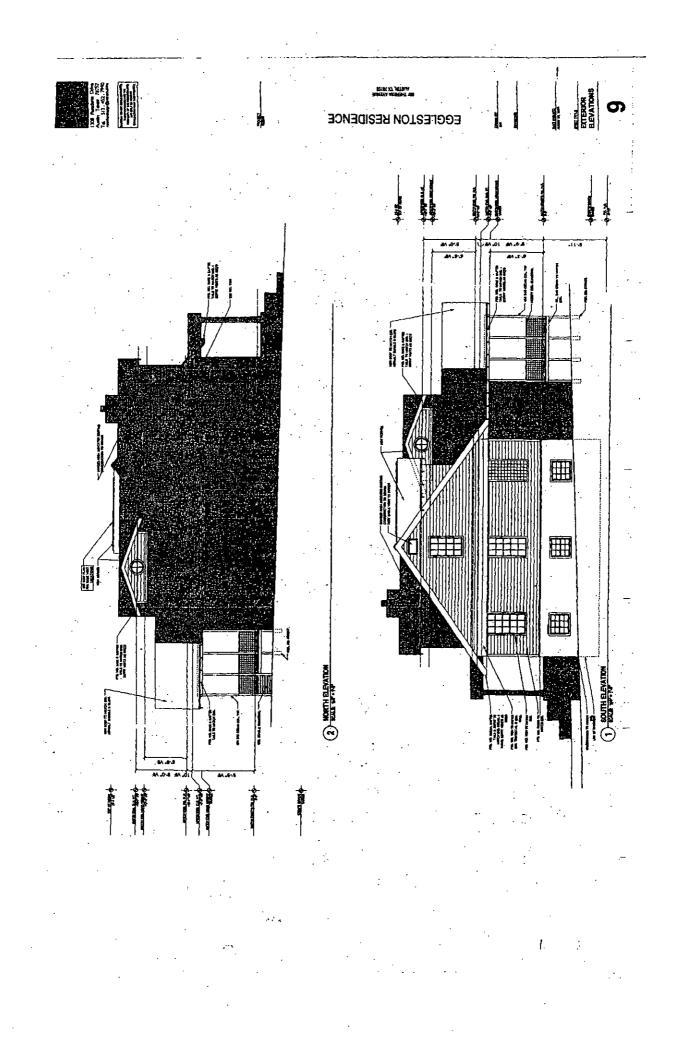


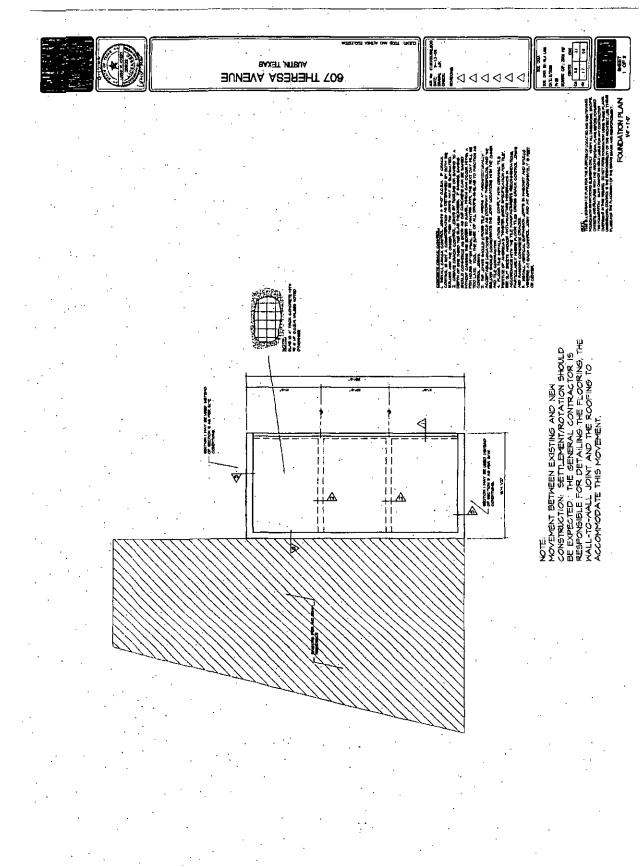


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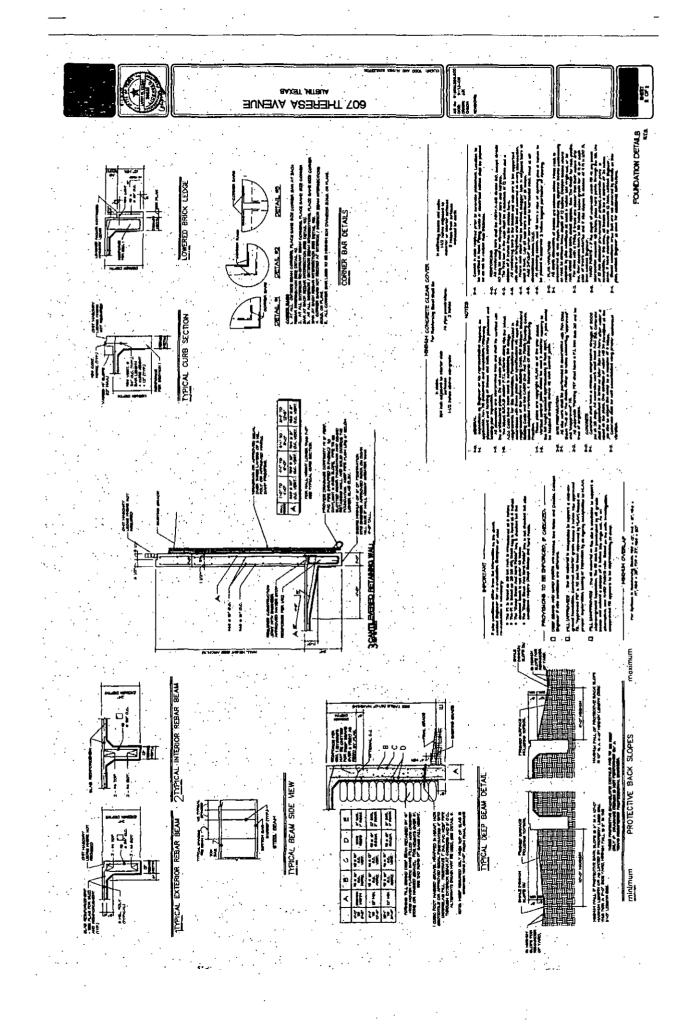
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# **ORDINANCE NO.**

# AN ORDINANCE GRANTING A WAIVER FOR PROPERTY LOCATED AT 607 THERESA AVENUE FROM CERTAIN DEVELOPMENT REGULATIONS PRESCRIBED BY ORDINANCE NO. 20060309-058 TO ALLOW CONSTRUCTION OF AN ADDITION TO AN EXISTING SINGLE FAMILY RESIDENCE.

# BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AUSTIN:

**PART 1.** This ordinance applies to the construction of an addition to an existing single family residence located at 607 Theresa Avenue. The two story structure will have a floor area of 3,385 square feet.

**PART 2.** Applicant has filed a waiver application requesting that Council waive Part 4(D) of Ordinance No. 20060309-058 which limits the size of a structure after remodeling to the greater of:

- (1) 0.4 to 1 floor-to-area ratio;
- (2) 2,500 square feet; or
- (3) the existing size plus 1000 square feet, if the applicant has been granted a homestead exemption for the structure.

**PART 3.** Council has considered the factors for granting a waiver from development regulations prescribed by Ordinance No. 20060309-058. Council finds that such a waiver is justified because:

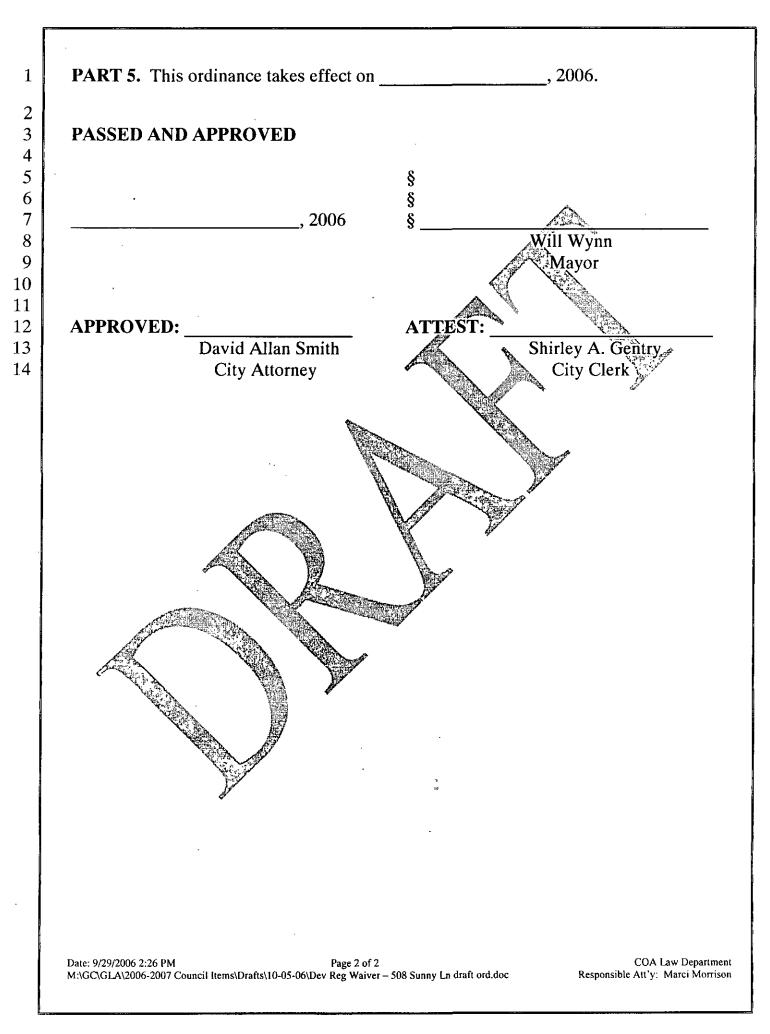
(A) the development limitation imposes undue hardship on the applicant; and

(B) the development proposed by the applicant will not adversely affect the public health, safety, and welfare.

**PART 4.** A waiver is granted from Part 4(D) of Ordinance 20060309-058 to allow the addition to a single family residence located at 607 Theresa Avenue for a total structure size not to exceed 3,385 square feet.

COA Law Department Responsible Att'y: Marci Morrison

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# WAIVER REQUEST STAFF REPORT

### PERMIT NUMBER: BP-06-8860RA

# COUNCIL DATE: October 5, 2006

**APPLICATION DATE:** September 5, 2006

**OWNER:** Todd and Althea Eggleston

ADDRESS: 607 Theresa Avenue

# BACKGROUND

- On September 5, 2006 an application was submitted for an addition to an existing two story single family residence and the finish-out of an existing basement.
- The applicant originally submitted a request for a waiver to the definition of basement. However, a waiver cannot be granted for that request, and because the existing basement does not meet the definition in Ordinance 20060309, the existing basement must be counted in floor to area ratio.
- Therefore, the additional square footage added to the home and the finish-out of the existing basement, makes the applicant 516 square feet over the 1000 square feet allowed since the applicant has been granted a homestead exemption for the structure.

# PROPOSED REMODEL

Applicant proposes the following construction:

- Addition to an existing two story single family residence creating 3385 s.f. of gross floor area at 607 Theresa Avenue
  - 537 square feet added to the existing first floor
  - 442 square feet added to the existing second floor
  - 537 square feet finish-out of existing basement
- The address falls within the National Register Historic District and the advisory review will be heard by the Historic Landmark Commission on October 23, 2006. This hearing will not affect the granting of this permit.

# **REQUEST**

Applicant requests a waiver from Part 4 Section (D) of Ordinance 20060309-058 which states that for a remodel permit to increase the size of a structure, the structure's size after the remodel is limited to the greater of:

- (1) 0.4 to 1 floor-to-area ratio;
- (2) 2,500 square feet; or

(3) the existing size plus 1,000 square feet, if the applicant has been granted a homestead exemption for the structure.

Applicant's additional construction:

- 537 s.f. existing basement is counted in the FAR because basement is 6 ft above grade
- 224 s.f. covered porch
- 86 s.f. uncovered patio
- 368 s.f. detached garage
- 137 s.f. driveway area
- 66 s.f. walkway on private property

# **SETBACKS**

The applicant will meet the front yard setback of 25 feet prescribed by the Land Development Code.

# **DEVELOPMENT REGULATIONS**

Proposed structure will exceed size limitations of the 1,000 square feet allowed set forth in Part 4 Section (D) (3) by 516 square feet.

# <u>ZONING</u>

- This lot is currently zoned Single Family Residential (SF-3-NP).
- It lies within the Old West Austin Neighborhood Association, Clarksville Community Development Corporation, Austin Neighborhoods Council, Home Builders Association of Greater Austin, and West Austin Alliance.

# **WAIVER**

The applicant requests the waiver from Part 4 Section (D) on the following grounds:

• The regulations imposes undue hardship on the applicant, the development proposed by the applicant will not adversely affect the public health, safety and welfare and waiving the regulation will not have a substantially adverse impact on neighboring properties.

# STAFF ASSESSMENT

The information submitted with the applicant's waiver application can be summarized as follows:

- Letter from P.E. stating development will not cause additional impacts to the existing drainage system.
- Three letters from neighbors indicating support.
- Photos from the neighborhood submitted as evidence that the new structure will be compatible to the existing structures in the neighborhood.

# STAFF RECOMMENDATION: APPROVAL

Staff recommends approval of the waiver request based on the information that the applicant has submitted.