CITY OF HILSHIRE VILLAGE CITY HALL 8301 WESTVIEW HOUSTON, TEXAS 77055

AGENDA MONDAY JUNE 6, 2022 BOARD OF ADJUSTMENT 7:00 P M

TAB

JUNE 6, 2022

BOARD OF ADJUSTMENT MEETING

1. CALL TO ORDER MEETING

1.1 Roll Call

2. ACTION ITEMS:

2. ACTION ITEM:

- **2.1** Administer Oaths of Office for two (2) Alternate Board of Adjustment Member for a term of two (2) years
 - **2.2** Approving the Minutes for the Board of Adjustment Meeting of February 24, 2020.

3. PUBLIC HEARING - 7919 HILSHIRE GREEN

The Board will hold a public hearing on Case Number BOA-22-001: A request by John and Courtney Chenoweth, at 7919 Hilshire Green. They are requesting to allow an expansion to a detached garage with a 5' side yard setback where 10' setback is required and to allow the expansion of said detached garage to be located within 3 feet of the main building. The original house was built in accordance to the Zoning Ordinance in effect at the time of construction.

4. ACTION ITEMS:

- **4.1** Board Discussion and Possible Action to grant a variance to Section 12:02:04 of the City's Zoning Ordinance to allow the expansion a detached garage with a 5' side yard setback where 10' setback required
- <u>4.2</u> Board Discussion and Possible Action to grant a variance to Section 02:G-03 of the City's Zoning Ordinance to allow the expansion of a detached garage to be located within 3 feet of the main building.

CITY OF HILSHIRE VILLAGE CITY HALL 8301 WESTVIEW HOUSTON, TEXAS 77055

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4. ANNOUNCEMENTS

5. ADJOURNMENT

NOTE: Agenda items may not necessarily be considered in the order that they appear. With regard to any item, the Committee may take various actions, including but not limited to rescheduling an item in its entirety or for particular action at a future date or time.

NOTE: IN THE EVENT A QUORUM OF THE BOARD OF ADJUSTMENT IS NOT PRESENT, THE REPORTING MEMBERS WHO ARE PRESENT WILL MEET AS A SUB-COMMITTEE, FOR DISCUSSION PURPOSE ONLY, REGARDING THE ABOVE AGENDA ITEM(S).

I, Susan Blevins, do hereby certify that the above Notice of Meeting and Agenda for the Board of Adjustment of the City of Hilshire Village was posted in a place convenient and readily accessible at all times to the general public in compliance with Chapter 551, TEXAS GOVERNMENT CODE, June 1, 2022 @ 9:30 PM.

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretative service must be made 48 hours prior to this meeting. Please contact the City Hall at 713-973-1779 or FAX -713-973-7793 for further information.

John & Courtney Chenoweth 7919 Hilshire Green Dr. Houston, Texas 77055

Cover Letter

May 10, 2022

Dear City of Hilshire Village Board of Adjustment,

In this package we have included the following materials to apply for two (2) variance approvals for our proposed home addition at 7919 Hilshire Green Drive:

- Applications for Variance Approvals
 - Ordinance 12:02:04 Side yard set back
 - o Ordinance 02:G-03 Detached garage
- Justification Letter (applicable to both variance requests)
- Disapproval Letter from Building Officials
- Existing and Proposed Home Designs
- Support Letters from our Neighbors

Thank you for your time and consideration. Should you need any additional information, please contact us at jobn. she you with a steady or (832) 715-1530.

Carliny Grencial

Sincerely,

John & Courtney Chenoweth



APPLICATION FOR APPEAL:

ALLECATION			
	Appeal No		
	Date Filed:		
	Fee Paid:		
	Date Hearing Advertised	d:	
	Date Notice Mailed:	S 900Y	
	Date of Hearing:	27	
BOARD OF ADJUSTME CITY OF HILSHIRE VII 8301 WESTVIEW Houston, Texas 77055 (I) (WE) John & Courtr	LLAGE, TEXAS		
OF 7919 Hilshire Green D	ř	TEL NO 832-715-1530	
Mailing Address: 7919 Hil	shire Green Dr. Housto	on, TX 77055	
REQUEST THAT A DETE ADJUSTMENT ON THE F	ERMINATION BE MA FOLLOWING REQUE	ADE BY THE BOARD OF EST(S).	
() An interpret	ation - DECISION M	IADE BY CITY OFFICIAL ON	
() A special exc ZONING ORDINANCE.	eption – SECTION 90	0.04 SUBSECTION OF THE	
(X) A variance - 4 , SUB-PARAGRAP	TO SECTION_12_, H, N/A_, ITEMSide-yar	SUBSECTION <u>02</u> , PARAGRAPI rd, OF THE ZONING ORDINANCE	
WE SPECIFICALLY RE This is a request for an exp existing side-yard setback of	ansion of an existing 2	c request below or attach an addendum nd floor of a detached garage at the loor.	1)

THE DESCRIPTION OF THE PROPERTY IN THIS APPEAL IS AS FOLLOWS:
Location: 7919 Hilshire Green Dr.
Zoning District (R-1) (R-2) (R-3) (R-4) (C-1) (C-2) (Circle Appropriate One)
Lot Size: 8321 sq ft. Present Use: HOMESTEAD
Present Improvements upon Land: Home with concrete driveway Proposed Use or Improvements: Addition to primary dwelling for additional living space
WHAT IS THE APPROXIMATE COST OF THE WORK INVOLVED (IF ANY)? ~\$150,000 - \$170,000
WHAT IS THE APPLICANT'S INTEREST IN THE PREMISES AFFECTED? OWNER
HAS ANY PREVIOUS APPLICATION FOR APPEAL BEEN FILED IN CONNECTION WITH THESE PREMISES?
YesNO_X
I (OR WE) BELIEVE THAT THE BOARD SHOULD APPROVE THIS REQUEST BECAUSE: (State the grounds for appeal, or reasons both with respect to law and fact for granting the appeal or special exception or variance, and if hardship is claimed, state the specific hardship)
Please refer to the amended justification letter included in this package.
We have also included letters from my neighbors expressing their support for our proposed addition for your reference.
As requested, we have included the names and addresses of our neighbors with property approximately ~200 feet from our property.

ATTACH NAMES AND ADDRESSES OF OWNERS OF PROPERTY WITHIN A DISTANCE OF TWO HUNDRED FEET (200 FEET) FROM THE EXTERIOR LIMITS (North, South, East and West) are listed below and on addendum attached (if necessary), which is attached to and considered part of this application). (a letter will be prepared and mailed out by the City Office)

I hereby certify that all of the above statements and the statements contained in any papers or plans submitted herewith are true to best of my knowledge and belief.

(Signatures)

Date 05/04/2022

NOTE: This application must be filled out by applicant with 12 duplicate copies. The original shall be deposited with the City Secretary (with a check to cover the advertising cost plus \$25.00 filing fee). A copy of the plan of real estate affected showing location and size of lot, the size of improvements now erected or proposed to be erected, or other change desired, together with any other information pertinent to the appeal or required by the Board of Adjustment, must be attached to each copy of this application. If more space is required, attach a separate sheet to each copy of this application and make specific reference to the question being answered.



APPLICATION FOR APPEAL:

ATT EXCATION TO	Appeal No		
	Date Filed:		
	Fee Paid:		
	Fee Paid: Date Hearing Advertis	sed:	
	Date Notice Mailed:		
	Date of Hearing:		
BOARD OF ADJUSTMEN CITY OF HILSHIRE VIL 8301 WESTVIEW Houston, Texas 77055			
(J) (WE) John & Courtne	ey Chenoweth		
OF 7919 Hilshire Green Dr.		TEL NO 832-715-1530	20
Mailing Address: 7919 Hilsl	nire Green Dr. Hous	ston, TX 77055	
REQUEST THAT A DETEI ADJUSTMENT ON THE FO		MADE BY THE BOARD OF JEST(S).	
OATE	tion - DECISION	MADE BY CITY OFFICIAL	ON
() A special exce ZONING ORDINANCE.	ption – SECTION	90.04 SUBSECTION O	F THE
		_, SUBSECTIONG, PARA 2, Detacted, OF THE ZONING OR	
		fic request below or attach an ac	
		2nd floor of a detached garage	with
living space to have less than	a three-foot setbac	k from the existing home.	
			

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YesNO_X
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I hereby certify that all of the above statements and the statements contained in any papers or plans submitted herewith are true to best of my knowledge and belief.

venus

(Signatures)

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John & Courtney Chenoweth 7919 Hilshire Green Dr. Houston, Texas 77055

Justification Letter

May 10, 2022

Dear City of Hilshire Village Board of Adjustment,

In March 2022 we attended a pre-development meeting with Mr. Javier Vasquez (City Engineer) and Mr. Evan DuVall (Deputy Building Official) to discuss the proposed addition (the "*Proposed Addition*") to our home at 7919 Hilshire Green Drive. After reviewing our plans Mr. Vasquez and Mr. DuVall concluded that, with respect to the Proposed Addition, (i) the impervious-coverage ratio on our property would remain compliant with applicable ordinances, (ii) the engineering designs, including drainage, would comply with applicable ordinances, and (iii) with the exception of the two ordinances discussed below, the design of the Proposed Addition would comply with applicable ordinances. Mr. DuVall thus recommended that we request two variances to then proceed with the permitting process.

This letter sets forth our legal and factual grounds for appeal and why we are requesting a variance to the Hilshire Village, Texas - Code of Ordinances (the "*Ordinances*"). We are requesting a variance to (a) Ordinance 12:02:04, from a required 8-foot setback to 5-foot setback, and (b) Ordinance 02:G-03 so we can attach the proposed structure to our existing structure.

Requested variance to Ordinance 12:02:04: We purchased our home in February 2022 because we love the neighborhood and the surrounding community. We felt it was a wonderful home in which to raise our two young children. But when we discovered that we'd be having a third child, we immediately felt that we would soon outgrow our home, especially because we both work from home. Instead of moving, we decided to expand our existing living area, and therefore devoted a substantial amount of time, energy, and money developing our building plans. We strongly believe the Proposed Addition will complement the existing aesthetic appearance in the neighborhood (in fact, we designed it with that specific purpose in mind). Our seven neighbors feel the same way. I have included a copy of their letters with my application; I believe some of them have sent a copy directly to the Board.

Moreover, the Proposed Addition will remain consistent with the building line set back requirements (as applied to the side property line) when the Ordinances were place in 1977—when our home was built. In addition, the existing two-story garage apartment on our property sits five feet from our side lot line; the Proposed Addition will remain consistent with the five-foot setback.

Finally, if the Proposed Addition were installed at an 8-foot setback (as required by the Ordinance), we would need to install a structural pillar 3 feet towards the middle of our driveway. This would render half of our driveway unusable for vehicle access in and out of our garage.

Requested variance to Ordinance 02: G-03: We wish to attach the Proposed Addition to the roof of the existing structure for several reasons:

First, attaching the Proposed Addition to the main structure would not impact the required impervious percentage ranges, as the addition will be built over our existing driveway (which already counts towards the impervious requirements).

Second, attaching the Proposed Addition to the existing structure will allow us to use and enjoy the additional space as intended (a bedroom). If the two Ordinances in issue were applied as written, **two sides** of the proposed structure would be reduced by 3 feet each, resulting in a loss of ~90 square feet. As a result, the bedroom would be an irregular shape, making it difficult to orient furniture in the space.

Third, attaching the Proposed Addition to the roof of the existing structure will maintain the symmetry of elevation design on our property. This will not only enhance the aesthetics of our property, but also increase the value of our property, our street, and Hilshire Village.

Finally, as discussed above, if the proposed addition were installed as a detached structure, it would require us to install a structural pillar 3 feet towards the middle of the driveway. This would render half of our driveway unusable for vehicle access in and out of our garage.

Conclusion: For the reasons above, we do not believe the two requested variances are contrary to any known public interest. Indeed, a variance would respect our rights as property owners; and by the same token, our neighbors have expressed support. Literal enforcement of the Ordinances would result in unnecessary hardship on our (growing) family because we do not feel that the existing structure could comfortably accommodate a family of five (especially during gatherings with extended family). We have invested a substantial amount of time and resources preparing the plans for the Board's consideration. Given the rather de minimis impact of the two requested variances, we strongly believe that the spirit of the Ordinances will be observed, and substantial justice will be done.

Thank you for your consideration.

Sincerely,

John & Courtney Chenoweth

Neighbors Names & Addresses

Neighbors within Approximately 200 ft of property Note: Names were pulled from HCAD.

Glennie Scott Allen

7923 Hilshire Green Dr.

Houston TX, 77055

Sushanta & Minakshi Ghosh

7922 Hilshire Green Dr.

Houston TX, 77055

Fred & Joann Buri

7918 Hilshire Green Dr.

Houston TX, 77055

John & Cathy Shannon

7914 Hilshire Green Dr.

Houston TX, 77055

Ben & Megan Carey

7910 Hilshire Green Dr.

Houston TX, 77055

Jerry G Bridges

7915 Hilshire Green Dr.

Houston TX, 77055

Boyd Consuelo

7911 Hilshire Green Dr.

Houston TX, 77055

Matthew & Mendie Elliot

9 Hilshire Oaks Ct.

Houston, TX 77055

Ignacio & Cynthia Pujol

10 Hilshire Oaks Ct.

Houston, TX 77055

Matthew & Chloc Butts

12 Hilshire Oaks Ct.

Houston, TX 77055

Other neighbors on Street (Hilshire Green Dr.)

Note: Names were pulled from HCAD.

Huy Bui

7906 Hilshire Green Dr.

Houston TX, 77055

Khoi & Linda Luu

7907 Hilshire Green Dr.

Houston, TX 77055

Sid & Florence Rewari

7902 Hilshire Green Dr.

Houston, TX 77055

Michael & Susan Autenreith

7903 Hilshire Green Dr.

Houston, TX 77055



BBG CONSULTING, INC.

Project Address	7919 Hilshire Green	
Date	April 13, 2022	
Flood Plain	Zone X	
Zoning Map	R-2	

Plans are disapproved with the following comments:

1. Revise plans to show an eight-foot side-yard setback according to 12:02:04.

12:02:04 Side yard building setbacks: Eight (8) feet from any side lot line;

2. Revise plans to show a three-foot setback between the main structure according to 02:G-03.

02:G-03 Garage, detached: "Detached garage" shall mean a garage which is not an attached garage; provided, further, a detached garage shall not mean or include a carport. No wall of a detached garage shall be located less than three (3) feet from an outside wall of the main building. A detached garage may be connected to the main building by a walkway covering; provided, however, such covering shall not be more than six (6) feet in width. Any garage or projection thereof located within less than three (3) feet of the main building or any projection thereof shall be deemed to constitute a portion of such main building.

3. Revise plans to not increase the number of bathrooms within this accessory building.

PERCENTAGE COVERAGE (BEHIND FRONT BUILDING LINE) (5/17/22) 6203 546 55 BJ _D(\S/9) INSOVERED PATROE

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TOTAL IMPERVIOUS AREA % MPERVIOUS AREA

\$29.750

EXISTING FIRST FLOOR PLAN

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SITE PLAN NOTES

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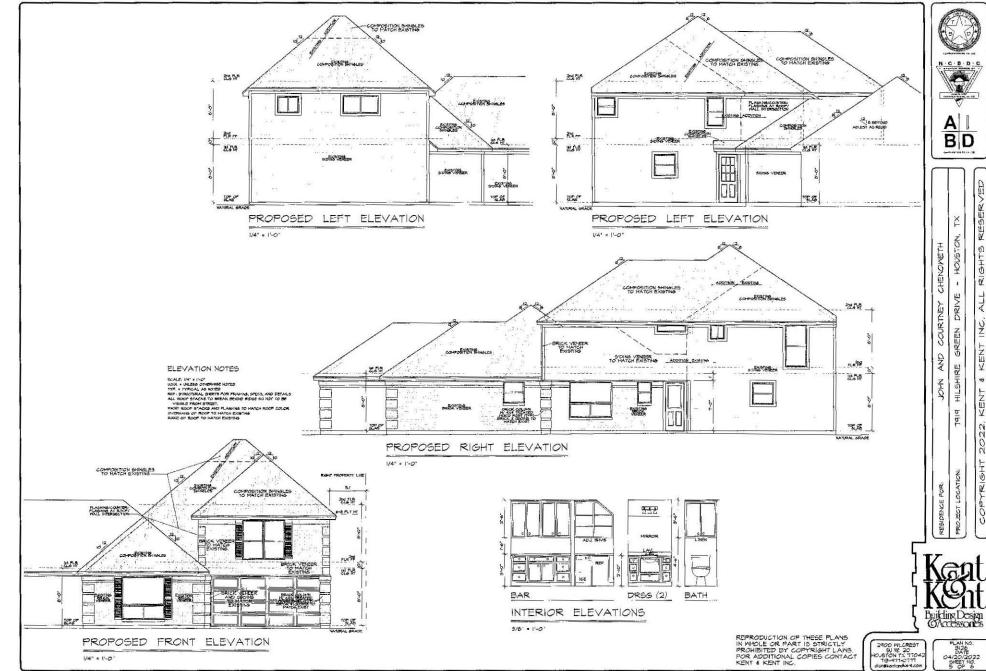
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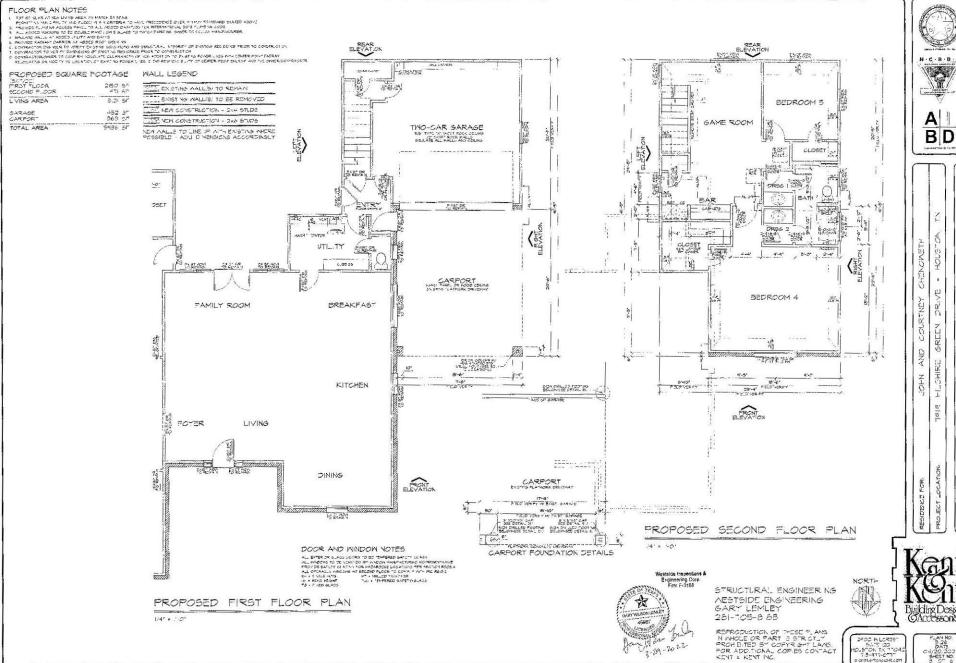
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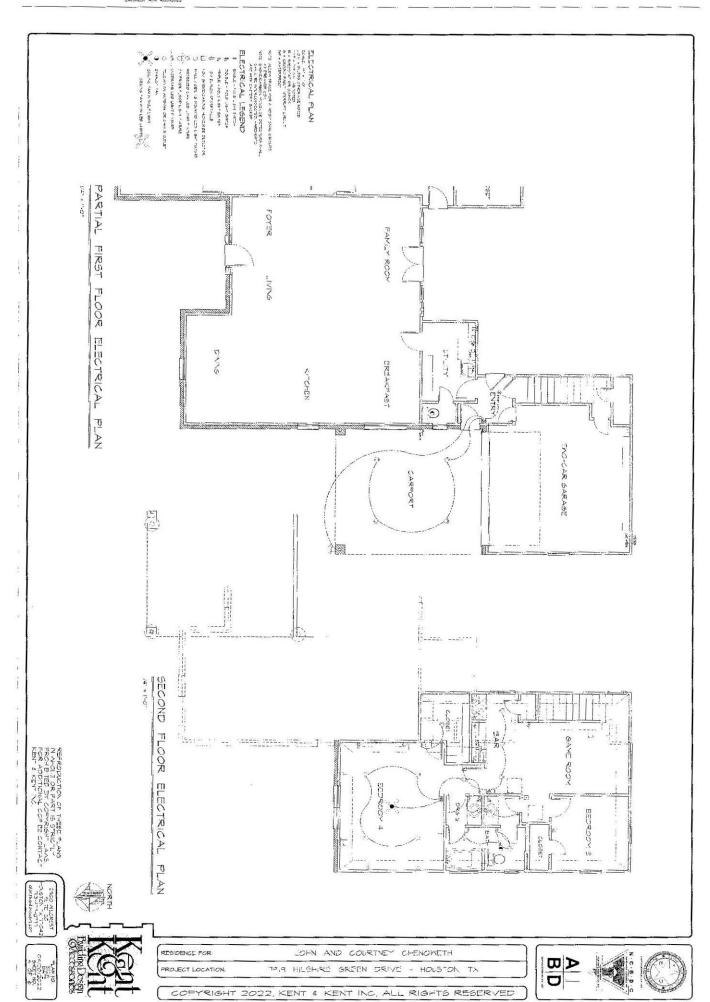
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Building Design CAccessones







To:

Hilshire Village Board of Adjustments

Re:

Proposed addition to 7919 Hilshire Green Dr.

From: John and Cathy Shannon 7914 Hilshire Green Dr.

Dear Board:

We ask that you approve the plans submitted for the addition to the property at 7919 Hilshire Green Dr. We have seen the proposed plans and have no objection to their approval. The planned addition is attractive and will fit in well with our neighborhood.

Sincerely,

John & Cathy Shannon

Cathy hannon The Shear now



April 21, 2022

Hilshire Village Board of Adjustments 8301 Westview Houston, TX 77055

Dear Board Members.

Mr. John Chenoweth and his family, living at 7918 Hilshire Green Dr., have informed me of their plans to expand their house on the west side. Patricia and I live at 7915 Hilshire Green Dr. which is the next home on the east side of their house. We appreciate the opportunity to provide the Board our opinion in regard to their plans. We have no objection to their home expansion and cannot see where it would interfere with the homes, including ours, on Hilshire Green Drive.

Should the Board desire additional information please feel free to contact me.

Sincerely,

Jerry G. Bridges

Tel: 713-906-3705

To whom it may concern: Board of Adjustments and/or City of Hilshire Village

I am the owner of my home and property at 7923 Hilshire Green Dr., to the west side of the home of John and Courtney Chenoweth at 7919 Hilshire Green Dr.

I understand that, due to another expansion of their family, they need to extend their home from their garage and the space above toward the north to accommodate a new bedroom, on the west side of their home.

I have no objections to that plan, as John has described it to me. It will not interfere in any way with my use of my home, yard, or driveway, provided the contractors and workman do no use my parking spaces.

The Chenoweths are delightful neighbors and positive additions to our street. I would hate to see them have to leave to accommodate their need for additional space.

Sincerely, Line Statistics

Glennie Scott Allen

cl: 713-419-3818 ho: 713-468-3635

glenniepiano@aol.com

To whom it may concern,

My name is Andy Carey and I live at 7910 Hilshire Green, on the north side of Hilshire Green two doors to the east of John Chenowith's residence at 7919 Hilshire Green. I have served on City Council since the Fall of 2020 and participated in Planning and Zoning meetings from the same time through December of 2021. I have been a resident on Hilshire Green since 2014.

John has reached out for guidance on his desire to extend the living area above his garage which would require an additional 450 square feet to be added to his existing square footage. I have advised John to work with the city and then seek a variance from the Board of Adjustments which to date, from my understanding, he has.

I am writing this letter to express support for John's home renovation project. As we've discussed on numerous occasions in City Council meetings the overall state of Hilshire Green is sub par compared to the remaining village. I believe that any effort to uplift the street's cosmetics within reason should be welcome and encouraged by Hilshire Village. Furthermore, I believe that new investment into our city's real estate supports neighborliness, civic interaction, and promotes a positive neighborhood identity. I remain excited by John's project and fully anticipate more change for Hilshire Green in the near future given the underlying land value relative to the state of several existing homes.

Should you like to discuss in more detail please feel free to reach out. My mobile number is 713.885.8272.

Kind regards,

Andy Carey

Allen

Michael Autenreith & Susan Oehl-Autenreith 7903 Hilshire Green Dr. Houston, TX 77055

April 23, 2022

Dear City of Hilshire Village Board of Adjustment,

My wife and I wholeheartedly support the residential addition project proposed by John & Courtney Chenoweth, who reside at 7919 Hilshire Green Drive.

The addition they are proposing would further enhance our street. If the project was to be built in conformity with the current ordinances, a potential detriment – or, "eye sore" if you will - might present an issue for our fellow neighbors. We firmly believe that enhancing and/or keeping symmetry with the existing structure as much as possible will result in the greatest benefit for our street and Hilshire Village. So, it is our humble request that the Board take swift action to issue variance approval for the Chenoweth's project.

It is our understanding that each project stands on its own. Meaning, if the Board approves a variance for the Chenoweth project, such approval in this singular circumstance would not necessarily commit the Board to take further action to amend the ordinances, nor would it create precedent to grant other requests for variance approval in the future.

We are extremely fortunate to have the Chenoweth's as neighbors. Please join us in helping them expand their home to support their growing family in this wonderful City of ours!

Sincerely,

Michael Autenreith & Susan Oehl-Autenreith

John & Cantil new theory were in

2 in the harmoning were and interpreted to the second of the secon

Sid & Florance Rewari 7902 Hilshire Green Dr. Houston, TX 77055

April 27, 2022

Dear City of Hilshire Village Board of Adjustments,

Sid and I wanted to reach out to let you know that we have spoken with our neighbors John & Courtney Chenoweth who live at 7919 Hilshire Green Dr. and we are supportive of the residential addition project that they are proposing which involves the expansion of their second story over their existing driveway.

The addition they are proposing would further enhance our street and improve the value of the neighborhood. We understand that one of the variances they are requesting an exception for is regarding the distance of the new structure from their side property line. We have a concern that if the new structure were built line with the ordinance requiring it to be 8ft from their property line that it would be value decretive for our street and the neighborhood. We believe that the proposal to enhance their home while keeping symmetry with the existing structure as well as improving other aesthetic aspects will result in the greatest benefit for our street and Hilshire Village.

We hope you join us in supporting the Chenoweth's expand their home to support their growing family.

Thank you for your consideration.

Sincerely,

Sid & Florance Rewari

4/27/22

832-623-4971

SREWAR @GMAL.COM