



## Legislation Details (With Text)

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<b>Type:</b>	New Business	<b>Status:</b>	Agenda Ready
<b>File created:</b>	4/6/2021	<b>In control:</b>	Planning & Zoning Commission
<b>On agenda:</b>	4/13/2021	<b>Final action:</b>	
<b>Title:</b>	PUBLIC HEARING: Consider two Specific Use Permits (SUP) to allow the use of an approximately 1,794 square-foot detached garage, on an approximately 1.22-acres, located on the east side of Hillside Drive, approximately 100 feet northwest of the Hillside Drive and Bancroft Road intersection, located at 1000 Hillside Drive, legally described as BARCROFT, DANIEL SURVEY Abstract 141 Tract 12015 AKA TR 27 and zoned Single-Family 36,000 square-foot lots or greater (SF-36). Michael Short owner/applicant. (SUP-21-0007)		
<b>Attachments:</b>	1. Maps, 2. Application, 3. Garage Building Plans		

Date	Ver.	Action By	Action	Result
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**To:** Planning and Zoning Commission

**From:** Matthew Cyr, Planner I

### Subject:

PUBLIC HEARING: Consider two Specific Use Permits (SUP) to allow the use of an approximately 1,794 square-foot detached garage, on an approximately 1.22-acres, located on the east side of Hillside Drive, approximately 100 feet northwest of the Hillside Drive and Bancroft Road intersection, located at 1000 Hillside Drive, legally described as BARCROFT, DANIEL SURVEY Abstract 141 Tract 12015 AKA TR 27 and zoned Single-Family 36,000 square-foot lots or greater (SF-36). Michael Short owner/applicant. (SUP-21-0007)

### Background:

- The applicant is proposing to construct a 1,794 square-foot detached garage behind the existing residence.
- The Applicant applied for a building permit on September 11<sup>th</sup>, 2020. However, the building permit was denied for several reasons including the need to obtain two SUPs for the size and height of the structure. The structure exceeds the maximum size of 1,200 square-feet (1,794 square feet proposed) and the average height of 15' (15' 10" inches average height proposed).
- The property is currently not platted and also will be required to plat before a building permit may be issued.

### Building Size:

UDC Section 8.03 (C)(2)(g)(2) restricts the maximum square footage of a detached accessory building to 1,200 square feet unless approved by a SUP. The applicant is proposing an approximately 1,794 square-foot detached garage.

**Building Location:**

The structure is proposed to be located northeast of the residential home at the east end of the driveway.

**Building Exterior:**

The UDC Section 8.10 (B)(4) states accessory buildings shall be constructed from the same materials as the main building.

The applicant proposes that the detached garage be constructed from the same materials as the main building and be 95% masonry. The Applicant intends for the proposed building to be complimentary to the main structure's design and style and present a matching set.

**Building Height:**

UDC Section 8.10 (A)(9) states the maximum height of the building shall not exceed an average of 15 feet unless approved by a SUP. The proposed structure averages 15' 10" in height.

**Zoning Regulations:**

The lot setbacks are determined by SF-36 zoning district standards in UDC Section 8.03 (C)(4). The minimum front-yard building setback is 60 feet for a SF-36 lot on a thoroughfare. The side-yard setback is to be 10% of the lot width, but no more than 15 feet. The minimum rear-yard setback is 15 feet.

The proposed structure will meet all the setback requirements.

**Citizen Input:**

On April 1, 2021, the City mailed out 23 Letters of Notification for this public hearing to all property owners within three-hundred feet (300') of the subject site. A public hearing notice sign was also posted on the site.

As of April 8, 2021, Staff has received two letters in support from the public.

**Summary:**

Section 8.02 (F)(2)(a) of the UDC states that when considering an SUP request, the Planning and Zoning Commission and City Council shall consider the following factors:

- 1) The use is harmonious and compatible with surrounding existing uses or proposed uses;
- 2) The activities requested by the applicant are normally associated with the permitted uses in the base district;
- 3) The nature of the use is reasonable and appropriate in the immediate area;
- 4) Any negative impact on the surrounding area has been mitigated; and
- 5) That any additional conditions specified ensure that the intent of the district purposes are being upheld.

**Planning and Zoning Alternatives:**

The Planning and Zoning Commission has the following options when considering an SUP

application:

- Recommend approval as submitted.
- Recommend approval with modified or additional condition(s).
- Table the agenda item to a specific date with clarification of intent and purpose.
- Recommend denial.

**City Council Action:**

If the Planning and Zoning Commission takes action and makes a recommendation on this agenda item, this SUP application will be scheduled for City Council action on May 4, 2021.

**Supporting Documents:**

- Aerial and Zoning Maps
- Application
- Garage Building Plans