MONTGOMERY PLANNING AND ZONING COMMISSION AGENDA SPECIAL MEETING OF MONDAY, FEBRUARY 5, 2018, 6:00 P.M. CITY HALL COUNCIL CHAMBERS 101 OLD PLANTERSVILLE ROAD, MONTGOMERY, TEXAS.

CALL TO ORDER

- Consideration/possible action regarding QBS Homes request for front foot building line variance from 25 feet to 20 feet on Lots 1,2,3 and 4 on Sheppard Street and from 15 feet to 10 feet on the north side of Lot 4 all within Section 1, Block 1 in the West Side at the Park Subdivision
- 2. Consideration/take action regarding request for outbuilding approval in historic district at 603 College Street -- Larry and Mary Wagner
- 3. Consideration/possible action regarding Samdana Investments, L.P. request for variance from 35 feet to 25 feet along SH 105 and from 15 feet to 10 feet along John A. Butler Street all within the property bounded by John A. Butler Street to the north and S H 105 to the south and Prairie Street to the east
- Consideration/possible action regarding the approval to cut down two trees at 705 College St. – Erin Windell

5. Adjournment

Jack Yates, City Administrator

Posted February 2, 2018 at ______p.m. This facility is wheelchair accessible and accessible parking spaces are available. Please contact the City Secretary's office at 936-597-6434 for further information or for special accommodations.



Meeting Date: February 5, 2018	Budgeted Amount:
Department:	
Prepared By: Jack Yates City Administrator	Exhibits: E-mail request, Plat showing variance in yellow, Pictures from QBS Pictures (from J. Yates) of alley ways behind Caroline Street, Engineer's Memb
Date Prepared: January 31, 2018	

This is a request from Damon Scott of QBS Homes for a 5 foot front building line variance on Lots1-4 and a 5 foot building line variance on the north side yard of Lot 4.

Description

The reason given in the letter of request is to continue the same style of homes and started on Caroline Street. The lots on Sheppard are not as deep as the lots on Caroline therefore there is a great potential they will have an issue with the alleyways for future homeowners a 5 foot variance will give the same driveway width as the homes on Caroline Street.

It appears as though the platted alleyway width is 12 feet, this variance would you remove that to 17 feet. This measurement needs to be verified during the discussion with the property owner at the Commission meeting.

Opinion: Given that the properties are distinct on one street, the standard front yard of 20 feet, to me, is acceptable—especially compared to the narrowness of the driveway alleys in the rear- that is the only entrance to the garage for these houses. The driveway width behind the Caroline Street homes in the subdivision is painfully narrow—barely usable. So, to my mind, the 5 foot loss of building line in the front is worth gaining 5 feet in the rear to increase the alley driving width.

Recommendation

Consider carefully the effect off a reduced front yard to the rear alleyway access, then decide as you will.

Approved By		
City Administrator	Jack Yates	Date: January 31, 2018



1575 Sawdust Road, Suite 400 The Woodlands, Texas 77380 Tel: 281.363.4039 Fax: 281.363.3459 www.jonescarter.com

February 1, 2018

The Planning and Zoning Commission City of Montgomery 101 Old Plantersville Road Montgomery, Texas 77316

Re:

Variance Request - Building Setback Requirement

West Side at the Park City of Montgomery

Commission Members:

Section 78-90(a) of the City of Montgomery Code of Ordinances specifies front building lines not facing major streets must have a building setback of no less than 25 feet from the front property line. Section 78-90(b) specifies the building line on the street side of corner lots must be no less than 15 feet from the side street property line.

- The Developer is requesting a variance from a 25-foot building line to a 20-foot building line along the frontage of Shepperd Street.
- The Developer is requesting a variance from a 15-foot building line to a 10-foot building line along the frontage of Caroline Street.

Enclosed you will find a request for variance as submitted by the home builder. We offer no objection to the requested variance on the grounds that the City's existing water, sanitary sewer, and drainage utilities would not be impacted by the variance.

If you have any questions or comments, please contact me.

Sincerely,

Chris Roznovsky, PE Engineer for the City

CVR/ab

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Enclosures:

West Side at the Park – Variance Request

cc/enc:The Honorable Mayor and City Council, City of Montgomery

Mr. Jack Yates – City of Montgomery, City Administrator Ms. Susan Hensley– City of Montgomery, City Secretary

Mr. Larry Foerster – Darden, Fowler & Creighton, City Attorney



To: The City of Montgomery Board and Adjustments

QBS Custom Homes Inc. is preparing to complete our final building phase in Westside At The Park. QBS Custom Homes Inc. would like to request a five foot variance of the front build line on lots 1-4 as well as a five foot variance on the north build line of Lot 4. I have attached a survey showing the build lines for your review. The reason for this request is to continue the same style homes that we have started on Caroline St. in the historical district. The lots on Sheppard are not as deep as the lots on Caroline therefore there is great potential we will have an issue with the alley ways for our future homeowners. A five foot variance will give the same driveway length as the homes on Caroline St. The side build lines are all ten foot except for lot 4. We are requesting a five foot variance on the north side build line for lot four so that we can build a home that stays in harmony with the other beautiful homes we have built thus far. The new homes on Caroline have increased the property values in the city of Montgomery and we are proud to say all of our homes have set records for price per foot and we would like to continue this trend. By allowing these variances we can continue to build the same beautiful product that we have started. Thank you in advance for your consideration of our request.

Sincerely QBS Custom Homes Inc Damon Scott

CITY OF MONTGOMERY 936-597-6434

REC#: 00024263 1/19/2018 OPER: AR TERM: 003 REF#: 3569 9:16 PM

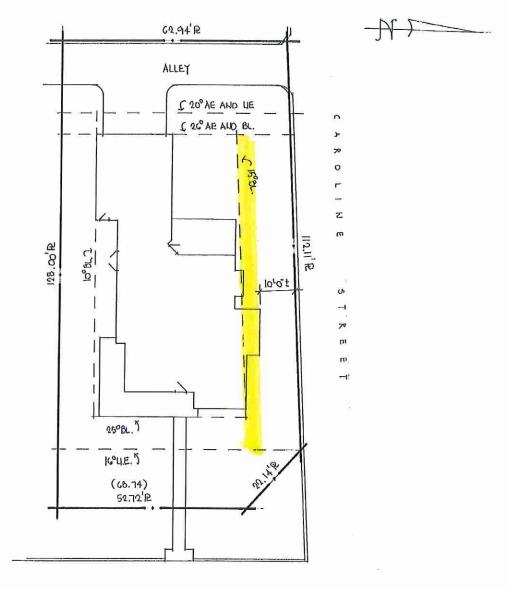
TRAN: 10.0000 BUILDING PERMITS
ZONING VARIANCE QBS HOMES
ZONING VARIANCE QBS HOMES
BUILDING PERMITS 500.

500.00CR

TENDERED; APPLIED;

500.00 CHECK 500.00-

CHANGE: 0.00 HLOT 4 site Plan. Asking for 10 side Build Line All other Side Build Lines Are 10' except for Lot #4.



Shepperd Street

SITE PLAN

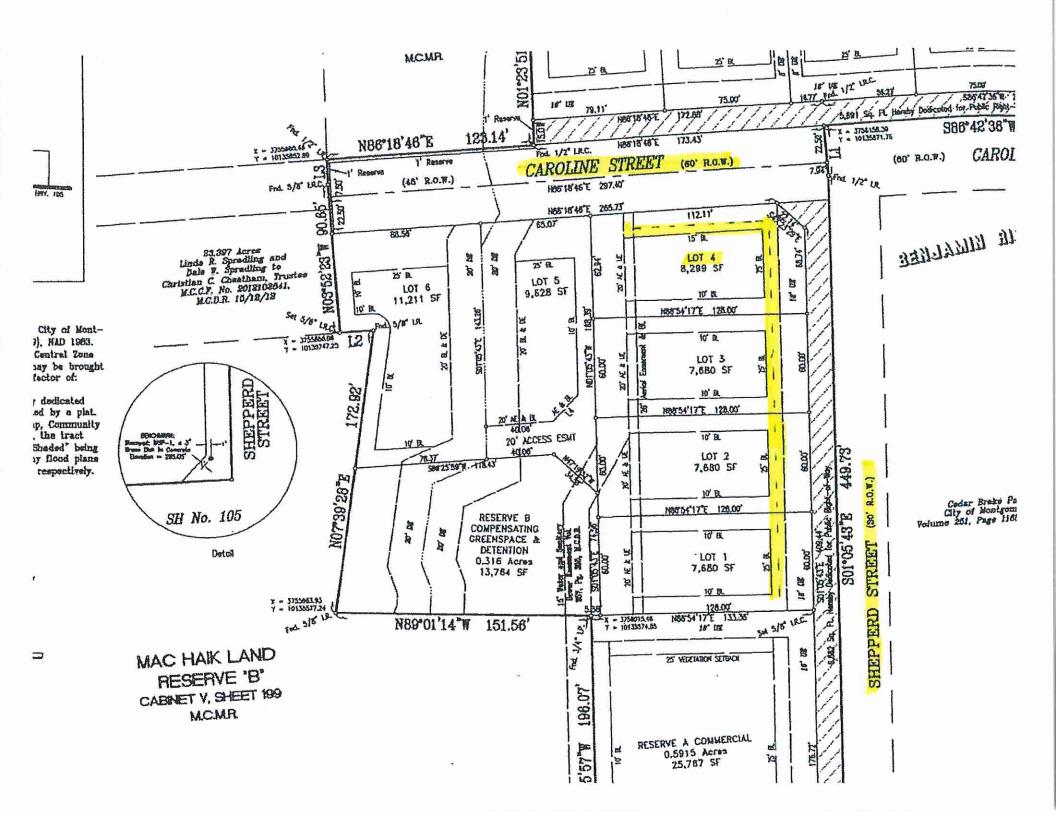
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LOT 4

WEST SIDE AT THE PARK

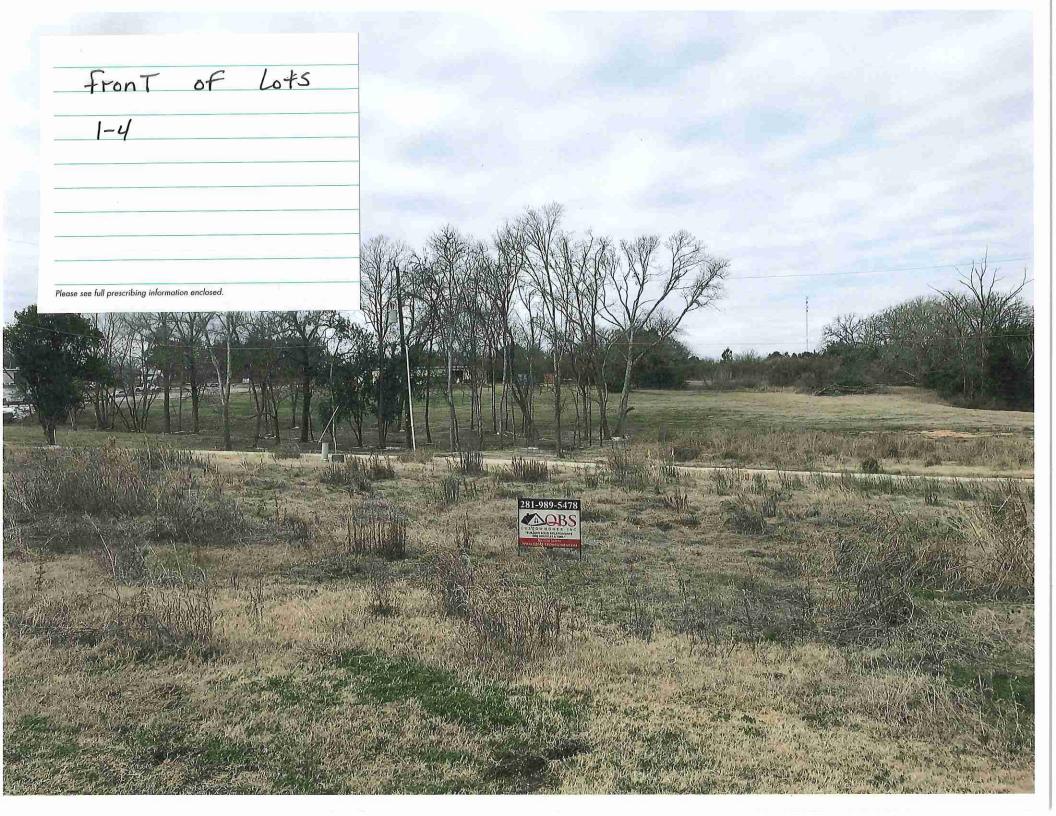
MONTGOMERY, TEXAS

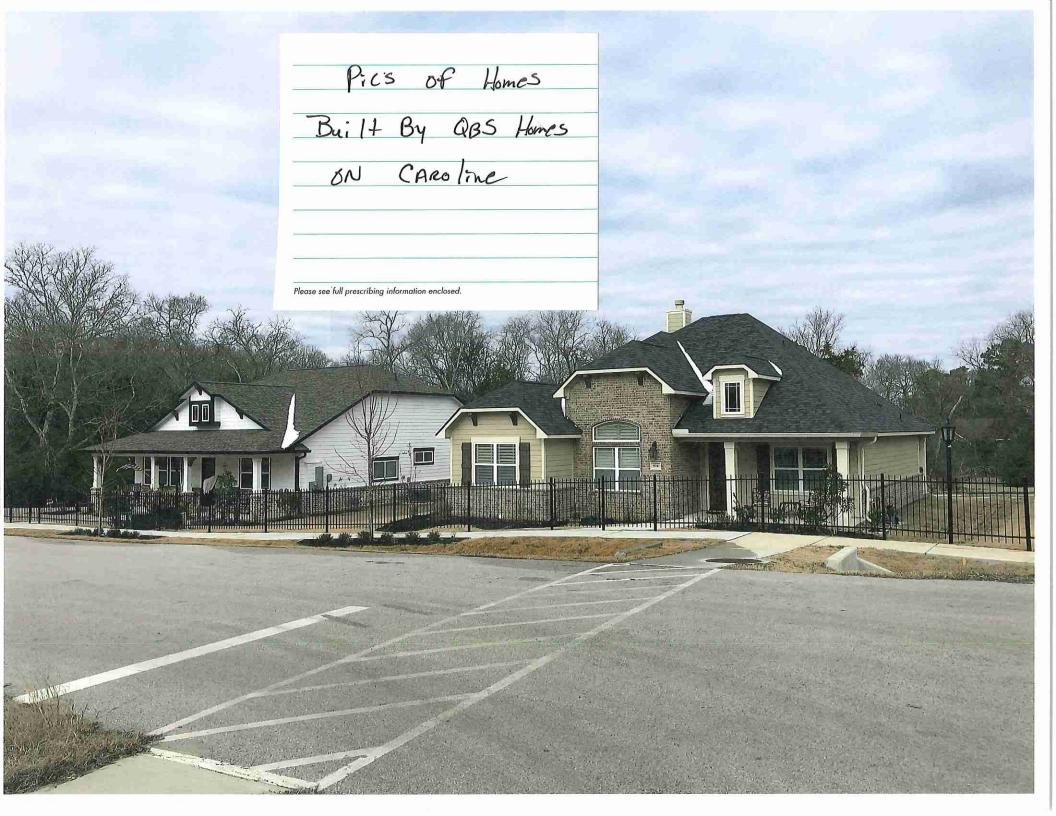


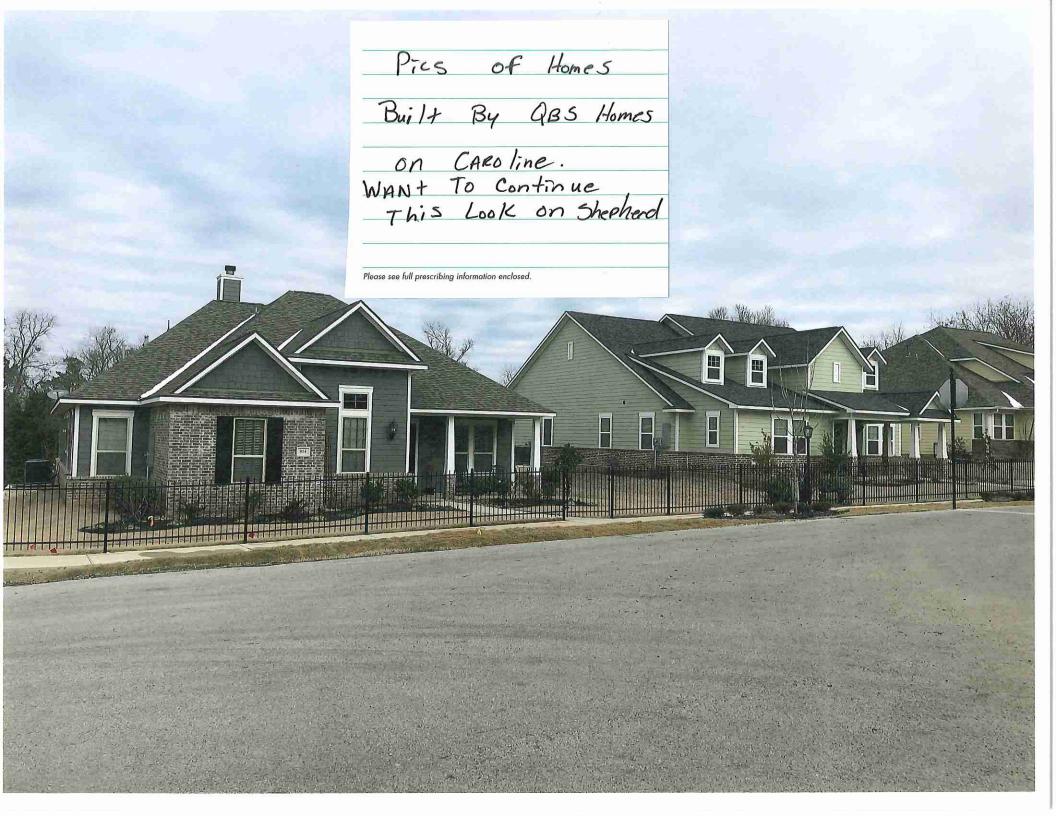


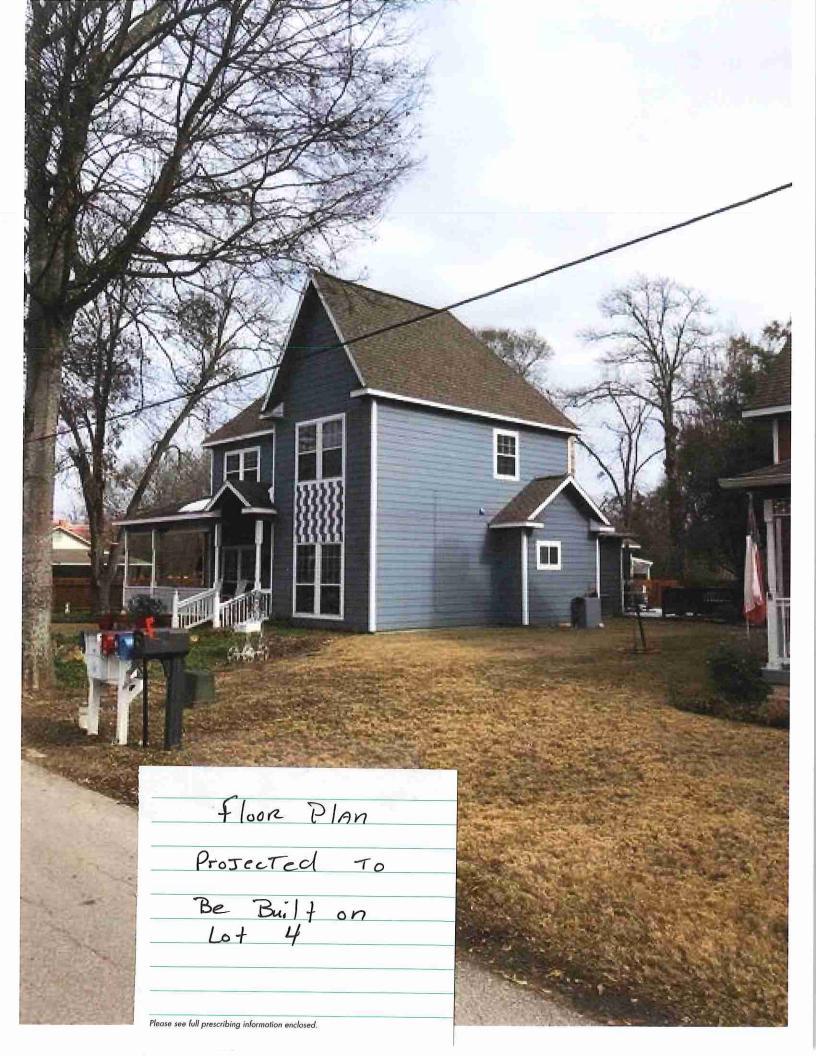


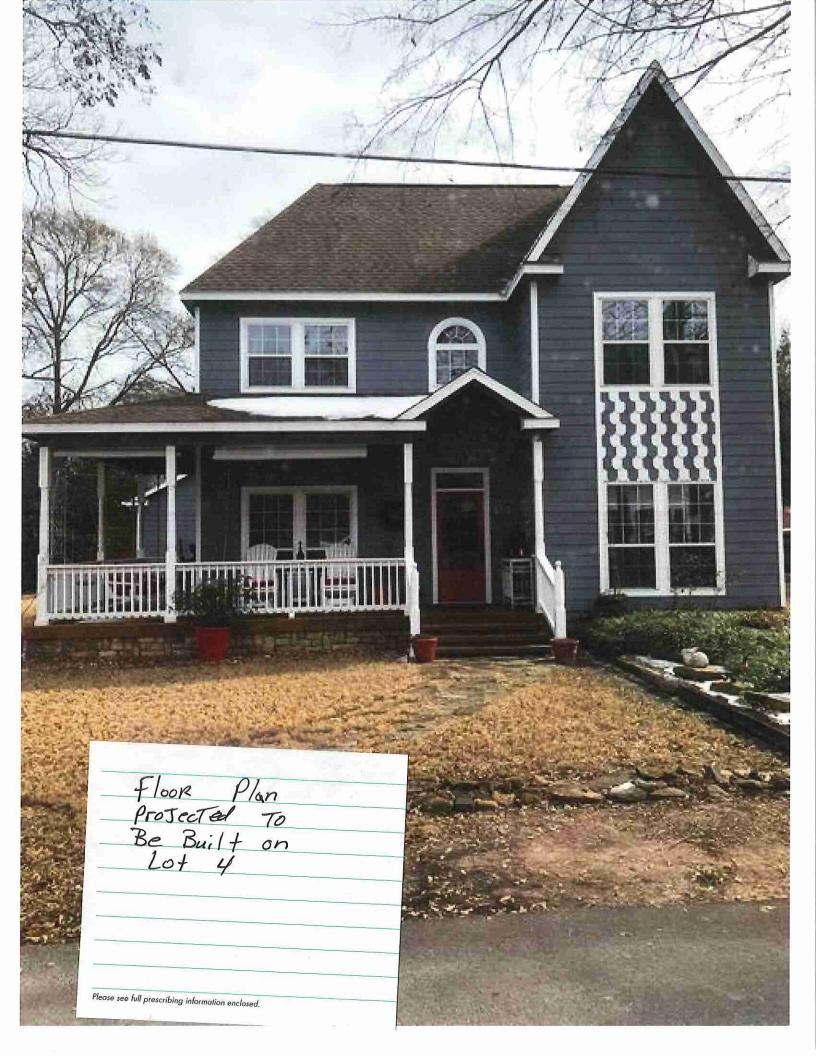


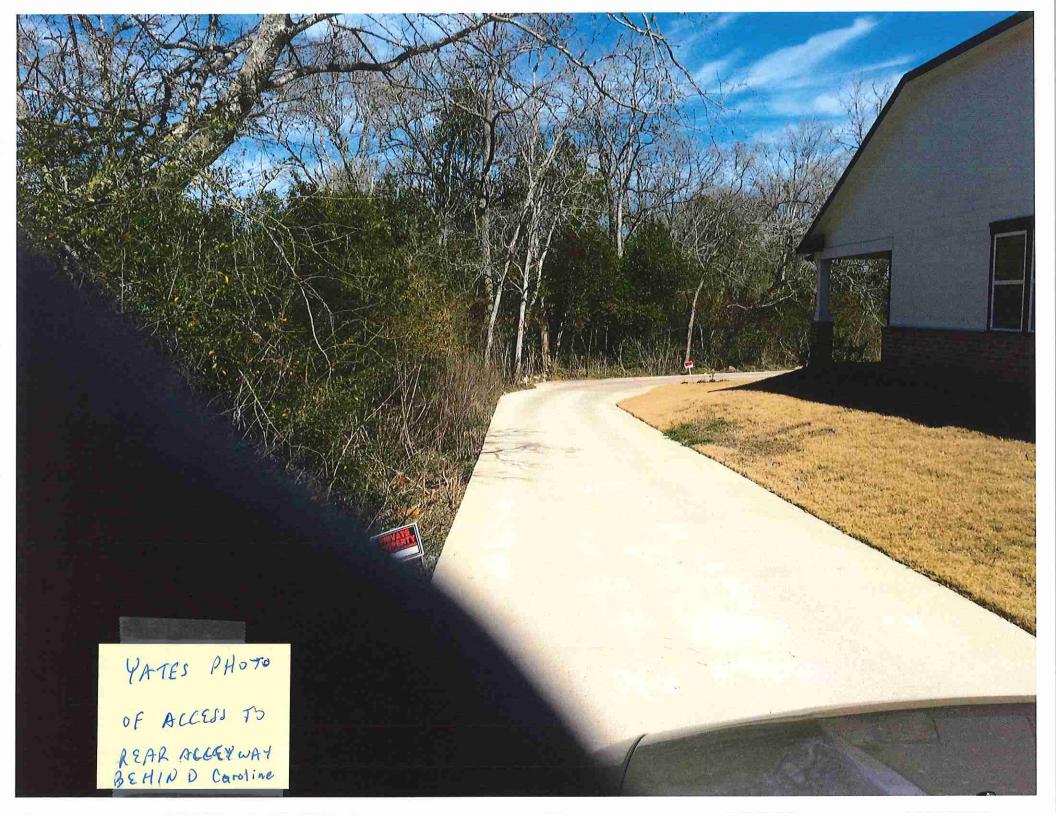














Meeting Date: February 5, 2018	Budgeted Amount:
Department:	
	Exhibits: Building application, pictures of proposed building
Prepared By: Jack Yates City Administrator	
Date Prepared: January 31, 2018	

This is a request from Larry and Mary Wagner at 603 College St. to place a wooden exterior storage building on the property.

Description

The Wagner's are proposing to build one building. Whichever the Commission prefers will be all right with them, they said.

As shown on the enclosed pictures both buildings or metal buildings and are fairly large. Building "A" is 14 feet wide by 30 feet long and Building "B" is 16 feet wide by 24 feet long.

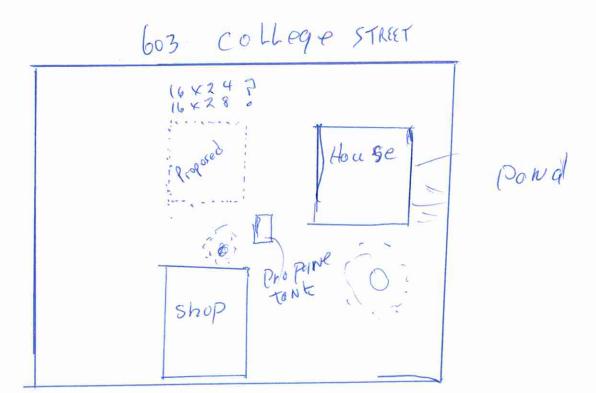
Either building can be any color you desire. The Wagner's have said that they intend to use the same color as their home on the property which is a light gray with dark gray trim.

Since their last visit with the Commission they have submitted new plans that call for a wood exterior to the outbuilding.

Recommendation

Consider the appropriateness of the buildings and motion to approve/ deny the application.

Approved By		
City Administrator	Jack Yates	Date: January 31, 2018









LOOK FOR THE "G"







Corner Porch Lofted Barn Cabin*

14"
14 x 24
14 x 28
14 x 32
14 x 36
14 x 40
No or Section 19

*This building also available without loft. See dealer for details.



Lofted Barn Cabin

10"	12'	14'
10 x 16 10 x 20 10 x 24	12 x 20 12 x 24 12 x 28 12 x 32 12 x 36 12 x 40	14 x 24 14 x 28 14 x 32 14 x 36 14 x 40



Wraparound Lofted Barn Cabin

12'	14'
12 x 24 12 x 28 12 x 32 12 x 36 12 x 40	14 x 28 14 x 32 14 x 36 14 x 40



Cabin

8'	10'	12'	14'	16'
8 x 12 8 x 16	10 x 20 10 x 24	12 x 20 12 x 24 12 x 28 12 x 32 12 x 36 12 x 40	14 x 16 14 x 20 14 x 24 14 x 28 14 x 32 14 x 36 14 x 40	16 x 20 16 x 24 16 x 28 16 x 32 16 x 36 16 x 40



Side Porch Cabin

14'	16"
14 x 20	16 x 16
14 x 24	16 x 24 16 x 40



Corner Porch Cabin

12"	14"	16'
12 x 20 12 x 24 12 x 28 12 x 32 12 x 36 12 x 40	14 x 24 14 x 28 14 x 32 14 x 36 14 x 40	16 x 20 16 x 24 16 x 28 16 x 32 16 x 36 16 x 40



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8'	10'	12"	14'	16"
8 x 12	10 x 12 10 x 16	12 x 12 12 x 16 12 x 20 12 x 24 12 x 28 12 x 32 12 x 36 12 x 40	14 x 16 14 x 20 14 x 24 14 x 28 14 x 30 14 x 32 14 x 36 14 x 40	16 x 20 16 x 24 16 x 28 16 x 32 16 x 36 16 x 40



Side Lofted Barn

8'	10'	12'	14"
8 x 12	10 x 12 10 x 16 10 x 20 10 x 24	12 x 12 12 x 16 12 x 20 12 x 24 12 x 28 12 x 32	14 x 16 14 x 20 14 x 24 14 x 28 14 x 32 14 x 36
		12 x 36 12 x 40	14 x 4

*Windows sold as available option



Lofted Barn

8'	10'	12'	14'
8 x 12	10 x 12 10 x 16 10 x 20 10 x 24	12 x 12 12 x 16 12 x 20 12 x 24 12 x 28 12 x 32 12 x 36	14 x 16 14 x 20 14 x 24 14 x 28 14 x 32 14 x 36 14 x 40



Portable Garage 8 105

10	12"	14"	16"	Į
10 x 20	12 x 20	14 × 24	16 x 24	ĺ
10 x 24	12 x 24 12 x 28	14 x 28 14 x 32	16 x 28 16 x 32	
	12 x 32 12 x 36 12 x 40	14 x 40	16 x 36 16 x 40	
	12.0			



Garden Shed

8'	10"	12'	14"	16"
8 x 12	10 x 12 10 x 16 10 x 20 10 x 24	12 x 12 12 x 16 12 x 20 12 x 24	14 x 16 14 x 20 14 x 24 14 x 28	16 x 20 16 x 24 16 x 28 16 x 32
		12 x 28 12 x 32 12 x 36 12 x 40	14 x 32 14 x 36 14 x 40	16 x 36 16 x 40



Utility Shed

8'	10'	12'	14'	16'
8 x 12	10 x 12 10 x 16 10 x 20 10 x 24	12 x 12 12 x 16 12 x 20 12 x 24 12 x 28 12 x 32 12 x 36 12 x 40	14 x 16 14 x 20 14 x 24 14 x 28 14 x 32 14 x 36 14 x 40	16 x 20 16 x 24 16 x 28 16 x 32 16 x 36 16 x 40



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Cars and

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GARAGE 12 X 28

ASK ABOUT THIS PRODUCT

Category: Buildings Dealer: Avalon Motors

actuantom

GARAGE 12 X 28 METAL ROOF

Model: GARAGE

SIZES 10 X 24 TO 16 X 40.











COMMENTS

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GARAGE 12 X 28

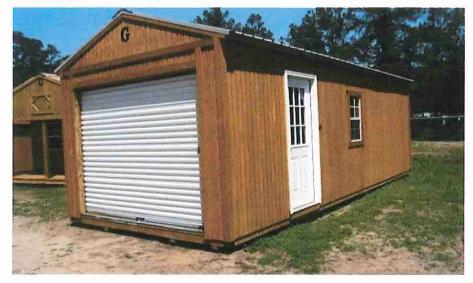
ASK ABOUT THIS PRODUCT

Category: Buildings
Dealer: Avalon Motors

GARAGE 12 X 28 METAL ROOF

Model: GARAGE

SIZES 10 X 24 TO 16 X 40.











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GARAGE 12 X 28

ASK ABOUT THIS PRODUCT

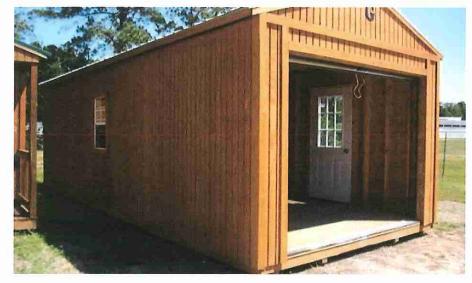
Category: Buildings
Dealer: Avalon Motors

advalor

GARAGE 12 X 28 METAL ROOF

Model: GARAGE

SIZES 10 X 24 TO 16 X 40.











Sort by Oldest

Meeting Date: February 5, 2018	Budgeted Amount:
Department:	
	Exhibits: City Engineer Memo, Plat showing site
Prepared By: Jack Yates City Administrator	
Date Prepared: January 31, 2018	

This is a request from Samdana Investments, L.P. from the required 35 foot front building setback line to a 25 foot building line along SH 105 and a variance from the 15 foot building setback line to a 10 foot building line setback along John A. Butler Street due to the irregular, triangular-shaped shape of this tract

Description

Section 78 - 32 of the city code states: (underline- Yates added)

"When a subdivider or developer can show that a provision of this chapter would cause unnecessary hardship if strictly adhered to, or where because of some condition peculiar to the site or the unique nature of the development compliance with this chapter is not consistent with or required by good engineering and planning practices, and if in the opinion of the city council and the city engineer a departure from this Chapter may be made be made without destroying with the intent of this chapter, the city council may authorize a variance"

The triangular shape of this lot and the narrowness of the lot between SH 105 and John A. Butler lends itself to the positive consideration of a variance. The City Engineer agrees.

Recommendation

Consider the placement of the buildings on the property as to otherwise complying with the ordinance is much as possible, including parking requirements, then consider and vote as you will.

Approved By		
City Administrator	Jack Yates	Date: January 31, 2018



1575 Sawdust Road, Suite 400 The Woodlands, Texas 77380 Tel: 281.363.4039 Fax: 281.363.3459

www.ionescarter.com

February 1, 2018

The Planning and Zoning Commission City of Montgomery 101 Old Plantersville Road Montgomery, Texas 77316

Re:

Variance Request - Building Setback Requirement

Samdana Investments City of Montgomery

Commission Members:

Section 78-90(a) of the City of Montgomery Code of Ordinances specifies property lines facing major streets must have a building setback line of no less than 35 feet from the front property line. Section 78-90(b) specifies the building line on the street side of corner lots must be no less than 15 feet from the side street property line.

- The Developer is requesting a variance from a 35-foot building line to a 25-foot building line along the frontage of State Highway 105.
- The Developer is requesting a variance from a 15-foot building line to a 10-foot building line along the frontage of John Butler Street.

Enclosed you will find a request for variance as submitted by the surveyor for the property, Mr. Christian Offenburger, RPLS. We offer no objection to the requested variance on the grounds that implementation of the standard requirements would render the tract functionally undevelopable. Approval of the requested variance does not constitute plat approval and only allows the Developer to further refine the proposed site plan and minor plat which will require the full review and approval of the City.

If you have any questions or comments, please contact me.

Sincerely,

Engineer for the City

CVR/ab

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Enclosures:

Samdana Investments – Variance Request

Samdana Investments – Preliminary Site Plan and Survey

cc/enc:

The Honorable Mayor and City Council, City of Montgomery

Mr. Jack Yates - City of Montgomery, City Administrator Ms. Susan Hensley-City of Montgomery, City Secretary

Mr. Larry Foerster – Darden, Fowler & Creighton, City Attorney



January 30, 2018

Jack Yates, City Administrator City of Montgomery 101 Old Plantersville Rd. Montgomery, TX 77316 (936) 597-6463 jyates@ci.montgomery.tx.us

Re:

Variance Request in Historical District

Reduction of Building Line (B.L.)

35' to 25' along S.H. 105 & from 15' to 10' along John Butler St.

Minor Plat Name: SAMDANA INVESTMENTS, L.P. 20998 Eva St. (S.H. 105), Montgomery, TX 77356

Montgomery County, Texas

Dear Mr. Yates:

Pursuant to Section 78-28 of the City of Montgomery's Code of Ordinances and as the representative for the owner of the property, Mrs. Sopheap Chem, we would like to request a variance for the B.L. along Eva Street (State Highway 105) and John Butler St.

As per Section 78-90 and 98-351, the B.L. along State Highway 105 is to be 35 feet and/or match adjacent buildings or structures whose front (main entrance) setback line is closest to the street which the adjacent structure or building faces.

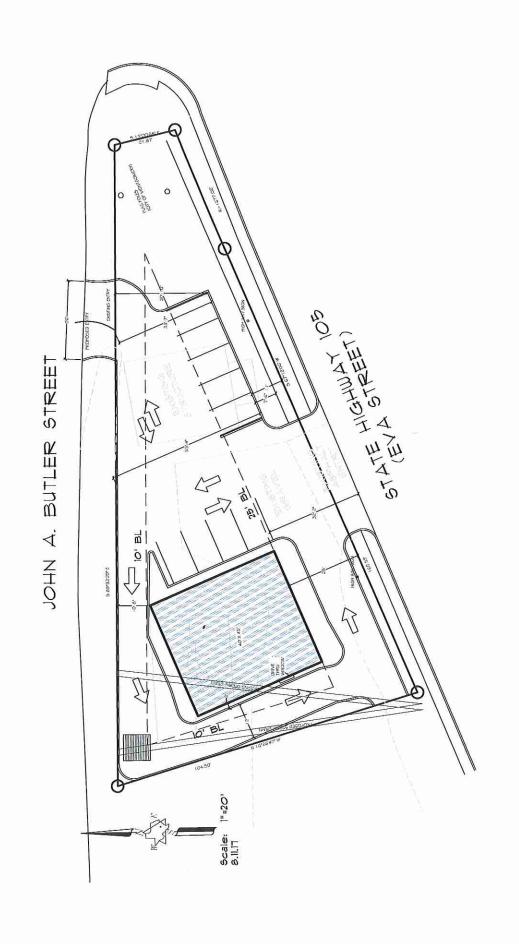
Due to the unique triangular shape of this tract, enforcement of a 35 foot B.L. along State Highway 105 and a 15 foot B.L. along John Butler St. would preclude the owner from redevelopment of this tract. A copy of the survey showing existing site conditions is attached.

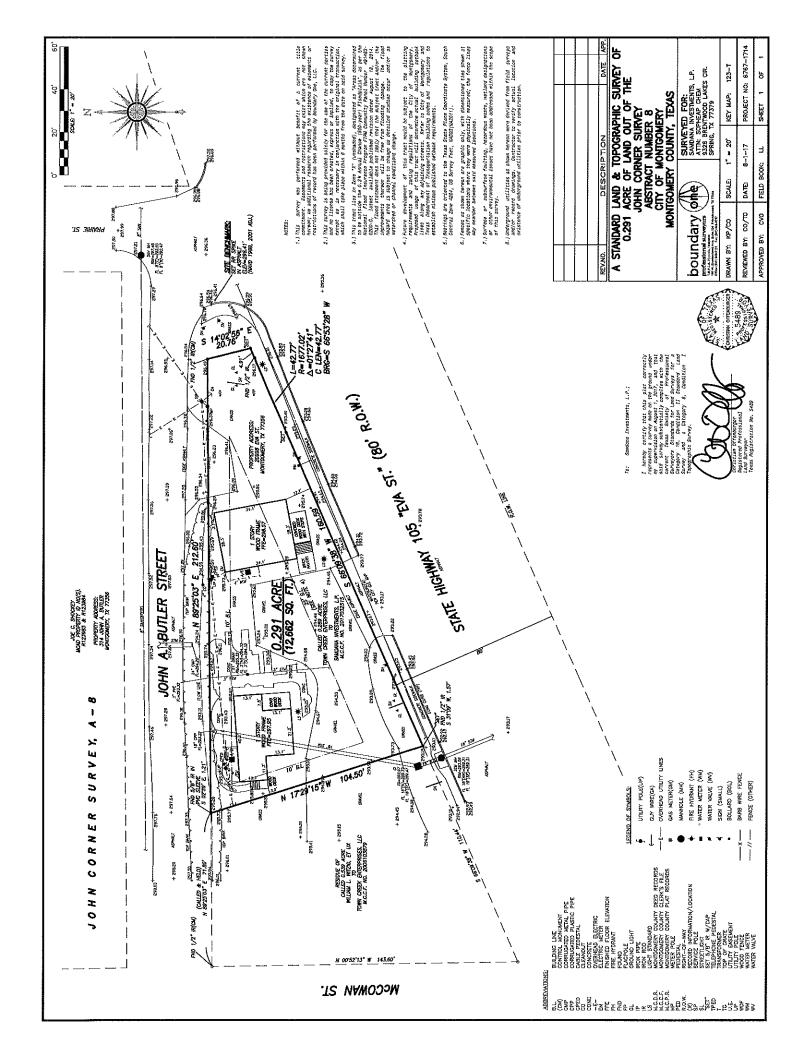
We look forward to developing a project that will be in conformance with the general character of the Historical District and that will also provide an economic benefit to the city.

Best Regards,

Christian Offenburger, R.P.L.S.

Principal





Meeting Date: February 5, 2018	Budgeted Amount:
Department:	
Prepared By: Jack Yates City Administrator	Exhibits: E-mail request, Pictures of trees to be cut
Date Prepared: January 31, 2018	

This is a request from Erin Wendell of 705 College St. to remove two trees on that property.

Description

The reason given in the email for the removal of the trees are: one of the trees is leaning on the front fence causing damage in the second tree is leaning over the house and they are afraid it's going to cause roof damage.

They offer to plan another tree of on our property in the place of these trees being removed.

Recommendation

Approve the removal of the two trees with a requirement of a 3 inch caliper tree to be placed on the property within three months of your approval date.

Approved By		
City Administrator	Jack Yates	Date: January 31, 2018



Yates, Jack <jyates@ci.montgomery.tx.us>

705 College Street Tree Removal

1 message

Erin Wendell <mrs.wendell@yahoo.com>
To: jyates@ci.montgomery.tx.us

Tue, Jan 30, 2018 at 10:33 AM

I would like to request approval to cut down two trees on my property at 705 College Street. One of the trees is leaning on our fence causing damage. The other is a Pecan Tree leaning over our home and we are afraid it's going to cause some roof damage. It drops pecan on the roof and we have to clean it off regularly to insure no damage. It's just a worry for us. I would agree to plant another tree on our property in the place of these trees being removed. I'm including pictures of the trees as well.

Thank you for your time. Erin Wendell 936-827-8586

2 attachments

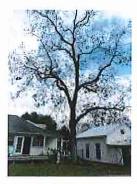
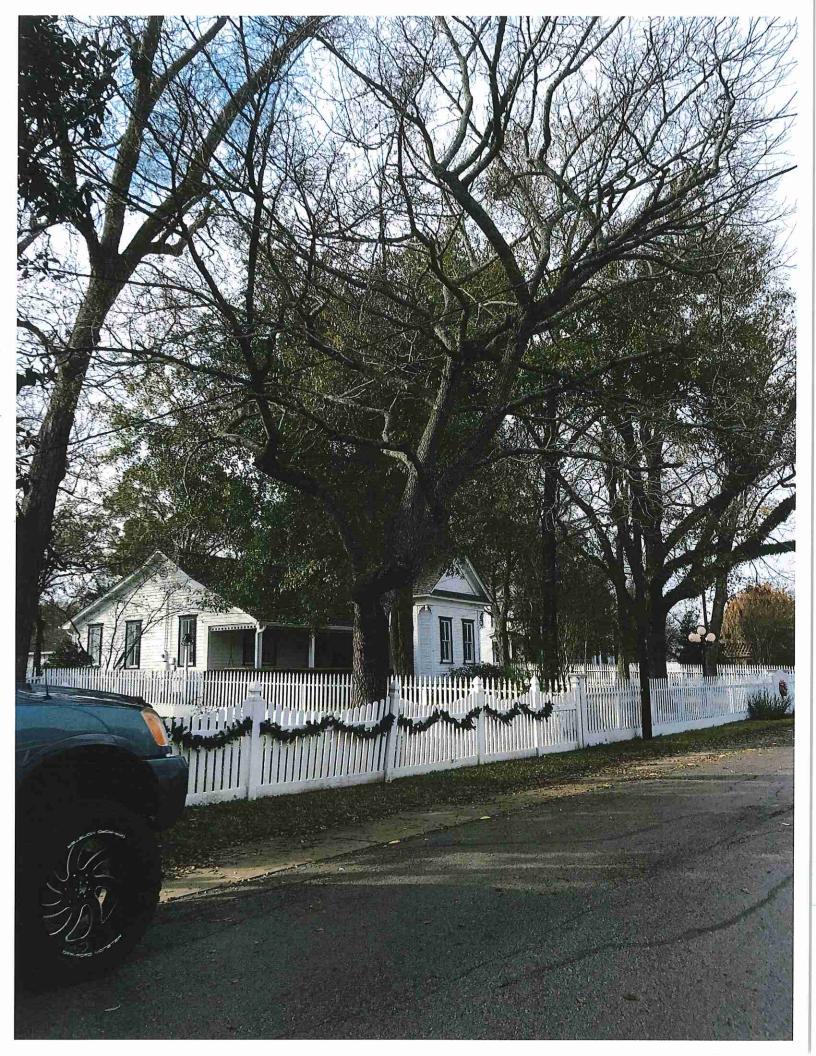


image1.jpeg 4295K



<mark>image2.jpeg</mark> 5120K



1/30/2018 image1.jpeg

