# Item 9



# **Travis County Commissioners Court Agenda Request**

Meeting Date: March 5, 2013 Prepared By: Michael Hettenhausen Phone #: 854-7563 Division Director/Manager: Anna Bowlin, Division Director, Development Services and Long Range Planning Department Head: Steven M. Manilla, P.E., County Executive-TNR Sponsoring Court Member: Commissioner Daugherty, Precinct Three

**AGENDA LANGUAGE**: Consider and take appropriate action on a request for a variance to Section 82.202(d)(5) for the Hidden Mesa Subdivision Resubdivision of Lot 42 (Variance Only - Three Lots - Mesa Oaks - City of Leander ETJ) in Precinct Three.

# BACKGROUND/SUMMARY OF REQUEST:

The applicant intends to resubdivide Lot 42 of the Hidden Mesa Subdivision, which was approved in 1973. However, the internal roads of the subdivision are not accepted for maintenance by Travis County nor has a perpetual maintenance agreement been recorded for the roads as required per Section 82.202(d)(5).

All roads within the Hidden Mesa subdivision lead into Williamson County. In order for Travis County staff to support the variance, the applicant was instructed to obtain written concurrence and no objection letters from the City of Leander and Williamson County planning departments.

## STAFF RECOMMENDATIONS:

Staff recommends the variance as the applicant has received documentation from Williamson County stating the roads can support the increase in traffic from two additional residential lots (see two attached emails).

# **ISSUES AND OPPORTUNITIES:**

Upon approval of the variance, this resubdivision application will be scheduled for approval by Commissioners Court through the normal resubdivision public hearing process.

# FISCAL IMPACT AND SOURCE OF FUNDING:

None.

**Precinct Map** 

**2** 

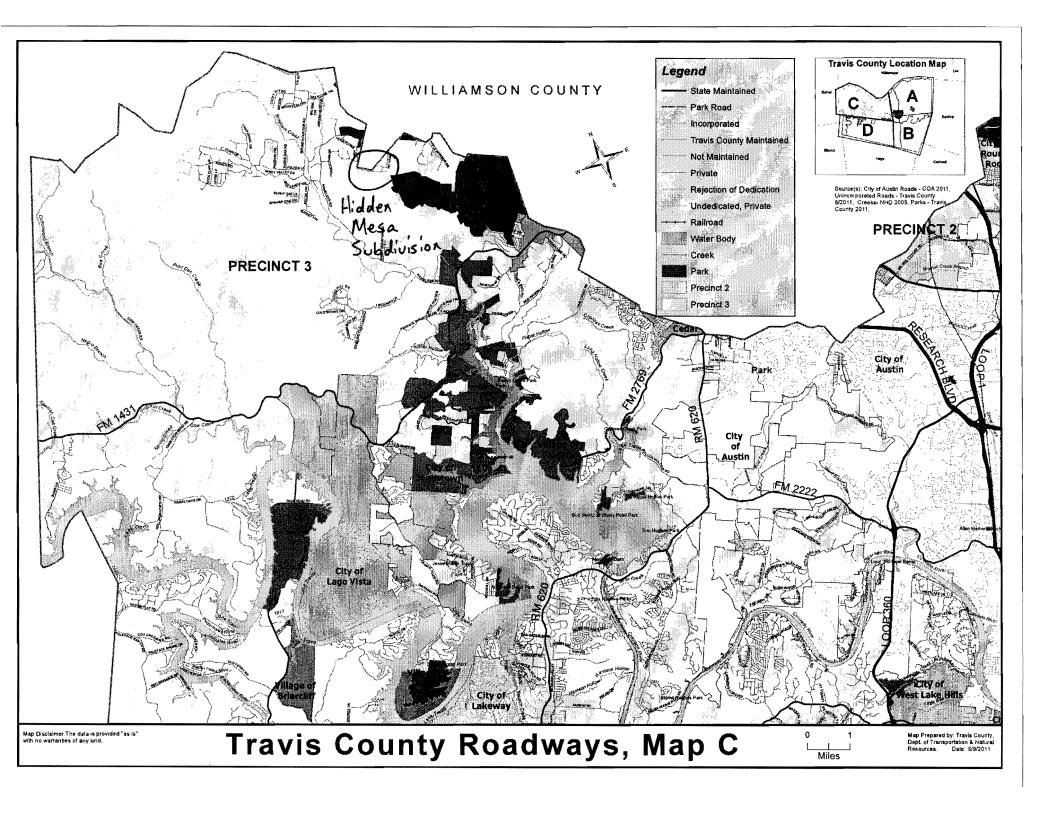
Location Map Copy of variance request Copy of email from the City of Leander Copy of email from Williamson County Copy of existing plat Copy of proposed plat

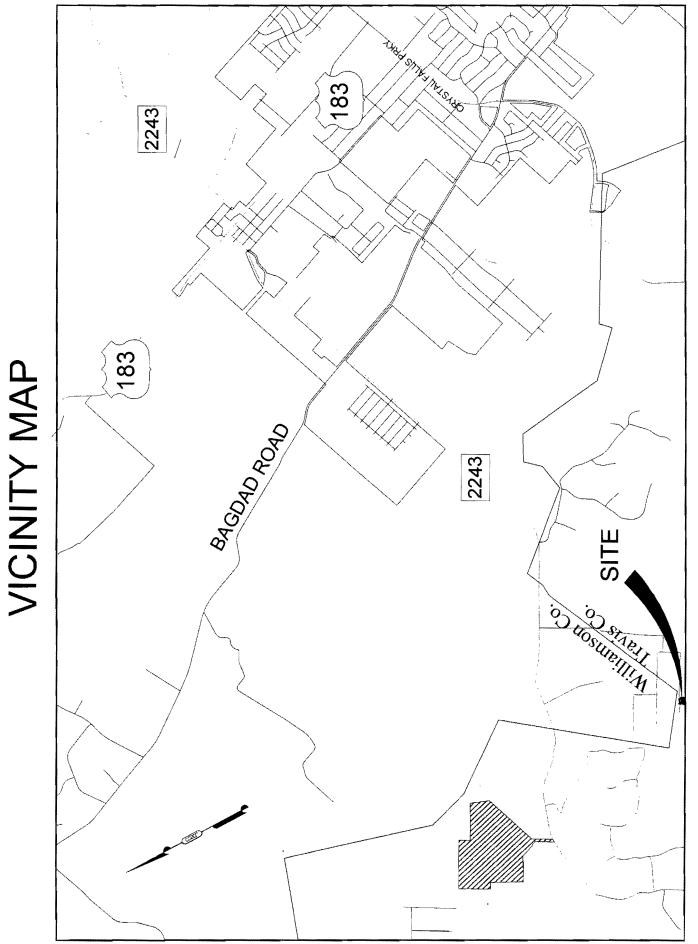
## **REQUIRED AUTHORIZATIONS:**

Cynthia McDonald	Financial Manager	TNR	854-4239
Steve Manilla	County Executive	TNR	854-9429

CC	
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## SM:AB:mh 1101 - Development Services Long Range Planning - Hidden Mesa Subdivision Resubdivision of Lot 42





NOT TO SCALE



## **3DS, Inc.** Land Surveyors

G.P.S. Services Subdivisions • Topographic Construction • Commercial • Boundaries MAILING ADDRESS:

10703 Sierra Oaks Austin, Texas 78759 (512) 919-4140 Fax (512) 919-4142

February 21, 2013

Travis County Commissioners Court 700 Lavaca Street Austin, Texas 78701

Project: Hidden Mesa Subdivision Resubdivision of Lot 42

Judge Biscoe and Commissioners,

Please accept this correspondence as a formal request for a variance to section 82.202(d)(5) of the Travis County Subdivision ordinance. The tract is currently a platted lot known as Lot 42, Hidden Mesa Subdivision and when it was originally approved, the streets were dedicated as 60' road easements. The variance is to divide the existing 6 acre lot into (3) 2 acre lots fronting on this 60' road easement. The original subdivision was planned to have 2 acre lots, but platted larger tracts. This information has been confirmed with field data locating original monumentation for these smaller lots not shown on the recorded plat.

We appreciate your consideration of our request.

Sincerely,

Steven W. Womack Registered Professional Surveyor No. 5025, State of Texas

2| Feb 20|3

Date



### **Michael Hettenhausen**

From:	Robin Griffin <rgriffin@leandertx.gov></rgriffin@leandertx.gov>
Sent:	Monday, February 04, 2013 5:04 PM
То:	Michael Hettenhausen
Subject:	RE: Hidden Mesa subdivision question

Hi Michael,

Steve sent me an email requesting that I address the impact on the county roadways. I told him that the city does not maintain these roadways and he needed to contact the County Engineer's Office (Joe England).

Please do not hesitate to contact me if you have any questions.

Thank you,

#### **Robin M. Griffin, AICP**

Planner City of Leander 512-528-2763

From: Michael Hettenhausen [mailto:Michael.Hettenhausen@co.travis.tx.us]
Sent: Monday, February 04, 2013 10:39 AM
To: Robin Griffin
Subject: Hidden Mesa subdivision question

Good morning Robin,

Steve Womack has submitted an application to resubdivide a lot within the Hidden Mesa subdivision. While the lot and easement the lot fronts on is located within Travis County, all roads within the subdivision lead into Williamson County. We are concerned that resubdividing this lot will impact roads Travis County does not maintain. We have requested the applicant provide written documentation from the Williamson County planning department acknowledging the resubdivision and its potential impact on Williamson County roads. However, Steve tells me that he has spoken with you and your counterpart with the county (although I didn't catch his name), and you are both comfortable with deferring to Travis County on this issue. Please let me know if this is correct.

Thanks for your time,

#### Michael Hettenhausen, Planner

Travis County Development Services and Long Range Planning 700 Lavaca Street Austin, Texas 78701 (512) 854-7563, office

Before printing this small, please consider your eco-footprint.

### **Michael Hettenhausen**

From:	Joe England <jengland@wilco.org></jengland@wilco.org>
Sent:	Wednesday, February 06, 2013 11:20 AM
То:	Michael Hettenhausen
Cc:	Patrick Hughes
Subject:	RE: Hidden Mesa subdivision question

It appears that CR 290 still has capacity for two additional lots. I do not object to the proposed subdivision.

# Joe M. England

Joe M. England, P.E. Williamson County Engineer 3151 SE Inner Loop, Suite B Georgetown, Texas 78626 512-943-3336

From: Michael Hettenhausen [mailto:Michael.Hettenhausen@co.travis.tx.us] Sent: Wednesday, February 06, 2013 10:41 AM To: Joe England Subject: RE: Hidden Mesa subdivision question

The application is to resubdivide one existing single family lot into three single family lots.

From: Joe England [jengland@wilco.org] Sent: Wednesday, February 06, 2013 9:56 AM To: Michael Hettenhausen Subject: Re: Hidden Mesa subdivision question

Is this dividing one single family lot into two?

Sent from my iPhone

On Feb 5, 2013, at 7:48 AM, "Michael Hettenhausen" <<u>Michael.Hettenhausen@co.travis.tx.us</u>> wrote:

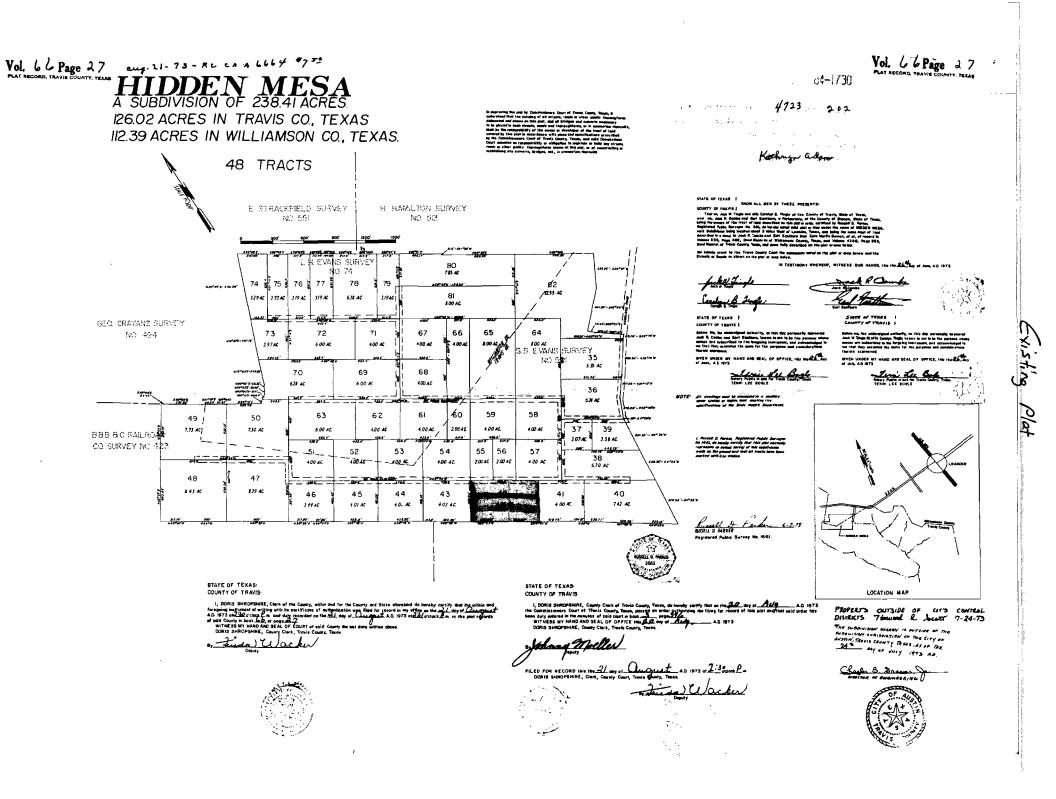
Good morning Joe,

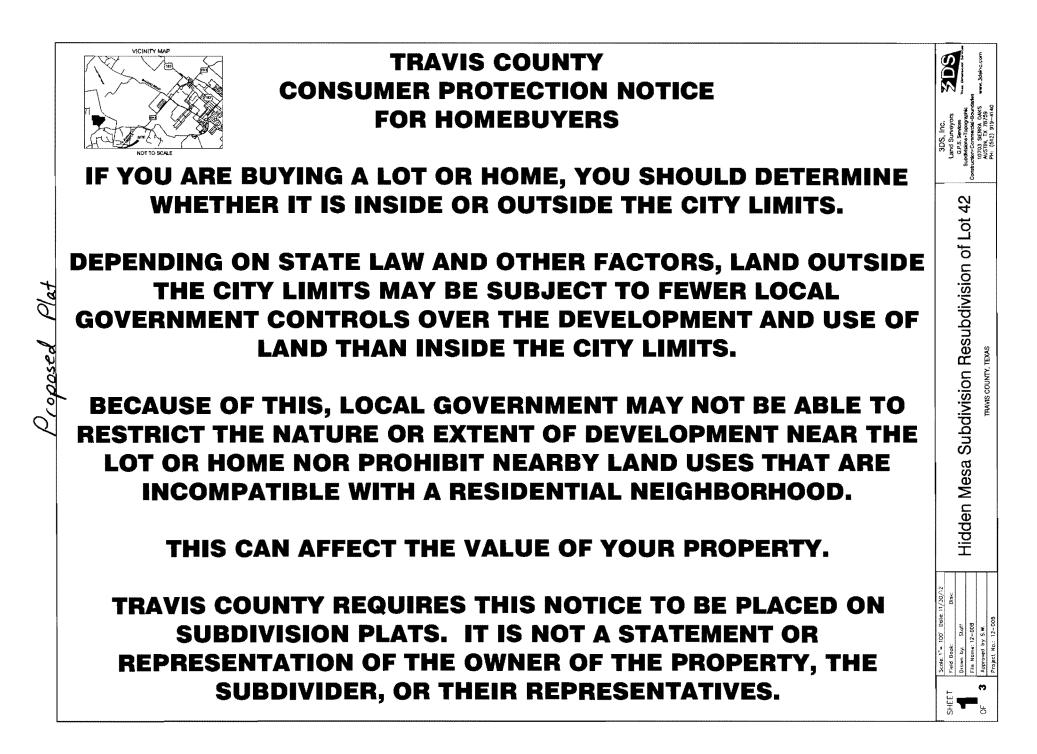
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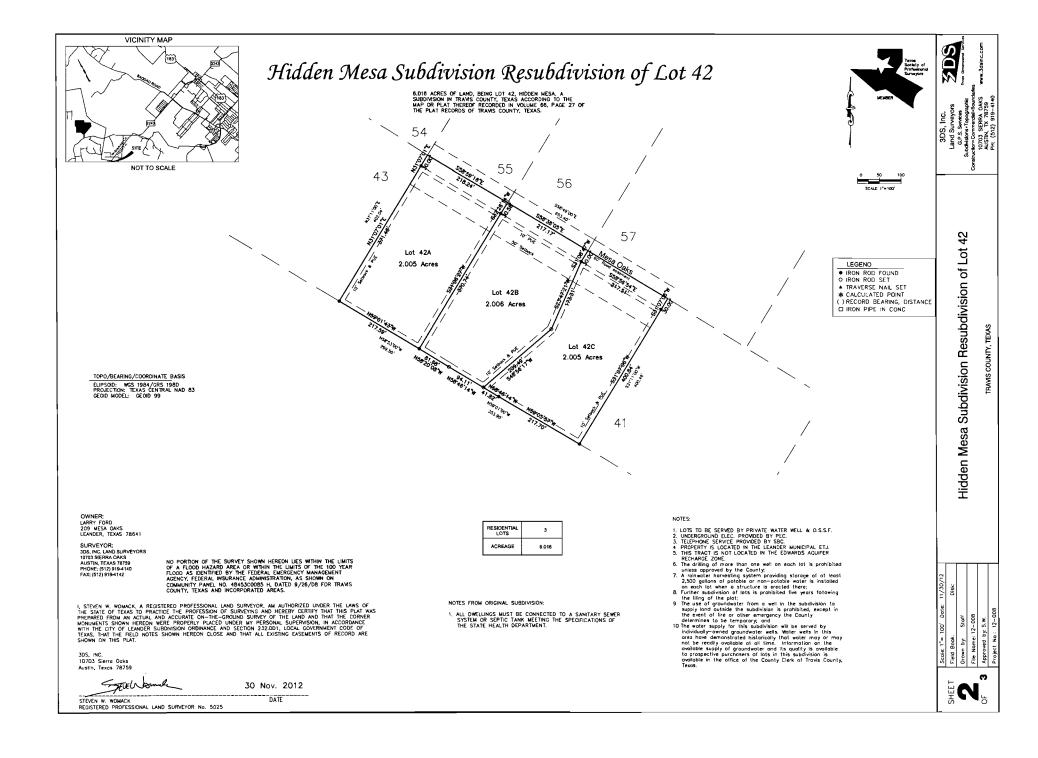
Thanks for your time,

### Michael Hettenhausen, Planner

Travis County Development Services and Long Range Planning 700 Lavaca Street Austin, Texas 78701







#### STATE OF TEXAS COUNTY OF TRAVIS KNOW ALL MEN BY THESE PRESENTS:

Thirt, i carry food, evene of LOT 42, HODEN MESA SUBDIVISION, recorded in volume 66, Page 27, of the totol Read Provide State (State 1997), and the state of the

WITNESS MY HAND THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ , 20\_\_\_\_. 

Lorry Ford 209 Meso Coks Leander, Texas 78641

#### THE STATE OF TEXAS THE COUNTY OF TRAVIS

BEFORT WE THE UNDERSCHED AUTHORITY, ON THE DAY PERSONALLY APPEARD LARY TODO KNOWN TO TO TO BE THE PERSON WHOSE MULTIC'S SUBSERVED TO THE FOREORIC HESTURDET, AND ARTHONED TO ME THAT HE EXECUTIO THE SAME FOR THE PURPOSES AND CONSIDERATION THEREM EXPRESSED AND IN THE CAPACITY THEREN STATE.

WINESS MY HAND AND SEAL THIS THE \_\_\_\_\_ DAY OF \_\_\_\_\_ AD.

NOTARY FUBLIC IN AND FOR THE STATE OF TEXAS

NOTES:

- NO LOT WILL BE OCCUPIED UNTIL THE STRUCTURE IS CONNECTED TO AN INDIVIDUAL WATER SUPPLY OR A STATE APPROVED COMMUNITY WATER SYSTEM.
- NO LOT WILL BE OCCUPIED UNTIL THE STRUCTURE IS SERVICED WITH AN APPROVED WASTEWATER DISPOSAL SYSTEM IN ACCORDANCE WITH TRAVIS COUNTY HEALTH DEPARTMENT SPECIFICATIONS.
- 3. ALL PROPERTY OF THE LEPRIN-DESCRIPT SUBDIVISION IS SUBJECT TO THE LOWER COLORIDO RIVER MUTHORITY, NONPORT-SUBJECT (RE) POLITION CONTROL AND ROCKINATE. AND DESLOPHENT DOTHER TWAN CONSTRUCTION ON A SINGLE-TANLY RESIDENTIAL LOT MAY REQUIRE AN INFS DEVELOPMENT PERMIT FROM THE LOKER COLORADIO RIVER AUTORITY.
- 4. ALL LOTS IN THIS SUBDIVISION ARE RESTRICTED TO ONE SINGLE FAMILY RESIDENTIAL PER LOT.
- 5. THIS SUBDARSION IS SUBJECT TO ALL OF THE RESTRETIONS AND CONTINUES DESTIMANC TO THIS TRAFT, AS FONDO IN VALUAR ER, PERE 27, PAIL RECORDS, VALUARE 4.00, TANGE 200, VALUAR 4.13, PAGE 407 AND VALUAR 4723, PAGE 202, DEED RECORDS, DOCUMENT MOS, 2001104/178, 2002735/483, OFFICIAL PUBLIC RECORDS, TRANS COUNT, TEXAS, AND IN CABARTE B, SUBJE 350 PUBLIC RECORDS, DULINE 574, PAGE 529, DEED RECORDS, DOCUMENT NOS, 200104/511 AND 2002/051179, OFFICIAL PUBLIC RECORDS OF WILLIAMSKI COUNTY, TEXAS.
- 6. ALL DRAINAGE EASEMENTS ON PRIVATE PROPERTY SHALL BE MAINTAINED BY THE OWNER OR HIS/HER ASSIGNS.
- 7. NO OBJECTS, INCLUDING BUT NOT UNITED TO, BUILDINGS, FENCES OR LANOSCAPING SHALL BE ALLOWED IN A DRAINAGE EASEMENT EXCEPT AS APPROVED BY TRAVIS COUNTY (AND OTHER APPROPRIATE JURISDICTION).

8. PROPERTY OWNER AND/OR HIS/HER ASSIGNS SHALL PROVIDE FOR ACCESS TO THE DRAINAGE EASEMENT AS MAY BE NECESSARY AND SHALL NOT PROHBIT ACCESS BY TRANS COUNTY (AND DTHER APPROPRIATE JURISDICTION FOR INSPECTION AND MAINTENANCE OF SAU EASEMENT.

I, DANA DEBEAUVOIR, CLERK OF THE COUNTY COURT OF TRAVIS COUNTY, TEXAS, DO HEREBY CERTIFY THAT ON 

9. PRIOR TO ANY SITE DEVELOPMENT, TRAVIS COUNTY REQUIRES & PERMIT.

Traus County On-Site Westewaler Program

- 1. No structure in this subdivision shall be occupied until connected to a public sever system or a private on-site wastewater (septic) system that has been approved and licensed for operation by the Travis County On-Site Wastewater Program.
- No on-site wostewater system may be installed within 100 feet of a private water well nor may an on-site wastewater disposal system be installed within 150 feet at a public well. 3DS, frtc. Land Slls, lytic. Land Slls, lytics Sadektorat ropogr Correstored contract (1978), stp (1978), stp
- 3. No construction may begin on any lot in this subdivision until plans for the  $\alpha n$  -site sewage dispasal system are approved by the Travis County On–Site Wastewater Program. the private
- 4. Development on each lot in this shall be in compliance with the minimum requirements of the Texas Administrative Code Chapter 285 and Chapter 48 of the Travis County Code that are in effect at the time of construction.
- 5. Residential tats in this subdivision are restricted to one single family dwelling and oppurtement structures per acre.
- 6. These restrictions are enforceable by the Travis County On-Site Wastewater Program.

Stocey Schelfel, Program Manager On-Site Wastewater, Trovis County TNR Date

NES PENDERATINGS

All property of the herein-described subdivision is subject to the Lower Colorado River Authority's Naponi-Source (NPS) Poliulian cantona promoting support a conception and a conception making a single-formly home or associated structure may require an NPS development permit from the Lower Colorada River Authority.

Lower Colorodo River Authority Date

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

#### COMMISSIONERS' COURT RESOLUTION

STATE OF TEXAS COUNTY OF TRAVIS

IN APPROVING THIS PLAT. THE COMMISSIONER'S COURT OF TRAVIS COUNTY, TEXAS, ASSUMES NO OBLIGATION TO BUILD THE STRETTS, ROADS, AND DITHER PUBLIC THOROUCHFARES SHOWN ON THIS PLAT OR ANY BRIDES OR CULVERTS IN COMMENDIA THEREWITH, THE RULDING OF ALL STREETS, ROADS, AND OTHER PUBLIC THOROUGHFARES SHOWN ON THIS PLAT, AND ALL BRIDES AND CULVERTS INCESSANT TO BE COMMENDED OF THE REPORTED AND A COMMENDIAL BRIDES AND COLVERTS INCESSANT TO BE COMMENDED OF THE REPORTED AND A COMMENDIAL BRIDES AND A COMMENDATE OF THE TRACT OF AND COMMENDIAL OF THE OWNER AND/OR DEVELOTER OF THE TRACT OF AND COMMEND OF THE OWNER AND/OR DEVELOTER OF THE TRACT OF AND COMMEND IN ACCORDANCE WITH PLANS AND SPECIFICATIONS PRESERIBED BY THE COMMISSIONERS COURT OF THAN'S COUNTY, TEXAS.

THE OWNER(S) OF THE SUBDIVISION SHALL CONSTRUCT THE SUBDIVISION'S STREET AND DRAINAGE IMPROVEMENTS (THE TUMPROVEMENTS) TO COUNTY STANDARDS IN ORDER FOR THE COUNTY TO ACCEPT THE PUBLIC IMPROVEMENTS FOR MAINTERNANCE OR TO TO RELASE FRACA. SECURITY POSTED TO SECURE PRAVAT IMPROVEMENTS. TO SECURE THIS OBLIGATION, THE OWNER(S) MUST POST FISCA SECURITY WITH THE COUNTY IN THE AMOUNT OF THE STIMULED COST OF THE UMPROVEMENTS. THE OWNER(S) OBLIGATION TO CONSTRUCT THE IMPROVEMENTS TO COUNTY STANDARDS AND TO POST THE FISCAL SECURITY DO SECURE SUCH CONSTRUCTION & A CONTINUOU COLLICATION BROADLE ON THE SECURE SUCH CONSTRUCTION S A CONTINUOU COLLICATION BROADLE OF THE SUCCESSION AND ASSEMS UNTIL THE PUBLIC IMPROVEMENTS INCR BEEN ACCEPTED FOR MAINTENANCE AT THE SUCCESSION AND ASSEMS UNTIL THE PUBLIC IMPROVEMENTS INCR BEEN ACCEPTED FOR MAINTENANCE AT THE SUCCESSION AND ASSEMS UNTIL THE PUBLIC IMPROVEMENTS INCR BEEN ACCEPTED FOR MAINTENANCE AT THE SUCCESSION AND ASSEMS UNTIL THE PUBLIC IMPROVEMENTS INCR BEEN ACCEPTED FOR MAINTENANCE AT THE COUNTY, OR THE PRIVATE IMPROVEMENT BANGE BEEN ONSTRUCTED AND ARE PERFORMENTE TO COUNTY STANDARDS.

THE AUTHORIZATION OF THIS PLAT BY THE COMMISSIONER'S COURT FOR FILING OR THE SUBBLOUENT ACCEPTIANCE FOR MAINTEANACE BY TRANS COUNTY, TEXAS, OF ROADS AND STREETS IN THE SUBBUYSION DOES NOT OBULGATE THE COUNTY TO INSTALL STREET NAME SIGN SOM REPECT TRAFFIC CONTROL SIGNES, SUCH AS SPEED LIMIT, STOP SIGNS, AND YIELD SIGNS, WHICH IS CONSIDERED TO BE A PART OF THE DEVELOPER'S CONSTRUCTION

#### STATE OF TEXAS COUNTY OF TRAVIS

WITNESS MY HAND AND SEAL OF OFFICE OF THE COUNTY CLERK. THIS \_\_\_\_\_ DAY OF DAW OFERLIVER, COUNTY CLERK TRAVE COUNTY CLERK

DEPUTY

#### City Of Leonder

Approved this the \_\_\_\_\_ doy of \_\_\_\_\_ 20\_\_ A.D at a public meeting of the Planning and Zaning Commission of the City of Leander, Tenas and authorized to be filed for record by the Caunty Clerk of \_\_\_\_\_\_

ATTEST: Mark Bell, Choir Planning and Zaning Commission City of Leander, Texas

Ellen Pizolale, Secretary Planning and Zaning Commission City of Leander, Texas

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TEXAS TRAVIS COUNTY,

Resubdivision

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Subdivision Mesa

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