

PLANNING & ZONING CASE NO.

PLANNING & ZONING FEE

PLATTING APPLICATION

MASTER PLAT PRELIMINARY PLAT FINAL PLAT REPLAT

AMENDING OR MINOR PLAT PLAT REINSTATEMENT REQUEST

SITE PLAN APPLICATION

SITE PLAN

AMENDED SITE PLAN/ELEVATIONS/LANDSCAPING

ZONING APPLICATION

ZONING CHANGE SPECIFIC USE PERMIT PD DEVELOPMENT PLAN

OTHER APPLICATION

TREE REMOVAL

VARIANCE REQUEST/SPECIAL EXCEPTIONS

RECORD OF RECOMMENDATIONS, VOTING RECORDS, AND CONDITIONS OF APPROVAL

ARCHITECTURE REVIEW BOARD	CITY COUNCIL READING #2
PLANNING AND ZONING COMMISSION	CONDITIONS OF APPROVAL
CITY COUNCIL READING #1	NOTES



NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

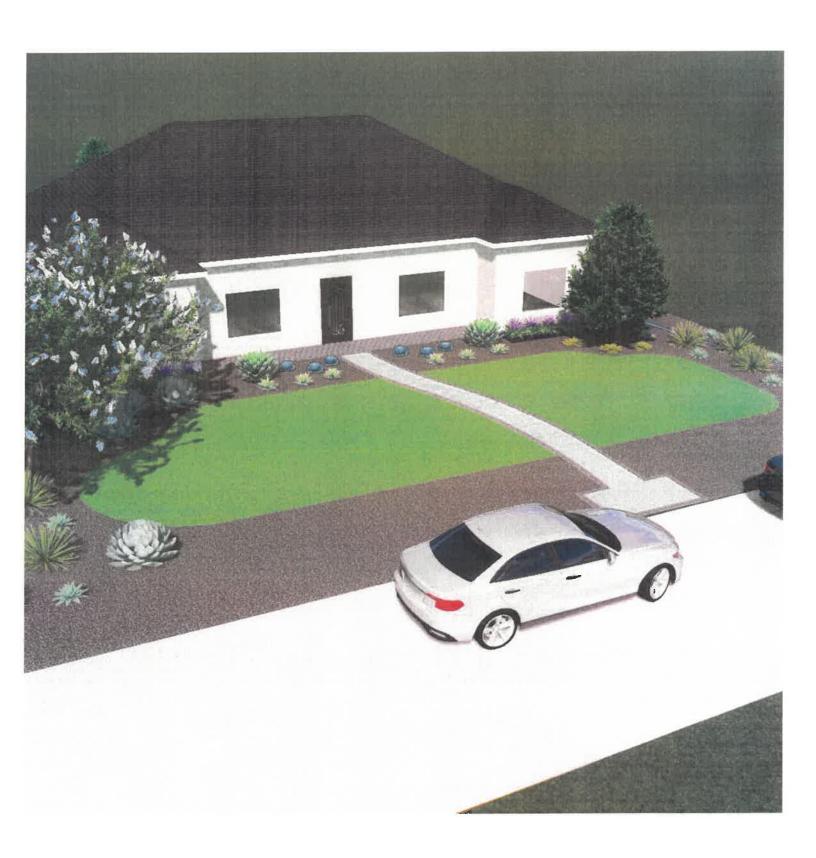
DEVELOPMENT APPLICATION

City of Rockwall Planning and Zoning Department 385 S. Goliad Street Rockwall, Texas 75087

PLANNING & ZONING CASE NO.
<u>NOTE:</u> THE APPLICATION IS NOT CONSIDERED ACCEPTED BY THE CITY UNTIL THE PLANNING DIRECTOR AND CITY ENGINEER HAVE SIGNED BELOW.
DIRECTOR OF PLANNING:

CITY ENGINEER: PLEASE CHECK THE APPROPRIATE BOX BELOW TO INDICATE THE TYPE OF DEVELOPMENT REQUEST [SELECT ONLY ONE BOX]. **ZONING APPLICATION FEES:** PLATTING APPLICATION FEES: ☐ ZONING CHANGE (\$200.00 + \$15.00 ACRE)¹ ■ MASTER PLAT (\$100.00 + \$15.00 ACRE) ¹ ☐ SPECIFIC USE PERMIT (\$200.00 + \$15.00 ACRE) 1 & 2 ☐ PRELIMINARY PLAT (\$200.00 + \$15.00 ACRE) 1 ☐ PD DEVELOPMENT PLANS (\$200.00 + \$15.00 ACRE) 1 ☐ FINAL PLAT (\$300.00 + \$20.00 ACRE) 1 OTHER APPLICATION FEES: ☐ REPLAT (\$300.00 + \$20.00 ACRE) 1 ☐ TREE REMOVAL (\$75.00) ☐ AMENDING OR MINOR PLAT (\$150.00) ☑ VARIANCE REQUEST/SPECIAL EXCEPTIONS (\$100.00) 2 ☐ PLAT REINSTATEMENT REQUEST (\$100.00) IN DETERMINING THE FEE, PLEASE USE THE EXACT ACREAGE WHEN MULTIPLYING BY THE SITE PLAN APPLICATION FEES: PER ACRE AMOUNT. FOR REQUESTS ON LESS THAN ONE ACRE, ROUND UP TO ONE (1) ACRE. ☐ SITE PLAN (\$250.00 + \$20.00 ACRE) 1 2: A \$1,000.00 FEE WILL BE ADDED TO THE APPLICATION FEE FOR ANY REQUEST THAT ☐ AMENDED SITE PLAN/ELEVATIONS/LANDSCAPING PLAN (\$100.00) INVOLVES CONSTRUCTION WITHOUT OR NOT IN COMPLIANCE TO AN APPROVED BUILDING PERMIT. PROPERTY INFORMATION [PLEASE PRINT] 320 shepards Hill Dr Rakwall TX 75087 **BLOCK** SUBDIVISION **GENERAL LOCATION** ZONING, SITE PLAN AND PLATTING INFORMATION [PLEASE PRINT] Residential **CURRENT USE CURRENT ZONING** PROPOSED USE PROPOSED ZONING LOTS [PROPOSED] LOTS [CURRENT] **ACREAGE** SITE PLANS AND PLATS: BY CHECKING THIS BOX YOU ACKNOWLEDGE THAT DUE TO THE PASSAGE OF HB3167 THE CITY NO LONGER HAS FLEXIBILITY WITH REGARD TO ITS APPROVAL PROCESS, AND FAILURE TO ADDRESS ANY OF STAFF'S COMMENTS BY THE DATE PROVIDED ON THE DEVELOPMENT CALENDAR WILL RESULT IN THE DENIAL OF YOUR CASE. OWNER/APPLICANT/AGENT INFORMATION [PLEASE PRINT/CHECK THE PRIMARY CONTACT/ORIGINAL SIGNATURES ARE REQUIRED] Tommy Burns □ APPLICANT OWNER Tommy Burns CONTACT PERSON CONTACT PERSON ADDRESS 320 Shepards HilliDr **ADDRESS** Rockwall TX 75087 CITY, STATE & ZIP CITY, STATE & ZIP 951-315-5221 beeburnogmail.com PHONE PHONE E-MAIL E-MAIL NOTARY VERIFICATION REQUIRED Burns BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED 10mmy [OWNER] THE UNDERSIGNED, WHO STATED THE INFORMATION ON THIS APPLICATION TO BE TRUE AND CERTIFIED THE FOLLOWING: "I HEREBY CERTIFY THAT I AM THE OWNER FOR THE PURPOSE OF THIS APPLICATION; ALL INFORMATION SUBMITTED HEREIN IS TRUE AND CORRECT; AND THE APPLICATION FEE OF \$_______, TO COVER THE COST OF THIS APPLICATION. HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE * TO COVER THE COST OF THIS APPLICATION, HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE DAY OF POWNER FOR THE COST OF THIS APPLICATION, HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE DAY OF POWNER FOR THE COST OF THIS APPLICATION, I AGREE THAT THE CITY OF ROCKWALL (I.E. "CITY") IS AUTHORIZED AND PERMITTED TO PROVIDE INFORMATION COMPANIED WITHIN THIS APPLICATION TO THE PUBLIC. THE CITY IS ALSO AUTHORIZED AND PERMITTED TO REPRODUCE ANY COPYRIGHTED INFORMATION. SUBMITTED IN CONJUNCTION WITH THIS APPLICATION, IF SUCH REPRODUCTION IS ASSOCIATED OR IN RESPONSE TO A REQUEST INFORMATION "ESAL MOSS Notary ID #130926177 My Commission Expires GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS THE 1/2December 8, 2024 OWNER'S SIGNATURE

MY COMMISSION EXPIRES





Greetings: City of Rockwall Planning and Zoning Department.

Please accept this Variance application.

After careful consideration of the state of my current yard that was devastated by the low rain years Rockwall has experienced- my lawns for the most part died and the ground developed unsightly cracks and the grass looked just terrible. I am submitting this plan/renderings of a xeriscape yard for replacement of grass.

I was pouring literally thousands of gallons of water to help but it was to no avail. Unsightly weeds crept in and it looked really bad.

What I am proposing for this variance Per Section 4 (B) that prohibits artificial grass is a very high quality artificial turf professionally installed. It will be surrounded by plantings of xeriscape natural and drought tolerant plantings of shrubs and plants fed by a drip system irrigation- again all professionally planned and installed.

The savings of water alone will be in the thousand of gallons per year not having to water several times a week. Not to mention it will look terrific. Several of my neighbors have inquired as to what I am doing and and are considering doing the same.

I urge the Planning and Zone Department to please approve this variance.

It could serve as a spec yard for people to come and take a look at. When you see, feel and walk on the quality artificial turf and look at the very attractive surroundings drought tolerant plantings one can see this is a wonderful substitute for grass and an expensive irrigation system that literally wastes thousands of gallons of water that would be saved every year

Thank you very much for your consideration. Warmer weather is coming very soon.

Sincerely,

Tommy Burns



NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

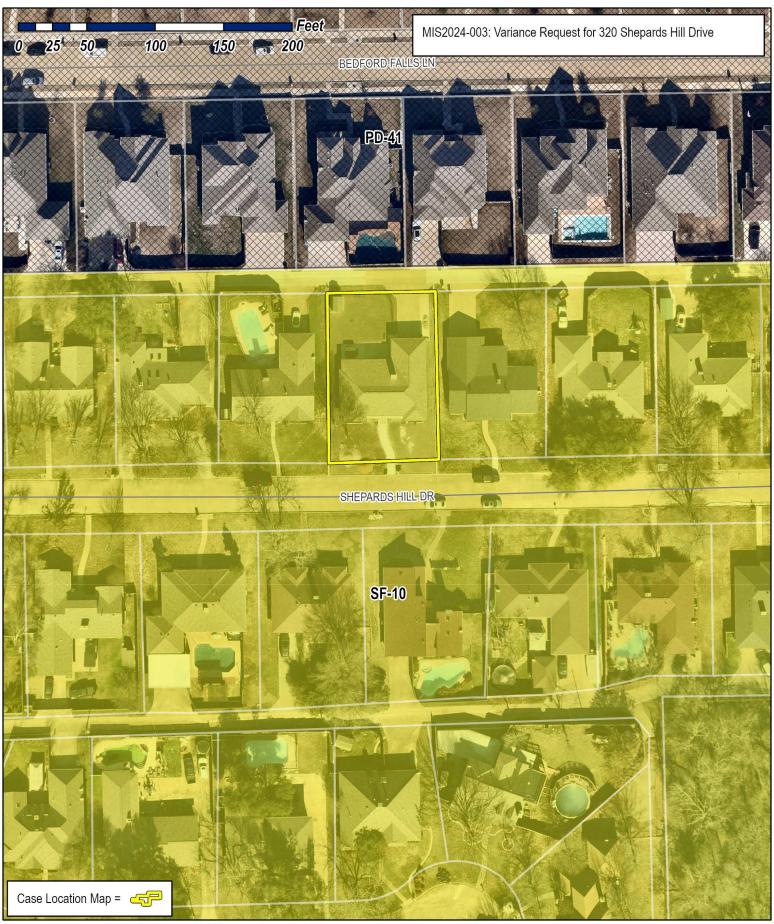
DEVELOPMENT APPLICATION

City of Rockwall Planning and Zoning Department 385 S. Goliad Street Rockwall, Texas 75087

PLANNING & ZONING CASE NO.
<u>NOTE:</u> THE APPLICATION IS NOT CONSIDERED ACCEPTED BY THE CITY UNTIL THE PLANNING DIRECTOR AND CITY ENGINEER HAVE SIGNED BELOW.
DIRECTOR OF PLANNING:

CITY ENGINEER: PLEASE CHECK THE APPROPRIATE BOX BELOW TO INDICATE THE TYPE OF DEVELOPMENT REQUEST [SELECT ONLY ONE BOX]. **ZONING APPLICATION FEES:** PLATTING APPLICATION FEES: ☐ ZONING CHANGE (\$200.00 + \$15.00 ACRE)¹ ■ MASTER PLAT (\$100.00 + \$15.00 ACRE) ¹ ☐ SPECIFIC USE PERMIT (\$200.00 + \$15.00 ACRE) 1 & 2 ☐ PRELIMINARY PLAT (\$200.00 + \$15.00 ACRE) 1 ☐ PD DEVELOPMENT PLANS (\$200.00 + \$15.00 ACRE) 1 ☐ FINAL PLAT (\$300.00 + \$20.00 ACRE) 1 OTHER APPLICATION FEES: ☐ REPLAT (\$300.00 + \$20.00 ACRE) 1 ☐ TREE REMOVAL (\$75.00) ☐ AMENDING OR MINOR PLAT (\$150.00) ☑ VARIANCE REQUEST/SPECIAL EXCEPTIONS (\$100.00) 2 ☐ PLAT REINSTATEMENT REQUEST (\$100.00) IN DETERMINING THE FEE, PLEASE USE THE EXACT ACREAGE WHEN MULTIPLYING BY THE SITE PLAN APPLICATION FEES: PER ACRE AMOUNT. FOR REQUESTS ON LESS THAN ONE ACRE, ROUND UP TO ONE (1) ACRE. ☐ SITE PLAN (\$250.00 + \$20.00 ACRE) 1 2: A \$1,000.00 FEE WILL BE ADDED TO THE APPLICATION FEE FOR ANY REQUEST THAT ☐ AMENDED SITE PLAN/ELEVATIONS/LANDSCAPING PLAN (\$100.00) INVOLVES CONSTRUCTION WITHOUT OR NOT IN COMPLIANCE TO AN APPROVED BUILDING PERMIT. PROPERTY INFORMATION [PLEASE PRINT] 320 shepards Hill Dr Rakwall TX 75087 **BLOCK** SUBDIVISION **GENERAL LOCATION** ZONING, SITE PLAN AND PLATTING INFORMATION [PLEASE PRINT] Residential **CURRENT USE CURRENT ZONING** PROPOSED USE PROPOSED ZONING LOTS [PROPOSED] LOTS [CURRENT] **ACREAGE** SITE PLANS AND PLATS: BY CHECKING THIS BOX YOU ACKNOWLEDGE THAT DUE TO THE PASSAGE OF HB3167 THE CITY NO LONGER HAS FLEXIBILITY WITH REGARD TO ITS APPROVAL PROCESS, AND FAILURE TO ADDRESS ANY OF STAFF'S COMMENTS BY THE DATE PROVIDED ON THE DEVELOPMENT CALENDAR WILL RESULT IN THE DENIAL OF YOUR CASE. OWNER/APPLICANT/AGENT INFORMATION [PLEASE PRINT/CHECK THE PRIMARY CONTACT/ORIGINAL SIGNATURES ARE REQUIRED] Tommy Burns □ APPLICANT OWNER Tommy Burns CONTACT PERSON CONTACT PERSON ADDRESS 320 Shepards HilliDr **ADDRESS** Rockwall TX 75087 CITY, STATE & ZIP CITY, STATE & ZIP 951-315-5221 beeburnogmail.com PHONE PHONE E-MAIL E-MAIL NOTARY VERIFICATION REQUIRED Burns BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED 10mmy [OWNER] THE UNDERSIGNED, WHO STATED THE INFORMATION ON THIS APPLICATION TO BE TRUE AND CERTIFIED THE FOLLOWING: "I HEREBY CERTIFY THAT I AM THE OWNER FOR THE PURPOSE OF THIS APPLICATION; ALL INFORMATION SUBMITTED HEREIN IS TRUE AND CORRECT; AND THE APPLICATION FEE OF \$_______, TO COVER THE COST OF THIS APPLICATION. HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE * TO COVER THE COST OF THIS APPLICATION, HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE DAY OF POWNER FOR THE COST OF THIS APPLICATION, HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE DAY OF POWNER FOR THE COST OF THIS APPLICATION, I AGREE THAT THE CITY OF ROCKWALL (I.E. "CITY") IS AUTHORIZED AND PERMITTED TO PROVIDE INFORMATION COMPANIED WITHIN THIS APPLICATION TO THE PUBLIC. THE CITY IS ALSO AUTHORIZED AND PERMITTED TO REPRODUCE ANY COPYRIGHTED INFORMATION. SUBMITTED IN CONJUNCTION WITH THIS APPLICATION, IF SUCH REPRODUCTION IS ASSOCIATED OR IN RESPONSE TO A REQUEST INFORMATION "ESAL MOSS Notary ID #130926177 My Commission Expires GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS THE 1/2December 8, 2024 OWNER'S SIGNATURE

MY COMMISSION EXPIRES



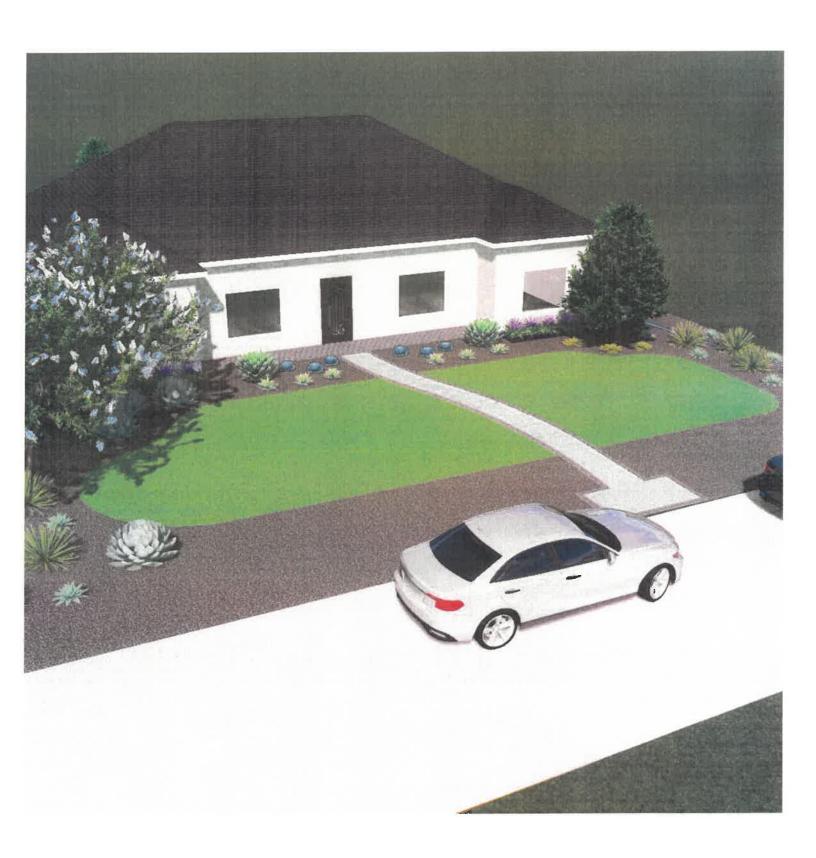


City of Rockwall Planning & Zoning Department 385 S. Goliad Street Rockwall, Texas 75087

(P): (972) 771-7745 (W): www.rockwall.com

The City of Rockwall GIS maps are continually under development and therefore subject to change without notice. While we endeavor to provide timely and accurate information, we make no guarantees. The City of Rockwall makes no warranty, express or implied, including warranties of merchantability and fitness for a particular purpose. Use of the information is the sole responsibility of the user.







Greetings: City of Rockwall Planning and Zoning Department.

Please accept this Variance application.

After careful consideration of the state of my current yard that was devastated by the low rain years Rockwall has experienced- my lawns for the most part died and the ground developed unsightly cracks and the grass looked just terrible. I am submitting this plan/renderings of a xeriscape yard for replacement of grass.

I was pouring literally thousands of gallons of water to help but it was to no avail. Unsightly weeds crept in and it looked really bad.

What I am proposing for this variance Per Section 4 (B) that prohibits artificial grass is a very high quality artificial turf professionally installed. It will be surrounded by plantings of xeriscape natural and drought tolerant plantings of shrubs and plants fed by a drip system irrigation- again all professionally planned and installed.

The savings of water alone will be in the thousand of gallons per year not having to water several times a week. Not to mention it will look terrific. Several of my neighbors have inquired as to what I am doing and and are considering doing the same.

I urge the Planning and Zone Department to please approve this variance.

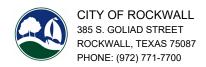
It could serve as a spec yard for people to come and take a look at. When you see, feel and walk on the quality artificial turf and look at the very attractive surroundings drought tolerant plantings one can see this is a wonderful substitute for grass and an expensive irrigation system that literally wastes thousands of gallons of water that would be saved every year

Thank you very much for your consideration. Warmer weather is coming very soon.

Sincerely,

Tommy Burns

PROJECT COMMENTS



DATE: 2/23/2024

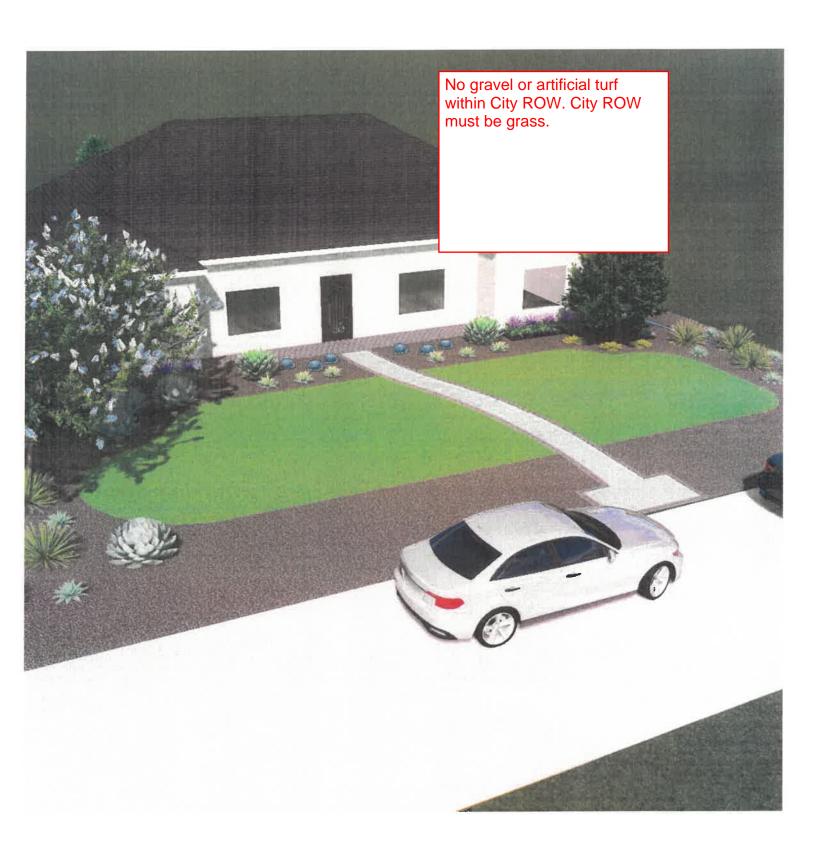
PROJECT NUMBER: MIS2024-003

PROJECT NAME: Variance Request for 320 Sheppards Hill Drive SITE ADDRESS/LOCATIONS: 320 SHEPARDS HILL DR, ROCKWALL, 75087

CASE CAPTION:

DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
ENGINEERING	Madelyn Price	02/23/2024	Approved w/ Comments	
02/23/2024: 1. No gravel or art	ificial turf within City ROW. City ROW must be	grass.		
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
BUILDING	Craig Foshee	02/22/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
FIRE	Ariana Kistner	02/21/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
GIS	Lance Singleton	02/20/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
POLICE	Chris Cleveland	02/20/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
PARKS	Travis Sales	02/20/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
PLANNING	Henry Lee	02/23/2024	Approved w/ Comments	

- I.1 This is a request by Tommy Burns for the approval of a Miscellaneous Case for the approval of artificial or synthetic plant materials on a 0.23-acre parcel of land identified as Lot 8, Block N, Northshore #1 Addition, City of Rockwall, Rockwall County, Texas, zoned Single-Family 10 (SF-10) District, addressed as 320 Sheppard's Hill Drive.
- 1.2 For questions or comments concerning this case please contact Henry Lee in the Planning Department at (972) 772-6434 or email hlee@rockwall.com.
- 1.3 According to Section 04, Approved Landscape Materials, of Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC), "(a)rtificial or synthetic plant materials (e.g. artificial grass, turf, trees shrubs) shall be prohibited." In this case, you are requesting approval of artificial turf, which requires review by the Planning and Zoning Commission.
- M.4 According to Subsection 3.06.05, Lot Development, and Section 4.02, Coverage, of Chapter 4, Vegetation, of the Engineering Standards of Design and Construction, "(n)o artificial grass is allowed in any City right-of-way and/or easement."
- 1.5 Please note the scheduled meeting for this case:
- 1) Planning & Zoning meeting will be held on February 27, 2024 at 6pm in the council chambers at City Hall.
- I.6 A representative is required to be present for the meetings as scheduled above to answer any questions the Commission or Council may have regarding your request. All meetings will be held in person, in the City's Council Chambers, and are scheduled to begin at 6:00 p.m.





CITY OF ROCKWALL

PLANNING AND ZONING COMMISSION MEMORANDUM

PLANNING AND ZONING DEPARTMENT

385 S. GOLIAD STREET • ROCKWALL, TX 75087

PHONE: (972) 771-7745 • EMAIL: PLANNING@ROCKWALL.COM

TO: Planning and Zoning Commission

FROM: Henry Lee, Senior Planner

DATE: February 27, 2024

SUBJECT: MIS2024-003; Exception Request for 320 Sheppard's Hill Drive

The applicant, Tommy Burns, is requesting the approval of an exception to the landscape material requirements stipulated by Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC) to allow the installation of synthetic plant materials (i.e. artificial turf/grass). The subject property is located on a 0.23-acre parcel of land (i.e. Lot 8, Block N, Northshore #1 Addition), is zoned Single-Family 10 (SF-10) District, and is addressed as 320 Sheppard's Hill Drive. The applicant's letter indicates that the artificial turf will replace all of the grass on the of the subject property (i.e. front, side, and rear yard).

According to Section 04, Approved Landscape Materials, of Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC), "(a)rtificial or synthetic plant materials (e.g. artificial grass, turf, trees shrubs) shall be prohibited." In interpreting this section of the code, staff has allowed artificial grass/turf in the rear yards of properties. The reason for this interpretation is that these areas are not within the required yard (i.e. the front yard, which is what this section of the code is intended to regulate) and are not typically visible from adjacent properties or rights-of-way. Staff should also note that no other



residential property in the City has been permitted to utilize artificial turf in the required yard. According to Subsection 3.06.05, *Lot Development*, and Section 4.02, *Coverage*, of Chapter 4, *Vegetation*, of the Engineering Standards of Design and Construction, "(n)o artificial grass is allowed in any City right-of-way and/or easement." Given this -- *if approved* -- the applicant will be required to have grass within the right-of-way at the front and rear of the subject property. Staff should note that the applicant's renderings currently show decomposed granite in the right-of-way and that this material would not be permitted. According to the applicant's letter, they are requesting the artificial turf due to the cost of maintaining grass and cracking in the soil.

Staff should note that the applicant's request to install artificial turf on the subject property appears to be inconsistent with the surrounding neighborhood. Staff came to this conclusion based on the fact that no other properties have artificial turf installed in the front yard. With this being said, the

 $\underline{\it FIGURE~1}$: THE RENDERING PROVIDED BY THE APPLICANT INDICATING WHERE THE ARTIFICIAL TURF IS TO BE INSTALLED.

approval of an exception to the landscape material requirements is a discretionary decision for the Planning and Zoning Commission. Should the Planning and Zoning

Commission have any questions concerning the applicant's request, staff will be available at the meeting on *February* 27, 2024.



NOTARY PUBLIC IN AND FOR THE STATE OF TEXAS

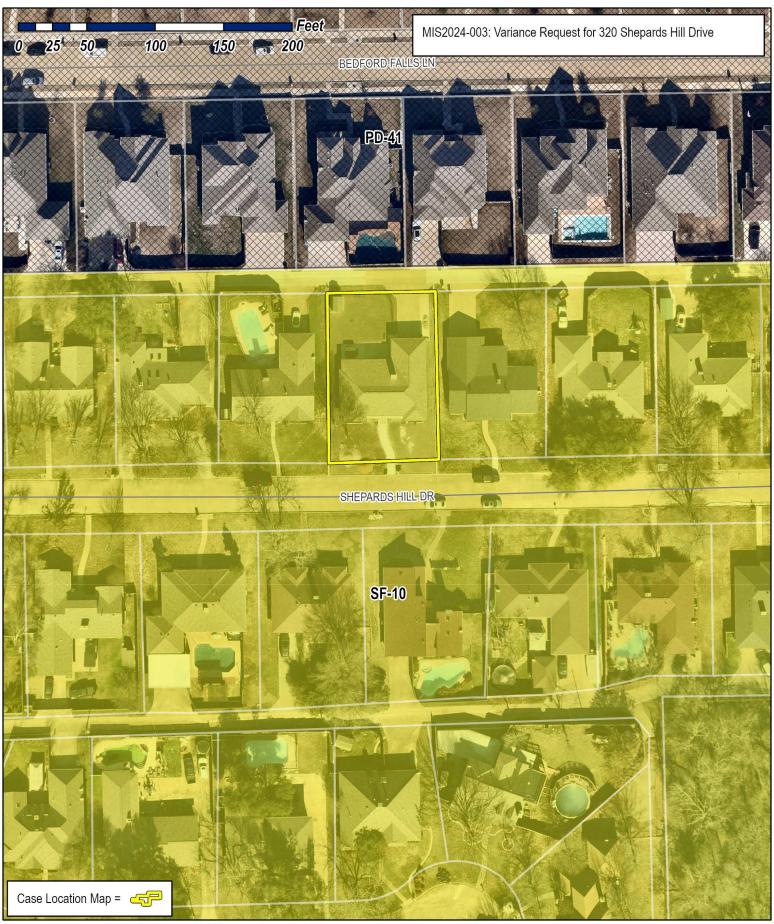
DEVELOPMENT APPLICATION

City of Rockwall Planning and Zoning Department 385 S. Goliad Street Rockwall, Texas 75087

PLANNING & ZONING CASE NO.
<u>NOTE:</u> THE APPLICATION IS NOT CONSIDERED ACCEPTED BY THE CITY UNTIL THE PLANNING DIRECTOR AND CITY ENGINEER HAVE SIGNED BELOW.
DIRECTOR OF PLANNING:

CITY ENGINEER: PLEASE CHECK THE APPROPRIATE BOX BELOW TO INDICATE THE TYPE OF DEVELOPMENT REQUEST [SELECT ONLY ONE BOX]. **ZONING APPLICATION FEES:** PLATTING APPLICATION FEES: ☐ ZONING CHANGE (\$200.00 + \$15.00 ACRE)¹ ■ MASTER PLAT (\$100.00 + \$15.00 ACRE) ¹ ☐ SPECIFIC USE PERMIT (\$200.00 + \$15.00 ACRE) 1 & 2 ☐ PRELIMINARY PLAT (\$200.00 + \$15.00 ACRE) 1 ☐ PD DEVELOPMENT PLANS (\$200.00 + \$15.00 ACRE) 1 ☐ FINAL PLAT (\$300.00 + \$20.00 ACRE) 1 OTHER APPLICATION FEES: ☐ REPLAT (\$300.00 + \$20.00 ACRE) 1 ☐ TREE REMOVAL (\$75.00) ☐ AMENDING OR MINOR PLAT (\$150.00) ☑ VARIANCE REQUEST/SPECIAL EXCEPTIONS (\$100.00) 2 ☐ PLAT REINSTATEMENT REQUEST (\$100.00) IN DETERMINING THE FEE, PLEASE USE THE EXACT ACREAGE WHEN MULTIPLYING BY THE SITE PLAN APPLICATION FEES: PER ACRE AMOUNT. FOR REQUESTS ON LESS THAN ONE ACRE, ROUND UP TO ONE (1) ACRE. ☐ SITE PLAN (\$250.00 + \$20.00 ACRE) 1 2: A \$1,000.00 FEE WILL BE ADDED TO THE APPLICATION FEE FOR ANY REQUEST THAT ☐ AMENDED SITE PLAN/ELEVATIONS/LANDSCAPING PLAN (\$100.00) INVOLVES CONSTRUCTION WITHOUT OR NOT IN COMPLIANCE TO AN APPROVED BUILDING PERMIT. PROPERTY INFORMATION [PLEASE PRINT] 320 shepards Hill Dr Rakwall TX 75087 **BLOCK** SUBDIVISION **GENERAL LOCATION** ZONING, SITE PLAN AND PLATTING INFORMATION [PLEASE PRINT] Residential **CURRENT USE CURRENT ZONING** PROPOSED USE PROPOSED ZONING LOTS [PROPOSED] LOTS [CURRENT] **ACREAGE** SITE PLANS AND PLATS: BY CHECKING THIS BOX YOU ACKNOWLEDGE THAT DUE TO THE PASSAGE OF HB3167 THE CITY NO LONGER HAS FLEXIBILITY WITH REGARD TO ITS APPROVAL PROCESS, AND FAILURE TO ADDRESS ANY OF STAFF'S COMMENTS BY THE DATE PROVIDED ON THE DEVELOPMENT CALENDAR WILL RESULT IN THE DENIAL OF YOUR CASE. OWNER/APPLICANT/AGENT INFORMATION [PLEASE PRINT/CHECK THE PRIMARY CONTACT/ORIGINAL SIGNATURES ARE REQUIRED] Tommy Burns □ APPLICANT OWNER Tommy Burns CONTACT PERSON CONTACT PERSON ADDRESS 320 Shepards HilliDr **ADDRESS** Rockwall TX 75087 CITY, STATE & ZIP CITY, STATE & ZIP 951-315-5221 beeburnogmail.com PHONE PHONE E-MAIL E-MAIL NOTARY VERIFICATION REQUIRED Burns BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED 10mmy [OWNER] THE UNDERSIGNED, WHO STATED THE INFORMATION ON THIS APPLICATION TO BE TRUE AND CERTIFIED THE FOLLOWING: "I HEREBY CERTIFY THAT I AM THE OWNER FOR THE PURPOSE OF THIS APPLICATION; ALL INFORMATION SUBMITTED HEREIN IS TRUE AND CORRECT; AND THE APPLICATION FEE OF \$_______, TO COVER THE COST OF THIS APPLICATION. HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE * TO COVER THE COST OF THIS APPLICATION, HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE DAY OF POWNER FOR THE COST OF THIS APPLICATION, HAS BEEN PAID TO THE CITY OF ROCKWALL ON THIS THE DAY OF POWNER FOR THE COST OF THIS APPLICATION, I AGREE THAT THE CITY OF ROCKWALL (I.E. "CITY") IS AUTHORIZED AND PERMITTED TO PROVIDE INFORMATION COMPANIED WITHIN THIS APPLICATION TO THE PUBLIC. THE CITY IS ALSO AUTHORIZED AND PERMITTED TO REPRODUCE ANY COPYRIGHTED INFORMATION. SUBMITTED IN CONJUNCTION WITH THIS APPLICATION, IF SUCH REPRODUCTION IS ASSOCIATED OR IN RESPONSE TO A REQUEST INFORMATION "ESAL MOSS Notary ID #130926177 My Commission Expires GIVEN UNDER MY HAND AND SEAL OF OFFICE ON THIS THE 1/2December 8, 2024 OWNER'S SIGNATURE

MY COMMISSION EXPIRES





City of Rockwall Planning & Zoning Department 385 S. Goliad Street Rockwall, Texas 75087

(P): (972) 771-7745 (W): www.rockwall.com

The City of Rockwall GIS maps are continually under development and therefore subject to change without notice. While we endeavor to provide timely and accurate information, we make no guarantees. The City of Rockwall makes no warranty, express or implied, including warranties of merchantability and fitness for a particular purpose. Use of the information is the sole responsibility of the user.



Greetings: City of Rockwall Planning and Zoning Department.

Please accept this Variance application.

After careful consideration of the state of my current yard that was devastated by the low rain years Rockwall has experienced- my lawns for the most part died and the ground developed unsightly cracks and the grass looked just terrible. I am submitting this plan/renderings of a xeriscape yard for replacement of grass.

I was pouring literally thousands of gallons of water to help but it was to no avail. Unsightly weeds crept in and it looked really bad.

What I am proposing for this variance Per Section 4 (B) that prohibits artificial grass is a very high quality artificial turf professionally installed. It will be surrounded by plantings of xeriscape natural and drought tolerant plantings of shrubs and plants fed by a drip system irrigation- again all professionally planned and installed.

The savings of water alone will be in the thousand of gallons per year not having to water several times a week. Not to mention it will look terrific. Several of my neighbors have inquired as to what I am doing and and are considering doing the same.

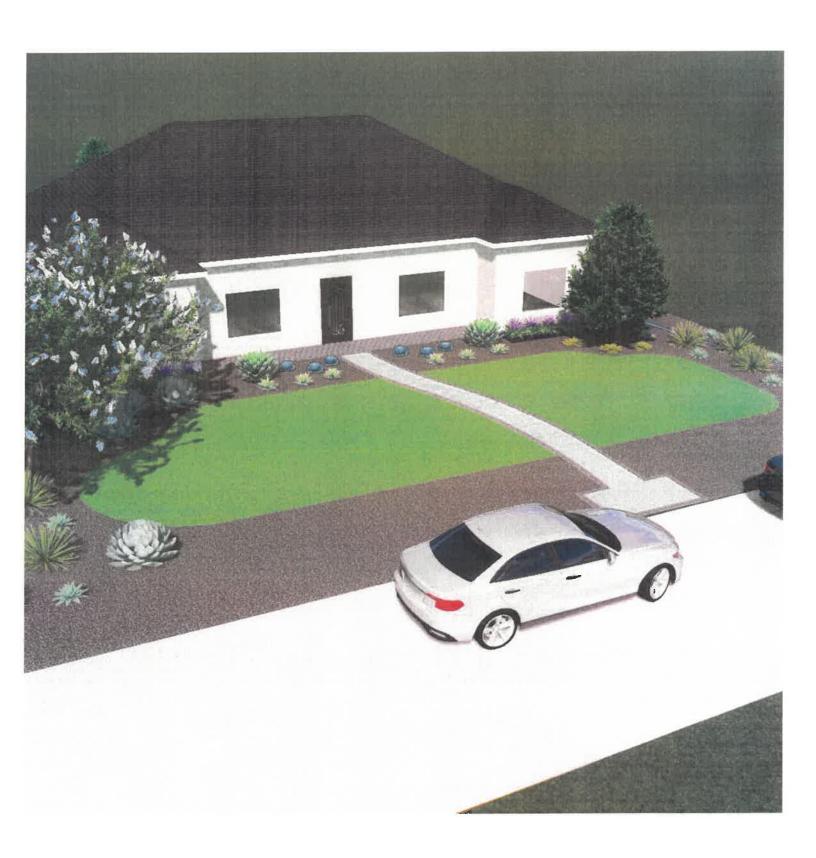
I urge the Planning and Zone Department to please approve this variance.

It could serve as a spec yard for people to come and take a look at. When you see, feel and walk on the quality artificial turf and look at the very attractive surroundings drought tolerant plantings one can see this is a wonderful substitute for grass and an expensive irrigation system that literally wastes thousands of gallons of water that would be saved every year

Thank you very much for your consideration. Warmer weather is coming very soon.

Sincerely,

Tommy Burns







April 10, 2024

TO: Tommy Burns

320 Shepards Hill Drive Rockwall, TX 75087

FROM: Henry Lee, AICP

City of Rockwall Planning and Zoning Department

385 S. Goliad Street Rockwall, TX 75087

SUBJECT: MIS2024-003; Exception for 320 Shepards Hill Drive

Tommy Burns:

This letter serves to notify you that the above referenced case (*i.e. Miscellaneous Case*) that you submitted for consideration by the City of Rockwall was <u>denied</u> by the Planning and Zoning Commission on February 27, 2024. The following is a record of all recommendations and voting records:

Planning and Zoning Commission

On February 27, 2024, the Planning and Zoning Commission approved a motion to deny the Miscellaneous Case by a vote of 3-1, with Commissioner Thompson dissenting and Commissioners Deckard, Womble, and Llewellyn absent.

Please note that the reason this case was denied is due to the following exception(s) not being approved:

(1) <u>Landscape Materials</u>. According to Section 04, *Approved Landscape Materials*, of Article 08, *Landscape and Fence Standards*, of the Unified Development Code (UDC), "(a)rtificial or synthetic plant materials (*e.g. artificial grass, turf, trees shrubs*) shall be prohibited."

According to Subsection 01.05, *Reapplication*, of Article 11, *Development Applications and Review Procedures*, of the Unified Development Code (UDC), "(a) request for site plan, plat, miscellaneous case, Certificate of Appropriateness (COA), small matching grant, or building permit fee waiver which has been previously denied with prejudice by the Historic Preservation Advisory Board (HPAB), Planning and Zoning Commission, or City Council may be resubmitted within one (1) year if there is: [1] an actual change in condition relating to the lot or tract of land -- *or any portion thereof* -- or any surrounding properties, or [2] the new request is more restrictive or less intense than the previous request." Please note that a failure to indicate a denial is with or without prejudice in making a motion to deny a request shall be considered a denial with prejudice. Should you have any questions or concerns regarding the denial, please feel free to contact me a (972) 771-7745.

Sincerely

Henry Lee, AICP, Senior Planner

City of Rockwall Planning and Zoning Department

From: Lee, Henry

To: beeburns@gmail.com; Tom Burns
Subject: Project Comments MIS2024-003
Date: Friday, February 23, 2024 4:49:00 PM
Attachments: Engineering Mark-Ups (02.23.2024).pdf

Project Comments (02.23.2024).pdf

image003.jpg

Good Afternoon,

Attached are the project comments for your case. Revisions for this case are due February 6, 2024. The meeting schedule for this case is as follows:

Planning and Zoning Commission: February 27, 2024

Please note that all meetings will be held at 6:00 PM at 385 S. Goliad Street in the City Council Chambers. Please also note that a representative is <u>required</u> to be at all meetings. Should you have any questions please let me know.

Thank you,



From: Tom Burns
To: Lee, Henry

Subject: FW: Project Comments MIS2024-003

Date: Saturday, February 24, 2024 7:42:39 AM

Attachments: <u>image003.jpg</u>

Engineering Mark-Ups (02.23.2024).pdf Project Comments (02.23.2024).pdf

+ Wesley Graves

Hi Henry- do you mean revisions are due by MARCH 6th? You have February 6th stated below.

Tom

Thanks

From: Lee, Henry <HLee@rockwall.com> Sent: Friday, February 23, 2024 5:50 PM

To: beeburns@gmail.com; Tom Burns <tburns@AMT.com>

Subject: Project Comments MIS2024-003

[External Email Warning]

WARNING: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon,

Attached are the project comments for your case. Revisions for this case are due February 6, 2024. The meeting schedule for this case is as follows:

Planning and Zoning Commission: February 27, 2024

Please note that all meetings will be held at 6:00 PM at 385 S. Goliad Street in the City Council Chambers. Please also note that a representative is <u>required</u> to be at all meetings. Should you have any questions please let me know.

Thank you,



This message contains confidential information, intended only for the address(es) named above, which may also be privileged. Any use, distribution, copying or disclosure by any other person is strictly prohibited. Anyone who receives this communication in error should delete this message and kindly notify the sender via reply e-mail.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

From: Lee, Henry
To: Tom Burns

Subject: RE: Project Comments MIS2024-003

Date: Monday, February 26, 2024 8:45:00 AM

Attachments: image002.jpg image003.jpg

Good Morning,

My apologies. Yes, revisions are due by March 5, 2024. That being said, that comment is a standard comment and in your case there really will not be any revisions. Let me know if you have any questions.

Thank you,



From: Tom Burns tburns@AMT.com
Sent: Saturday, February 24, 2024 7:42 AM
To: Lee, Henry <HLee@rockwall.com>

Subject: FW: Project Comments MIS2024-003

+ Wesley Graves

Hi Henry- do you mean revisions are due by MARCH 6th? You have February 6th stated below. Thanks

Tom

From: Lee, Henry < <u>HLee@rockwall.com</u>> Sent: Friday, February 23, 2024 5:50 PM

To: <u>beeburns@gmail.com</u>; Tom Burns < <u>tburns@AMT.com</u>>

Subject: Project Comments MIS2024-003

[External Email Warning]

WARNING: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon,

Attached are the project comments for your case. Revisions for this case are due February 6, 2024. The meeting schedule for this case is as follows:

Planning and Zoning Commission: February 27, 2024

Please note that all meetings will be held at 6:00 PM at 385 S. Goliad Street in the City Council Chambers. Please also note that a representative is <u>required</u> to be at all meetings. Should you have any questions please let me know.

Thank you,



^{***}PRIVILEGED AND CONFIDENTIAL****

This message contains confidential information, intended only for the address(es) named above, which may also be privileged. Any use, distribution, copying or disclosure by any other person is strictly prohibited. Anyone who receives this communication in error should delete this message and kindly notify the sender via reply e-mail.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

 From:
 Tom Burns

 To:
 Lee, Henry

 Cc:
 Wesley Graves

Subject: RE: Project Comments MIS2024-003

Date: Monday, February 26, 2024 9:06:33 AM

Attachments: <u>image001.jpg</u>

image002.jpg

Project Comments (02.23.2024).pdf

+ Wesley Graves

Hi Henry- my apologies up front... I still don't understand this whole process. Seems vague as I am not familiar. Line one comments under Engineering says Approved w/ Comments (??)

I guess I will have my questions and comments answered in person tomorrow evening. See you then.

Tom Burns

From: Lee, Henry <HLee@rockwall.com> **Sent:** Monday, February 26, 2024 9:45 AM

To: Tom Burns <tburns@AMT.com>

Subject: RE: Project Comments MIS2024-003

[External Email Warning]

WARNING: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning,

My apologies. Yes, revisions are due by March 5, 2024. That being said, that comment is a standard comment and in your case there really will not be any revisions. Let me know if you have any questions.

Thank you,



From: Tom Burns < tburns@AMT.com>
Sent: Saturday, February 24, 2024 7:42 AM

To: Lee, Henry < <u>HLee@rockwall.com</u>>
Subject: FW: Project Comments MIS2024-003

+ Wesley Graves

Hi Henry- do you mean revisions are due by MARCH 6th? You have February 6th stated below.

Thanks

Tom

From: Lee, Henry < <u>HLee@rockwall.com</u>>
Sent: Friday, February 23, 2024 5:50 PM

To: beeburns@gmail.com; Tom Burns <tburns@AMT.com>

Subject: Project Comments MIS2024-003

[External Email Warning]

WARNING: This email originated from outside our email system. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Afternoon,

Attached are the project comments for your case. Revisions for this case are due February 6, 2024. The meeting schedule for this case is as follows:

Planning and Zoning Commission: February 27, 2024

Please note that all meetings will be held at 6:00 PM at 385 S. Goliad Street in the City Council Chambers. Please also note that a representative is <u>required</u> to be at all meetings. Should you have any questions please let me know.

Thank you,



^{***}PRIVILEGED AND CONFIDENTIAL****

This message contains confidential information, intended only for the address(es) named above, which may also be privileged. Any use, distribution, copying or disclosure by any other person is strictly prohibited. Anyone who receives this communication in error should delete this message and kindly notify the sender via reply e-mail.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

CAUTION: This email originated from outside of the organization. Do not click links or

open attachments unless you recognize the sender and know the content is safe.

PRIVILEGED AND CONFIDENTIAL*

This message contains confidential information, intended only for the address(es) named above, which may also be privileged. Any use, distribution, copying or disclosure by any other person is strictly prohibited. Anyone who receives this communication in error should delete this message and kindly notify the sender via reply e-mail.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.