

BOARD OF ADJUSTMENT CASE REPORT

STR: 9320 Case Number: **BOA-23348**

CZM: 47 **CD**: 9

HEARING DATE: 06/28/2022 1:00 PM (Continued from 5/24/2022)

APPLICANT: Hana Momic

<u>ACTION REQUESTED</u>: Special Exception to permit an Accessory Dwelling Unit in the RS-1 District (Sec. 45.031-D); Variance to permit a Detached Accessory Dwelling exceeding 1-story or 18-feet in height and 10-feet to the top of the top plate in the rear setback (Sec. 90.090-C)

LOCATION: 3822 S ATLANTA PL E **ZONED**: RS-1

PRESENT USE: Residential TRACT SIZE: 13499.3 SQ FT

LEGAL DESCRIPTION: S100 N294 E135 NW SW SW SEC 20 19 13 .31AC.

RELEVANT PREVIOUS ACTIONS: None.

RELATIONSHIP TO THE COMPREHENSIVE PLAN: The Tulsa Comprehensive Plan identifies the subject property as part of an "Existing Neighborhood" and an "Area of Stability".

An **Existing Neighborhood** is intended to preserve and enhance Tulsa's existing single-family neighborhoods. Development activities in these areas should be limited to the rehabilitation, improvement or replacement of existing homes, and small-scale infill projects, as permitted through clear and objective setback, height, and other development standards of the zoning code.

The **Areas of Stability** include approximately 75% of the city's total parcels. Existing residential neighborhoods, where change is expected to be minimal, make up a large proportion of the Areas of Stability. The ideal for the Areas of Stability is to identify and maintain the valued character of an area while accommodating the rehabilitation, improvement or replacement of existing homes, and small-scale infill projects. The concept of stability and growth is specifically designed to enhance the unique qualities of older neighborhoods that are looking for new ways to preserve their character and quality of life. The concept of stability and growth is specifically designed to enhance the unique qualities of older neighborhoods that are looking for new ways to preserve their character and quality of life.

ANALYSIS OF SURROUNDING AREA: The subject tract is located South of the SW/c of E. 38th ST. S. and S. Atlanta Pl. The property's rear lot line abuts and a Church on the West side.

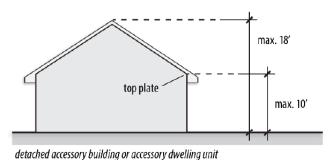
STATEMENT OF HARDSHIP: A 5-foot PSO easement runs diagonally across the middle of the backyard, thus preventing the living space to be adjacent to the new 2-car garage. The plans are for a 2-story 1 bedroom apartment over the garage. We are a family of 7. this includes elderly parent. They are currently sleeping in the formal dining room with no adjacent bathroom. The apartment will aide in their care and comfort as they have numerous health issues.

STAFF COMMENTS: The applicant is requesting **Special Exception** to permit an Accessory Dwelling Unit in the RS-1 District (Sec. 45.031-D); **Variance** to permit a Detached Accessory Dwelling exceeding 1-story or 18-

feet in height and 10-feet to the top of the top plate in the rear setback (Sec. 90.090-C) included in your packet is a copy of Sec. 45.031 including the supplemental regulations for ADU's.

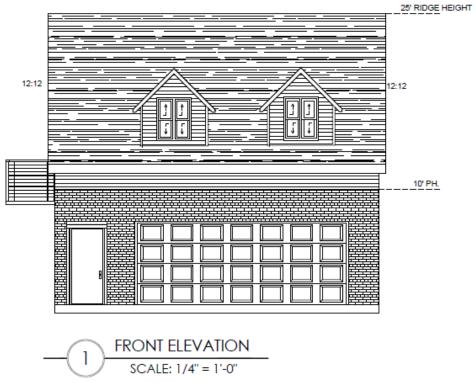
- **a.** Detached accessory buildings, including Accessory Dwelling Units, may be located in rear setbacks provided that:
 - (1) The building does not exceed one story or 18 feet in height and is not more than 10 feet in height to the top of the top plate; and

Figure 90-9: Maximum Height of Accessory Buildings, Including Accessory Dwelling Units In Rear Setbacks (RE, RS and RD Districts or RM Zoned Lots Used for Detached Houses or Duplexes)



(2) Building coverage in the rear setback does not exceed the maximum limits established in <u>Table 90-2</u>:

The proposed structure includes a 10-foot plate height and a 25-foot ridge height.



The applicant has presented a hardship that is unique to the subject property and the board should confirm with applicant before making their decision that the variance of the height of the structure is the minimum variance that will afford relief.

SAMPLE MOTION:

Special Exception:

Move to ______ (approve/deny) a Special Exception to permit an Accessory Dwelling Unit in the RS-1 District (Sec. 45.031-D);

• Per the Conceptual Plan(s) shown on page(s) ______ of the agenda packet.

• Subject to the following conditions (including time limitation, if any):

The Board finds that the requested Special Exception will be in harmony with the spirit and intent of the Code and will not be injurious to the neighborhood or otherwise detrimental to the public welfare.

Variance: Move to _____ (approve/deny) a Variance to permit a Detached Accessory Dwelling exceeding 1-story or 18-feet in height and 10-feet to the top of the top plate in the rear setback (Sec. 90.090-C)

• Finding the hardship(s) to be _____ of the agenda packet.

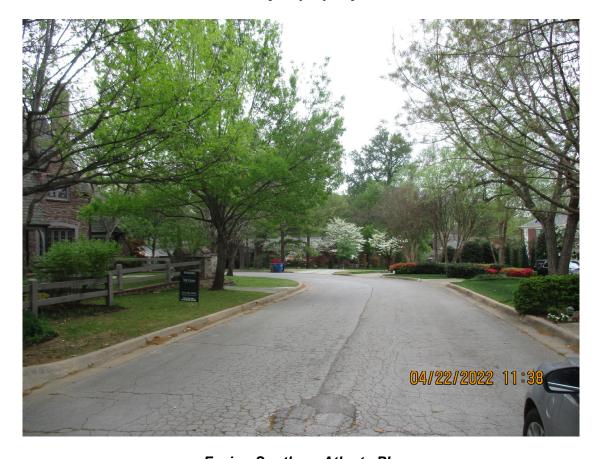
• Subject to the following conditions _____ of the agenda packet.

In granting the **Variance** the Board finds that the following facts, favorable to the property owner, have been established:

- a. That the physical surroundings, shape, or topographical conditions of the subject property would result in unnecessary hardships or practical difficulties for the property owner, as distinguished from a mere inconvenience, if the strict letter of the regulations were carried out;
- b. That literal enforcement of the subject zoning code provision is not necessary to achieve the provision's intended purpose;
- c. That the conditions leading to the need of the requested variance are unique to the subject property and not applicable, generally, to other property within the same zoning classification;
- d. That the alleged practical difficulty or unnecessary hardship was not created or self-imposed by the current property owner;
- e. That the variance to be granted is the minimum variance that will afford relief;
- f. That the variance to be granted will not alter the essential character of the neighborhood in which the subject property is located, nor substantially or permanently impair use or development of adjacent property; and
- g. That the variance to be granted will not cause substantial detriment to the public good or impair the purposes, spirit, and intent of this zoning code or the comprehensive plan."



Subject property



Facing South on Atlanta PL.



Facing North on Atlanta Pl.

supporting structure (excluding any guy lines) to the nearest point on the residential zoning district boundary line, excluding R-zoned freeways.

Section 45.030 Accessory Buildings and Carports in R Districts

45.030-A Accessory Building Size

1. RE and RS-1 Districts

In RE and RS-1 districts, the total aggregate floor area of all detached accessory buildings, including accessory dwelling units, and accessory buildings not erected as an integral part of the principal residential building may not exceed 750 square feet or 40% of the floor area of the principal residential structure, whichever is greater. [1]

2. RS-2, RS-3, RS-4, RS-5 and RM Districts

In RS-2, RS-3, RS-4, RS-5 or RM, zoned lots used for detached houses or duplexes, the total aggregate floor area of all detached accessory buildings, including accessory dwelling units, and accessory buildings not erected as an integral part of the principal residential building may not exceed 500 square feet or 40% of the floor area of the principal residential structure, whichever is greater. [1]

[1] For detached accessory buildings, including accessory dwelling units, located within rear setbacks see §90.090-C2.

45.030-B Carports

Carports are allowed in R zoning districts. Any carport that occupies all or a portion of the street setback or street yard area must be approved in accordance with the special exception procedures of Section 70.120 and comply with the regulations of Section 90.090-C1.

Section 45.031

ADU, Accessory Dwelling Units in R, AG, and AG-R Districts

Section 45.031-A Definition

A dwelling unit that is located in an accessory building on the same lot as a detached house to which it is accessory and subordinate.

Examples of ADUs include carriage houses, garage apartments, and mother-in-law flats.

Section 45.031-B Purpose

- 1. The purpose of allowing accessory dwelling units within R, AG, and AG-R districts is to:
 - a. accommodate new housing units while preserving the character of existing neighborhoods;
 - b. allow efficient use of the city's existing housing stock and infrastructure;
 - c. provide housing options and choices that respond to varying income levels, changing household sizes and lifestyle needs; and

- d. provide a means for residents—particularly seniors, single parents, and empty-nesters—to remain in their homes and neighborhoods, and obtain extra income, security, companionship and assistance.
- 2. The ADU supplemental regulations are also intended to help ensure that that new buildings and modifications to existing buildings are designed with sensitivity to their context in terms of building placement, proportions, building materials, and similar design features.

Section 45.031-C Applicability

These regulations apply to all accessory dwelling units, as defined by Section 45.031-A.

Section 45.031-D Regulations

1. Where Allowed

Accessory dwelling units are allowed by special exception in RE, RS, AG, and AG-R districts on lots occupied by a detached house. Accessory dwelling units are allowed by right in RD, RT, RM and RMH districts on lots occupied by a detached house.

2. Number

No more than one accessory dwelling unit is allowed per lot.

3. Methods of Creation

An accessory dwelling unit may be created only through the following methods:

- a. Constructing an accessory dwelling unit on a lot with a new or existing detached house; or
- b. Converting or increasing existing floor area within an accessory building on a lot with an existing detached house.

4. Density (Minimum Lot Area and Lot Area per Unit)

No additional lot area or lot area per unit is required for the accessory dwelling unit.

5. Open space (Minimum open space per unit)

No additional open space is required for the accessory dwelling unit.

6. Accessory Dwelling Unit Size

a. RE and RS-1 Districts

In RE and RS-1 districts, the total aggregate floor area of all detached accessory buildings, including accessory dwelling units, may not exceed 750 square feet or 40% of the floor area of the principal residential structure, whichever is greater. [1]

b. RS-2, RS-3, RS-4, RS-5, and RM Districts

In RS-2, RS-3, RS-4, RS-5 or RM zoned lots used for detached houses, the total aggregate floor area of all detached accessory buildings, including accessory dwelling units, may not exceed 500 square feet or 40% of the floor area of the principal residential structure, whichever is greater. [1]

[1] For detached accessory buildings, including accessory dwelling units, located within rear setbacks, see Section 90.090-C2.

7. Building and Fire Codes

All accessory dwelling units are subject to applicable building and fire codes.

8. Additional Regulations for Accessory Dwelling Units

a. Entrances

Building entrances to accessory dwelling units may not face the nearest side or rear property line unless there is an alley abutting that property line.

b. Setbacks

An accessory dwelling unit must be located at least 10 feet behind the detached house. This required 10-foot separation distance must be open from the ground to the sky except that it may include walkways, patios, decks and similar structures that do not exceed 30 inches in height above finished grade.

c. Exterior Finish Materials

The exterior finish material of any new accessory dwelling unit must be the same or visually match in type, size and placement, the exterior finish material of the detached house.

d. Roof Pitch

The roof pitch any new accessory dwelling unit must be the same as the predominant roof pitch of the principal building.

Section 45.040 Compressed Natural Gas (CNG) Refueling Appliances

Private (restricted access), consumer-oriented (home), CNG refueling appliances are permitted as an accessory use to lawfully established household living uses in all zoning districts.

Section 45.050 Dumpsters

45.050-A Regulations

Dumpsters established or placed on or after the effective date specified in <u>Section 1.030</u> are subject to the following regulations:

- **1.** Dumpsters may only be placed with the written permission of the owner of the subject property.
- 2. Dumpsters must be located on a dustless, all-weather surface.
- 3. Dumpsters may not:
- a. Obstruct motorized or non-motorized traffic;

Jeff S. Taylor Zoning Official Plans Examiner III TEL(918) 596-7637 jstaylor@cityoftulsa.org



DEVELOPMENT SERVICES

175 EAST 2nd STREET, SUITE 450 TULSA, OKLAHOMA 74103

ZONING CLEARANCE PLAN REVIEW

Hana Momic

momicfam@gmail.com

3/26/2022

APPLICATION NO: ZON LOD 112738 (PLEASE REFERENCE THIS NUMBER WHEN CONTACTING OUR

OFFICE)

Project Location: 3822 S ATLANTA PL E Description: Detached Garage/ADU

INFORMATION ABOUT SUBMITTING REVISIONS

OUR REVIEW HAS IDENTIFIED THE FOLLOWING CODE OMISSIONS OR DEFICIENCIES IN THE PROJECT APPLICATION FORMS, DRAWINGS, AND/OR SPECIFICATIONS. THE DOCUMENTS SHALL BE REVISED TO COMPLY WITH THE REFERENCED CODE SECTIONS.

REVISIONS NEED TO INCLUDE THE FOLLOWING:

- 1. A COPY OF THIS DEFICIENCY LETTER
- 2. A WRITTEN RESPONSE AS TO HOW EACH REVIEW COMMENT HAS BEEN RESOLVED
- 3. THE COMPLETED REVISED/ADDITIONAL PLANS FORM (SEE ATTACHED)
- 4. BOARD OF ADJUSTMENT APPROVAL DOCUMENTS, IF RELEVANT

REVISIONS SHALL BE SUBMITTED DIRECTLY TO THE CITY OF TULSA PERMIT CENTER LOCATED AT 175 EAST 2nd STREET, SUITE 450, TULSA, OKLAHOMA 74103, PHONE (918) 596-9601. THE CITY OF TULSA WILL ASSESS A RESUBMITTAL FEE. DO NOT SUBMIT REVISIONS TO THE PLANS EXAMINERS.

SUBMITTALS FAXED / EMAILED TO PLANS EXAMINERS WILL NOT BE ACCEPTED.

IMPORTANT INFORMATION

- 1. SUBMIT TWO (2) SETS [4 SETS IF HEALTH DEPARTMENT REVIEW IS REQUIRED] OF REVISED OR ADDITIONAL PLANS. REVISIONS SHALL BE IDENTIFIED WITH CLOUDS AND REVISION MARKS.
- INFORMATION ABOUT ZONING CODE, INDIAN NATION COUNCIL OF GOVERNMENT (INCOG), BOARD OF ADJUSTMENT (BOA), AND TULSA METROPOLITAN AREA PLANNING COMMISSION (TMAPC) IS AVAILABLE ONLINE AT <u>WWW.INCOG.ORG</u> OR AT INCOG OFFICES AT 2 W. 2nd ST., 8th FLOOR, TULSA, OK, 74103, PHONE (918) 584-7526.
- 3. A COPY OF A "RECORD SEARCH" [] IS [x] IS NOT INCLUDED WITH THIS LETTER. PLEASE PRESENT THE "RECORD SEARCH" ALONG WITH THIS LETTER TO INCOG STAFF AT TIME OF APPLYING FOR BOARD OF ADJUSTMENT ACTION AT INCOG. UPON APPROVAL BY THE BOARD OF ADJUSTMENT, INCOG STAFF WILL PROVIDE THE APPROVAL DOCUMENTS TO YOU FOR IMMEDIATE SUBMITTAL TO OUR OFFICE. (See revisions submittal procedure above.).

(continued)

REVIEW COMMENTS

SECTIONS REFERENCED BELOW ARE FROM THE CITY OF TULSA ZONING CODE TITLE 42 AND CAN BE VIEWED AT http://tulsaplanning.org/plans/TulsaZoningCode.pdf

Note: As provided for in Section 70.130 you may request the Board of Adjustment to grant a variance from the terms of the Zoning Code requirements identified in the letter of deficiency below. Please direct all questions concerning variances, special exceptions, appeals of an administrative official decision, Master Plan Developments Districts (MPD), Planned Unit Developments (PUD), Corridor (CO) zoned districts, zoning changes, platting, lot splits, lot combinations, alternative compliance landscape and screening plans and all questions regarding (BOA) or (TMAPC) application forms and fees to an INCOG representative at 584-7526. It is your responsibility to submit to our offices documentation of any appeal decisions by an authorized decision making body affecting the status of your application so we may continue to process your application. INCOG does not act as your legal or responsible agent in submitting documents to the City of Tulsa on your behalf.

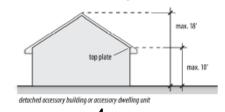
Staff review comments may sometimes identify compliance methods as provided in the Tulsa Zoning Code. The permit applicant is responsible for exploring all or any options available to address the noncompliance and submit the selected compliance option for review. Staff review makes neither representation nor recommendation as to any optimal method of code solution for the project.

1. **Section 45.031-D Regulations Where Allowed.** Accessory dwelling units are allowed by special exception in RE, RS, AG, and AG-R districts on lots occupied by a detached house. Accessory dwelling units are allowed by right in RD, RT, RM and RMH districts on lots occupied by a detached house.

Review Comments: Apply to INCOG for a special exception to allow an Accessory Dwelling Unit in an RS-1 zoned area.

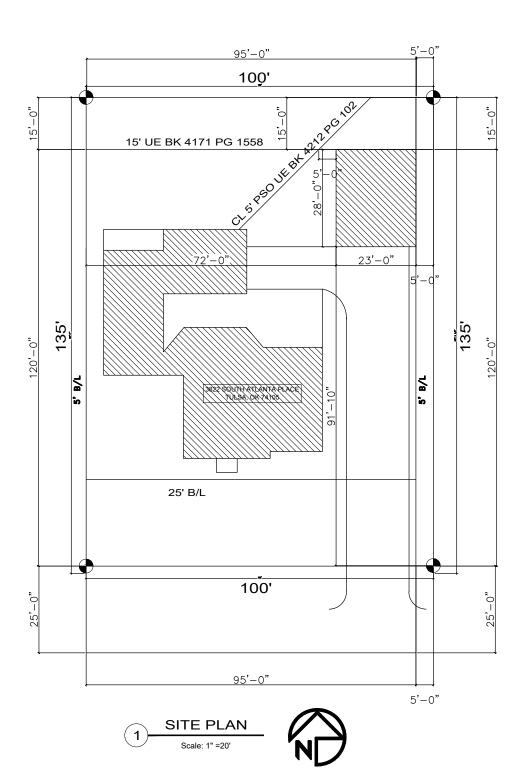
- 2. 4. Sec. 90.090-C. Detached Accessory Buildings, including Accessory Dwelling Units, in RE, RS, RD Districts and RM Zoned Lots Used for Detached Houses or Duplexes.
 - **a.** Detached accessory buildings, including Accessory Dwelling Units, may be located in rear setbacks provided that: **(1)** The building does not exceed one story or 18 feet in height and is not more than 10 feet in height to the top of the top plate; and

Figure 90-9: Maximum Height of Accessory Buildings, Including Accessory Dwelling Units In Rear Setbacks (RE, RS and RD Districts or RM Zoned Lots Used for Detached Houses or Duplexes)



3.

Review Comments: The proposed Accessory Dwelling Unit (ADU) exceeds one floor in height and exceeds the allowed maximum of 10' to top plate and 18' maximum in height. Revise plans to indicate compliance or apply to INCOG for a variance to allow a 2-story structure in rear setback and to exceed 18' in total height.

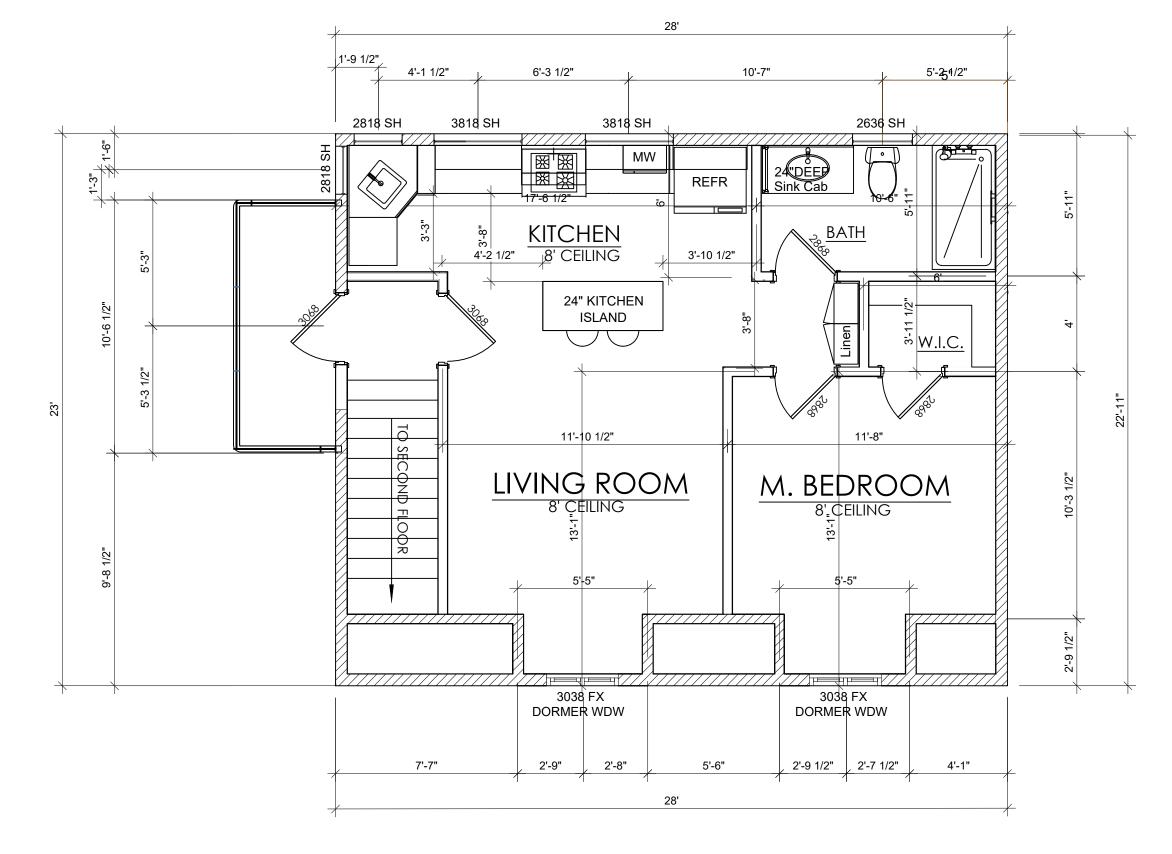


CCREATIVE HOME DESIGNS 2021
Reproduction of these plans, in any form, without the wr
consent of the Designer, is prohibited.

GARAGE 10' CLG 2'-6" 2'-10 1/2"

FIRST FLOOR PLAN

SCALE: 1/4" = 1'-0"



SECOND FLOOR PLAN

SCALE: 1/4" = 1'-0" SCALE: 1/4" = 1'-0"

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MOMIC

MOMIC APARTMENT GARAGE

December 20, 2021

T.OYLER

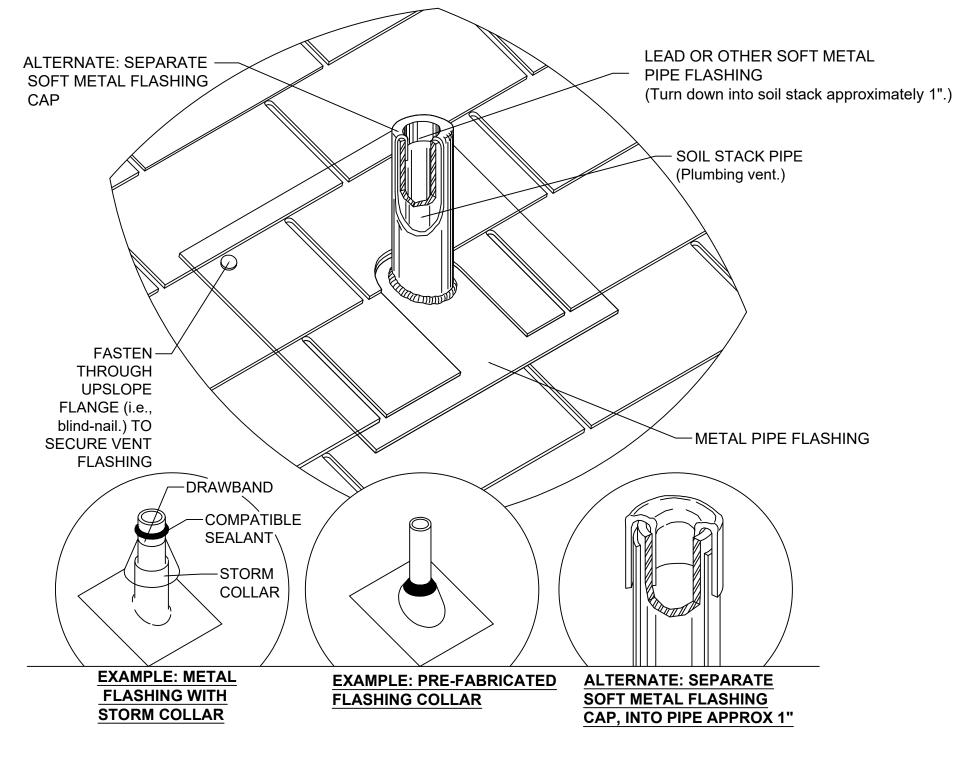
BUILDING ADDRESS

SQUARE FOOTAGE

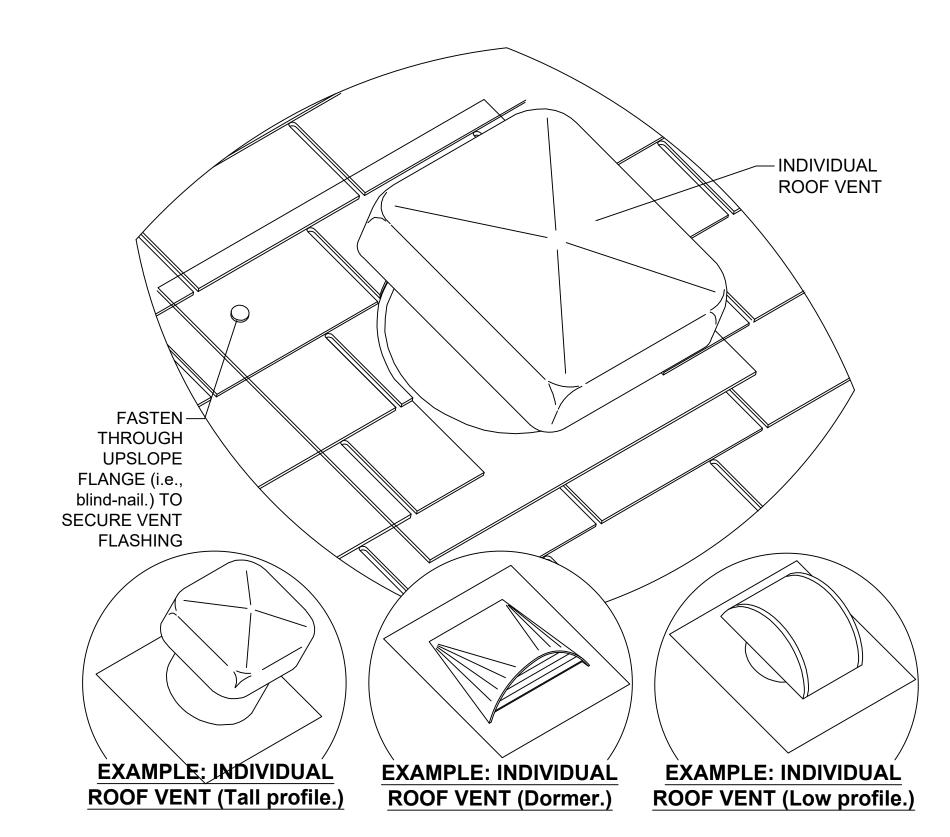
TOTAL LIVING: 657(VENEER)

71 SQ FT 80 SQ FT 571 SQ FT 577 SQ FT 531 SQ FT 564 SQ FT

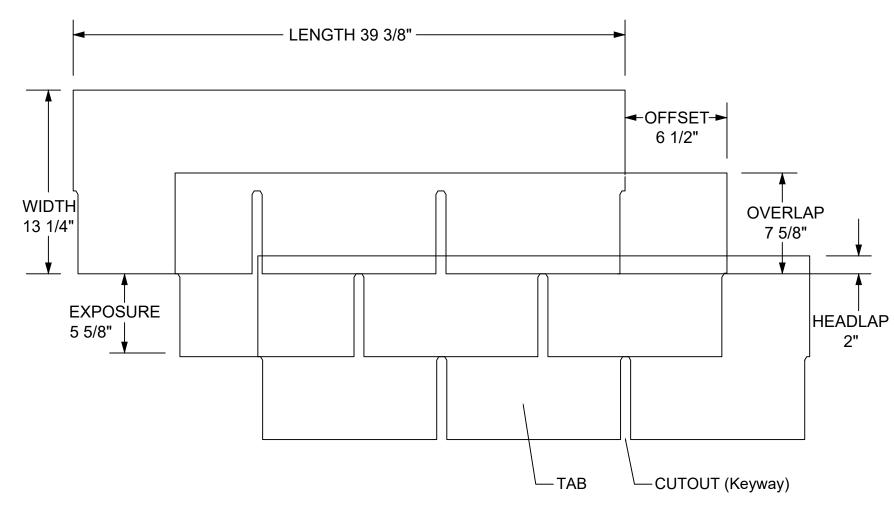
FIRST FLOOR FRAME; FIRST FLOOR VENEER; SECOND FLOOR FRAME; SECOND FLOOR VENEER;; CAR GARAGE FRAME; CAR GARAGE VENEER;;



SOIL PIPE STACK DETAIL
NTS

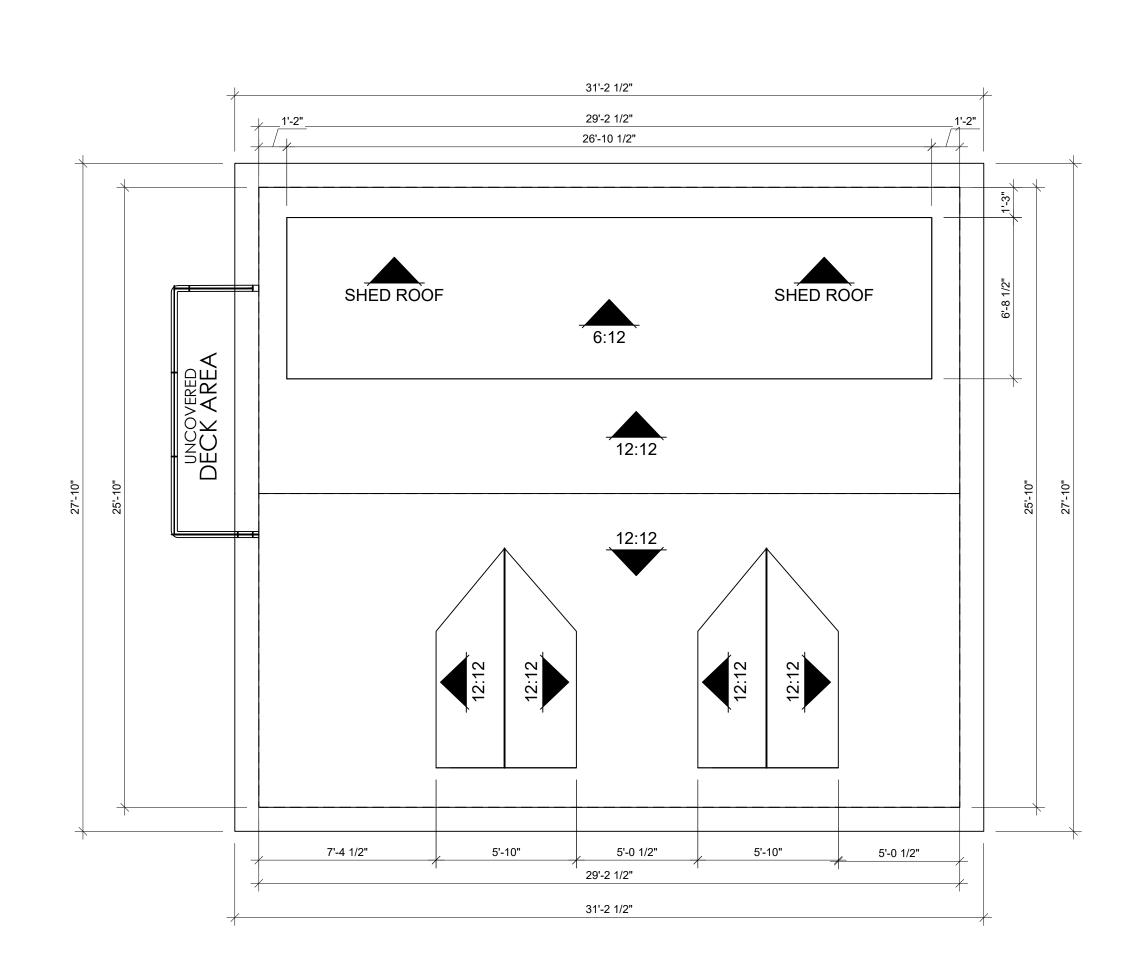


ROOF VENT DETAIL NTS



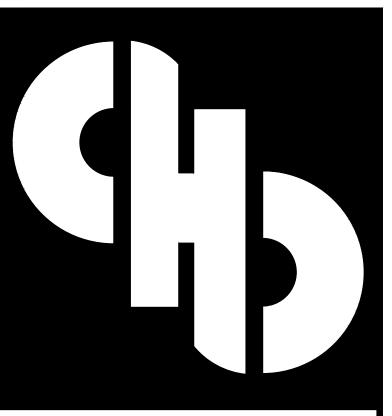
BASIC SHINGLE COURSE - LAMINATED

NTS



ROOF PLAN

SCALE: 1/4" = 1'-0"



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IRST FLOOR FRAME:
IRST FLOOR VENEER:
ECOND FLOOR FRAME:
ECOND FLOOR VENEER
AR GARAGE FRAME:
AR GARAGE VENEER:

ELEVATION NOTES: 1. GUITERS AND DOWNSPOUTS ARE NO

ROOF COLOR.

1. GUTTERS AND DOWNSPOUTS ARE NOT SHOWN FOR CLARITY. DOWNSPOUTS SHALL BE LOCATED TOWARDS THE FRONT AND REAR OF THE HOUSE. LOCATE DOWNSPOUTS IN NON-VISUALLY OFFENSIVE LOCATIONS, FOR EXAMPLE, FRONT WALL OF HOUSE, BESIDE PORCH COLUMNS, ETC. GENERAL CONTRACTOR SHALL VERIFY EXISTING GRADES AND COORDINATE ANY NECESSARY ADJUSTMENTS TO HOUSE WITH OWNER.

EXISTING GRADES AND COORDINATE ANY NECESSARY ADJUSTMENTS TO HOUSE WITH OWNER.

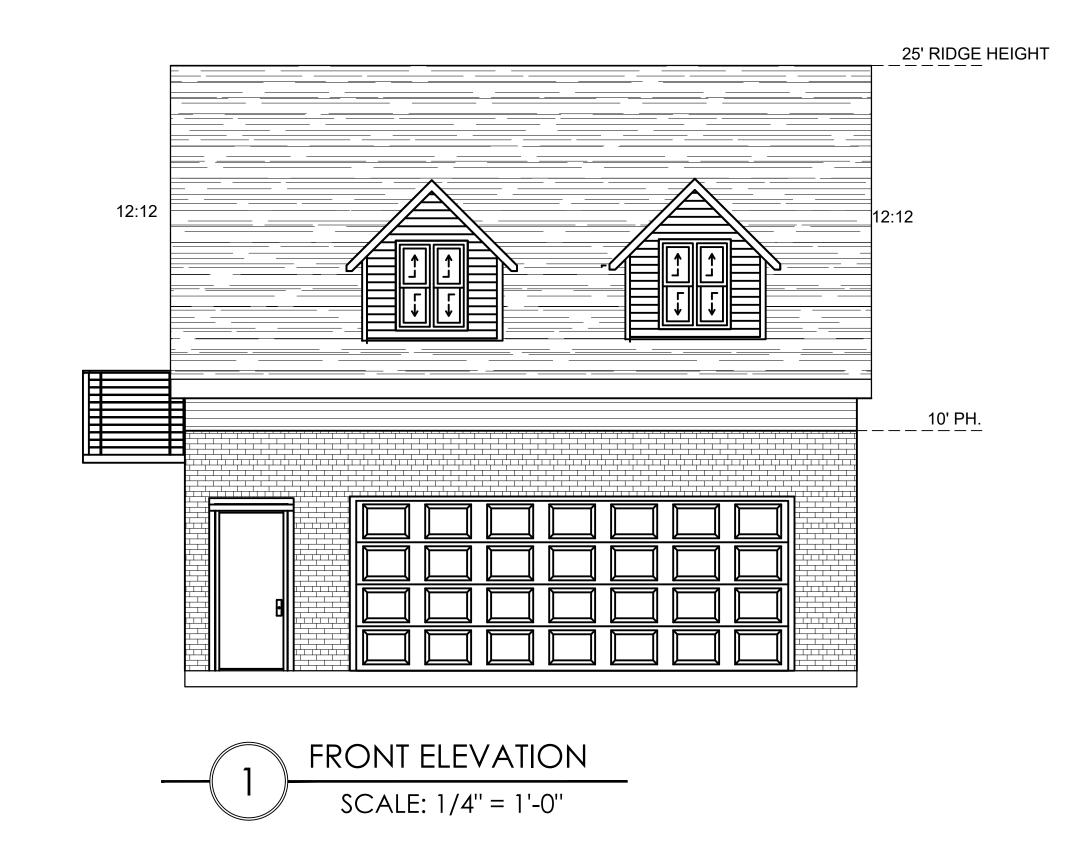
2. PLUMBING AND HVAC VENTS SHALL BE GROUPED IN ATTIC TO LIMIT ROOF PENETRATIONS AND TO BE LOCATED AWAY FROM PUBLIC VIEW, I.E. AT THE REAR OF THE

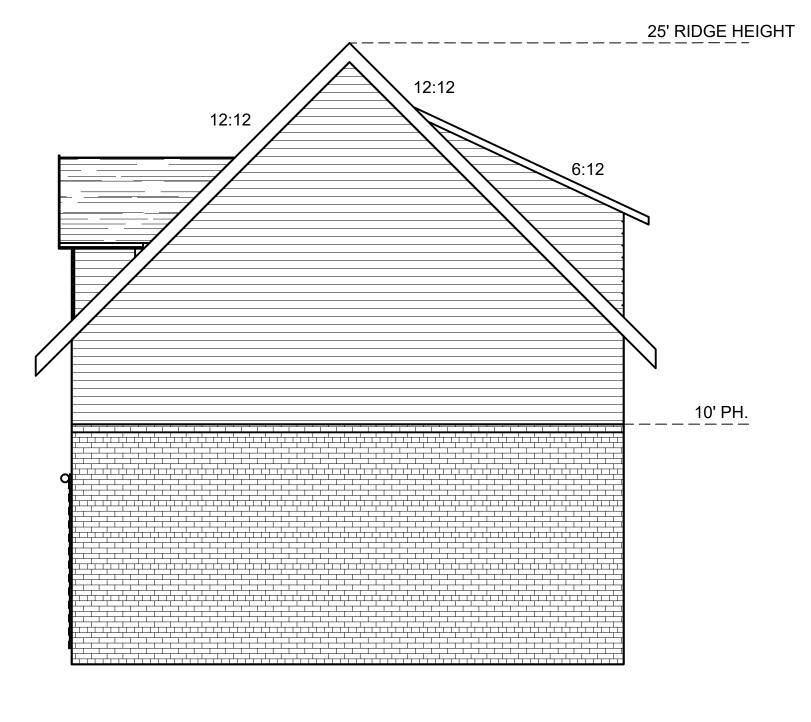
HOUSE AND SHALL BE PRIMED AND PAINTED TO MATCH

3. PROVIDE ATTIC VENTILATION PER LOCAL CODE REQUIREMENTS.

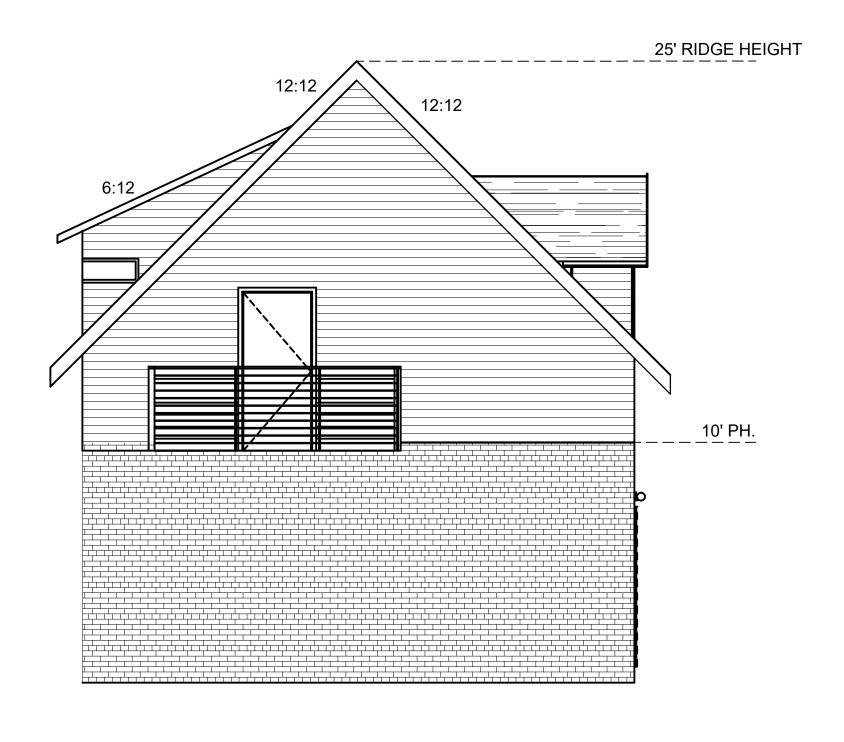
4. EXTERIOR FLASHING SHALL BE CORRECTLY INSTALLED AT ALL CONNECTIONS BETWEEN ROOFS, WALLS, CHIMNEYS, PROJECTIONS AND PENETRATIONS AS REQUIRED BY APPROVED CONSTRUCTION PRACTICES.

5. CONTRACTOR SHALL PROVIDE ADEQUATE ATTIC VENTILATIONS / ROOF VENTS PER LOCAL GOVERNING CODE. INSTALL CONTINUOUS RIDGE VENTILATION AND PAINT TO MATCH ROOF. PROVIDE APPROPRIATE SOFFIT VENTILATION AT OVERHANGS.

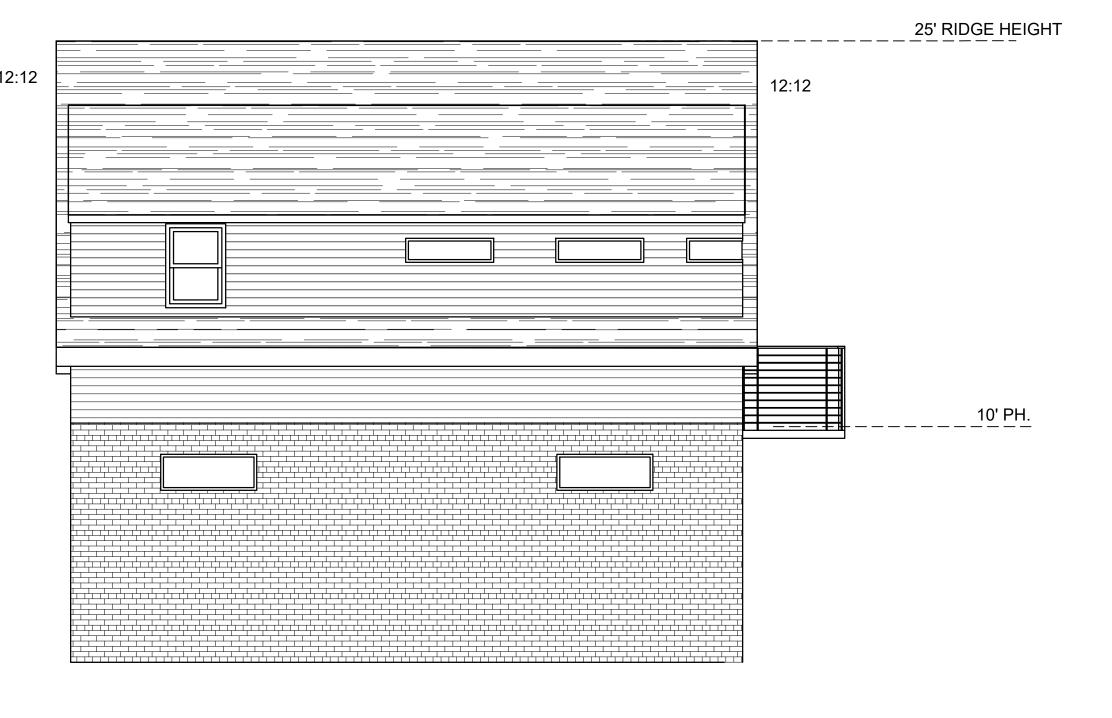




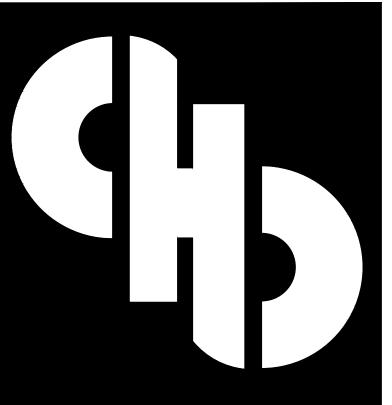












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COND FLOOR FRAME:
COND FLOOR VENEER
AR GARAGE FRAME:
AR GARAGE VENEER:

3

FOUNDATION NOTES:

1. ALL FOOTINGS SHALL REST ON VIRGIN, UNDISTURBED

2. ASSUMED SOIL SHALL BE SAND OR GRAVEL, WITH MINIMUM TRACES OF DRY CLAY WITH A MINIMUM BEARING CAPACITY OF 2000 LBS/SQ FT.

3. UNLESS OTHERWISE NOTED, ALL 4" SLABS ON GRADE SHALL BE 3000 P.S.I. (28 DAY COMPRESSIVE STRENGTH) CONCRETE ON 4" SAND OR GRAVEL FILL MINIMUM WITH 6"X6", #10/#10 W.W.M. ON .006 MIL VISQUEEN.

4. PROVIDE 1/2" EXPANSION JOINT MATERIAL BETWEEN ALL CONCRETE SLABS ON ABUTTING CONCRETE OF MASONRY WALLS OCCURRING IN EXTERIOR OR UNHEATED INTERIOR AREAS.

5. PLACE 1/2" DIAMETER X (8" OR 12") SILL PLATE ANCHOR BOLTS AT EACH VERTICAL REBAR (WHERE OCCURRING) OR AT 4'0" O.C. AND AT EACH CORNER AND BOTH SIDES OF OPENINGS.

6. FOOTING SIZES SHOWN ARE ONLY TYPICAL FOR STATED SOIL PRESSURES AND CONTINENT COMPACTION; WHICHEVER IS MORE RESTRICTIVE.

7. CONTRACTOR TO VERIFY FOOTINGS DEPTHS WITH LOCAL FROST REQUIREMENTS OR EXISTING SOIL

CONDITIONS; WHICHEVER IS MORE RESTRICTIVE. 8. PROVIDE TERMITE PROTECTION AS REQUIRED BY LOCAL

9. PROVIDE DEEP SCORE CONTROL JOINTS AT MID POINTS

OF ALL GARAGES, BOTH DIRECTIONS. 10. MASONRY VENEER MUST BE ANCHORED TO BACK-UP CONSTRUCTION WITH GALVANIZED CORRUGATED METAL

TIES SPACED 16" O.C. HORIZONTALLY AND 24" O.C

VERTICALLY.

11. INSTALL CONTINUOUS APPROVED FLASHINGS AND COTTON CORD WEEPS AT 48" O.C. WITHIN FIRST EXPOSED

COURSE ABOVE GRADE. 12. CRAWL SPACE FOUNDATIONS: PROVIDE CRAWL SPACE

VENTILATION PER LOCAL CODE REQUIREMENTS.

13. BBQ AREA WILL BE COMPLEMENTARY STONE/BRICK AND 10' WIDE AT THE BACK OF THE MASTER COVERED PATIO.

14. BBQ AREA KNEE WALL WILL BE 2'-0" H x 1'-0" W AND MADE FROM

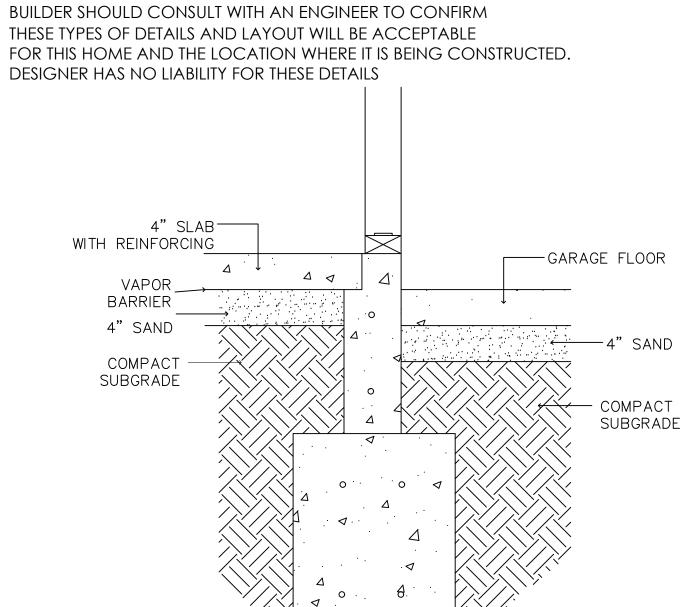
COMPLEMENTARY STONE/BRICK ON ALL BORDERS OF THE MASTER COVERED PATIO EXCEPT THE PASSAGE LEADING TO THE COVERED PATIO. NOTE:

I.- BUILDER TO VERIFY ALL SOIL CONDITIONS BEFORE CONSTRUCTING FOUNDATION. IF POOR CONDITIONS EXIST CONSULT A STRUCTURAL ENGINEER.

2.- BUILDER TO VERIFY FOUNDATIONS DETAILS W/ LOCAL BUILDING CODES. 3. VERIFY ALL FLOOR OUTLETS, RANGE & DRYER VENTS IN SLAB.

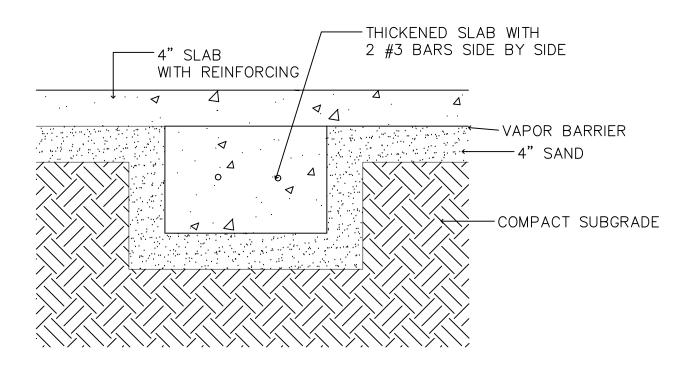
ALL FOUNDATION DETAILS ARE TYPICAL DETAILS COMMONLY USED IN CONSTRUCTION IN THIS AREA. THEY ARE NOT ENGINEERED. BUILDER SHOULD CONSULT WITH AN ENGINEER TO CONFIRM

FOR THIS HOME AND THE LOCATION WHERE IT IS BEING CONSTRUCTED. DESIGNER HAS NO LIABILITY FOR THESE DETAILS



MINIMUM 16" x 18" - FOOTING UNDER EXTERNAL STEM WALL MINIMUM 16" x 18" ackslash Footing under $^{-\!J}$ GARAGE STEM WALL MINIMUM 16" x 18" FOOTING UNDER -GARAGE STEM WALL _ 12" x 12" THICKENED SLAB UNDER LOAD BEARING WALLS 9' x 18' OH DOOR GARAGE DROP GARAGE FLOOR A MIN. 1 1/2" FROM F.F. HEIGHT (VERIFY WITH BUILDER ACTUAL HEIGHT) 4" CONCRETE SLAB W/ 6"X6",#10/#10 W.W.M. ON MIN. 4" COMPACTED FILL SLOPE GARAGE SLAB 1 1/2" : 20'-0" 17'-10 1/2" 2'-10 1/2"

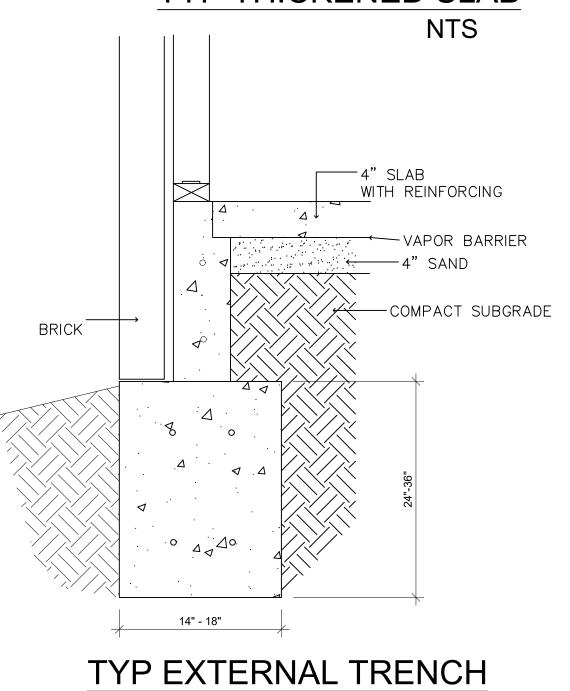
> FIRST FLOOR PLAN SCALE: 1/4" = 1'-0"



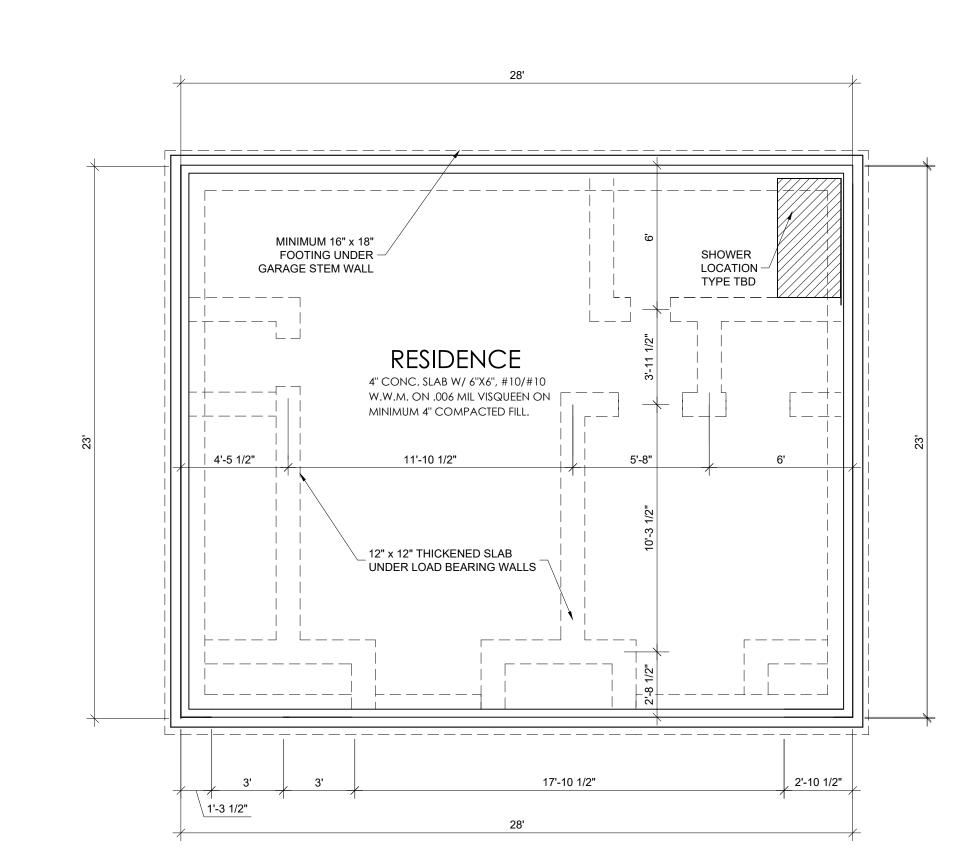
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NTS

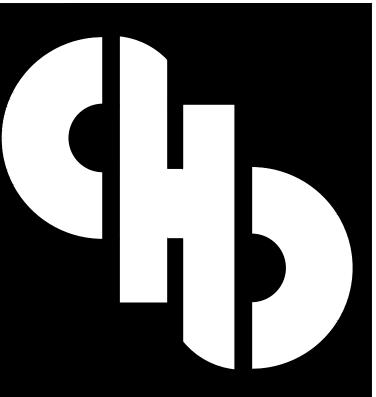




NTS



SECOND FLOOR PLAN



creative home

100 N. BROADWAY SUITE 100 EDMOND, OK 73034 (405) 270-6417

120 E. TONHAWA SUITE 103 NORMAN, OK 73069 (405) 857-9059

6112 S. MEMORIAL DR. TULSA, OK 74133 (918) 943-5154

www.creativehomedesigns1.com

MOMIC

MOMIC APARTMENT GARAGE

December 20, 2021

T.OYLER

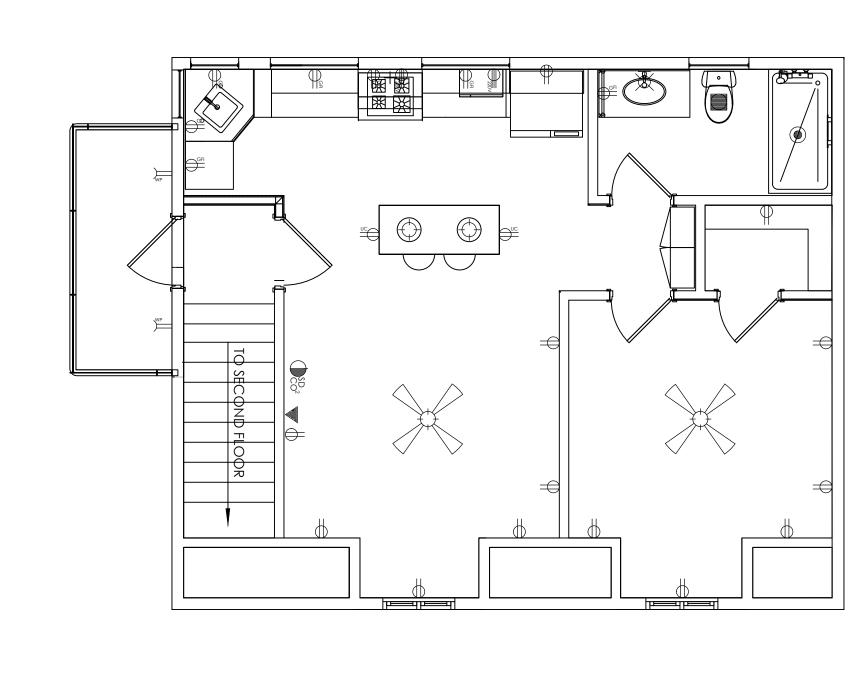
BUILDING ADDRESS

SQUARE FOOTAGE

TOTAL LIVING: 657(VENEER)

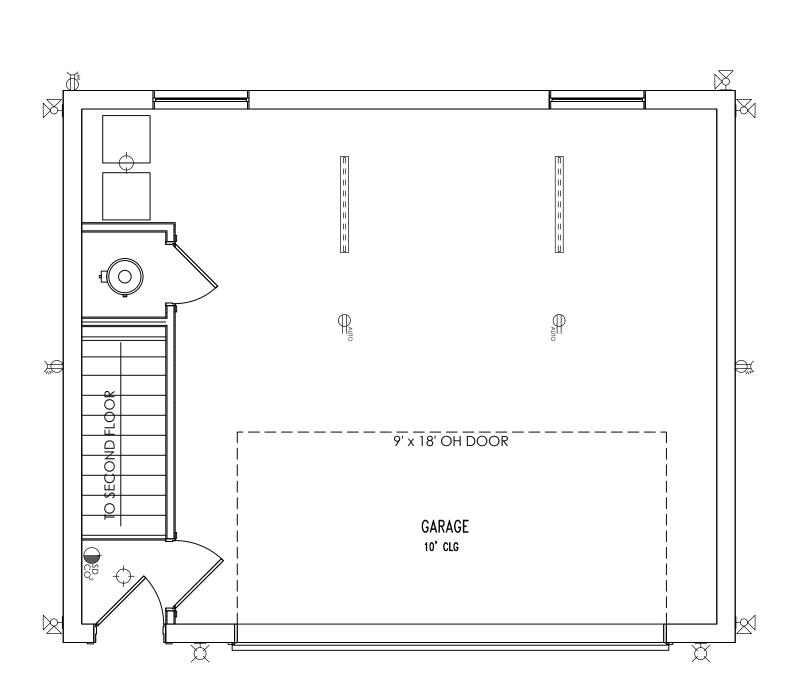
71 SQ FT 80 SQ FT 571 SQ FT 577 SQ FT 531 SQ FT 564 SQ FT





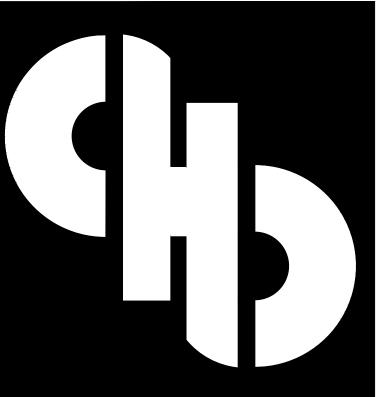
UPPER ELECTRICAL

SCALE: 1/4" = 1'-0"



FIRST FLOOR ELECTRICAL

SCALE: 1/4" = 1'-0"



creative home designs

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December 20, 2021

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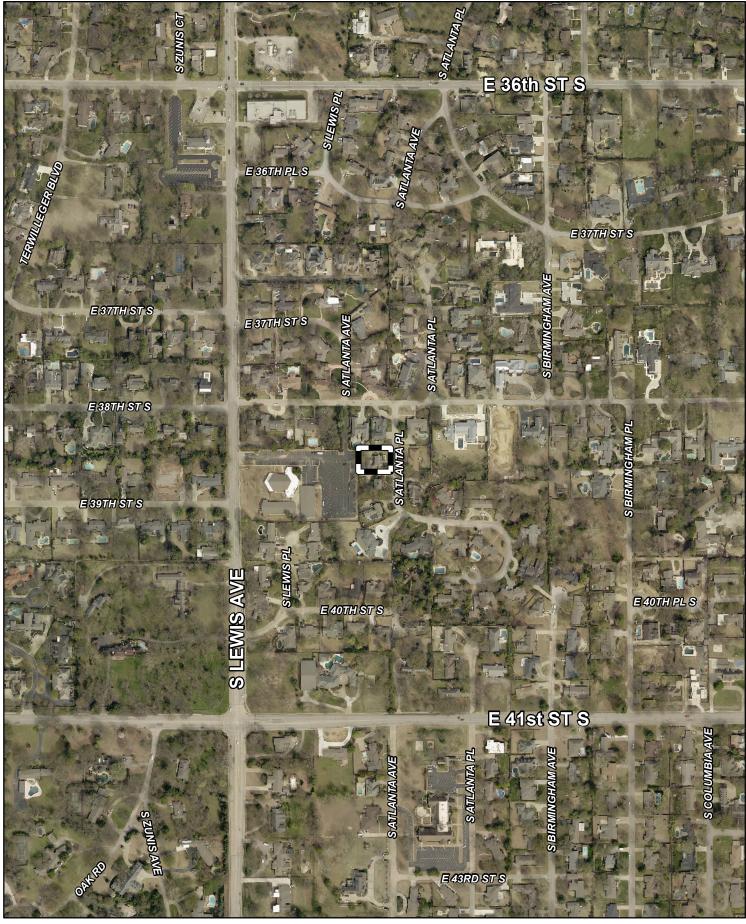
SQUARE FOOTAGE

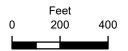
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Neighbor Communications

- 1. Jenifer Norman, 2512 E 38th St, Tulsa, OK 74105
- 2. Keith & Laura Colgan, 2506 E 38th St, Tulsa, OK 74105
- 3. Robert & Jennifer McMahon, 2522 E 38th St, Tulsa, OK 74105
- 4. Jodi Govrik, 3821 S Atlanta Pl, Tulsa, OK 74105
- 5. Todd & Jacqueline Coker, 3839 S Atlanta Pl, Tulsa, OK 74105
- 6. Sandy Trujillo, 3828 S Atlanta Pl, Tulsa, OK 74105
- 7. Lorenzo Collins & Lindy Hawes, 3832 S Atlanta Pl, Tulsa, OK 74105
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- 12. Bruce Norton, 2505 E 38th St, Tulsa, OK 74105
- 13. David & Jennifer Wong, 3836 S Atlanta Pl, Tulsa, OK 74105
- 14. Wayne & Sharon Pyle, 3849 S Atlanta Pl, Tulsa, OK 74105
- 15. Catherine & Mona Shannon, 2429 E 38th St, Tulsa, OK 74105
- 16. Michael & Ann Stone, 3844 S Atlanta Pl, Tulsa, OK 74105
- 17. Leslie Johnston, 3859 S Atlanta Pl, Tulsa, OK 74105
- 18. Daniel Rice & Shelby Helmerich, 3848 S Atlanta Pl, Tulsa, OK 74105
- 19. Thomas & Lindsay Hutchison, 3865 S Atlanta Pl, Tulsa, OK 74105
- 20. William Ansteth & Rebecca Thomas, 3873 S Atlanta Pl, Tulsa, OK 74105
- 21. Howard Allen, 3907 S Atlanta Pl, Tulsa, OK 74105
- 22. Scott Eslicker, 3911 S Atlanta Pl, Tulsa, OK 74105
- 23. Michael & Laurie Davie, 3919 S Atlanta Pl, Tulsa, OK 74105
- 24. Roger Haglund & Jacqueline O'Neil, 3927 S Atlanta Pl, Tulsa, OK 74105
- 25. Charles Zoellner & K Chera, 3868 S Atlanta Pl, Tulsa, OK 74105







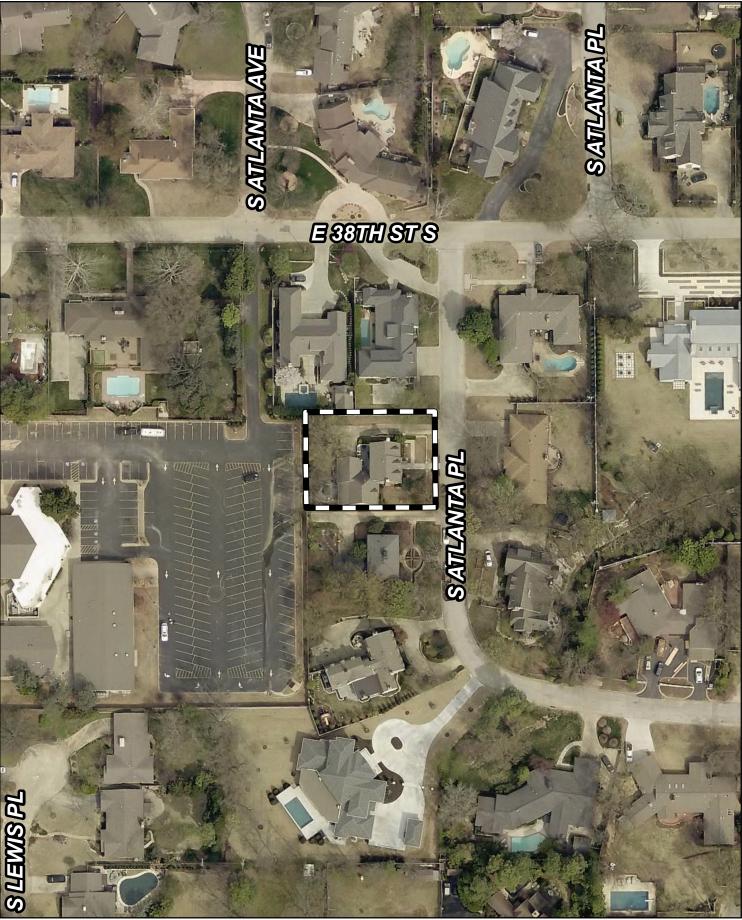
BOA-23348

19-13 20

Note: Graphic overlays may not precisely align with physical features on the ground.

Aerial Photo Date: 2020/2021





Feet 0 50 100



BOA-23348

19-13 20

Note: Graphic overlays may not precisely align with physical features on the ground.

Aerial Photo Date: 2020/2021



Hello, Neighbor!

My name is Hana Momic and I live at 3822 S Atlanta Place with my husband, three children, and my parents. My husband and I chose to down-size much earlier than anticipated and prior to our two adult sons "leaving the nest". Until this happens, we are hoping to take advantage of some dead space at the end of our driveway and create a beautiful, seamless extension of our home with a separate 2-car garage and 2nd story 1-bedroom apartment above the new garage.

I'm writing this letter to inform you of my intent to file for a zoning clearance for a 2-story accessory dwelling unit. It will be a 28'(W) x 23' (D) x 25' (H) 2-story structure, identical to our main residence, with the same brick, dormers, and elevation (see attached drawing). Due to the 5' PSO easement running diagonally across the middle of our backyard, we cannot build the dwelling portion anywhere but above the new garage. This apartment is for my parents. They need to have their own space, privacy, and adjacent bathroom. They have some health issues so this space will help aide in their care and comfort. This will also enable us to park all of our vehicles in the four garage spaces and bottom of the driveway. We want to comply with the City of Tulsa parking ordinance while keeping our street clear of vehicles for prolonged periods. We love our new home (and neighbors!) and take great pride in being a part of this beautiful neighborhood.

My only ask from you is if you have no concerns about my 2-story garage apartment (or if you're completely indifferent), please print and sign your name at the bottom of this letter along with your address. I've enclosed a self-addressed envelope for you to mail back to me (or drop in my door mail slot). Please feel free to stop by or call me at any time, especially those neighbors I haven't had the pleasure of meeting just yet. I welcome any and all conversations. I look forward to getting started with this exciting venture with the support of my neighbors.

Thank you for your time.

Regards

Hana Momic 918-938-2491 Jenifer Norman 25,2 E 38 Mst Julsa, OK

6.21

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My name is Hana Momic and I live at 3822 S Atlanta Place with my husband, three children, and my parents. My husband and I chose to down-size much earlier than anticipated and prior to our two adult sons "leaving the nest". Until this happens, we are hoping to take advantage of some dead space at the end of our driveway and create a beautiful, seamless extension of our home with a separate 2-car garage and 2nd story 1-bedroom apartment above the new garage.

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918-938-2491

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918-938-2491

JOHN + Jod: GOVENE 3821 S Atlanta Pl Tulsa, OK 74105

918-200-4086

tulsatough83@ gmail.com

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1

Hana Momic 918-938-2491

achie Sher 13839 S. Atlanta P.

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918-938-2491

Sandra Trujillo Amdra Drijelo 3828 So. allanta Pl Julsa, Ob 74105

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Regards,

Hana Momic 918-938-2491

D.W. THOMPSON

2430 E, 38th ST.

Hello, Neighbor!

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Hana Momic

918-938-2491

Looks good of welcome to e neighborhood.

2505 E. 384S+

74105

Hana & Vladimir Momic 3822 S. Atlanta Pl. Tulsa, OK 74105-8224

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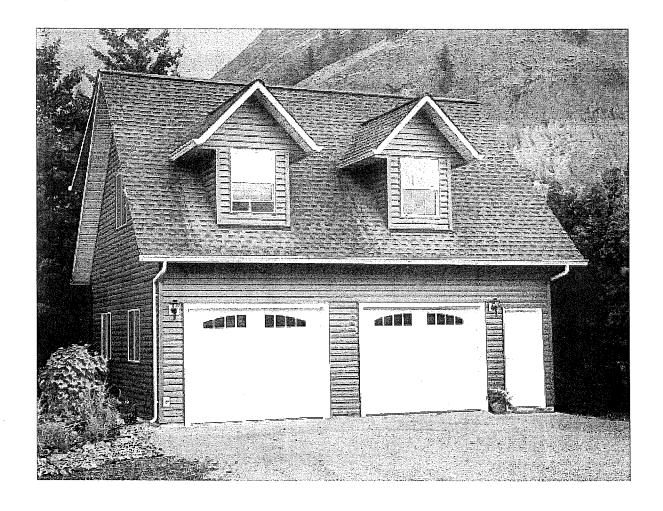
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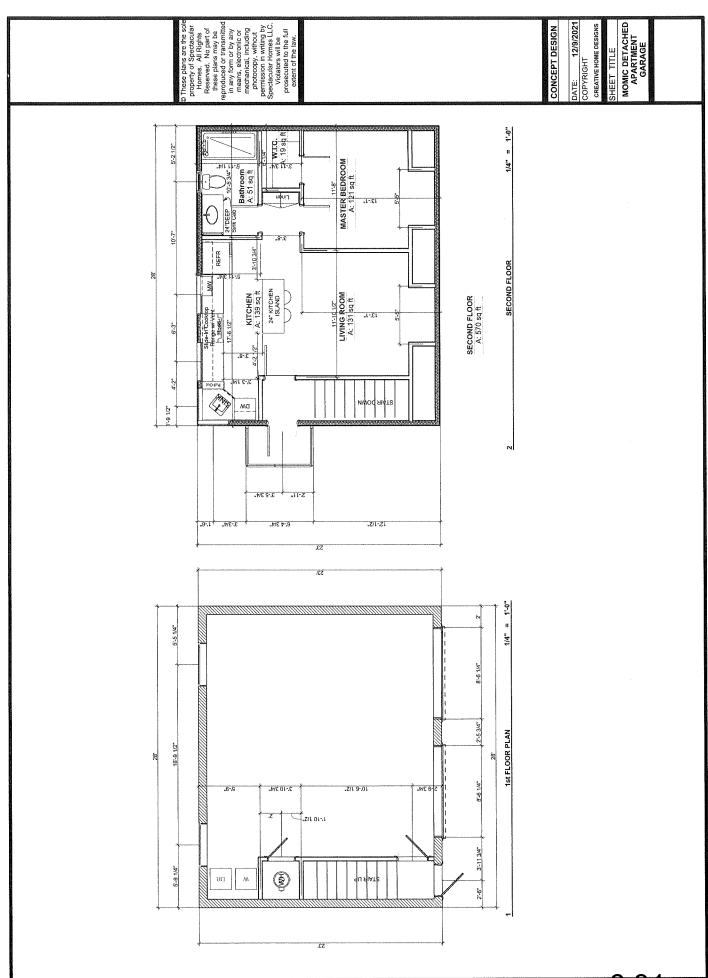
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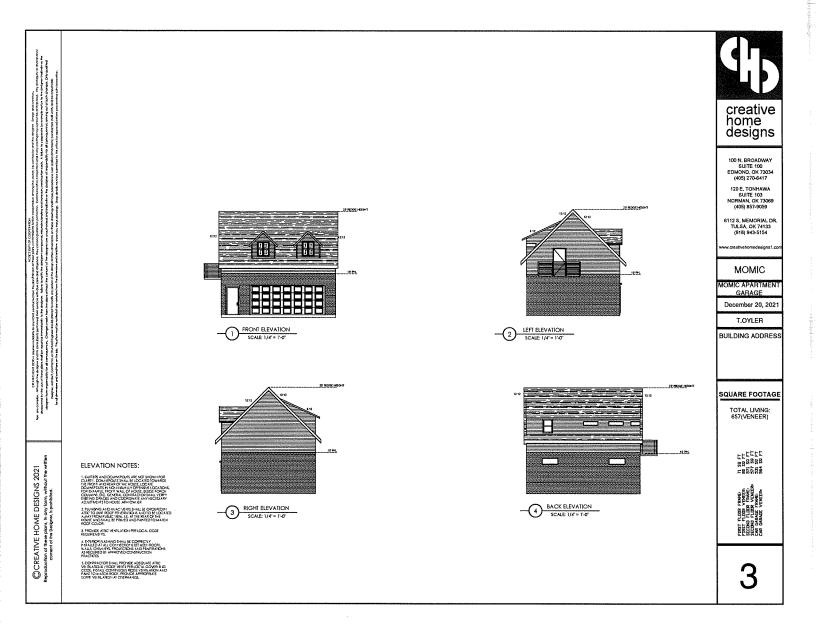
Neighbor Communications

	1.	Jenifer Norman, 2512 E 38 th St, Tulsa, OK 74105— Love Shade Sale St. Tulsa, OK 74105— Love Shade Sale Sale St. Tulsa, OK 74105— Love Shade Sale Sale Sale Sale Sale Sale Sale Sal
	2.	Keith & Laura Colgan, 2506 E 38 th St, Tulsa, OK 74105 Robert & Jennifer McMahon, 2522 E 38 th St, Tulsa, OK 74105 Robert & Jennifer McMahon, 2522 E 38 th St, Tulsa, OK 74105
	3.	Robert & Jennifer McMahon, 2522 E 38 th St, Tulsa, OK 74105
8	4.	Jodi Govrik, 3821 S Atlanta Pl, Tulsa, OK 74105 — Personal Services and Services an
	5.	Todd & Janualine Colon 2020 C Atlanta DI Tules OK 7410F - HOV
	6.	Samuy Trujillo, 5020 5 Atlanta Pi, Tuisa, OK 74105 () Communication of the communication of
	7.	Lorenzo Collins & Lindy Hawes, 3832 S Atlanta Pl, Tulsa, OK 74105 ー M ない ちん
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	19.	Thomas & Lindsay Hutchison, 3865 S Atlanta PI, Tulsa, OK 74105
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	23.	Michael & Laurie Davie, 3919 S Atlanta Pl, Tulsa, OK 74105— Roger Haglund & Jacqueline O'Neil, 3927 S Atlanta Pl, Tulsa, OK 74105 — WWW Slot
	24.	
	25.	Charles Zoellner & K Chera, 3868 S Atlanta PI, Tulsa, OK 74105
		3873 SAtlantaft
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		2112 Jeki Clauton Koss
		Charles Zoellner & K Chera, 3868 S Atlanta PI, Tulsa, OK 74105 — and of the second of





6.31



From: Keith Colgan
To: Chapman, Austin
Subject: case BOA-23348

Date: Monday, May 16, 2022 3:46:33 PM

Good afternoon Austin,

By way of introduction my name is Keith Colgan and I own the property North- Northwest of the petitioning party in the above case, (my address if 2506 E. 38th St.). We just returned home from a two week trip abroad and found the notice dated 4/29/2022 for the 5/10/22 hearing.

If we would have had more advance notice, we would have arranged representation to express opposition to providing a Special Exception based on the following:

- Decreased privacy The structure will be placed in a position which places the 2nd story above the existing fence and vegetation line, essentially along the north 1/3 to 1/2 of our pool.
- In order to build the structure, they will need to remove a large, slow-growth tree, (and of course our view will no longer be of the tree, but the side of living structure instead).
- Potential impact on our vegetation due to altered sun exposure
- Decrease in property value due to all the above

I would appreciate a discussion to understand the current status of the case and available options.

Thank you in advance for your assistance.

Regards, Keith Colgan mobile - 918.859.2249

REVISED SITE PLAN

