## BOARD OF ADJUSTMENT APPLICATION




## Board of Adjustment: Variance Request

To the Board of Adjustment,

We respectfully request a variance from the rear yard setback distance for 1106 Tucker St in order to re-plat 1106 Tucker St into two lots, 1106 Tucker St and 1203 Bonner St (see previously submitted documents).

Over the years, our family has come to feel that downtown McKinney is our home and we strongly desire to stay and continue to be part of our community. Our family has grown as well, so we want to build a larger home here in McKinney. Our proposed re-plat would create a lot on 1203 Bonner of sufficient yard size and that would allow for a two-story home, in keeping with the aesthetics and scale of the historic district.

The proposed lot on 1106 Tucker St will conform to the required lot size for the RS-60 zoning in terms of overall square footage, lot depth, lot width, and all other requirements, with the only exception being the 25 foot rear lot setback, as outlined by this variance request.

Adherence to the 25 foot setback would require the practical difficulty of either demolition or modification of the existing pool. Either of these options includes significant expense and diminished use of the future adjacent property. If pool is not demolished, then modification of the existing pool structure would be uncertain in terms of long term stability of the pool structure.

Additionally, a variance in the setback appears to be in harmony with the general character of the neighborhood. A review of overhead imagery, via the McKinney GIS website, indicates that in a sample area encompassing Bonner, Byrne, Waddill, and Logan streets, at least 5 properties have setbacks less than 25 feet. These vary from approximately 5 feet to 20 feet. These properties represent about 10\% of properties in that sample area. The variety of setback distances indicates the variances in rear setbacks are occasionally granted to relieve a variety of burdens on property owners, and we would greatly appreciate being considered for such a variance.

We also understand that the Board also must consider the protection of surrounding property. As the property owners of both proposed lots, 1106 Tucker St and 1203 Bonner St, we have no objection to the reduced setback on 1106 Tucker St adjoining to the property on 1203 Bonner St.

Granting this variance would allow us to proceed with our plans to build a new single family residence on 1203 Bonner St and allow our children to enjoy the future use of our pool, for which our family would be grateful.

Sincerely,


## APPENDIX F. SCHEDULES

## Section F-1. Schedule of space limits.

|  | Space Limits |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Zoning District | Minimum lot area | Minimum lot width | Minimum lot depth | Minimum frontyard setback | Minimum rear yard setback | Minimum side yard setback of interior lots | Minimum side yard setback of cornerlots | Maximum height of structure | Maximum lot coverage | Maximum <br> Floor Area Ratio | Maximum density (dwelling units per gross acre) |
| AG | 10 acre | $150 '$ | n/a | $35^{\prime}$ | $35^{\prime}$ | $20^{\prime}$ | $25^{\prime}$ | $35^{\prime}$ | n/a | n/a | n/a |
| RED-1 | 1 acre | $150 '$ | $150 '$ | $35 '$ | $35^{\prime}$ | $20^{\prime}$ | $35 '$ | $35^{\prime}$ | n/a | n/a | 1.0 |
| RED-2 | 2 acre | $200 '$ | $200 '$ | $50^{\prime}$ | $50^{\prime}$ | $30^{\prime}$ | $50^{\prime}$ | $35^{\prime}$ | n/a | n/a | 0.5 |
| $\begin{aligned} & \hline \text { RS } \\ & 120 \end{aligned}$ | 12,000 sq. ft. | 80' | $120 '$ | $30^{\prime}$ | $25^{\prime}$ | $10^{\prime}$ | $15 '$ | $35^{\prime}$ | n/a | n/a | 3.5 |
| RS 84 | 8,400 sq. ft. | $70^{\prime}$ | $110{ }^{\prime}$ | $25^{\prime}$ | $25^{\prime}$ | $10^{\prime}$ | $15 '$ | $35 '$ | n/a | n/a | 5.0 |
| RS 72 | 7,200 sq. ft. | $60^{\prime}$ | $100{ }^{\prime}$ | $25^{\prime}$ | $25^{\prime}$ | $6{ }^{\prime}$ | $15 '$ | $35^{\prime}$ | n/a | n/a | 6.0 |
| RS 60 | 6,000 sq. ft. | $50^{\prime}$ | $100{ }^{\prime}$ | $25^{\prime}$ | $25^{\prime}$ | $5 '$ | $15^{\prime}$ | $35^{\prime}$ | n/a | n/a | 7.0 |
| RS 45 | 4,500 sq. ft. | 40' | $100{ }^{\prime}$ | $20^{\prime}$ | $20^{\prime}$ | (1) | $15^{\prime}$ | $35^{\prime}$ | n/a | n/a | 8.0 |
| RD 30 | (1) | $50^{\prime}$ | $100{ }^{\prime}$ | $25^{\prime}$ | $25^{\prime}$ | $7{ }^{\prime}$ | $15 '$ | $35^{\prime}$ | n/a | n/a | 14.5 |
| RG 27 | 2,700 sq. ft. | $25^{\prime}$ | $100 '$ | $20^{\prime}$ | $20^{\prime}$ | (1) | $15{ }^{\prime}$ | $35^{\prime}$ | n/a | n/a | 14.5 |
| RG 25 | (1) | $50^{\prime}$ | 100 | $25^{\prime}$ | $25^{\prime}$ | 7 | $25^{\prime}$ | $35^{\prime}$ | n/a | n/a | 17.0 |
| $\begin{aligned} & \text { RG } 15 \\ & {[18]} \end{aligned}$ | (1) | (1) | (1) | (1) | (1) | (1) | (1) | (1) | 50\% | (1) | (1) |
| MF-1 | $\begin{gathered} 3,600 \text { sq. } \mathrm{ft} . \\ \text { per unit } \end{gathered}$ | $60^{\prime}$ | $100{ }^{\prime}$ | $35 '$ | (1) | (1) | $35 '$ | $\begin{gathered} 35 ' \\ \text { (2 stories) } \end{gathered}$ | 50\% | n/a | 12.0 |
| MF-2 | $\begin{array}{\|c} 2,700 \text { sq. ft. } \\ \text { per unit } \end{array}$ | $60^{\prime}$ | 100 | $35 '$ | (1) | (1) | $35 '$ | $\begin{array}{\|c\|} \hline 35 ' \\ \text { (2 stories) } \end{array}$ | 50\% | n/a | 16.0 |
| MF-3 | $2,100 \mathrm{sq}$. ft. per unit | 60' | $100 '$ | $35 '$ | (1) | (1) | $35 '$ | $\begin{array}{c\|} 35 ' \\ \text { (2 stories) } \end{array}$ | 50\% | n/a | 20.0 |
| MP | (1) | (1) | (1) | (1) | (1) | (1) | (1) | $35^{\prime}$ | n/a | n/a | 8.0 |
| NC | 7,000 sq. ft. | $60^{\prime}$ | $100 '$ | $25^{\prime}$ | (1) | (1) | $25^{\prime}$ | $35^{\prime}$ | 40\% | 0.4:1.0 | n/a |
| BN | 7,500 sq. ft. | $50^{\prime}$ | (1) | $25^{\prime}$ | $20^{\prime}$ | (1) | (1) | $35^{\prime}$ | 70\% | 0.6:1.0 | n/a |
| BG | (1) | (1) | (1) | (1) | $10^{\prime}$ | (1) | $15 '$ | $45 '$ | 95\% | $2.0: 1.0$ | n/a |
| C | $0 '$ | $0 '$ | $0{ }^{\prime}$ | $25^{\prime}$ | (1) | (1) | $15^{\prime}$ | $55^{\prime}$ | 50\% | $1.0: 1.25$ | n/a |
| O-1 | 7,000 sq. ft. | $60^{\prime}$ | $100 '$ | $25^{\prime}$ | (1) | (1) | $25^{\prime}$ | $35 '$ | 50\% | 0.5: 1.0 | n/a |
| 0 | $0{ }^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | $50^{\prime}$ | (1) | (1) | (1) | (1) | 50\% | $1.0: 1.0$ | n/a |
| BC | 10,000 sq. ft. | $80^{\prime}$ | $100 '$ | $25^{\prime}$ | (1) | (1) | $25^{\prime}$ | $45 '$ | 70\% | $1.0: 1.0$ | n/a |
| ML | (1) | $50 '$ | $0{ }^{\prime}$ | $25^{\prime}$ | $0^{\prime}$ | $0 '$ | $20^{\prime}$ | (1) | 75\% | $1.0: 1.0$ | n/a |
| MH | (1) | $50^{\prime}$ | $0^{\prime}$ | $20^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | $10^{\prime}$ | (1) | 50\% | $1.0: 1.0$ | n/a |
| AP | $0^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | $25^{\prime}$ | (1) | (1) | $15 '$ | $45 '$ | n/a | n/a | n/a |
| GC | (1) | (1) | (1) | (1) | (1) | (1) | (1) | (1) | (1) | 12.0 : 1.0 | (1) |
| PD | (2) | (2) | (2) | (2) | (2) | (2) | (2) | (2) | (2) | (2) | (2) |
| MTC | (1) | (1) | (1) | (1) | (1) | (1) | (1) | (1) | (1) | (1) | (1) |
| SF12 | 12,000 sq. ft. | $80^{\prime}$ | $120 '$ | 25' (3) | $20^{\prime}$ | $10^{\prime}$ | $20^{\prime}$ | $35^{\prime}$ | n/a | n/a | 3.2 (5) |
| SF10 | 10,000 sq. ft. | $70^{\prime}$ | $110{ }^{\prime}$ | 25' (3) | $20^{\prime}$ | $10^{\prime}$ | $20^{\prime}$ | $35^{\prime}$ | n/a | n/a | 3.2 (5) |
| SF8 | 8,000 sq. ft. | $60^{\prime}$ | 100 | 20' (3) | 15' (7) | 7 | 15' (7) | $35^{\prime}$ | n/a | n/a | 3.2 (5) |
| SF7.2 | 7,200 sq. ft. | $50^{\prime}$ | $90^{\prime}$ | 20' (3) | 15' (7) | $5 '$ | 15' (7) | $35^{\prime}$ | n/a | n/a | 3.2 (5) |
| SF5 | 5,000 sq. ft. <br> (4) | 40' (6) | $80^{\prime}$ | 20' (3) | 15' (7) | $0^{\prime}$ (10) | 15' (7) | $35^{\prime}$ | n/a | n/a | 3.2 (5) |
| DR (9) | 6,000 sq. ft. | 40' (6) | 80' | $20^{\prime}$ | 15' (7) | $5 '$ | 15' (7) | $35^{\prime}$ | n/a | n/a | 6.4 |
| TH (9) | 2,700 sq. ft. | $25^{\prime}$ (6) | $80^{\prime}$ | $20^{\prime}$ | 15' (7) | $10^{\prime}$ <br> between buildings | 15' (7) | $35^{\prime}$ | n/a | n/a | 8.0 (1) |
| SO | 10,000 sq. ft. | $50^{\prime}$ | $50^{\prime}$ | $20^{\prime}$ | $0^{\prime}$ | 0' | n/a | $35 '$ | 70\% | n/a | n/a |


|  | Space Limits |  |  |  |  |  |  |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Zoning District | Minimum lot area | Minimum lot width | Minimum lot depth | Minimum frontyard setback | Minimum rear yard setback | Minimum <br> side yard setback of interior lots | Minimum side yard setback of cornerlots | Maximum height of structure | Maximum lot coverage | Maximum <br> Floor Area Ratio | Maximum density (dwelling units per gross acre) |
| RO | 10,000 sq. ft. | $50 '$ | $50^{\prime}$ | $20^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | $\mathrm{n} / \mathrm{a}$ | $55^{\prime}$ (8) | 90\% | n/a | n/a |
| C1 | 7,500 sq. ft. | $50 '$ | $50 '$ | $20^{\prime}$ | $0 '$ | $0^{\prime}$ | n/a | $35^{\prime}$ | 50\% | n/a | n/a |
| C2 | 10,000 sq. ft. | $50^{\prime}$ | $50 '$ | $20^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | n/a | $45^{\prime}$ | 70\% | n/a | n/a |
| C3 | 10,000 sq. ft. | $50^{\prime}$ | $50 '$ | $20^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | n/a | $55^{\prime}$ (8) | 90\% | n/a | n/a |
| LI | 10,000 sq. ft. | $50^{\prime}$ | $50^{\prime}$ | $20^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | n/a | 45' (8) | 70\% | n/a | n/a |
| HI | 10,000 sq. ft. | $50^{\prime}$ | $50 '$ | $20^{\prime}$ | $0^{\prime}$ | $0^{\prime}$ | n/a | $55^{\prime}$ (8) | 90\% | n/a | n/a |

Notes:
(1) See district regulations.
(2) Established by ordinance.
(3) A ten-foot encroachment zone shall be permitted between the building setback and the property line within which porches, patios, and similar structures may be constructed. For the purposes of this section, porches and patios shall mean covered, open air recreation spaces which may or may not feature railings and/or low walls (approximately 30 to 40 in height as measured from the finished floor level of the space) to create a sense of enclosure. Covered, open air spaces that feature floor to ceiling walls with or without windows or other openings (example: sun rooms, sun porch, solarium, greenhouse) shall not constitute a porch or patio. The placement of sidewalks and/or steps leading to a porch, patio or similar structure shall not be regulated by this section.
(4) The mean and median lot size for the neighborhood shall be a minimum of 7,200 square feet.
(5) The density may be increased to 3.4 dwelling units per acre if the design for density criteria outlined in the city's comprehensive plan are satisfied.
(6) Garages that are accessed from the front of a lot with a width of less than 50 feet shall not be permitted. Garages for these lots ( $<50$ ' wide) shall be accessed via alleys adjacent to the rear of the lot. A driveway with a minimum depth of 20 feet shall be provided in front of the rear-entry garage door.
(7) Rear or corner side-entry garages shall adhere to a 20 building setback in order to accommodate a $20^{\prime}$ driveway between the garage door and the alley or street right-of-way.
(8) The maximum building height may be increased to a maximum height of 75 feet if each building setback is increased by two feet for every foot of increased building height. The maximum building height may be increased to a maximum height of 180 feet if each building setback is increased by two feet for every foot of increased building height and a property zoned or used for residential purposes is not located within 1,000 feet of the subject property.
(9) If detached single family residential uses are constructed within this zoning district, said uses shall adhere to the space limits governing the SF5 - Single Family Residential district.
(10) A minimum building separation of ten feet shall be maintained between dwelling units. If a zero-lot line product is to be constructed, the desired zero lot line side of each lot indented to accommodate such a residential product shall be indicated on an approved record plat, minor plat, minor replat, or amending plat which shall be filed for record with the Collin county clerk's office.

- The following is a legend for interpreting the applicability of the various zoning districts:

These zoning districts were created on March 4, 2014. Properties zoned/rezoned after March 4, 2014 may be zoned to these districts.
These zoning districts were established prior to March 4, 2014. Properties zoned/rezoned after March 4, 2014 may be zoned to these districts.
These zoning districts were established prior to March 4, 2014. No properties may be zoned/rezoned to these districts after July 1, 2014.

- For a listing of a specific PD - Planned Development District's applicable space limits, please contact the City of McKinney's Planning Department.
(Ord. No. 1270, app. A, 12-15-1981; Ord. No. 1810, pt. III, § 1, 9-20-1988; Ord. No. 93-11-39, § 1, 11-2-1993; Ord. No. 94-08-26, § 3(D), 8-16-1994; Ord. No. 97-11-61, § 1, 11-18-1997; Ord. No. 2000-01-03, § 1V, 1-4-2000; Ord. No. 2000-05-028, § 1E, 5-2-2000; Ord. No. 2000-08-59, § 1B, 8-15-2000; Ord. No. 2002-08-084, § I.75, 8-20-2002; Ord. No. 2004-12-124, § I, 12-15-2004; Ord. No. 2006-10-121, § IX, 10-17-2006; Ord. No. 2010-12-053, § 32, 12-7-2010; Ord. No. 2012-11-056, § 45, 11-5-2012; Ord. No. 2013-04-033, § 4, 4-2-2013; Ord. No. 2013-04-044, § 21, 4-22-2013; Ord. No. 2014-03-018, § 21, 3-4-2014)


## Section F-2. Reserved.

Editor's note-Ord. No. 2014-03-018, § 22, adopted March 4, 2014, amended the Code by repealing former § F-2 in its entirety. Former § F-2 pertained to the schedule of heights, areas, and densities, now covered by § F-1, and derived from Ord. No. 1270, adopted December 15, 1981; Ord. No. 1810, adopted September 20, 1988; Ord. No. 93-11-39, adopted November 2, 1993; Ord. No. 94-08-26, adopted August 16, 1994; Ord. No. 97-11-61, adopted November 18, 1997; Ord. No. 2000-01-03, adopted January 4, 2000; Ord. No. 2000-05-028, adopted May 2, 2000; Ord. No. 2000-08-59, adopted August 15, 2000; Ord. No. 2002-08-084, adopted August 20, 2002; Ord. No. 2004-12-124, adopted December 15, 2004; Ord. No. 2010-12-053, adopted December 7, 2010; Ord. No. 2012-11-056, adopted November 5, 2012; Ord. No. 2013-04-033, adopted April 2, 2013; and Ord. No. 2013-04-044, adopted April 22, 2013.

## Sec. F-3. Reserved.

Editor's note-Ord. No. 2010-12-053, § 34, adopted December 7, 2010, amended the Code by repealing former § F-3. Formerly, § 5-3 pertained to a schedule of coverages and densities, and derived from Ord. No. 1270, adopted December 15,1981; Ord. No. 1810, adopted September 20, 1988; Ord. No. 93-11-39, adopted November 2, 1993; Ord. No. 94-08-26, adopted August 16, 1994; Ord. No. 97-11-61, adopted November 18, 1997 ; Ord. No. 2000-01-03, adopted January 4, 2000; Ord. No. 2000-05-028, adopted May 2, 2000; Ord. No. , adopted August 15, 2000; Ord. No. 2002-08-084, adopted August 20, 2002; and Ord. No. 2004-12-124, adopted December 15, 2004.

## 1106 Tucker St <br> G W FOX ADDITION (CMC)**, BLOCK 2, LOT 2B, ACRES 0.2387 <br> RS-60 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT





