

Applicant requests a Special Exception under Section 2.16.050 C (Rear Yard Setback) in an R-3 (Residential) zone.

The request is for a proposed 24' by 12' addition of which 69.23 sq. ft. will encroach in rear yard setback and to be located to within 16 feet of the rear property line.

The required front and rear yard setback cumulative total is 50 feet in the R-3 zone district.

**BACKGROUND**

A portion of the addition that the applicant is requesting encroaches in the rear yard setback. There are two metal storage buildings totaling 90 square feet located at the rear property line.

**CALCULATIONS**

Permitted square feet encroachment = 421.39 sq. ft. (29.09' [84.28' lot width ÷3] x 15' [3/5 of 25'])

Requested square feet encroachment = 69.23 sq. ft.

Required rear yard setback = 25'

Requested rear yard setback = 16'

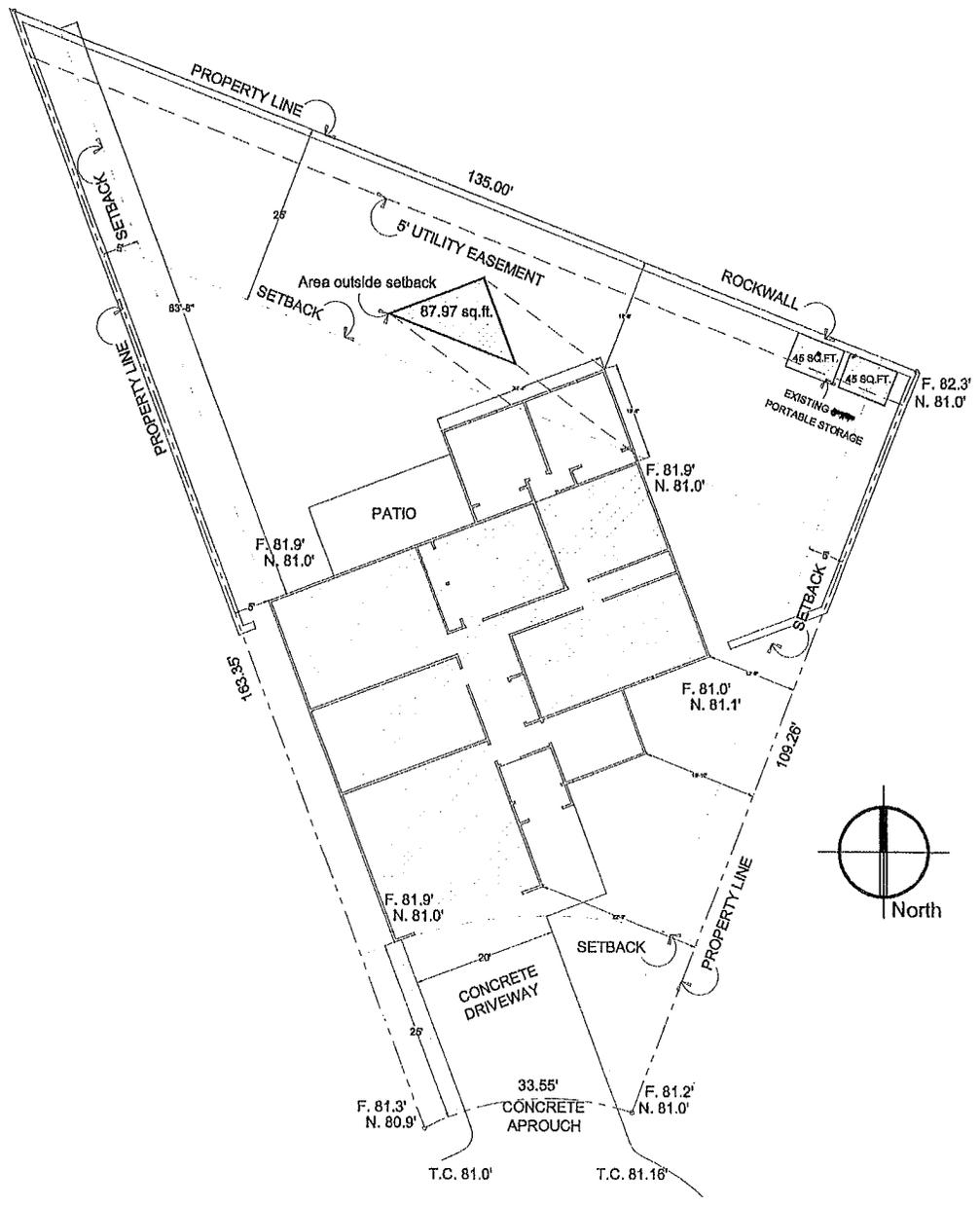
**STAFF RECOMMENDATION**

Staff recommends approval of the request as it meets the requirements of the Special Exception C.

The Zoning Board of Adjustment is empowered under Section 2.16.050 C to:

"Permit an extension of a single-family residential structure into the required rear yard, which shall be measured to the rear property line, not to the centerline of the alley, if one exists; provided, however, that:

1. The residence has been in existence with a valid certificate of occupancy for one continuous year;
2. The maximum square footage allowed shall not exceed the result of multiplying one-third of the average width of the lot by three-fifths of the required rear yard;
3. A minimum ten foot rear yard setback shall be required;
4. The minimum side and side street yards shall not be reduced;
5. The total floor area of all detached accessory structure(s) existing or later constructed on the site shall not exceed one hundred eighty square feet;
6. Unless otherwise provided in this section, all remaining areas of the required rear yard shall be permanent open space; and
7. The extension shall not permit the creation of an additional dwelling unit for rental purposes."

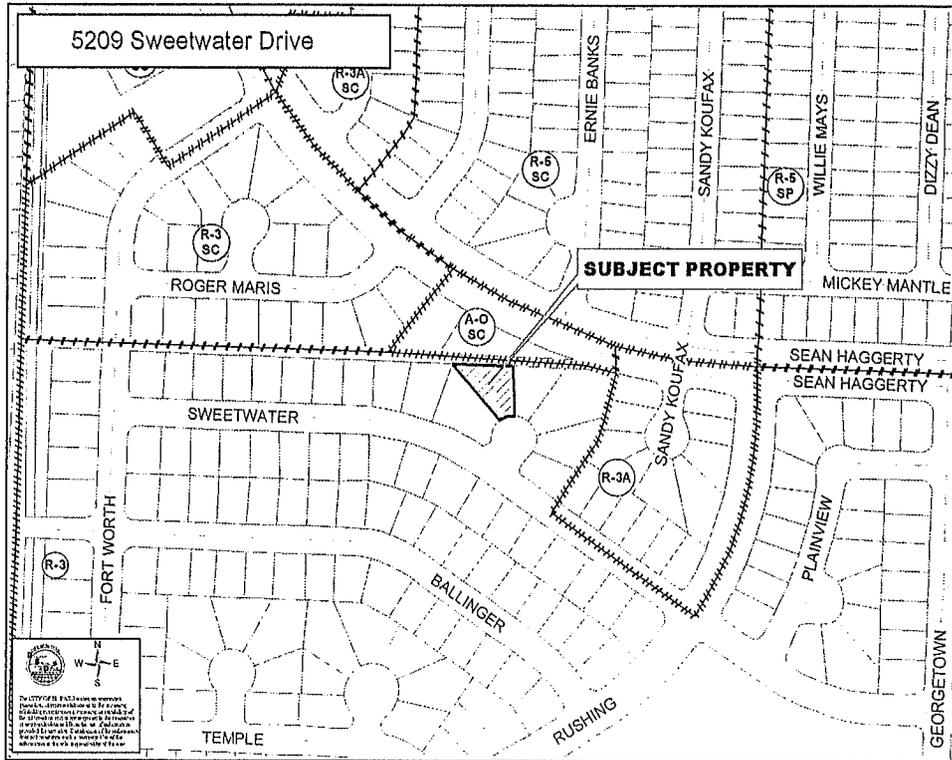


ADDRESS: 5209 SWEETWATER	
LEGAL DESCRIPTION: LOT ____ BLOCK ____	
EL PASO, TEXAS	
DATE: 07/27/10	SCALE: 1"=20'

SITE PLAN  
SCALE 1"=20'

MRQ CONSTRUCTION 1/8

# ZONING MAP



# NOTIFICATION MAP

