

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 BO	OX]:			
☐ PRELIMINARY ☐ FINAL PLAT (\$ ☐ REPLAT (\$300 ☐ AMENDING OF	CATION FEES: (\$100.00 + \$15.00 ACRE) 1 (\$100.00 + \$15.00 ACRE) 1 (\$200.00 + \$15.00 ACRE) 1 (\$300.00 + \$20.00 ACRE) 1 R MINOR PLAT (\$150.00) ATEMENT REQUEST (\$100.00)	☐ ZONING CHANGE (\$: ☐ SPECIFIC USE PERM ☐ PD DEVELOPMENT F OTHER APPLICATION F ☐ TREE REMOVAL (\$75	ZONING APPLICATION FEES: ☐ ZONING CHANGE (\$200.00 + \$15.00 ACRE) 1 ☐ SPECIFIC USE PERMIT (\$200.00 + \$15.00 ACRE) 1 ☐ PD DEVELOPMENT PLANS (\$200.00 + \$15.00 ACRE) 1 OTHER APPLICATION FEES: ☐ TREE REMOVAL (\$75.00) ☑ VARIANCE REQUEST/SPECIAL EXCEPTIONS (\$100.00) 2 NOTES: ☐ IN DETERMINING THE FEE, PLEASE USE THE EXACT ACREAGE WHEN MULTIPLYING BY THE PER ACRE AMOUNT. FOR REQUESTS ON LESS THAN ONE ACRE, ROUND UP TO ONE (1) ACRE. ② A \$1,000.00 FEE WILL BE ADDED TO THE APPLICATION FEE FOR ANY REQUEST THAT INVOLVES CONSTRUCTION WITHOUT OR NOT IN COMPLIANCE TO AN APPROVED BUILDING PERMIT.					
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	Donyelle Fenton	☐ APPLICANT						
CONTACT PERSON		CONTACT PERSON						
ADDRESS	214 Lakeview Dr	ADDRESS						
CITY, STATE & ZIP	Rockwalli, TX	CITY, STATE & ZIP						
PHONE	972-896-7158	PHONE						
E-MAIL	donyellef@aol.com	E-MAIL						
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	OWNER'S SIGNATURE				9/22/2025 Notary ID	ľ		

MY COMMISSION EXPIRES

Donyelle Fenton 972-896-7158 214 Lakeview Dr Rockwall, TX 75087

Dec 5th, 2024

Re: Fence/Other Structure replacement - Permits

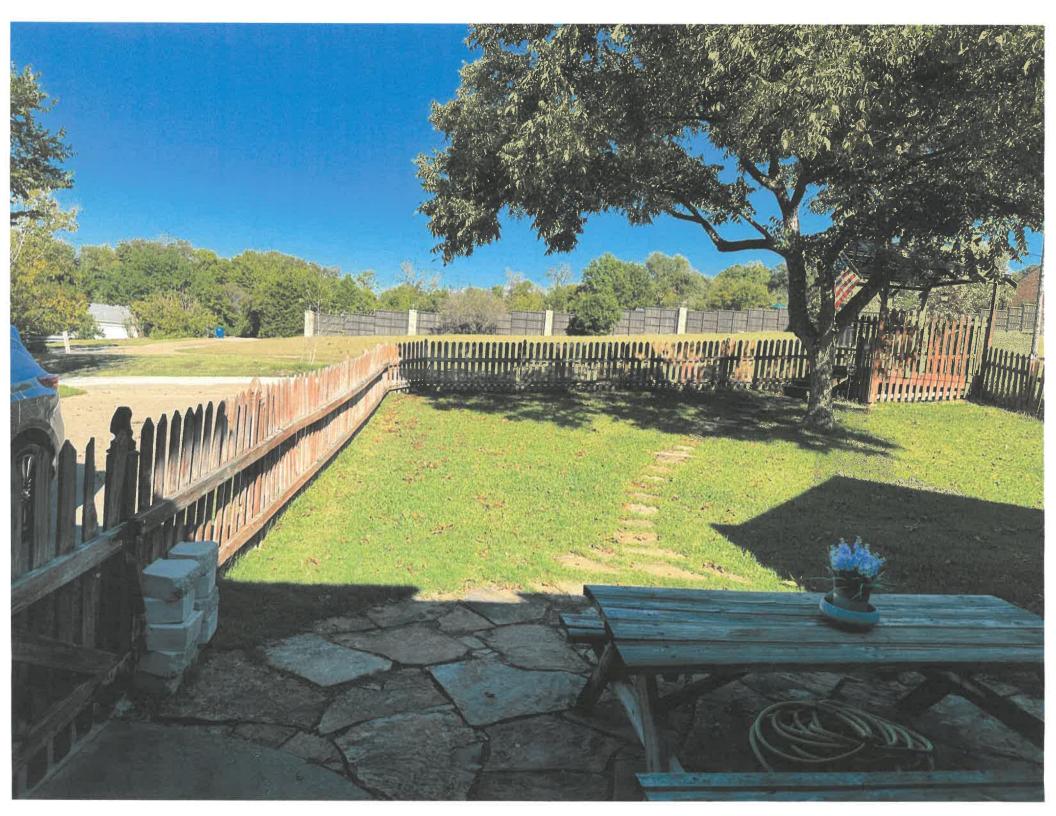
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My property has a view of the lake, for that reason I'd prefer not to obstruct that view by installing a privacy fence. As for options of transparent fencing, I don't feel wrought iron is aesthetically pleasing for my home. Lakeridge Park is a custom home neighborhood where no one house is the same. Varying in age and value, there are many fencing styles/types constructed throughout the neighborhood.

Appreciate your consideration.

Regards,

donyellef@aol.com



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214 Lakeview Dr



Map data ©2024 , Map data ©2024 Google 20

214 Lakeview Dr

Building











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214 Lakeview Dr, Rockwall, TX 75087



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Rockwall, Texas 75087 (P): (972) 771-7745 (W): www.rockwall.com

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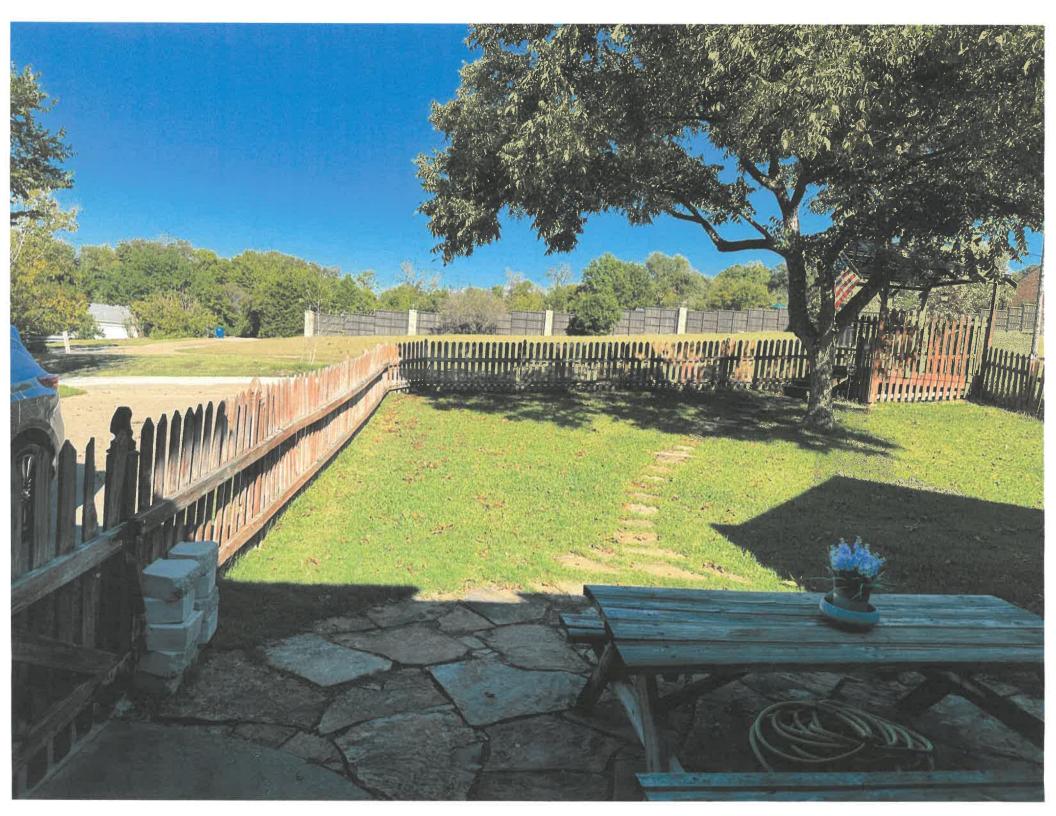
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214 Lakeview Dr, Rockwall, TX 75087



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: Angelica Guevara, Planning Technician

DATE: January 14, 2025

SUBJECT: MIS2024-020; Exception to the Fence Material Standards for 214 Lakeview Drive

The applicant, Donyelle Fenton, is requesting the approval of an *Exception* to the *Fence Standards* to allow the construction of a fence on the subject property. The subject property is located on a 0.239-acre parcel of land (*i.e. Lot 5, Block A, Lakeridge Park Addition*) and is addressed as 214 Lakeview Drive. In this case, the applicant is requesting to repair and replace the existing wood picket fence and wooden posts with the same building materials. Based on the applicant's letter, they are requesting a wood picket fence in order to maintain an unobstructed view from their back yard as shown in *Figure 1*.



FIGURE 1: EXISTING WOOD PICKET FENCE AND VIEW FROM YARD

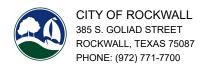
According to Article 13, Definitions, of the Unified Development Code (UDC), a fence is defined as "(a)ny wall or structure of any material for which the purpose is to provide protection from intrusion, both physical and visual, to prevent escape, mark a boundary, enclose, screen, restrict access to, or decorate any lot, building, or structure." In addition, Subsection 08.02, General Fence Standards, Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC) states that, "(u)nless otherwise provided for in this section (i.e. Section 08. Fence Standards), the following material requirements shall apply to all residential and non-residential fences: ... (1) Permitted fencing materials are limited to wood pickets, vinyl coated chain link, wrought iron, decorative metal (i.e. with the appearance of wrought iron but is made of powder-coated steel, aluminum or covered with a corrosion protection finish). brick, stone, split face CMU or burnished block, vinyl,

fiberglass composite, and concrete with stone face/form liner ..." Subsection 08.03, Residential Fences, Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC), states that "(a)II new transparent fencing shall be wrought iron that is a minimum of four (4) feet in height and a maximum of eight (8) feet in height.." In addition, Subsection 08.03 (B) Fence Standards for Existing and Infill Single-Family and Duplex Properties, Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC), states that, "all fences being proposed in established residential areas...shall be architecturally compatible with the design, materials, and colors of the existing fences in the area."

In accordance with the UDC requirements outlined above, a wood picket fence is an allowable fence material for the subject property; however, as the property is located within an established residential area, it is subject to the *Transparent Fencing* standards, which mandate the use of a wrought iron fence. In addition, wood fence posts would not be permitted by the fence standards. Furthermore, staff reviewed the surrounding properties along Lakeview Drive and found that the majority of homes either feature a wrought iron fence or have no fence at all, making the applicant's request inconsistent with the fencing conditions in the area. Staff should point out that this same request was brought forward by the applicant at the November 26, 2024 meeting. At this meeting, a motion to approve failed by a vote of 3-1 with Commissioner Hagaman dissenting; however, a subsequent motion to deny the request without prejudice passed by a vote of 4-0 to allow the applicant the ability to resubmit the request.

With all of this being said, the approval of an exception 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 <u>January 14</u> , <u>2025</u> .

PROJECT COMMENTS



DATE: 12/19/2024

PROJECT NUMBER: MIS2024-020

PROJECT NAME: Variance Request for 214 Lakeview Drive

SITE ADDRESS/LOCATIONS: 214 LAKEVIEW DR

CASE CAPTION: Discuss and consider a request by Donyelle Fenton for the approval of a Miscellaneous Case for an Exception to the Fence

Standards to allow the construction of a fence on a 0.239-acre parcel of land identified as Lot 5, Block A, Lakeridge Park Addition, City of Rockwall, Rockwall County, Texas, zoned Single-Family 10 (SF-10) District, addressed as 214 Lakeview Drive, and take any action

necessary.

DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
ENGINEERING	Madelyn Price	12/18/2024	Approved w/ Comments	
12/18/2024: 1. Fence can't be	n easement or ROW.			
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
BUILDING	Craig Foshee	12/19/2024	Approved w/ Comments	
12/18/2024: Will need to obtain	a fence permit through the Building Inspection	Department if approved.		
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
FIRE	Ariana Kistner	12/18/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
GIS	Lance Singleton	12/16/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
POLICE	Chris Cleveland	12/16/2024	Approved	
No Comments				
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
PARKS	Angelica Guevara	12/19/2024	N/A	
No Comments				_
DEPARTMENT	REVIEWER	DATE OF REVIEW	STATUS OF PROJECT	
PLANNING	Angelica Guevara	12/19/2024	Approved w/ Comments	

Please address the following comments (M= Mandatory Comments; I = Informational Comments)

- I.1 This is a request approval of a Miscellaneous Case for an Exception to the Fence Standards to allow the construction of a fence on a 0.239-acre parcel of land identified as Lot 5, Block A, Lakeridge Park Addition, City of Rockwall, Rockwall County, Texas, zoned Single-Family 10 (SF-10) District, addressed as 214 Lakeview Drive.
- 1.2 For questions or comments concerning this case please contact Angelica Guevara in the Planning Department at (972) 772-6438 or email aguevara@rockwall.com.
- I.3 According to Article 13, Definitions, of the Unified Development Code (UDC), a fence is defined as "(a)ny wall or structure of any material for which the purpose is to provide protection from intrusion, both physical and visual, to prevent escape, mark a boundary, enclose, screen, restrict access to, or decorate any lot, building, or structure."
- I.4 According to Subsection 08.02, General Fence Standards, Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC), "Unless otherwise provided for in this section (i.e. Section 08, Fence Standards), the following material requirements shall apply to all residential and non-residential fences:
- Permitted fencing materials are limited to wood pickets, vinyl coated chain link, wrought iron, decorative metal (i.e. with the appearance of wrought iron but is made of powder-coated steel, aluminum or covered with a corrosion protection finish), brick, stone, split face CMU or burnished block, vinyl, fiberglass composite, and concrete with stone face/form liner."
- I.5 According to Subsection 08.03, Residential Fences, Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC), "Transparent Fencing. (a) Wrought Iron Fences. All new transparent fencing shall be wrought iron that is a minimum of four (4) feet in height and a maximum of eight (8) feet in height."
- 1.6 Subsection 08.03(B)(3), Special Exceptions, Article 08, Landscape and Fence Standards, of the Unified Development Code (UDC) states that, "the Planning and Zoning Commission may consider alternative materials that are permitted by Subsection 08.02(B), and/or alternative fence standards on a case-by-case basis."
- I.7 In this case, the applicant is requesting to repair and replace the four (4) foot, wood picket fence and wooden posts. While wood picket fences are a permitted fencing material, wooden posts are not permitted per the UDC standards. In addition, the subject property is subject to the Transparent Fencing standards which requires a wrought iron fence on the subject property.
- I.8 Please note the scheduled meeting for this case:
- (1) Planning & Zoning meeting will be held on January 14, 2025 at 6:00 PM in the City Hall Council Chambers.
- 1.9 Please note that a representative is required to be present for the meeting to answer any questions the Planning and Zoning Commission may have regarding your request.





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

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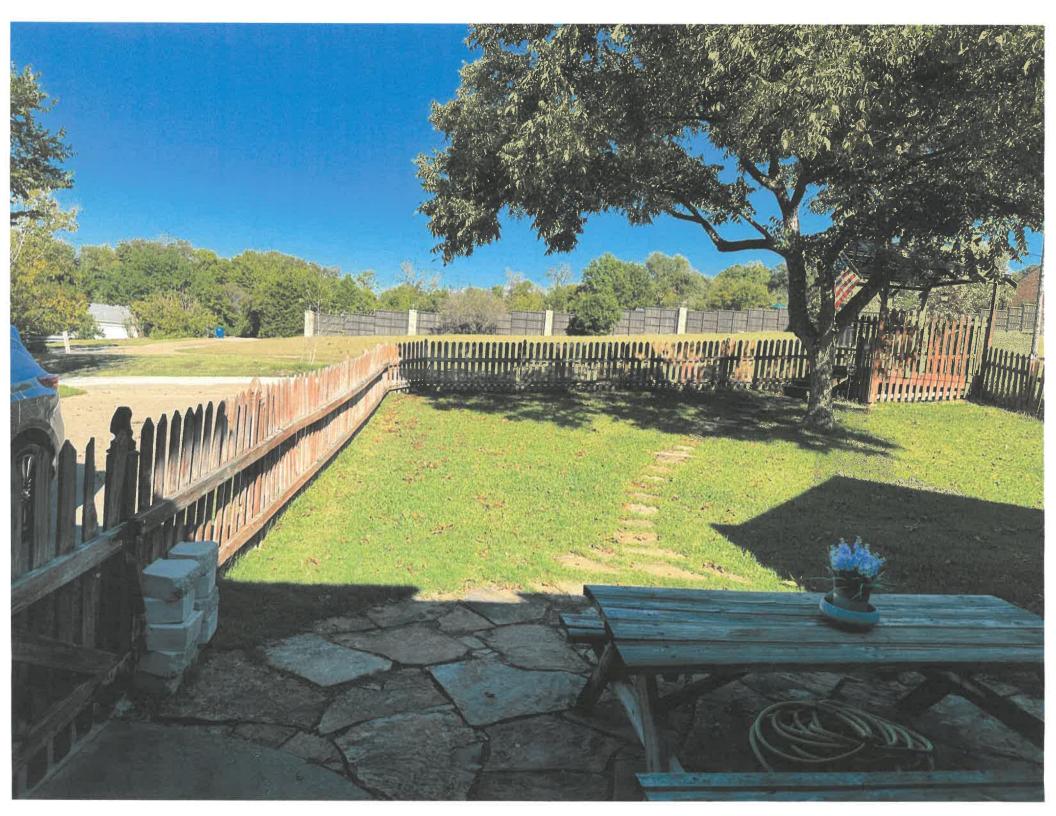
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214 Lakeview Dr, Rockwall, TX 75087



DATE:

January 15, 2025

TO:

Donyelle Fenton 214 Lakeview Drive Rockwall, Texas 75087

FROM:

Angelica Guevara, Planning Technician

City of Rockwall Planning and Zoning Department

385 S. Goliad Street Rockwall, TX 75087

SUBJECT:

MIS2024-020; Exception to the Fence Standards at 214 Lakeview Drive

To whom it may concern:

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 approved by the Planning and Zoning Commission on January 14, 2025. The following is a record of all recommendations, voting records and conditions of approval:

Staff Recommendations

(1) Any construction resulting from the approval of this <u>Miscellaneous Case</u> shall conform to the requirements set forth by the Unified Development Code (UDC), the International Building Code (IBC), the Rockwall Municipal Code of Ordinances, city adopted engineering and fire codes and with all other applicable regulatory requirements administered and/or enforced by the state and federal government.

Planning and Zoning Commission

On January 14, 2025 the Planning and Zoning Commission approved a motion to approve the Exception by a vote of 7-0.

Should you have any questions or concerns regarding your case, please feel free to contact me a (972) 772-6438.

Sincerely,

Angelica Guevara, Planning Technician

City of Rockwall Planning and Zoning Department