MAYOR Jim Pappas

CITY OF HUNTERS CREEK VILLAGE

CITY COUNCIL Stuart Marks Fidel Sapien Linda Knox

Chip Cowell Jay Carlton



CITY ADMINISTRATOR Tom Fullen, MPA, CPM

ZONING BOARD OF ADJUSTMENT AGENDA

The Zoning Board of Adjustment of the City of Hunters Creek Village, Texas will meet in regular session **Monday, April 22, 2024, at 6:00 p.m.** in City Hall, #1 Hunters Creek Place, Houston, Texas 77024 to consider the following items.

Call the meeting to order and the roll of appointed officers will be taken.

A. <u>PUBLIC COMMENTS:</u> Anyone with city-related business may speak to the Board. In compliance with the Texas Open Meetings Act, if a member of the public comments or inquires about a subject that is not specifically identified on the agenda, a member of the board or a staff member may only respond by giving a statement of specific factual information or by reciting existing policy. The Board may not deliberate or vote on the matter.

B. REGULAR AGENDA

- 1. Discussion and possible action to approve the minutes of the February 26, 2024, meeting.
- 2. An application from Pierre Yu, for a variance to Section 44-161(2)b and c.2 of the Zoning Chapter, Automobile Shelters, to reduce setback requirements for side facing garage, and reduce setback requirements for front facing garage for a new single-family residence to be located at 10545 Beinhorn Rd, Hunters Creek Village, Texas, 77024 (also known as, Lots 2, Block 1, Camelot Woods Subdivision).
- An application from John and Anna Reger, for a variance to Section 44-162(5) of the Zoning Chapter, Accessory Structures, to allow an accessory structure(s) to be permitted in the front yard to be located at 826 Voss Road, Hunters Creek Village, Texas, 77024 (also known as, Lots 1, 2 & 3, Block 1, Memorial Estates Subdivision).

Adjourn Open Meeting

CERTIFICATION

I, the undersigned authority, does hereby certify that this Notice of a Meeting was posted on the bulletin board at City Hall, #1 Hunters Creek Place, a place convenient and readily accessible to the general public at all times, and said Notice was posted on the following date and time: April 17, 2024 at 3:00 p.m. and remained so posted continuously for at least 72 hours before said meeting was convened.

Tom Fullen, City Administrator Acting City Secretary

The City Hall is wheelchair accessible and accessible parking spaces are available. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Administrator's Office at 713.465.2150, by fax at 713.465.8357, or by email at tfullen@cityofhunterscreek.com Requests should be made at least 48 hours prior to the meeting. This agenda is posted on the city's web site at http://cityofhunterscreek.com

CITY OF HUNTERS CREEK VILLAGE, TEXAS MINUTES OF THE BOARD OF ADJUSTMENT February 26, 2024

The Board of Adjustment of the City of Hunters Creek Village, Texas, convened a regular meeting on February 26, 2024 at 6:00 p.m. in the City Hall at #1 Hunters Creek Place, Hunters Creek Village, Texas. Members of the public were invited to attend the meeting in person.

Call to order and the roll of elected and appointed officers.

The meeting was called to order at 6:00 p.m. by Chairman, Brad Klein. In attendance were regular Board Members, Brad Klein, Kelly Somoza, Steve Pearson, and Chris Knop, and alternate Board Member, Scott Frankel. Also present were: Tom Fullen, City Administrator; and Timothy Kirwin, City Attorney.

A. <u>PUBLIC COMMENTS</u> At this time, any person with city-related business may speak to the Board. In compliance with the Texas Open Meetings Act, if a member of the public comments or inquires about a subject that is not specifically identified on the agenda, a member of the board or a staff member may only respond by giving a statement of specific factual information or by reciting existing policy. The Board may not deliberate or vote on the matter.

No Comments.

B. REGULAR AGENDA

1. Discussion and possible action to approve the minutes of the September 25, 2023 meeting.

Board Member Knop made a motion to approve the minutes of the September 25, 2023, meeting. Board Member Somoza seconded the motion and the motion carried unanimously.

 An application from Chris & Michelle Angelides, for a variance to Section 44-159(c)3 of the Zoning Chapter, Height regulations, to reduce the required setback of 15ft for a covered patio addition to be located at 206 Voss Road, Hunters Creek Village, Texas, 77024 (also known as, Lot 6, Bayou Bend Estates R/P Subdivision).

Board Member Frankel made a motion to grant the variance to reduce the required setback of 15ft for a covered patio addition to be located at 206 Voss Road, Hunters Creek Village, Texas, 77024. Board Member Knop seconded the motion. The vote to approve the motion was unanimous.

<u>ADJOURNMENT</u>

At 6:11 p.m., the meeting adjourned.

These minutes were approved on the _	day of March, 2024.
Brad Klein, Chairman	
ATTEST:	
Tom Fullen, City Administrator Acting City Secretary	



CITY OF HUNTERS CREEK VILLAGE AGENDA DISCUSSION FORM

AGENDA DATE: April 22, 2024

AGENDA SUBJECT: An application from Pierre Yu, for a variance to

Section 44-161(2) c.2 of the Zoning Chapter, Automobile Shelters, to reduce setback

requirements for a side facing garage for a new single-family residence to be located at 10545 Beinhorn Rd, Hunters Creek Village, Texas, 77024 (also known as, Lots 2, Block 1, Camelot Woods

Subdivision).

EXHIBITS:

On May 22, 2023, the Board of Adjustments approved two of the three variance requests for 10545 Beinhorn Rd. and a corresponding exhibit:

- a variance to Section 44-161 (2) c. 2. to allow the front edge of the opening of a side-facing garage to be forward of the front line of the residence; and
- a variance to Section 44-161 (2) b. to allow a front-facing garage with an opening that is not at least 50 feet to the rear of the front line of the dwelling.

When 10545 Beinhorn Rd. submitted their plans for permit, it was noted that the plan layout and orientation of the garage(s) did not match the approved exhibit. The NEW plan mirrors the approved side-facing garage variance and eliminates the front facing garage. Subsequently, the new configuration will require a new variance to Section 44-161 (2) c. 2. to allow the front edge of the opening of a side-facing garage to be forward of the front line of the residence accompanied by a revised/new exhibit.

The reason this Variance request is being submitted to the Board is because it does not match the granted variance request "approved exhibit". Staff does not have the authority or latitude to deviate from or approve any plans that do not match the granted variance from the Board of Adjustments, even though the variation is essentially identical to the approved request from May 22, 2023.

CITY OF HUNTERS CREEK VILLAGE, TEXAS BOARD OF ADJUSTMENT APPLICATION FOR REQUEST FOR VARIANCE

A \$300.00 non-refundable fee is due upon submission of the application.

PROPERTY INFORMATION FOR WHICH VARIANCE BEING REQUESTED:

Address:			
Legal Description: Lot _			
APPLICANT INFORMA	ATION:		
Property Owner		Telephone Number	
Street Address	City	State	Zip Code
The provision of the zoni	ing chapter from which	the applicant seeks:	
Give a description of the	specific variance the a	pplicant seeks:	
Give a brief explanation variance:			ld grant the requested
Give any information the the matter:	e applicant believes to b	oe relevant to the Boa	rd's consideration of
The following items are in the following items a	required to be submitte om the building official	d with application:	
Site Plan	in the building official		
Survey			
parist -			
Signature of Appli	cant		Date

BOARD OF ADJUSTMENT OF THE CITY OF HUNTERS CREEK VILLAGE, TEXAS

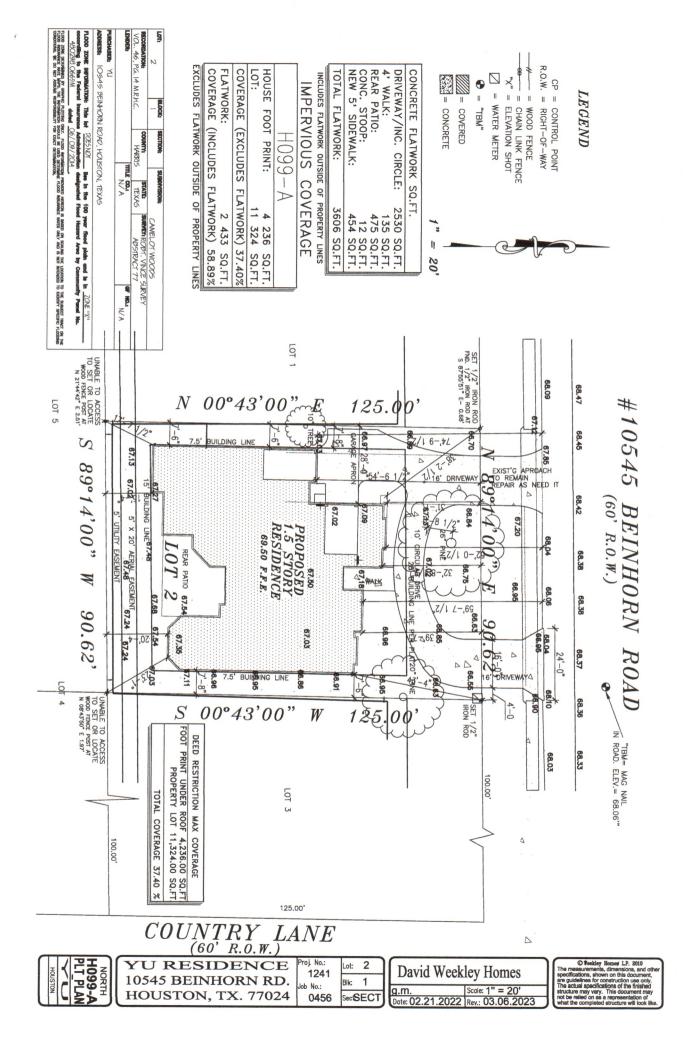
Order on Variance Request for 10545 Beinhorn Rd.

- 1. On May 22, 2023, the Board of Adjustment of the City of Hunters Creek Village, Texas, (the "Board") met to consider an application filed by Pierre Yu for the following variances to the requirements of the Zoning Chapter for construction of a new home at 10545 Beinhorn Rd., Hunters Creek Village, Texas, 77024 (also known as Lot 2, Block 1, Camelot Woods Subdivision):
 - a) a variance to Section 44-218 (b) (3) to increase the maximum lot coverage for the lot from 33% to 37.5%;
 - b) a variance to Section 44-161 (2) c. 2. to allow the front edge of the opening of a side-facing garage to be forward of the front line of the residence; and
 - c) a variance to Section 44-161 (2) b. to allow a front-facing garage with an opening that is not at least 50 feet to the rear of the front line of the dwelling.
- **2.** The Board's actions on the requested variances were as follows:
 - a) The Board, by a vote of 1 in favor and 4 against, denied the application for a variance to Section 44-218 (b) (3) of the Zoning Chapter, based on the majority's conclusion that the applicant did not establish that a hardship existed.
 - b) The Board, by a unanimous vote, granted the application for a variance to Section 44-161 (2) c. 2 of the Zoning Chapter to allow the front edge of the opening of the side-facing garage shown on the plans, attached as Exhibit A to this order, to be forward of the front line of the residence. The vote to grant the variance was based on the Board's conclusion that the applicant established a hardship.
 - c) The Board, by a unanimous vote, granted the applicant's application for a variance to 44-161 (2) b. of the Zoning Chapter to allow a front-facing garage with an opening that is not at least 50 feet to the rear of the front line of the dwelling shown on the plans, attached as Exhibit A to this order. The vote to grant the variance was based on the Board's conclusion that the applicant established a hardship.

3. This variance shall apply only to the lot located at 10545 Beinhorn Rd.

Kelly Somoza Vice-Chairman, Board of Adjustment City of Hunters Creek Village

Date of Signature and filing in the Office of the Board of Adjustment of the City of Hunters Creek Village



The measurements directions are done to make the construction of the construction of the construction are specifications are the construction of the finished specifications of the finished specifications of the finished may not be supported to the construction of the finished what the complete specific directions are constructed as the complete specific directions are constructed as the construction of the construction of

g.m. | Scole: 1/8" = 1'-0" | pote: 03.06,2023

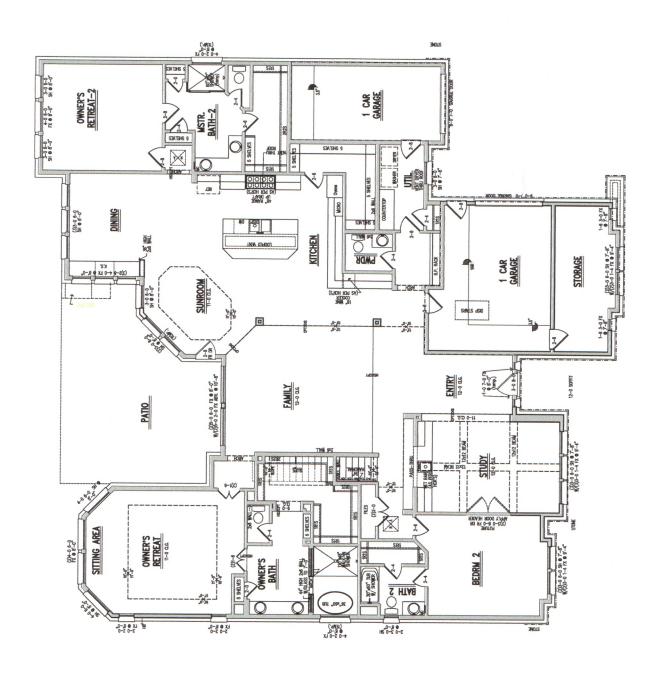
David Weekley Homes

AO RESIDENCE 10545 BEINHORN RD. HOORSLON' LX' 77024 H099-A H099-A PLN-1

DAVICED LEVINCE ON THE WALLS WALLS AND ALL INSULATED WALLS AND ALL INSULATED WALLS AND WALLS AT EXTERIOR

NOTE: ALL 1ST FLR. CEILING HEIGHTS 10'-0" UNLESS NOTED OTHERWISE

FIRST FLOOR



'U RESIDENCE	3994	SQFI
AN SQUARE FOOTAGE		
OR LIVING	3523	POS
DOR LIVING	471	SQFT
SLAB	3523	SQFT
LATWORK	112	SQFT
DRK PATIO	464	SOFI
OOT PRINT	4236	SQFT
D GARAGES/STOR	713	SQFT

© Weekley Homes L.P. 2010

The measurements, dimensions, and other specifications, shown on this document, are guidelines for construction use only. The actual specifications of the finished structure may vary. This document may not be relied on as a representation of what the completed structure will look like.

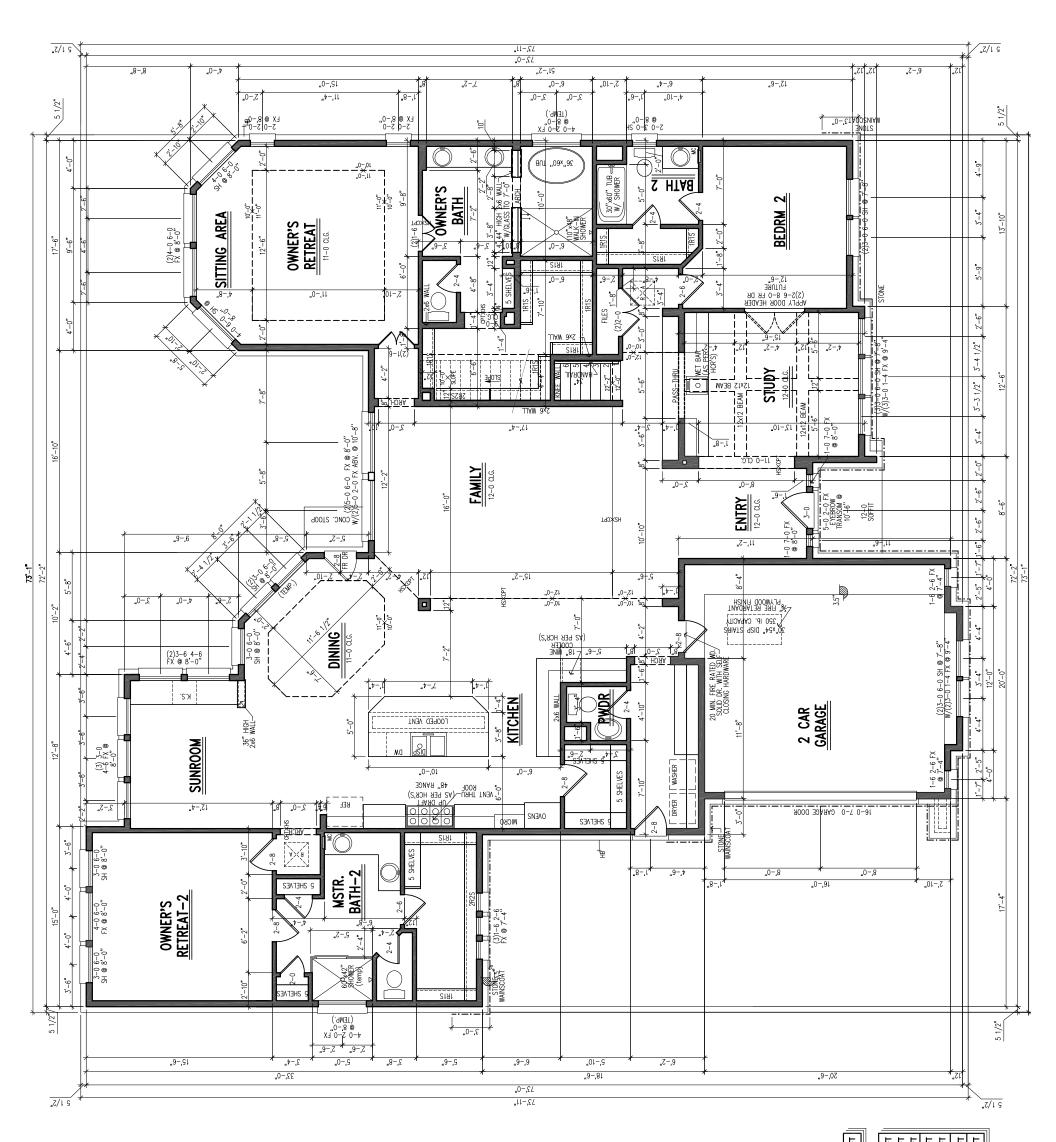
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HOUSTON, TX. 77024 10545 BEINHORN RD. H099-A PLN-1

ADVANCED FRAMING: 2X6 WALLS AT EXTERIOR PERIMETER WALLS AND ALL INSULATED WALLS UDTED OTHERWISE

NOTE: ALL 1ST FLR. CEILING HEIGHTS 10'-0" UNLESS NOTED OTHERWISE

FIRST FLOOR



TOTAL LIVING 3711 sart

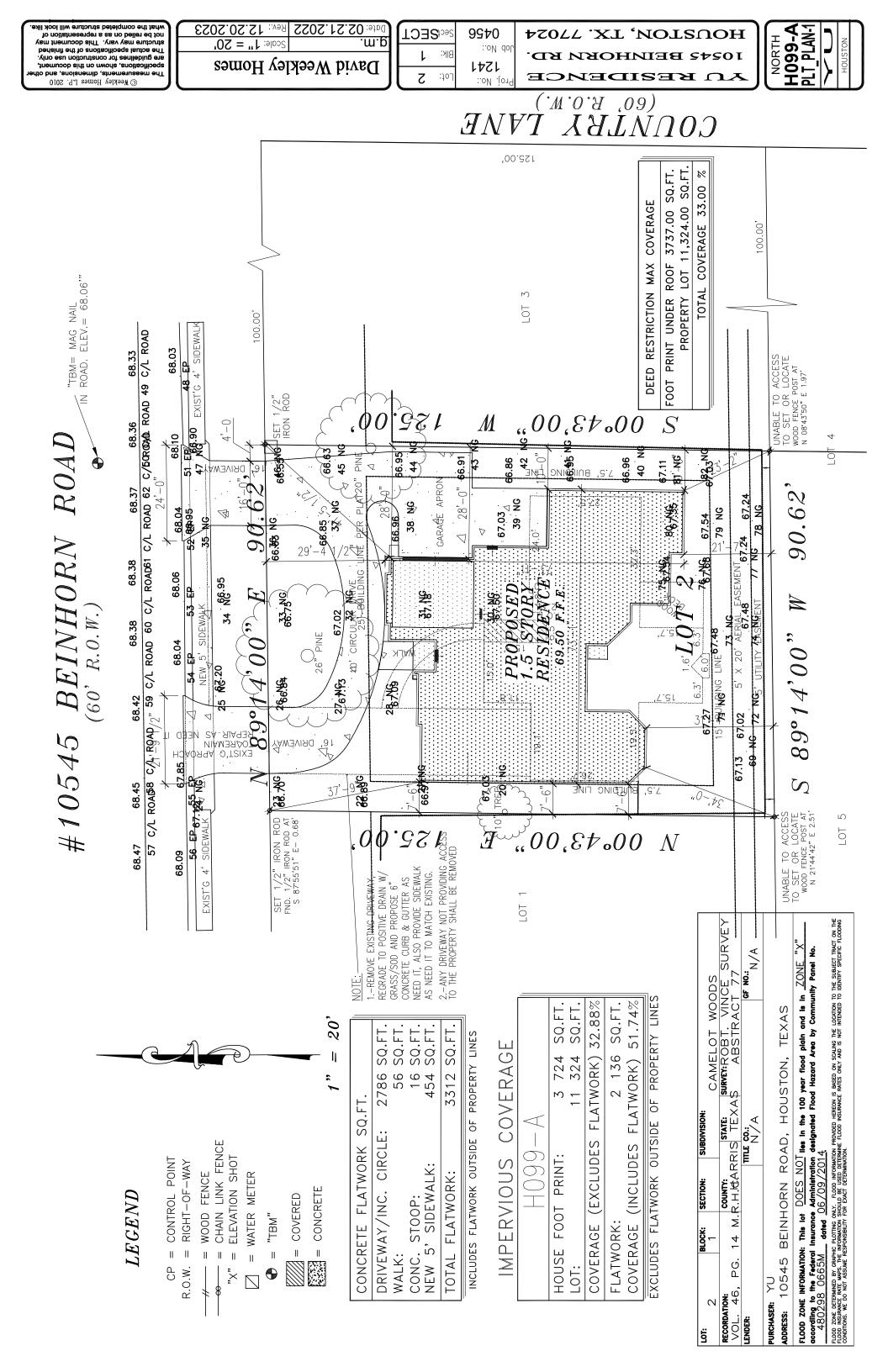
TOTAL LIVING 3711 sart

1st. FLOOR LIVING 3110 sart

LEXAS ATTIC (UN-FINISHED) 448 sart
HOUSE SLAB (INC. BRICK LEDGE) 3233 sart
FRONT PORCH 365 sart
ATTACHED GARAGES/STOR 455 sart
FOOT PRINT (INC. BRICK LEDGE) 3724 sart

FOOT PRINT (INC. BRICK LEDGE) 3724 sart

ATTACHED GARAGES/STOR 455 sart
FOOT PRINT (INC. BRICK LEDGE) 3724 sart





CITY OF HUNTERS CREEK VILLAGE AGENDA DISCUSSION FORM

AGENDA DATE: April 22, 2024

AGENDA SUBJECT: An application from John and Anna Reger, for a

variance to Section 44-162(5) of the Zoning Chapter, Accessory Structures, to allow an

accessory structure(s) to be permitted in the front yard to be located at 826 Voss Road, Hunters Creek Village, Texas, 77024 (also known as, Lots 1, 2 & 3, Block 1, Memorial Estates Subdivision).

EXHIBITS: Attached

The following are excerpts from the Zoning Ordinance that were used to determine the non-compliance of the carports:

- *Carport* means a sheltered space with three sides screening its contents from view and suitable for parking one or more motor vehicles. Does <u>NOT</u> meet this definition
- Accessory structure means a structure on the same lot with, and of a nature customarily incidental and subordinate to, the principal structure. <u>DOES</u> meet this definition
- *An accessory structure* is permitted in a required side or rear yard only if the accessory structure is not attached to the dwelling. **NOT** permitted in the front yard
- Structures in front yard...No structure, regardless of height, shall be constructed or placed in front of the front line of the residence. <u>NOT</u> permitted in front of the residence

CITY OF HUNTERS CREEK VILLAGE, TEXAS BOARD OF ADJUSTMENT APPLICATION FOR REQUEST FOR VARIANCE

A \$300.00 non-refundable fee is due upon submission of the application.

PROPERTY INFORMATION FOR WHICH VARIANCE BEING REQUESTED:

Address: 826 Voss F	Rd				
Legal Description: Lot		rision: Hunt	ers Creek		
APPLICANT INFORMA	TION:				
John and Anna Reger		7	713-493-1019		
Property Owner	A	Telephone Number			
826 Voss Rd,	Houston	TX	77024		
Street Address	City	State	Zip Code		
The provision of the zonic	_	ne applicant seek	KS:		
Give a description of the	specific variance the app	licant seeks:			
			f sight from everyone.		
wariance: We are on Voss RD		all. The fron	t gate is never used.		
	n 84 year old mom people help her acc	that has to g ess.	o to the doctor twice a w		
• Letter of denial fro	m the building official	with application	<u>.</u>		
Site Plan	in the building official				
• Survey					
an TV			9/27/23		
Signature of Applie	cant		Date		

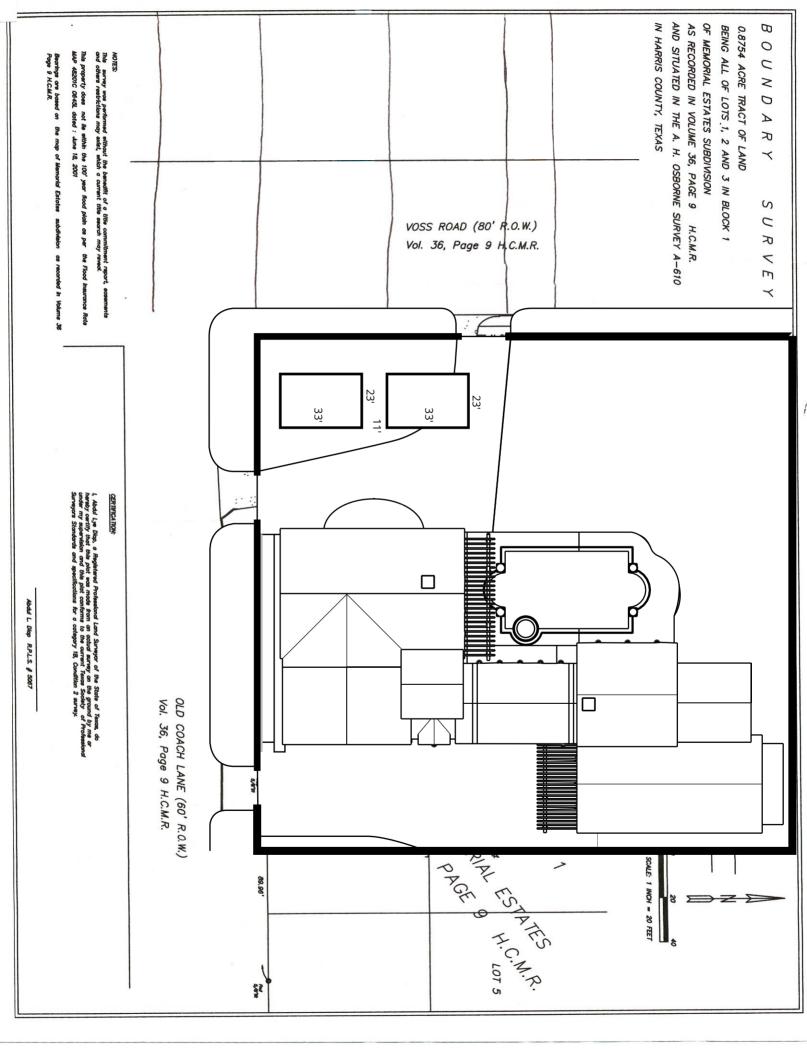
To whom it may concern,

I am writing to bring to your attention the living conditions of our mother, who has resided with us for the past seven years. She requires full-time nursing care.

Living in Houston, we face the challenge of extreme heat, which makes the process of loading and unloading her particularly time-consuming. Furthermore, ensuring her safety from the elements during these transitions is of utmost importance to us.

Sincerely,

John Reger



1. BEARING BASIS IS UPON A G.P.S. OBSERVATION TEXAS SOUTH CENTRAL, GEOID 18, NAD 83 WITH A BEARING OF S 88'18'48" W, ALONG THE R.O.W. LINE OF OLD COACH LANE.

2. SURVEYOR DID NOT ABSTRACT PROPERTY. SURVEY BASED ON LEGAL DESCRIPTIONS RECORDED FILE NO. RP-2018-365927.

3. NOTHING IN THIS SURVEY IS INTENDED TO EXPRESS AN OPINION REGARDING OWNERSHIP OR TITLE.

4. THE WORD CERTIFY IS UNDERSTOOD TO BE AN EXPRESSION OF PROFESSIONAL JUDGMENT BY THE SURVEYOR, WHICH IS BASED ON HIS BEST KNOWLEDGE, INCOMMERSTION AND BELIEF.

5. SURVEY IS CERTIFIED FOR THIS TRANSACTION ONLY.

6. THE FINDINGS AND OPINIONS OF SOUTH TEXAS SURVEYING ASSOCIATES, INC. REFLECTED HEREON ARE PRIVILEGED, CONFIDENTIAL AND INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY FOR WHOM THIS WORK WAS PREPARED, IT IS UNDERSTOOD THAT THE USE OF, RELIANCE ON, OR REPRODUCTION OF SAME, IN WHOLE OR IN PART, BY OTHERS WITHOUT THE EXPRESS WITHOUT WARRANTY, EXPRESS OR MPLIED. SOUTH TEXAS SURVEYING ASSOCIATES, INC. IS PROHIBITED AND WITHOUT WARRANTY, EXPRESS OR MPLIED. SOUTH TEXAS SURVEYING ASSOCIATES, INC. SHALL BE HELD HARMLESS AGAINST DAMAGES OR EXPENSES RESULTING FROM SUCH UNAUTHORIZED USE, RELIANCE OR REPRODUCTION. COPYRIGHT 2024. ALL RIGHTS RESEMENTS AND/OR BUILDING LINES MAY HAVE BEEN GRANTED WHICH ARE NOT REFLECTED HEREON. THIS SURVEY IS SUBJECT TO ANY FACTS THAT MAY BE DISCLOSED BY A FULL AND ACCURATE TITLE SEARCH. THIS SURVEY WAS DONE WITHOUT BENEFIT OF DEED. OWNER SHOULD OBTAIN A TITLE COMMITMENT BEFORE DESIGN OR CONSTRUCTION COMMENCES. CIR — CAPPED IRON ROD
"STS" — STAMPED SOUTH TEXAS SURVEYING
IR — IRON ROD
———— WOOD FENCE

W — WATER METER DO NOT ASSUME RESPONSIBILITY FOR EXACT DETERMINATION.

BEFORE ANY DEVELOPMENT PLANNING, DESIGN, OR CONSTRUCTION OF TRACT EXISTS SHOWN THACH EXISTS SHOWN TO THE PLANNING TO TH ROAD VOSS (PUBLIC RIGHT-OF-WAY) N_1°41'12" W 200.00 66.66 GATE 66.66 OWNER: WADDELL LOUIS C. JR & CAROLINE C HCCF NO. E486647 I hereby certify that this survey was made on the facts found at the time of survey showing by client. There are no encroachments appare only certified for boundary and this transaction building lines, etc. shown are as identified by Fred W. Lawton, Registered Profession SURVEYOR'S CERTIFICATION PROPERTY SUBJECT TO CITY ORDINANCES AND N 87°45'1 O COACH LA S 88°18'48" W AND SUBDIVISION COVENANTS, CONDITIONS AND RESTRICTIONS. and e on the ground and that this plat correctly represents showing any improvements, from legal descriptions supplied apparent on the ground, except as shown. This survey is action only. Surveyor did not abstract property. Easements, ied by: ထ္ al Land Surveyor No. ш LOT 2 LOT 3 190.01 190.00 2321 FRED W. LAWTON

2321

2321

2321 OWNER: HEATH SANDRA HCCF NO. D067900 JOB NO∴ LOTS ONE (1), TWO (2) AND THREE (3) IN BLOCK ONE (1) OF MEMORIAL ESTATES, AND ADDITION IN HARRIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT RECORDED IN VOLUME 36, PAGE 9 OF THE MAP RECORDS, HARRIS COUNTY, TEXAS. 66.66 66.66 SET 5/8" CIR 66.66 S 1°41'12" E 201.85 FND 1/2" IR BEARS S 65°22' E, 0.40' 1918-23826 VOSS HOUSTON, SOUTH TEXAS SURVEYING ASSOCIATES, INC.

11281 Richmond Ave. Bldg J, Suite 101, Houston, Texas 77082

TEL. 281-556-6918 FAX 281-556-9331

Firm Number: 10045400 "STS" OWNER: TORRES HECTOR G HCCF NO. RP-2019-370960 ROAD TEXAS 77024 SCALE: 1" = 20'SURVEY OF 90.00 DATE: 01-08-2023

BOL : 0 1918-23

NOTES

1. BEARING BASIS IS UPON A G.P.S. OBSERVATION TEXAS SOUTH CENTRAL, GEOID

18. NAD 8.3 WITH A BEARING OF S 88'18'48" W, ALONG THE R.O.W. LINE OF OLD

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2. SURVEYOR DID NOT ABSTRACT PROPERTY. SURVEY BASED ON LEGAL

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OWNERSHIP OR TILLE.

4. THE WORD CERTIFY IS UNDERSTOOD TO BE AN EXPRESSION OF PROFESSIONAL

JUDGMENT BY THE SURVEYOR, WHICH IS BASED ON HIS BEST KNOWLEDGE,

NOTHING IN THIS SURVEYOR, WHICH IS BASED ON HIS BEST KNOWLEDGE,

1. THE FINDINGS AND OPINIONS OF SOUTH TEXAS SURVEYING ASSOCIATES, INC.

REFLECTED HEREON ARE PRIVILEGED, CONFIDENTIAL AND INTENDED FOR THE USE

OF THE INDIVIDUAL OR ENTITY FOR WHOM THIS WORK WAS PREPARED, IT IS

UNDERSTOOD THAT THE USE OF, RELIANCE ON, OR REPRODUCTION OF SAME, IN

WHOLE OR IN PART, BY OTHERS WITHOUT THE EXPRESS WRITTEN CONSENT OF

SOUTH TEXAS SURVEYING ASSOCIATES, INC. IS PROHIBITED AND WITHOUT

WARRANTY, EXPRESS OR IMPLED. SOUTH TEXAS SURVEYING ASSOCIATES, INC.

SHALL BE HELD HARMLESS AGAINST DAMAGES OR EXPENSES RESULTING FROM

SUCH UNAUTHORIZED USE, RELIANCE OR REPRODUCTION. COPYRIGHT 2024. ALL

RIGHTS RESERVED.

7. THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE REPORT.

CERTAIN EASEMENTS AND/OR BUILDING LINES MAY HAVE BEEN GRANTED WHICH

ARE NOT REFLECTED HEREON. THIS SURVEY IS SUBJECT TO ANY FACTS THAT MAY

BE DISCLOSED BY A FULL AND ACCURATE TITLE SEARCH, THIS SURVEY WAS DONE

WITHOUT BENEFIT OF DEED. OWNER SHOULD OBTAIN A TITLE COMMITMENT BEFORE

DESIGN OR CONSTRUCTION COMMENCES. 46201C0665M , DATE 06-09-2014 . BY GRAPHING PLOTTING ONLY, WE DO NOT ASSUME RESPONSIBILITY FOR EXACT DETERMINATION.

BEFORE ANY DEVELOPMENT PLANNING, DESIGN, OR CONSTRUCTION IS THE PLANNING, DESIGN, OR THE COMMUNITY, CITY AND COUNTY MPOSE LARGER FLOOD PLAIN AND VOSS ROAD (PUBLIC RIGHT-OF-WAY) N 1°41'12" W 200.00 66.66 GATE 66.66 OWNER: WADDELL LOUIS C. JR & CAROLINE C HCCF NO. E486647 I hereby certify that this survey was made on the facts found at the time of survey showin by client. There are no encroachments apparancy certified for boundary and this transaction building lines, etc. shown are as identified by Fred W. Lawton, Registered Profession SURVEYOR'S CERTIFICATION
PROPERTY SUBJECT TO CITY ORDINANCES AND N 87°45'18 O COACH L/ S 88°18'48" SUBDIVISION COVENANTS, CONDITIONS AND RESTRICTIONS. on the ground and that this plat correctly represents wing any improvements, from legal descriptions supplied parent on the ground, except as shown. This survey is ion only. Surveyor did not abstract property. Easements, by: ∞, ⊏ al Land Surveyor No. ≶ 190.01 190.00 2321 LANE FRED W. LAWTON

2321

2321 MO SURVEY SURVEY VICTOR Z; S OWNER: HEATH SANDRA HCCF NO. D067900 JOB NO.: LOTS ONE (1), TWO (2) AND THREE (3) IN BLOCK ONE (1) OF MEMORIAL ESTATES, AND ADDITION IN HARRIS COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT RECORDED IN VOLUME 36, PAGE 9 OF THE MAP RECORDS, HARRIS COUNTY, TEXAS. 66.66 66.66 SET 5/8" CIR 66.66 S 1°41'12" E 201.85 FND 1/2" IR BEARS S 65°22' E, 0.40' 1918-23826 VOSS HOUSTON, 11281 "STS" OWNER: TORRES HECTOR G HCCF NO. RP-2019-370960 SOUTH TEXAS SURVEYING ASSOCIATES, INC.
Richmond Ave. Bldg J, Suite 101, Houston, Texas 77082
TEL. 281-556-6918 FAX 281-556-9331
Firm Number: 10045400 ROAD TEXAS 77024 SCALE: 1" =**SURVEY OF** 20' DATE: 01-08-2023 REV:02-22-

COL 1880111 707-1

JOB NO: 1918-23