



**CITY OF BAY CITY
VARIANCE REQUEST**

1901 5th Street
Bay City, TX 77414
(979) 245-5311
(979) 323-1681 fax

All requests for a variance shall be filed with the City Secretary. Each request shall be accompanied by a \$75.00 filing fee, a drawing/illustration depicting the property affected by the request, and any additional supplemental documentation that you want the Variance Committee to consider. **Incomplete requests will not be accepted.**

Date: October 19, 2022

Name of Requestor (please print): Neil Holloway Patricia Pennington

Address of Requestor: 2924 Avenue K Phone Number: 979-240-4298

Bay City, TX 77414 Email Address: trisha@1skyconnect.net

Address of subject property: 1508 North Drive

Legal description of subject property: BUCKSBAYOU PT LOT 29 2.0 AC

Section(s) of the City's Code of Ordinances from which the variance is being sought:

Sec. 114-111 of the Code of Ordinances

Sec. _____ of the Code of Ordinances

Sec. _____ of the Code of Ordinances

In detail, please state the reason for the request: See Attached

The Variance Committee will consider variance requests from the following:

- | | |
|---|--|
| (a) Ch. 22 (Buildings and Building Regulations) | (e) Ch. 94 (Streets, Sidewalks and Other Public Places) |
| (b) Ch. 46 (Flood Damage Prevention) | (f) Ch. 98, Sec. 98-122 – Subdivision Streets |
| (c) Ch. 54 (Mobile Homes, etc.) | (g) Ch. 110, Sec. 110-178 (Traffic and Vehicles (Angle Parking). |
| (d) Ch. 78 (Off Street Parking (Angle Parking) | |

Otherwise, the Planning Commission will consider the variance request.

Decisions of the Variance and Planning Committees shall be filed with the City Secretary's Office and promptly reported to the requestor. All decisions may be appealed to the City Council.

Neil Holloway
Requestor Signature

Neil Holloway
Patricia Pennington Holloway
2924 Avenue K
Bay City, TX 77414
979-240-4298
979-241-5057

City of Bay City
1901 5th Street
Bay City, TX 77414

October 19, 2022

RE: Variance Request

Dear Sir or Madam,

Please find the attached request for variance for our property on North Drive in Bay City.

We have been working with the city to get sewer services since we purchased the property in May of this year. It was eventually determined that we would need pay to bore North Drive and pay a plumber to run 483 feet to our barn on the property to install a toilet and wash basin for our use while on the property.

The costs for the bore came in at \$ 15,000.00 and the plumber charge was \$ 17,500.00 plus all the permit and City charges for a total of about \$34,000.00.

We priced a septic system for an estimate of about \$ 9,000.00.

We have a very peaceful and quiet 2-acre plot (see attached) and would love to enjoy it further but find the costs of City services will keep us from a Friday Bar-B-Que or family gathering.

We would therefore request a variance for the septic system. Our acres are bordering the city/county line as noted on the attached map. We have a neighbor on the county side with Mobile Home and a septic system about 10ft from our property line. We are hopeful something can be worked out for a variance.

Thank you all for your consideration of this issue.

Sincerely,





Project Proposal

Company: City of Bay City
Name: Mr. Ozzie Martinez, Mike Burchard
Phone: 979-429-0016
Email: omartinez@cityofbaycity.org
Date: September 20, 2022
Reference: 1508 North Drive (Sewer tap)
SO# 2080

Scope

Install sewer service tap and approximately 60 LF of 6" Sch 40 PVC sewer main by bore under street to service resident. Install sewer cleanout and leave connection for resident. Restore any disturbed areas caused by BCG. Complete in place.

Price \$15,000

- **Proposal is valid for 15 days from date of issuance.**
- Delays not caused by Branch Construction Group will be billed at the applicable rate.
- If non-standard working hours are requested additional charges will be applied unless previously agreed on. Definition - Night Work 5:30PM – 7AM or Weekend Work Saturday/Sunday at applicable rate. Pricing does not include boring through rock, compensation for utility conflicts, locating services or delays not caused by Branch Construction Group. See unit pricing below for individual rates and charges.
 - Additional \$3.00/Lf will be charged for boring through rock, shale, slate, and similar materials
 - Mobilization will be billed at \$2.50/mile for boring rig setup if applicable.
 - Mobilization will be billed at \$1.50/mile for workforce mobilization if applicable

Assumptions

- Assumes that private utilities (e.g., sprinklers etc.) are marked by the customer; Branch Construction Group will use reasonable precautions but will not be responsible for damage to unmarked/incorrectly marked utilities.
- Customer responsible for all temporary/permanent fence removal/replacement.
- The job schedule must be mutually agreed upon.
- The work site will be cleaned by backhoe – will NOT include pressure wash/reclaimed water, street brush, etc.



Project Proposal

- Well Point/Pump Systems not included; if necessary, incremental expense to be charged to customer.
- Branch Construction Group is not responsible for engineering drawings, city drawings, or any plans used for construction purposes. If there are errors or omissions and job cannot be completed – Branch Construction Group will receive payment for work completed.
- All work to be done during normal construction hours (M-F, 7AM-5:30PM)

Terms

- **Payment in full before work is performed.**

Termination

- If the Client terminates this Contract after Branch Construction Group has commenced its work, the Client shall be responsible for the following:
 - The Client shall pay Branch Construction Group the Contract price of the fittings, or specialized materials once production has commenced or the items have been purchased.
 - The Client shall pay Branch Construction Group a 25% restocking fee in the event the job is cancelled for standard fittings have been ordered.
 - The Client shall reimburse Branch Construction Group for all reasonable out-of-pocket mobilization expenses incurred by Branch Construction Group (including travel and transportation costs for Branch Construction Group personnel to the job site and an hourly rate of \$95.00 for each person mobilized by Branch Construction Group if Branch Construction Group has mobilized its personnel or agents in connection with the project.
 - On certain occasions Branch Construction Group can return special or not normal size fittings. However, this will require 70% restocking fee if job cancels or pipe size changes after fittings are ordered.

Indemnification

- BRANCH CONSTRUCTION GROUP (HEREAFTER "BCG") SHALL INDEMNIFY CLIENT FOR DAMAGES ARISING OUT OF THE PERFORMANCE OF WORK, BUT ONLY TO THE EXTENT CAUSED BY THE NEGLIGENT ACTS, ERRORS OR OMISSIONS OF BCG AND THE TOTAL LIABILITY TO CLIENT AND ANYONE CLAIMING BY, THROUGH, OR UNDER CLIENT FOR ANY COST, LOSS, LEGAL FEES, OR DAMAGES SHALL NOT EXCEED THE PERCENTAGE SHARE THAT BCG'S NEGLIGENCE BEARS TO THE TOTAL NEGLIGENCE OF CLIENT, BCG, AND ALL OTHER NEGLIGENT ENTITIES AND INDIVIDUALS.



Project Proposal

- BY WAY OF FURTHER LIMITATION, BCG SHALL NOT BE LIABLE FOR ANY INDIRECT, INCIDENTAL, SPECIAL OR CONSEQUENTIAL DAMAGES, WHETHER GROUNDED IN TORT (INCLUDING NEGLIGENCE), STRICT LIABILITY, OR CONTRACT, AND UNDER NO CIRCUMSTANCES WILL BCG'S LIABILITY EXCEED THE PROJECT PROPOSAL PRICE CLIENT PAID BCG FOR THE GOODS OR SERVICES UPON WHICH LIABILITY IS CLAIMED. ANY ACTION FOR BREACH OF CONTRACT MUST BE COMMENCED WITHIN ONE (1) YEAR AFTER THE CAUSE OF ACTION HAS ACCRUED.

Accepted by:

Company Name: _____

Signature: _____

Name Printed: _____

Date: _____

PROPOSAL

J & C Plumbing Company
34776 FM 1301 RD
West Columbia, Texas 77486
(979) 345-2595 Business
(979) 345-3625 Fax
jcplumbing1@live.com Email
Ryan Gobert RMP# 41705 & Robert Davis RMP#17812
Texas State Board of Plumbing Examiners
P.O. Box 4200 Austin, TX 78765-4200
www.tsbpe.state.tx.us

Name: Trisha Pennington	Project Name: 500 ft Water & Sewer Line with 2 grinder pumps	Date: 7/5/2022
Street: 1509 North Drive <i>1508 North</i>	Email: trisha@lskyconnect.net	Phone #: (979) 241-5057
City, State, and Zip Code Bay City TX, 77414	Job Location: 1509 North Drive Bay City TX, 77414	ATTN: Trisha Pennington

We hereby submit specifications and estimates for:

Work order to install A 500 ft water line, the material used will be 1 inch PEX Pipe and fittings. Work order to install a 500 ft sewer line with 2 grinder pumps, the material used will be SCH 40 PVC Pipe and fittings. This price will include the Plumbing, permit, material, 2 grinder pumps, rental equipment "trencher" tax, Inspection by a City official and backfilling.

TOTAL: \$ 17,500.00

We Propose hereby to furnish material and labor – complete in accordance with above specifications, for the sum of:

Total: \$ 17,500.00

Down Payment: \$8,750.00

Final Payment: \$8,750.00

If paid with a credit card, there will be a 4% convenience fee added.

Payment to be made as follows: We will require 2 payments for this job. The first payment will be a down payment to help cover the cost of overhead. This payment of \$8,750.00 can be made on the day the work is scheduled to take place. The remaining payment of \$8,750.00 will need to be made after the work has been completed.

Acceptance of Proposal— The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Authorized signature _____

Note: This proposal may be withdrawn by us if not accepted within 30 days.

Signature _____ Date of Acceptance _____





*FRONT GATE
LOOKING IN*



LOOKING BACK
TO NORTH DR.

PROPERLY
LINE & SEPTIC









City of Bay City

Sewer Tap Request

1217 Avenue J
Bay City, Tx 77414
(979) 323-1659

Name	Neil Holloway			
Address	2924 Ave K			
	Bay City TX 77414			
Phone number	979-240-4299 / 2450373			
Address of requested tap	1500s Math Dr			
Signature	Neil J. Holloway		Date	6-30-22

For Office Use Only				
Date		Amount		
Tap Size		Surcharge		Receipt Number
Utility Departmental Request Number				Employee

NOTES
Request Denied

Approval of Tap Request/-ees. _____

UTILITIES FOREMAN

UTILITIES SUPERINTENDENT

PUBLIC WORKS ASST DIRECTOR/DIRECTOR



City of Bay City

Water Tap Request

1217 Avenue J
Bay City, Tx 77414
(979) 323-1659

Name	Neil Holloway / Patricia Pennington		
Address	2924 Anek		
	Bay City TX 77414		
Phone Number	979-240-4298 / 979-241-5057		
Address of requested tap	<input type="checkbox"/> Commercial	<input type="checkbox"/> Residential	<input type="checkbox"/> Irrigation
Reason for requested tap	Water Line		
Signature			Date 9.13.22

Please note that all tap requests are good for 30 days after the quote has been given

For Office Use Only					
Date Surveyed		Amount		Date Quoted	
Tap Size		Water Tap Service Agreement Completed		Receipt Number	Employee
Backflow Prevention Device Required	<input type="checkbox"/> YES	<input type="checkbox"/> NO		Location of tap	<input type="checkbox"/> FRONT <input type="checkbox"/> REAR

NOTES

Approval of Tap Request/Fees: _____

UTILITIES FOREMAN

UTILITIES SUPERINTENDENT

PUBLIC WORKS ASST DIRECTOR/DIRECTOR



City Hall Deposit Form

Date: 10/19/22

Customer Name and/or Business Name: HOLLOWAY-PENNINGTON

Address (if regarding Liens): _____

Deposit Category: (Please Circle One)

- Liens
- Food Truck Permits
- Taxi Cab Permits
- Other (Please Circle One)
 - Variance Request
 - Candidate Filing Fee for Election
 - Open Records Request

G/L Code:

- 11-3613
- 11-3510
- 11-3510
- 11-3699

Cash Collection Code:

155.0000

Payment Method: (Please Circle One)

- Cash
- Check # 2003
- Money Order
- Credit Card

1901 5TH STREET
BAY CITY, TX 77414
(979) 245-2322

DATE : 10/19/2022 4:01 PM
OPER : KS
TERM : 10
REC# : R00863140

155.0000 MISC. GENERAL FUND	75.00
HOLLOWAY- PENNINGTON	75.00
11-3699 -75.00	

Customer Signature

[Handwritten Signature]
City Secretary Signature

Paid By: HOLLOWAY- PENNINGTON
PC 75.00 REF: 2003

APPLIED	75.00
TENDERED	75.00
CHANGE	0.00