



**Environmental Board**  
**March 3, 2010 at 6:00 p.m.**  
**City Hall Council Chambers**  
**301 West Second Street**  
**Austin, Texas 78701**

## **REVISED AGENDA**

Bob Anderson  
Place 1 Appointee

Phil Moncada, Secretary  
Place 2 Appointee

Jon Beall  
Place 3 Appointee

Dr. Mary Gay Maxwell, Chair  
Place 4 Appointee

Robin Gary  
Place 5 Appointee

Rodney Ahart, Vice Chair  
Place 6 Appointee

Mary Ann Neely  
Mayor's Appointee

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### **CALL TO ORDER**

#### **1. CITIZEN COMMUNICATIONS: GENERAL**

Speaker should sign up to speak prior to the meeting called to order; you will receive a three-minute allotment to address your concerns regarding items not posted on the agenda.

#### **2. APPROVAL OF MINUTES AND ACTION ITEMS**

- a. Approve the minutes of the regular meeting on February 17, 2010.
- b. **Name:** Bird's Nest Airport: Terminal Area Development Phase I SP-2009-0153D  
**Applicant:** KSA Engineers Inc.  
**Location:** 15012 Fuchs Grove Road  
**Staff Person:** Jim Dymkowski, Planning and Development Review Department  
**Request:** Land Development Code;
  1. 25-8-341 To allow cut up to a maximum of 20 feet.
  2. 25-8-342 To allow fill up to a maximum of 20 feet.**Watershed:** Willbarger Creek Watershed (Suburban)  
Desired Development Zone  
**Recommendation: Recommended for consent approval.**

### 3. SPECIAL PRESENTATION OTHER BOARD AND COMMISSIONS

- a. Water Conservation Task Force Part A Part B Part C – Susan Butler, Water Conservation Task Force

### 4. PUBLIC HEARINGS DISCUSSION AND ACTION DEVELOPMENT CASES

- a. **Name:** Lazy Nine M. U. D. Part B Treated Effluent Holding Pond SP-2010-0034D  
**Applicant:** Malone/Wheeler, Incorporated  
**Location:** 16300-16559 W. State Highway 71  
**Staff Person:** Jim Dymkowski, Planning and Development Review Department  
**Request:** Land Development Code:  
**25-8-341** To allow cut up to a maximum of 25 feet.  
**Watershed:** Little Barton Creek (Barton Springs Zone) and Lake Travis (Water Supply Rural).  
**Recommendation:** **Recommended for approval.**

### 5. STAFF BRIEFINGS AND POSSIBLE ACTION

- a. Waller Creek Tunnel Part A Part B Part C – Joe Pantaloni, P. E., Watershed Protection Department and Gary Jackson, Public Works Department
- b. Overview of Zoning and Impervious Cover-Wendy Rhoades, Planning and Development Review Department.
- c. Update on Water Treatment Plant #4- William Stauber, P. E, Austin Water Utility Charles Lesniak and Robyn Smith, Watershed Protection Department.

### 6. OLD BUSINESS

- a. Update on the Joint Environmental/Parks Board Subcommittee –Mary Gay Maxwell, Jon Beall & Mary Ann Neely
- b. Update on the Balcones Canyonlands Conservation Plan Citizens Advisory Group – Mary Ann Neely
- c. Update on the 2009 Work Plan – Mary Gay Maxwell.
- d. Waller Creek Task Force –Rodney Ahart
- e. 2010 Environmental Board Retreat is April 21, 2010

### 7. NEW BUSINESS

**Future agenda items:**

### ADJOURNMENT

The Board may take items in any order, and may take action on any item except citizen's communication. The City of Austin is committed to compliance with the American with Disabilities ACT. Reasonable modifications and equal access to communications will be provided upon request. Meeting locations are planned with wheelchair access. If requiring Sign Language Interpreters or alternative formats, please give notice at least 4 days before the meeting date. Please call Marilla Shepherd at the Watershed Protection Department, 512-974-3443 for additional information. TTY users route through Relay Texas at 711.

**Added item 2b.**

**ENVIRONMENTAL BOARD MEETING MINUTES Wednesday, March 3, 2010**



**ENVIRONMENTAL BOARD MEETING MINUTES WEDNESDAY MARCH 3, 2010**

**The Environmental Board convened in a regular meeting on Wednesday, March 3, 2010, City Council Chambers, at 301 W. Second Street, Austin, Texas 78701**

**Board Members in Attendance:**

Rodney Ahart, J. Robert Anderson, Jon Beall, Robin Gary, Mary Gay Maxwell, Phil Moncada, & Mary Ann Neely

**Staff in Attendance:**

Daryl Slusher, Greg Guernsey, Pat Murphy, Scott Hiers, Forrest Nikorack, Joan Balogh, Ed Peacock, Brent Lloyd, Jim Dymkowski, Ingrid McDonald, Marilla Shepherd, Wendy Rhoades, David Johns, Charles Lesniak, Robyn Smith, Joe Hepkin, and Ron Czajkowski, and William Staubner.

**CALL TO ORDER**

**The meeting was called to order at 6:12 p.m.**

**1. CITIZEN COMMUNICATIONS: GENERAL**

Speaker should sign up to speak prior to the meeting called to order; you will receive a three-minute allotment to address your concerns regarding items not posted on the agenda.

**There were no citizens signed up to speak under citizen communication general, there were citizens who signed up to speak on other items on the agenda:**

- **Bill Bunch from Save our Springs Alliance signed up to speak on item 3a.**
- **Bill Bunch from Save our Springs Alliance signed up to speak in opposition to item 4a.**
- **Terry Irion, Applicant Attorney spoke in rebuttal to item 4a.**
- **Roy Waley, Vice-Chair of the Austin Sierra Club signed up to speak on item 4a.**
- **Bill Bunch from Save our Springs Alliance signed up to speak in opposition to item 5c.**
- **Roy Waley, Vice-Chair of the Austin Sierra Club signed up to speak in opposition item 5c.**
- **Kirle Mitchell signed up but did not wish to speak.**

## 2. APPROVAL OF MINUTES AND ACTION ITEMS

- a. Approve the minutes of the regular meeting on February 17, 2010.  
**The minutes of the regular meeting on February 17, 2010 were not approved.**

- b. **Name:** Bird's Nest Airport: Terminal Area Development Phase I SP-2009-0153D

**Applicant:** KSA Engineers Inc.

**Location:** 15012 Fuchs Grove Road

**Staff Person:** Jim Dymkowski, Planning and Development Review Department

**Request:** Land Development Code;

1. 25-8-341 To allow cut up to a maximum of 20 feet.

2. 25-8-342 To allow fill up to a maximum of 20 feet.

**Watershed:** Willbarger Creek Watershed (Suburban)

Desired Development Zone

**Recommendation: Recommended for consent approval.**

**The Environment Board motioned to approve this item on consent. Board member Phil Moncada's motion. Seconded by Board member Rodney Ahart. [Vote of 7-0]. See attached motion.**

## 3. SPECIAL PRESENTATION OTHER BOARD AND COMMISSIONS

- a. Water Conservation Task Force Part A Part B Part C – Susan Butler, Water Conservation Task Force

**The Environmental Board recommends approval of the Water Conservation Task Force Report as a preliminary report to be followed by additional information (including such things cost/benefit analysis and 10-year action plan).**

**RECOMMENDATION APPROVED: [VOTE 7-0]**

**Motioned by Board member Robin Gary and seconded by Board member Phil Moncada. See attached motion.**

## 4. PUBLIC HEARINGS DISCUSSION AND ACTION DEVELOPMENT CASES

- a. **Name:** Lazy Nine M. U. D. Part B Treated Effluent Holding Pond SP-2010-0034D

**Applicant:** Malone/Wheeler, Incorporated

**Location:** 16300-16559 W. State Highway 71

**Staff Person:** Jim Dymkowski, Planning and Development Review Department

**Request:** Land Development Code:

**25-8-341** To allow cut up to a maximum of 25 feet.

**Watershed:** Little Barton Creek (Barton Springs Zone) and Lake Travis (Water Supply Rural).

**Recommendation: Recommended for approval.**

**The Environmental Board moved to postpone the request to Land Development Code 25-8-341 to allow cut up to a maximum of 25 feet for Lazy Nine Municipal Utility District treated effluent holding pond SP-2010-0034D.**

**until 4/7/10. The Environmental Board members did not receive clear information to make a reasonable recommendation for the project. The Board is requesting the following information to be presented at the next meeting. 1. Photographs of the site in order to verify the soil conditions. 2. The Board would like to review the TCEQ permits to make sure there's not any additions. 3. The Board would like to know who the contact person is with TCEQ that does the annual inspections and the single point of contact person prior to moving forward with this development. 4. The Board requested a statement in writing of the 3.5 acres service area in accordance with the permit, or an idea that the permit will be changed. 6. The Board requested copy of permit to be placed in the backup material. 7. The Board requested explanation of what a 1015 permit is and what that means to water quality 8. The Board requested better maps to be placed in the packet material showing Little Barton Creek, and how far in distance this project is from Little Barton Creek.**

**RECOMMENDATION FOR POSTPONEMENT: [VOTE 7-0]  
Motioned by Board member Phil Monada, and seconded by Board member Rodney Ahart. See attached motion for requested information from the Board.**

## **5. STAFF BRIEFINGS AND POSSIBLE ACTION**

- a. Waller Creek Tunnel – Joe Pantalione, P. E., Watershed Protection Department & Gary Jackson, Public Works Department

**Item 5a was pulled due to the number and complexity of agenda items will be rescheduled in April.**

- b. Overview of Zoning and Impervious Cover-Wendy Rhoades, Planning and Development Department

**This item was conducted as posted. The Environmental Board invited the Planning & Development Review Department staff to attend the April 21, 2010 Board and Staff to give a further explanation. Chairman Maxwell requested that the Board receive a copy of the additional slides on the impervious cover section. Chairman Maxwell and Board member Moncada are concerned with impervious cover allowed by zoning regulations versus impervious cover allowed by the**

City's watershed regulations. Two specific items: Water Quality and Flooding Potential accumulative over a larger picture. What tracking measures are Planning and Development Review doing with variances to impervious cover granted by the Board of Adjustment? Board member Beall requested information about the expiration and extension of site plans. Board member Anderson requested to see a graphic depiction of the percentage of the impervious cover citywide. Chairman Maxwell requested information about the percentage of impervious cover in the central city, and how the built-out environment impacts the water that drains to the creeks, for example, Waller Creek and Gilleland Creek. Staff will brief the Environmental Board on April 7, 2010 about the Jollyville Plateau Salamander Candidate Conservation Agreement with Assurances that we are developing with U.S. Fish and Wildlife Service.

- c. Update on Water Treatment Plant #4- William Stauber, P. E, Austin Water Utility Charles Lesniak and Robyn Smith, Watershed Protection Department.  
**This item was conducted as posted. The Environmental Board members requests that the Austin Water Utility to come back in April make a financial report relating to Water Treatment Plant #4. How we've invested in WTP#4 this far. Chairman Maxwell would like to reinstate the WTP#4 Environmental Board Subcommittee to discuss voids, hydrogeology, transmission lines of WTP#4 and the life of Bull Creek, and the Samamander.**

## **6. OLD BUSINESS**

- a. Update on the Joint Environmental/Parks Board Subcommittee –Mary Gay Maxwell, Jon Beall & Mary Ann Neely  
**No report this week.**
- b. Update on the Balcones Canyonlands Conservation Plan Citizens Advisory Group – Mary Ann Neely  
**No report this week.**
- c. Update on the 2009 Work Plan – Mary Gay Maxwell.  
**No report this week.**
- d. Waller Creek Task Force –Rodney Ahart  
**No report this week.**
- e. 2010 Environmental Board Retreat is April 21, 2010.  
**No report this week**

## **7. NEW BUSINESS**

**Future agenda items: 1. Water Treatment Plant #4 Subcommittee  
Mary Gay Maxwell.**

**Meeting adjourned at 9:25 p.m.**



## **ENVIRONMENTAL BOARD MOTION 030310-3a**

Date: March 3, 2010

Subject: Citizen Water Conservation Task Force Report

Motioned By: Robin Gary

Seconded By: Phil Moncada

### **Recommended Action**

The Environmental Board recommends approval with conditions of the report as a preliminary report to be followed by provision to the Environmental Board of additional information obtained from the cost/benefit analysis and 10-year action plan.

### **Environmental Board Conditions:**

1. The Environmental Board recommends that City Council direct staff to conduct a cost/benefit analysis for the remaining conservation strategies.

### **Rationale:**

The partnership between citizen's water utility is essential in making water conservation part of everyday life in Austin.

**Recommendation Approved: VOTE 7-0. Motioned by Board member Robin Gary and seconded by Board member Phil Moncada**

Vote 7-0-0-0

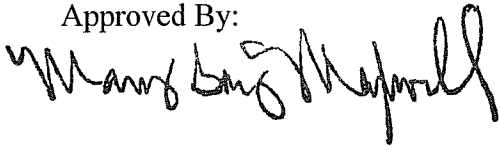
For: Ahart, Anderson, Beall, Gary, Maxwell, Moncada and Neely

Against:

Abstain:

Absent:

Approved By:

A handwritten signature in black ink, appearing to read "Mary Gay Maxwell". The signature is fluid and cursive, with the first name "Mary" being more prominent.

Mary Gay Maxwell  
Environmental Board Chair





## ENVIRONMENTAL BOARD MOTION 030310-2B

Date: March 3, 2010

Subject: Birds Nest Airport Terminal Area development Phase 1 SP-2009-0153D

Motioned By:

### **Recommendation**

The Environmental Board recommended approval on consent to agenda item 3a Bird's Nest Airport: Terminal Area Development Phase 1 SP-2009-0153D

### **RECOMMENDATION CONSENT**

**Vote 7-0-0-0**

For: Ahart, Anderson, Beall, Gary, Maxwell, Moncada and Neely

Against:

Abstain:

Absent:

Approved By:

Mary Gay Maxwell  
Environmental Board Chair





**ENVIRONMENTAL BOARD MOTION 030310 4a**

Date: March 3, 2010

Subject: Lazy Nine MUD treated effluent holding pond SP-2010-0034D

Motioned By: Phil Moncada

Seconded By: Rodney Ahart

**RECOMMENDATION POSTPONEMENT:**

The Environmental Board motioned to postpone the Lazy Nine MUD treated effluent holding pond SP-2010-0034D to April 7, 2010.

**RATIONALE:** The Environmental Board requested additional information regarding the proposed construction of the pond and planned wastewater treatment.

Vote 7-0-0-0

For: Ahart, Anderson, Beall, Gary, Maxwell, Moncada and Neely.

Against: None

Abstain: None

Absent:

Approved By:

Mary Gay Maxwell,  
Environmental Board Chair

