

Planning Commission December 14, 2010 @ 6:00 P.M. City Hall – Council Chambers 301 W. 2nd Street Austin, TX. 78701

Dave Anderson
Danette Chimenti - Parliamentarian
Mandy Dealey – Vice-Chair
Richard Hatfield
Alfonso Hernandez

Saundra Kirk Jay Reddy Dave Sullivan - Chair Kathryne Tovo - Secretary

EXECUTIVE SESSION (No public discussion)

The Planning Commission will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel on matters specifically listed on this agenda. The commission may not conduct a closed meeting without the approval of the city attorney.

Private Consultation with Attorney – Section 551.071

A. CITIZEN COMMUNICATION

The first four (4) speakers signed up prior to the meeting being called to order will each be allowed a three-minute allotment to address their concerns regarding items not posted on the agenda.

B. APPROVAL OF MINUTES

1. Approval of minutes for November 9, 2010.

Facilitator: Sarah Graham, 974-2826 City Attorney: Deven Desai, 974-2957 1

C. PUBLIC HEARING

1. Code Amendment: C20-2010-019 - NCCD variance and decision appeal

Owner/Applicant: City of Austin

Agent: City of Austin (Planning and Development Review Department)

Request: Amend the City of Austin Land Development Code, to designate the

Board of Adjustment as the body to (1) hear and decide a request for a variance from a requirement of the NCCD and (2) consider an appeal of a decision of the building official regarding a site development regulation

prescribed by the NCCD.

Staff Rec.: Recommended

Staff: Robert Heil, 974-2330, robert.heil@ci.austin.tx.us

Planning and Development Review Department

2. Code Amendment: C20-2010-022 - Community Events Use

Owner/Applicant: City of Austin

Agent: City of Austin (Planning and Development Review Department)

Request: Amendment to Section 25-2-842, Community Events Use, to change the

boundaries permitted for this use.

Staff Rec.: Recommended

Staff: Robert Heil, 974-2330, robert.heil@ci.austin.tx.us

Planning and Development Review Department

3. Code Amendment: C20-2010-013 Communty Gardens and Fee Waivers

Owner/Applicant: City of Austin

Agent: City of Austin, Parks and Recreation Department

Request: Consider code amendments related to community gardens, sustainable

agriculture and development fees.

Staff Rec.: Recommended.

Staff: D'Anne Williams, Parks and Recreation Department, 974-9456

4. Ordinance C20-2010-009 - Requirements Relating to Landscaping Irrigation for

Amendment: Site plans
Location: Citywide
Owner/Applicant: City of Austin

Request: Consider an ordinance amending sections 25-2-1001 and 25-2-1008 of the

City Code amending requirements relating to Landscaping Irrigation for Site Plans. To improve water quality and reduce outdoor potable water use.

Staff: Matt Hollon, 974-2212, matt.hollon@ci.austin.tx.us

Drema Gross, 974-2787, drema.gross@ci.austin.tx.us

Watershed Protection Department

5. Neighborhood NP-2010-0028 - Heritage Hills/Windsor Hill Combined Neighborhood

Plan: Plan

Location: Bounded by East Braker Lane to the north, U.S. Highway 183 to the south,

Cameron Road/Dessau Road to the east, and IH 35 to the west, Little

Walnut Creek; Buttermilk Branch; Walnut Creek Watershed

Owner/Applicant: City of Austin

Agent: Planning and Development Review Department

Request: To approve the Heritage Hills/Windsor Hills Combined Neighborhood

Plan and the Heritage Hills/Windsor Future Land Use Map.

Staff Rec.: Recommended

Staff: Kathleen Fox; Greg Dutton, 974-7877; 974-3509,

kathleen.fox@ci.austin.tx.us; greg.dutton@ci.austin.tx.us

Planning and Development Review Department

6. Rezoning: C14-2010-0160 - Heritage Hills Neighborhood Plan Area Rezonings

Location: Bounded by East Rundberg Lane to the north, Cameron Road to the east,

U.S. Highway 183 / East Anderson Lane to the south and IH 35 to the

west, Little Walnut Creek; Buttermilk Branch Watersheds

Owner/Applicant: City of Austin

Agent: Planning and Development Review Department

Request: To approve rezonings that implement the land use recommendations of the

Heritage Hills Neighborhood Plan on 7 tracts of land (98.8 acres out of

875 acres)

Staff Rec.: **Recommended**

Staff: Kathleen Fox; Greg Dutton; Joi Harden, 974-7877; 974-3509; 974-2122,

Kathleen.fox@ci.austin.tx.us; greg.dutton@ci.austin.tx.us;

joi.harden@ci.austin.tx.us

Planning and Development Review Department

7. Zoning and C14-2010-0161 - Windsor Hills Neighborhood Plan Area Rezonings

Rezoning:

Location: Bounded by East Braker Lane to the north, Dessau Road to the east, East

Rundberg Lane to the south, and IH 35 to the west, Little Walnut Creek;

Walnut Creek Watersheds

Owner/Applicant: City of Austin

Agent: Planning and Development Review Department

Request: To approve zonings and rezonings that implement the land use

recommendations of the Windsor Hills Neighborhood Plan on 26 tracts of

land (118.6 acres out of 787 acres)

3

Staff Rec.: Recommended

Staff: Kathleen Fox; Greg Dutton; Joi Harden, 974-7877; 974-3509; 974-2122,

Kathleen.fox@ci.austin.tx.us; greg.dutton@ci.austin.tx.us;

ioi.harden@ci.austin.tx.us

Planning and Development Review Department

8. Plan Amendment: NPA-2010-0012.01 - 2001 & 2005 Chicon Street

Location: 2001 & 2005 Chicon Street, Boggy Creek Watershed, Upper Boggy Creek

Owner/Applicant: Youth and Family Alliance dba LifeWorks

Agent: Youth and Family Alliance, dba LifeWorks (Mitch Weynand)

Request: Single Family to Mixed Use/Office

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Maureen Meredith, 974-2695, maureen.meredith@ci.austin.tx.us

Planning and Development Review Department

9. Rezoning: C14-2010-0127 - LifeWorks East Central

Location: 2001 & 2005 Chicon Street, Boggy Creek Watershed, Upper Boggy Creek

Owner/Applicant: Youth and Family Alliance, dba LifeWorks (Susan McDowell)
Agent: Youth and Family Alliance, dba LifeWorks (Mitch Weynand)

Request: SF-3-NP to LO-MU-NP

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Joi Harden, 974-2122, joi.harden@ci.austin.tx.us

Planning and Development Review Department

10. Plan Amendment: NPA-2010-0012.02 - 2007 Chicon Street

Location: 2007 Chicon Street, Boggy Creek Watershed, Upper Boggy Creek

Owner/Applicant: Youth and Family Alliance dba LifeWorks

Agent: Youth and Family Alliance, dba LifeWorks (Mitch Weynand)

Request: Single Family to Mixed Use/Office

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Maureen Meredith, 974-2695, maureen.meredith@ci.austin.tx.us

Planning and Development Review Department

11. Rezoning: C14-2010-0136 - LifeWorks East Central

Location: 2007 Chicon Street, Boggy Creek Watershed, Upper Boggy Creek
Owner/Applicant: Youth and Family Alliance, dba LifeWorks (Susan McDowell)
Youth and Family Alliance, dba LifeWorks (Mitch Weynand)

Request: SF-3-NP to LO-MU-NP

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Joi Harden, 974-2122, joi.harden@ci.austin.tx.us

Planning and Development Review Department

12. Plan Amendment: NPA-2010-0010.01 - Cristo Rey Catholic Church Lot 6 Rezoning

Location: 2110 E. 2nd Street, Town Lake Watershed, Holly NPA Owner/Applicant: Cristo Rey Catholic Church (Rev. Jayme Mathias)

Agent: DAVCAR Engineering (Thomas Duvall)

Request: Single Family to Office

Staff Rec.: Not Recommended; Postponement request by the Applicant to

1/11/2011

Staff: Maureen Meredith, 974-2695, maureen.meredith@ci.austin.tx.us

Planning and Development Review Department

13. Rezoning: C14-2010-0135 - Cristo Rey Catholic Church Lot 6 Rezoning

Location: 2110 East 2nd Street, Town Lake Watershed, Holly NPA

Owner/Applicant: Cristo Rey Catholic Church (Rev. Jayme Mathias)

Agent: DAVCAR Engineering (Thomas Duvall)

Request: SF-3-NP to GO-CO-NP

Staff Rec.: Not Recommended; Postponement request by the Applicant to

1/11/2011

Staff: Joi Harden, 974-2122, joi.harden@ci.austin.tx.us

Planning and Development Review Department

14. Plan Amendment: NPA-2010-0021.01 - Roy G. Guerrero Colorado River Park

Location: 700 Grove Blvd., Country Club Creek Watershed, East Riverside/Oltorf

Combined NPA

Owner/Applicant: City of Austin, Parks and Recreation Department

Agent: Richardo Soliz

Request: Office/Mixed Use to Recreation/Open Space

Staff Rec.: Recommended

Staff: Maureen Meredith, 974-2695, maureen.meredith@ci.austin.tx.us

Planning and Development Review Department

15. Rezoning: C14-2010-0131 - Roy G. Guerrero Colorado River Park

Location: 700 Grove Blvd., Country Club Creek Watershed, East Riverside/Oltorf

Combined NPA

Owner/Applicant: City of Austin, Parks and Recreation Department

Agent: Richardo Soliz

Request: RR-CO-NP, GO-MU-CO-NO to P-NP

Staff Rec.: Recommended

Staff: Stephen Rye, 974-7604, stephen.rye@ci.austin.tx.us

5

Planning and Development Review Department

16. Plan Amendment: NPA-2010-0007.01 - ABBA Wig Salon

Location: 1105 Kramer Lane, Little Walnut Creek Watershed, North Austin Civic

Association NPA

Owner/Applicant: Araceli & Mario Franco Agent: Araceli & Mario Franco Request: Office to Office/Mixed Use

Staff Rec.: Recommended

Staff: Maureen Meredith, 974-2695, maureen.meredith@ci.austin.tx.us

Planning & Development Review

17. Rezoning: C14-2010-0178 - ABBA Wig Salon

Location: 1105 Kramer Lane, Little Walnut Creek Watershed, North Austin Civic

Association NPA

Owner/Applicant: Araceli & Mario Franco Agent: Araceli & Mario Franco Request: NO-NP to GO-MU-NP

Staff Rec.: Recommendation of GO-MU-CO-NP

Staff: Sherri Sirwaitis, 974-3057, sherri.sirwaitis@ci.austin.tx.us

Planning and Development Review Department

18. Rezoning: C14-2010-0151 - 506 W. 15th Street Rezoning

Location: 506 W. 15th Street, Shoal Creek Watershed, Downtown NPA

Owner/Applicant: The Greening Law Firm, P.C. (Ronald Greening)

Agent: Charles Morton Request: GO to CBD

Staff Rec.: Recommendation Pending

Staff: Clark Patterson, 974-7691, clark.patterson@ci.austin.tx.us

Planning and Development Review Department

19. **Rezoning:** C14-2010-0184 - MLK – City-Initiated

Location: 1701, 1703, 1705, and 1707 East Martin Luther King Jr. Blvd., Boggy

Creek Watershed, Central East Austin NPA

Owner/Applicant: City of Austin

Agent: BPCH and Calavan Family Partnership (Brooks Calavan)

Request: GR-MU-V-CO-NP to GR-MU-V-CO-NP; The specific change would

modify the vertical mixed use building (V) combining district.

Staff Rec.: Recommended

Staff: Joi Harden, 974-2122, joi.harden@ci.austin.tx.us

Planning and Development Review Department

20. Rezoning: C14H-2010-0039 - Bradford-Nohra House

Location: 4213 Avenue G, Waller Creek Watershed, Hyde Park NPA

Owner/Applicant: Historic Landmark Commission, applicant; Sylvia Dudney, Trustee for

Helen Nohra, owner

Request: SF-6-NCCD to SF-6-H-NCCD

Staff Rec.: Not recommended

Staff: Steve Sadowsky, 974-6454, steve.sadowsky@ci.austin.tx.us

Planning and Development Review Department

21. Rezoning: C14H-2010-0025 - McCrummen-Wroe House

Location: 2300 Windsor Road, Shoal Creek Watershed, Windsor Road NPA

Owner/Applicant: David and Kimberly Hood, owners

Request: SF-3 to SF-3-H Staff Rec.: **Recommended**

Staff: Steve Sadowsky, 974-6454, steve.sadowsky@ci.austin.tx.us

Planning and Development Review Department

22. Rezoning: C14H-2010-0026 - Zeta Tau Alpha Sorority House

Location: 2711 Nueces Street, Waller Creek Watershed, West University NPA

Owner/Applicant: Zeta Tau Alpha Sorority Request: MF-4-NP to MF-4-H-NP

Staff Rec.: Recommended

Staff: Steve Sadowsky, 974-6454, steve.sadowsky@ci.austin.tx.us

Planning and Development Review Department

23. Rezoning: C14H-2010-0027 - Bouldin-Blum House

Location: 615 West Mary Street, East Bouldin Creek Watershed, Bouldin Creek

NPA

Owner/Applicant: Laura Smith, owner Request: SF-3-NP to SF-3-H-NP

Staff Rec.: Recommended

Staff: Steve Sadowsky, 974-6454, steve.sadowsky@ci.austin.tx.us

Planning and Development Review Department

24. Rezoning: C14H-2010-0031 - Cranfill-Beacham Apartments

Location: 1911 Cliff Street, Shoal Creek Watershed, West University NPA

Owner/Applicant: Ernesto Cragnolino, Condo Association President

Request: MF-2-CO-NP to MF-2-H-CO-NP

Staff Rec.: **Recommended**

Staff: Steve Sadowsky, 974-6454, steve.sadowsky@ci.austin.tx.us

Planning and Development Review Department

25. Rezoning: C14H-2010-0032 - Robert and Helena Ziller House

Location: 800 Edgecliff Terrace, Town Lake Watershed, South River City NPA

Owner/Applicant: Tim and Pam Walker, owners

Request: SF-3-NP to SF-3-H-NP

Staff Rec.: **Recommended**

Staff: Steve Sadowsky, 974-6454, steve.sadowsky@ci.austin.tx.us

Planning and Development Review Department

26. Rezoning: C14H-2010-0033 - Fitzgerald-Power-Lynn House

Location: 201 W. 32nd Street, Waller Creek Watershed, North University NPA

Owner/Applicant: Randall Lewis and Circe Sturm, owners Request: SF-3-NCCD-NP to SF-3-H-NCCD-NP

Staff Rec.: **Recommended**

Staff: Steve Sadowsky, 974-6454, steve.sadowsky@ci.austin.tx.us

Planning and Development Review Department

27. Zoning: C14-2010-0062 - 973 / Elroy C-Store

Location: 6301 Elroy Road, Onion Creek Watershed, Moore's Crossing Municipal

Utility District

Owner/Applicant: SR Development Inc. (William Gurasich)

Request: I-RR to GR

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Wendy Rhoades, 974-7719, wendy.rhoades@ci.austin.tx.us

Planning and Development Review Department

28. Zoning: C14-2010-0063 - Linda Vista A

Location: 10506 and 10606 Linda Vista Drive, Onion Creek Watershed, Moore's

Crossing Municipal Utility District

Owner/Applicant: TSWG 130 LLC (William Gurasich)

Request: I-SF-2 to LI

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Wendy Rhoades, 974-7719, wendy.rhoades@ci.austin.tx.us

Planning and Development Review Department

29. Zoning: C14-2010-0064 - Linda Vista B

Location: 6603 Rowood Drive and 10706-11000 Linda Vista Drive, Onion Creek;

Dry Creek East Watersheds, Moore's Crossing Municipal Utility District

Owner/Applicant: TSWG 130 LLC (William Gurasich)

Request: I-SF-2 to LI

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Wendy Rhoades, 974-7719, wendy.rhoades@ci.austin.tx.us

Planning and Development Review Department

30. Zoning: C14-2010-0065 - Linda Vista C

Location: 10707, 10805, 10809, 10901 and 11001 Linda Vista Drive, Onion Creek;

Dry Creek East Watersheds, Moore's Crossing Municipal Utility District

Owner/Applicant: TSWG 130 LLC (William Gurasich)

Request: I-SF-2 to LI

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Wendy Rhoades, 974-7719, wendy.rhoades@ci.austin.tx.us

Planning and Development Review Department

31. Zoning: C14-2010-0066 - Linda Vista D

Location: 10501, 10507, 10605 Linda Vista Drive and 6807 South FM 973 Road,

Onion Creek Watersheds, Moore's Crossing Municipal Utility District

Owner/Applicant: TSWG 130 LLC (William Gurasich)

Request: I-SF-2 to LI

Staff Rec.: Recommendation Pending; Indefinite Postponement request by the

Applicant

Staff: Wendy Rhoades, 974-7719, wendy.rhoades@ci.austin.tx.us

Planning and Development Review Department

32. Sit Plan - SPC-2010-0061C - New Theater @ Zach Scott

Conditional Use

Permit:

Location: 202 S. Lamar Blvd., Town Lake Watershed, Zilker Neighborhood

Plan/South Lamar Combined NPA

Owner/Applicant: City of Austin (Nick Naccarato)

Agent: Zachary Scott Theatre (Susan Benz)

Request: Request approval of a conditional use site plan permit for the construction

of a new theatre and associated improvements on property zoned P, Public

and development greater than an acre. [LDC Sec. 25-2-625]

Staff Rec.: **Recommended**

Staff: Nikki Hoelter, 974-2863, nikki.hoelter@ci.austin.tx.us

9

Planning and Development Review Department

33. Site Plan - SPC-2010-0224A - Dive Bar

Conditional Use

Permit:

Location: 1703 Guadalupe, Town Lake Watershed, Downtown NPA

Owner/Applicant: J & D Site Management (Gilbert Cardenas)

Agent: Tired Oats (Jim Neely)

Request: To approve a Conditional Use Permit for a Cocktail Lounge in DMU

zoning.

Staff Rec.: Recommended

Staff: Donna Galati, 974-2733, donna.galati@ci.austin.tx.us

Planning and Development Review Department

34. Site Plan - SPC-2010-0098CT - West End Bistro

Conditional Use

Permit:

Location: 1315 W. Sixth Street, Lady Bird Lake Watershed, Old West Austin NPA

Owner/Applicant: AGSA Group LLC (Gretchen Alley)
Agent: Jim Bennett Consulting (Jim Bennett)

Request: Approval of a Conditional Use Permit for Food Preparation Use.

Staff Rec.: Recommended

Staff: Sue Welch, 974-3294, sue.welch@ci.austin.us

Planning and Development Review Department

35. Site Plan - SP-06-0095C(XT2).MGA - Shire's Court

Extension:

Location: 1910 1/2 Wickshire Lane, Country Club East Watershed, Parker NPA

Owner/Applicant: Benchmark Land Development Inc. (David Mahn)

Agent: Axiom Engineers Inc. (Alan Rhames, P.E.)

Request: Request approval of a one year extension to a previously approved site

plan.

Staff Rec.: **Recommended**

Staff: Nikki Hoelter, 974-2863, nikki.hoelter@ci.austin.tx.us

Planning and Development Review Department

36. Final Plat: C8-2010-0037.0A - Twilight Mesa Subdivision

Location: 7213 1/2 Twilight Mesa Drive, Williamson Creek Watershed, West Oak

Hill NPA

Owner/Applicant: (Allen Sonstein) (Charles Winkley)
Agent: Thrower Design (Ron Thrower)

Request: The approval of the replat of Twilight Mesa Subdivision which is

composed of 5 lots on 7.67 acres.

Staff Rec.: Recommended

Staff: David Wahlgren, 974-6455, david.wahlgren@ci.austin.tx.us

Planning and Development Review Department

37. Vacation: C8-2008-0088.0A(vac) - Winkley Loma Vista

Location: 7213 1/2 Twilight Mesa Drive, Williamson Creek Watershed, West Oak

Hill NPA

Owner/Applicant: (Allen Sonstein) (Charles Winkley)
Agent: Thrower Design (Ron Thrower)

Request: The approval of the total vacation of Winkley Loma Vista.

Staff Rec.: **Recommended**

Staff: David Wahlgren, 974-6455, david.wahlgren@ci.austin.tx.us

Planning and Development Review Department

38. Amended Plat: C8-2010-0132.0A - Amended Plat of Lots 5 & 6, Block 75, Original

City of Austin

Location: 610 Nueces Street, Shoal Creek Watershed, Downtown NPA

Owner/Applicant: Richard Hardin; Michael J. McGinnis

Agent: The Faust Group (Bill Faust)

Request: Approval of the Amended Plat of Lots 5 & 6, block 75, Original City of

Austin composed of 2 lots on 0.409 acres.

Staff Rec.: **Disapproval**

Staff: Planning and Development Review Department

39. Final without C8-2010-0133.0A - 401 Colorado Subdivision, Block 43A, Lot 1

Preliminary:

Location: 400 Colorado, Town Lake Watershed, Downtown NPA

Owner/Applicant: Austin Trust Co.

Agent: Bury & Partners, Inc. (Alastair Jenkin)

Request: Approval of the 401 Colorado Subdivision, Block 43A, Lot 1 composed of

1 lot on 0.421 acres.

Staff Rec.: **Disapproval**

Staff: Planning and Development Review Department

40. Street Vacation: C10v-2010-04 - F#8417-0701

Request: Vacation of the alley between East 8th and East 9th Streets and East of

Red River and West of the vacated right of way of Sabine Street (Adjacent

to: 801 Red River)

Staff Rec.: Recommended

Staff: Chris Muraida, 974-7087, chris.muraida@ci.austin.tx.us

Office of Real Estate Services

D. NEW BUSINESS

1. New Business: Zoning on Non-Contiguous Land

Request: Initiate a code amendment that would 1) allow the City Council or the

Land Use Commission to initiate a single zoning case for multiple noncontiguous properties if those have interim zoning or are unzoned, and 2) waive zoning application fees for one year from the time of annexation for

properties where the interim zoning does not permit the existing use.

Staff Rec.: Recommend to Initiate

Staff: Jackie Chuter, 974-2613, jackie.chuter@ci.austin.tx.us

Robert Heil, 974-2330, robert.heil@ci.austin.tx.us Planning and Development Review Department

2. New Business: East Riverside Plan

Request: Initiate a code amendment to create the East Riverside Corridor

Regulating Plan.

3. New Business: Suburban Watershed

Request: Initiate a code amendment, at the request of the Environmental Board,

regarding suburban and eastern watershed regulations.

4. New Business: Animal Regulation

Request: Initiate a code amendment regarding the keeping of animals on large

residential lots.

5. New Business: Neighborhood Mixed Use and Historic Design

Request: Initiate a code amendment to address a possible conflict between the

Neighborhood Mixed Use requirements and potential Local Historic

District design standards.

6. New Business: Demolition Permits

Request: Initiate a code amendment to address the timing between getting a demo

permit, having to demolish and actually beginning construction.

E. SUBCOMMITTEE REPORTS

F. ADJOURNMENT

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 Dora Anguiano at Neighborhood Planning & Zoning Department, at 974-2104, for additional information; TTY users route through Relay Texas at 711.

Facilitator: Sarah Graham, 974-2826 13

City Attorney: Deven Desai, 974-2957