



## **ENVIRONMENTAL BOARD MEETING MINUTES WEDNESDAY**

**July 20, 2011. The Environmental Board convened in a public hearing meeting on Wednesday, July 20, 2011, at City Hall Council Chambers. 301 W. Second Street, Austin, Texas 78701**

### **Board Members in Attendance:**

**Bob Anderson, Robin Gary, Mary Gay Maxwell, Mary Ann Neely, and James Schissler.**

### **Staff in Attendance:**

**Jason Bybel, Jean Drew, Tom Franke, Chris Herrington, Joe Hoespken, Matt Hollon, Brad Jackson, Mike Kelly, Chuck Lesniak, Keith Mars, Thais Perkins, Mike Personett and Marilla Shepherd.**

**Others in attendance:** Shaw Hamilton, and Will Marsh, Endeavor Real Estate

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## **CALL TO ORDER**

**Chair Mary Gay Maxwell called the meeting to order at 6:10 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 to your concerns regarding items not posted on the agenda.**

**There were no citizens signed up to speak on item not posted on the agenda.**

**Zoila Vega signed up to speak on a specific agenda item 4a, and 5b.**

**Roy Waley signed up to speak on a specific agenda item 5b and 6a.**

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

**Approve the minutes of the Environmental Board Regular held on June 15, 2011.**

**The minutes of the Environmental Board meeting on June 15, 2011 approved on Board member Jon Beall motion and Board member James Schissler's second on a vote of [6-0.] Board member Eva Hernandez was absent.**

**Approve the minutes of the Environmental Board Retreat held on June 22, 2011.**

**The minutes of the Environmental Board meeting on June 22, 2011 approved on Board member James Schissler motion and Board member Jon Beall's second on a vote of [6-0.] Board member Eva Hernandez was absent.**

Approve the minutes of the Special Called Meeting held on June 29, 2011.  
**The minutes of the Environmental Board meeting on June 29, 2011 approved on Board member James Schissler motion and Board member Robin Gary's second on a vote of [6-0.] Board member Eva Hernandez was absent.**

**3. 10 MINUTES OF CONTINUING EDUCATION**

The Lundelius-McDaniels Water Quality Pond Retrofit –  
Mike Kelly, Watershed Protection Department  
**This item was conducted as posted.**

**4. PUBLIC HEARINGS POSTPONED FROM THE JUNE 15, 2011 REGULAR MEETING**

**a. Name: Block at 26th SP-2011-0032C.SH**

**Applicant:** Lynn Ann Carley, P. E. Armbrust and Brown, PLLC

**Location:** 900 West 26th Street

**City Arborist:** Keith Mars, Planning and Development Review Department

**Ordinance:** Heritage Tree Ordinance

**Request:** The variance request is as follows:

The applicant is requesting to remove a heritage tree with a stem greater than 30 inches as allowed under Land Development Code 25-8-643.

**Recommendation:** The request does not meet City Arborist approval criteria set forth in LDC 25-8-624(A).

**The applicant requested to postpone this public hearing until the August 17, 2011 regular meeting. There was no objection by the Environmental Board that item 4a postponed to the August 17, 2011 Environmental Board regular meeting. Board members Eva Hernandez was absent.**

**5. PUBLIC HEARINGS**

**a. Name: Judge's Overlook – SP-2011-0051D**

**Applicant:** ATS Engineers, Inspectors, and Surveyors (Marc Dickey).

**Location:** 6916 FM 2244 Rd. (Bee Caves Rd)

**Staff Person:** Brad Jackson, Planning and Development Review Department

**Request:** Variance request is as follows:

1. To allow cut up to a maximum of 8 feet for driveway construction. (LDC Section 25-8-341).
2. To allow fill up to a maximum of 8 feet for driveway construction. (LDC Section 25-8-342).
3. To allow up to 21% impervious cover for the site. [LDC Section 25-8-454(D)(1)(a)]

**Watershed:** Bee Creek Watershed, Water Supply Rural, Drinking Water Protection Zone

**Recommendation:** Recommended with conditions.

**The Environmental Board recommended approval with conditions Approved on Board member Robin Gary's motion with Board member Bob Anderson's second. Vote [6-0] Board Eva Hernandez was absent. See attached motion.**

b.

**Applicant:** Will Marsh, Cerco Development, Inc.

**Location:** 311, 313, and 315 Bowie Streets.

**City Arborist:** Keith Mars, Planning and Development Review Department

**Ordinance:** Heritage Tree Ordinance

**Request:** The variance request is as follows:

The applicant is requesting to remove a heritage tree with a stem greater than 30 inches in diameter.

**Recommendation:** The request does not meet City Arborist approval criteria set forth in LDC 25-8-624(A).

**The Environmental Board motioned to postpone this public hearing until the August 17, 2011 regular meeting. Vote [4-1] Board member James Schissler voting against, Board member Bob Anderson recused. Board member Eva Hernandez was absent. See attached motion.**

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

a. Briefing on WTP4 Jollyville Transmission Main environmental monitoring, adaptive management, and contingency planning. Chuck Lesniak and Thais Perkins, Watershed Protection Department, Jason Bybel, Public Works Department.

**This item was conducted as posted.**

b. Briefing on recent cooperative studies with the USGS on sources of nitrate in Barton Springs- Chris Herrington, P.E, Watershed Protection Department

**This item was conducted as posted.**

## **7. OLD BUSINESS AND REPORTS**

1) Update on the Joint Environmental/Parks Board Subcommittee – Mary Gay Maxwell, Jon Beall & Mary Ann Neely.

**No report this week.**

2) Urban Growth Policy Committee – Mary Gay Maxwell, James Schissler, P. E., Jon Beall & Eva Hernandez.

**The Urban Growth Policy and the Water Quality Regulations Joint committees would begin to work on the New Watershed Protection Ordinance. The first meeting is August 26, 2011.**

3) Water Treatment Plant #4 Committee – Mary Gay Maxwell, Chair, Bob Anderson, Jon Beall, & Mary Ann Neely. Chair Mary Gay Maxwell  
**Chair Mary Gay Maxwell requested that the WTP4 Committee schedule a meeting.**

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- 4) Development Committee – Bob Anderson, Chair, Mary Gay Maxwell & James Schissler.  
**Chair Bob Anderson proposed to begin discussions about Heritage Tree processes.**
  - 5) Water Quality Regulations Committee – Mary Ann Neely, Chair, and Robin Gary.  
**The Urban Growth Policy and the Water Quality Regulations Joint committees would begin to work on the New Watershed Protection Ordinance. The first meeting is August 26, 2011. Mary Ann Neely is the Chair of this Committee.**
  - 6) Watershed Protection Budget Committee – Mary Gay Maxwell, Jon Beall and Bob Anderson.  
**No report this week.**
  - 7) Reports from Board representative to other committees.  
**No report this week.**
  8. **NEW BUSINESS - Future agenda items**  
**None.**
  9. **ADJOURNMENT**  
**Meeting adjourned at 9:55 p.m.**



## ENVIRONMENTAL BOARD MOTION 072011

Date: July 20, 2011

Subject: Work Group for the Bowie Street Tree Permit 10617196

Motioned By: Mary Gay Maxwell

Seconded by: James Schissler

**Motion:**

The Environmental Board motioned to form a work group to further discuss the tree removal permit for the 311-315 Bowie street project.

**Vote** 6-0-0-1

**For:** Anderson, Beall, Gary, Maxwell, Neely and Schissler

**Against:**

**Abstain:**

**Absent:** Hernandez

Approved By:

Robin Gary  
Environmental Board Vice Chair



**ENVIRONMENTAL BOARD 0720114a**

Date: July 20, 2011

Subject: Block at 26<sup>th</sup> Street SP-2011-0032C.SH

There were no objections by the Environmental Board to Lynn Ann Carley's request to postpone the Block at 26<sup>th</sup> Street SP-2011-0032C.SH until the next regular meeting August 17, 2011

A handwritten signature in black ink, which appears to read "Mary Gay Maxwell". The signature is written in a cursive, flowing style.

Mary Gay Maxwell,  
Environmental Board Chair.



### **ENVIRONMENTAL BOARD MOTION 072011 5a**

**Date:** July 20, 2011

**Subject:** Judge's Overlook SP-2011-0051D

**Motioned By:** Robin Gary

**Seconded By:** Bob Anderson

The Environmental Board recommends approval with conditions to the Judge's Overlook project SP-2011-0051D:

1. To allow cut up to a maximum of 8 feet for driveway construction. (LDC Section 25-8-341).
2. To allow fill up to a maximum of 8 feet for driveway construction. (LDC Section 25-8-342).
3. To allow up to 21% impervious cover for the site. [LDC Section 25-8-454(D)(1)(a)]

#### **Staff Conditions:**

- Areas of cut and fill will be revegetated with no greater than a 3:1 slope or be structurally contained.
- Implementation of an Integrated Pest Management (IPM) plan.
- A water quality biofiltration pond will be constructed to capture and treat all new impervious cover proposed in this site plan.

#### **Board Conditions:**

- Evergreen Landscaping will be provided to ensure all parking areas are buffered from Bee caves Road and Canon Wren Drive.
- At least one native tree will be planted within 50 feet of each uncovered parking space in accordance with City of Austin landscape requirement.

#### **Rationale:**

Increase quality of treatment of storm water.

Improve safety and flow of traffic in the neighborhood.

**Vote:** 6-0-0-1

**For:** Anderson, Beall, Gary, Maxwell, Neely and Schissler

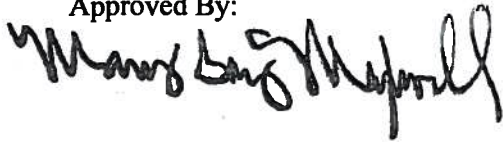
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Against: None

Abstain: None

Absent: Hernandez

Approved By:

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Mary Gay Maxwell,  
Environmental Board Chair.





**ENVIRONMENTAL BOARD MOTION 072011 5b**

Date: July 20, 2011

Subject: Will Marsh Cerco Development Inc 311-315 Bowie Streets Postponement

Motioned By: Robin Gary

Seconded By: Jon Beall

The Environmental Board motioned to postpone Will Marsh Cerco Development Inc 311-315 Bowie Streets

**RECOMMENDATION POSTPONEMENT:**

Motioned by Board member Robin Gary and seconded by Board member Jon Beall, Board member Bob Anderson recused. Board member Eva Hernandez was absent.

Vote 4-1-0-1-1

For: Beall, Gary, Maxwell and Neely

Against: Schissler

Abstain: None

Absent: None

Recuse: Anderson

Approved By:

Mary Gay Maxwell, Chair