

June 4, 2012

Board of Adjustment - City of Austin
c/o Susan Walker
P.O. Box 1088
Austin, TX 78767-1088

RE: OBJECTION TO APPEAL - 7600 Downridge Drive
OBJECTION TO FURTHER POSTPONEMENTS OR DELAYS

Dear Board of Adjustment,

We oppose Betty Epstein's appeal of our permit. We would also like to convey we are very concerned regarding undue delays with Ms. Epstein's appeal and the approach she appears to be taking to delay the process and drag this matter out.

Regarding appeals, the City of Austin Land Development Code states:

§ 25-1-188 SCHEDULING OF PUBLIC HEARING.

A public hearing on an appeal shall be scheduled for the first available meeting for which notice of the hearing can be timely provided.

Our permit was granted 4/5/12. Though given 20 days, Ms. Epstein submitted a letter of appeal at the last possible moment, 4:59 p.m. on 4/25/12.

Per above code, Ms. Epstein's appeal should have been heard during the first available meeting, which would have been at the May 14th Board of Adjustment (BOA). City staff had 8 days to review her appeal and distribute timely notice by May 3rd so that her appeal could have been heard before the BOA on May 14th.

Additionally, Ms. Epstein also did not submit the required application nor required application payment by 4/25/12. Though given two extensions (May 21st and May 31st) she again did not submit these until the end of the day on the last day of the second extension, May 31, 2012.

Ms. Epstein has already been given an additional prep time for this hearing, and extensions on her application and application payment.

We respectfully request that Ms. Epstein's appeal be heard at the June 11th BOA meeting and that Ms. Epstein not be allowed to continue to unduly delay the process. By this meeting, Ms. Epstein will have had over **60 days** to prepare for this meeting.

Respectfully submitted,



Karen Prairie
7600 Downridge Drive
Austin, TX 78731