

ZONING CHANGE REVIEW SHEET

CASE: C14-2012-0157 (Dessau Partners)

Z.A.P. DATE: January 29, 2013
February 5, 2013

ADDRESS: 13422 Dessau Road

OWNER/APPLICANT: Dessau Partnership, LLC (Richard L. Schroer, Manager)

AGENT: BBD Commercial (Tim Jarvis)

ZONING FROM: I-RR
I-SF-2

TO: CS-1

AREA: 3.112 acres
(135,558.72 sq. ft.)

SUMMARY STAFF RECOMMENDATION:

The staff's recommendation is to grant CS-1-CO, Commercial-Liquor Sales-Conditional Overlay District, zoning for the 14, 300 sq. ft. building footprint known as Tract 1 and GR-CO, Community Commercial-Conditional Overlay District, zoning for the remainder of the site, known as Tract 2. The conditional overlay will limit the development intensity to less than 2,000 vehicle trips per day over the existing land uses.

ZONING AND PLATTING COMMISSION:

1/29/13: Postponed to February 5, 2013 at the applicant's request (5-0, G. Rojas-late, P. Seeger-absent); C. Banks-1st, R. McDaniel-2nd.

2/05/13: Approved staff's recommendation of CS-1-CO zoning for Tract 1 and GR-CO zoning for Tract 2, with additional condition to prohibit Adult Oriented Businesses (4-1, C. Banks-No, P. Seeger and S. Compton-absent); G. Rojas-1st, R. McDaniel-2nd.

DEPARTMENT COMMENTS:

The property in question is currently developed with a dance hall/bar (Dessau Hall/El Mexicano Night Club). The Dessau Dance Hall has been in operation at this location for over 120 years (please see History Information as Attachment A). These tracts of land were annexed by the City of Austin last year through case C7a-12-0003. Therefore, the applicant has filed this request to seek permanent zoning for this site.

The staff recommends the applicant's request to zone the existing structure for CS-1-CO zoning. The staff also recommends zoning the remainder of the site to GR-CO zoning, which is consistent with the existing GR-CO zoning to the west of this property across Dessau Road. The proposed zoning is appropriate as this site is located at the intersection of two major arterial roadways, Dessau Road and Howard Lane. In addition, the proposed zoning will bring the existing use on the property into conformance with Land Development Code use regulations.

The applicant agrees with staff's recommendation.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
<i>Site</i>	I-RR, I-SF-2	Dance Hall/Cocktail Lounge (Dessau Hall/El Mexicano Night Club)
<i>North</i>	County	Undeveloped Tract
<i>South</i>	I-RR	Undeveloped
<i>East</i>	I-RR	Undeveloped, Single-Family Residence
<i>West</i>	GR-CO	Undeveloped, Water Plant

AREA STUDY: N/A**TIA:** Waived**WATERSHED:** Harris Branch**DESIRED DEVELOPMENT ZONE:** Yes**CAPITOL VIEW CORRIDOR:** N/A**HILL COUNTRY ROADWAY:** N/A**NEIGHBORHOOD ORGANIZATIONS:**

Austin Heritage Tree Foundation
 Austin Monorail Project
 Harris Branch Master Association, Inc.
 Harris Ridge Owner's Association
 Harris Ridge Phase IV
 Home Builders Association of Greater Austin
 Homeless Neighborhood Association
 League of Bicycling Voters
 North Growth Corridor Alliance
 Pflugerville Independent School District
 SELTEXAS
 Sierra Club, Austin Regional Group
 Tech-Ridge Association
 The Real Estate Council of Austin, Inc.

CASE HISTORIES:

NUMBER	REQUEST	COMMISSION	CITY COUNCIL
C14-06-0011 (T-Mobile Wireless Facility: 13208 Dessau Rd)	DR to SF-6-CO* * The applicant has proposed a conditional overlay to limit development on the site to SF-1, Single-Family Residence- Large Lot District, density regulations and to limit	3/07/06: Approved staff's recommendation of SF-6-CO zoning by consent (9-0); J. Martinez-1 st , J. Pinnelli-2 nd .	4/06/06: Approved SF-6-CO district zoning by consent (7-0); all 3 readings

	development on the site to less than 2,000 vehicle trips per day.		
C14-04-0127 (Wright Subdivision Dessau Road Zoning Change: 1624 East Howard Lane)	GR-CO to GR	10/19/04: Approved staff's recommendation of GR-CO zoning by consent (9-0), with CO to prohibit Adult Oriented Business uses and a public restrictive covenant to encompass the TIA recommendations.	11/18/04: Granted GR-CO (7-0); all 3 readings
C14-04-0056 (Fish Tract: 13600-14224 Dessau Road)	I-RR to CS, MF-3, SF-6, SF-2	11/02/04: Approved staff's recommendation of SF-2-CO, SF-6, MF-3, LR, LR-MU, GR, GR-MU zoning by consent (9-0)	12/16/04: Granted SF-2-CO, SF-6, MF-3, LR-MU, GR and GR-MU on all 3 readings (7-0)
C14-03-0001 (Cornerstone Baptist Church: 13300 Dessau Rd)	DR to LO	1/28/03: Approved staff's recommendation of LO-CO zoning, w/2,000 trip limit (8-0, J. Donisi-absent)	2/27/03: Granted LO-CO on all 3 (6-0, Goodman-out of room)
C14-00-2101 (Harris Ridge Rezoning: Harris Ridge Drive at Howard Lane)	DR to CS	8/1/00: Approved staff rec. w/ condition of no Adult Oriented Businesses (8-0)	9/28/00: Approved GR-CO w/ conditions on TR 1 & 2 (7-0); all 3 readings
C14H-00-0005 (Evangelical Lutheran Church: 13300 Dessau Road)	DR to DR-H	9/12/00: Approved staff rec. by consent (6-0)	10/5/00: approved DR-H (5-0); all 3 readings

RELATED CASES: C7a-12-0003 (Annexation Case)

ABUTTING STREETS:

Name	ROW	Pavement	Classification	Daily Traffic
Dessau Road	140'	95'	6-lane, major arterial divided (MAD6)	1, 659+
E. Howard Lane	114'	25'-75'	4-lane, major arterial divided (MAD4)	19,212++

+ Dessau Rd, 13400 block – South of Howard Lane (06/21/04)

++Howard Ln East, 1000 block – Harris Ridge Blvd (07/05/06)

CITY COUNCIL DATE: February 28, 2013

ACTION:

ORDINANCE READINGS: 1st

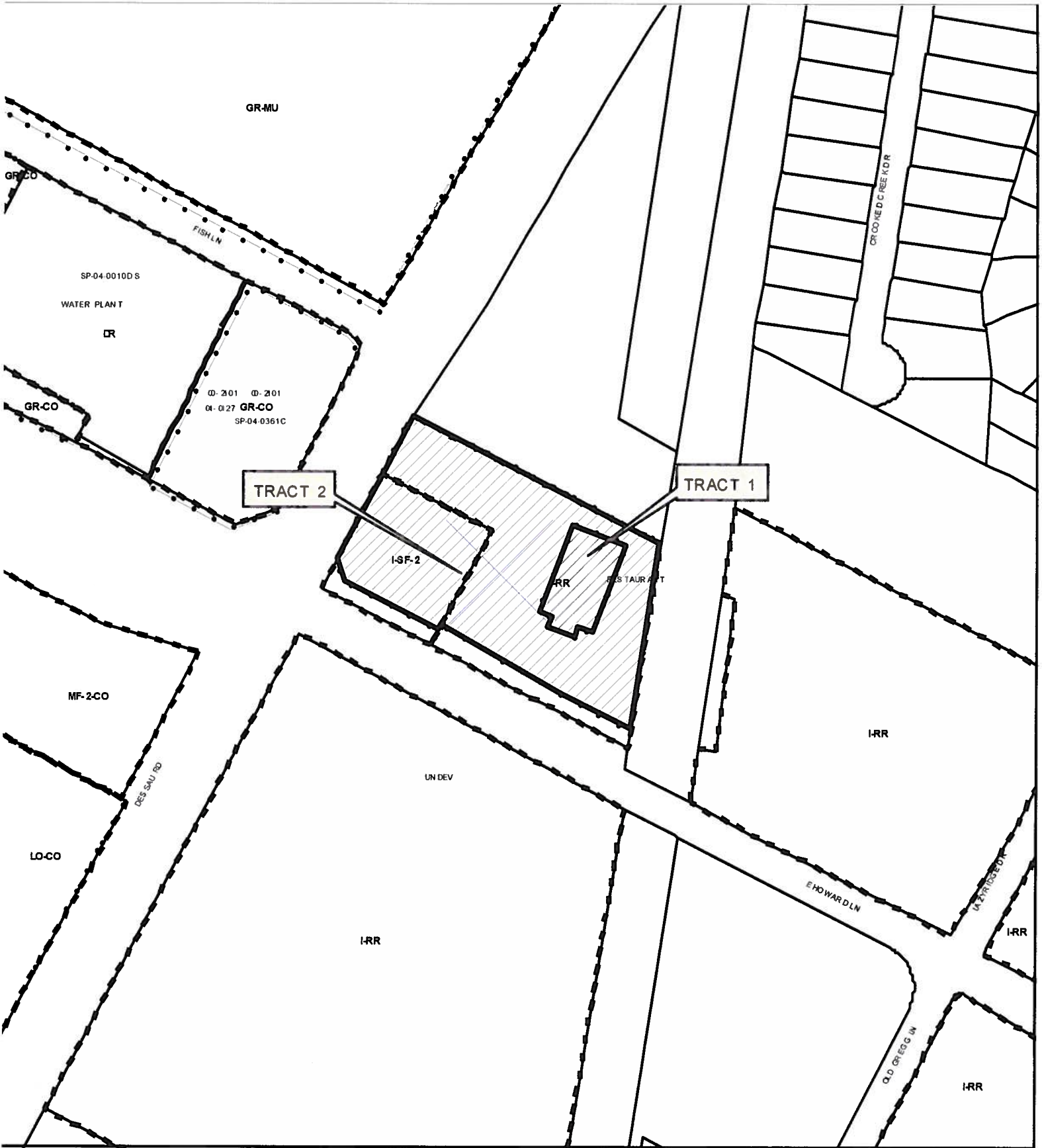
2nd




3rd

ORDINANCE NUMBER:

CASE MANAGER: Sherri Sirwaitis

PHONE: 974-3057,
sherri.sirwaitis@ci.austin.tx.us



-  SUBJECT TRACT
-  PENDING CASE
-  ZONING BOUNDARY

ZONING

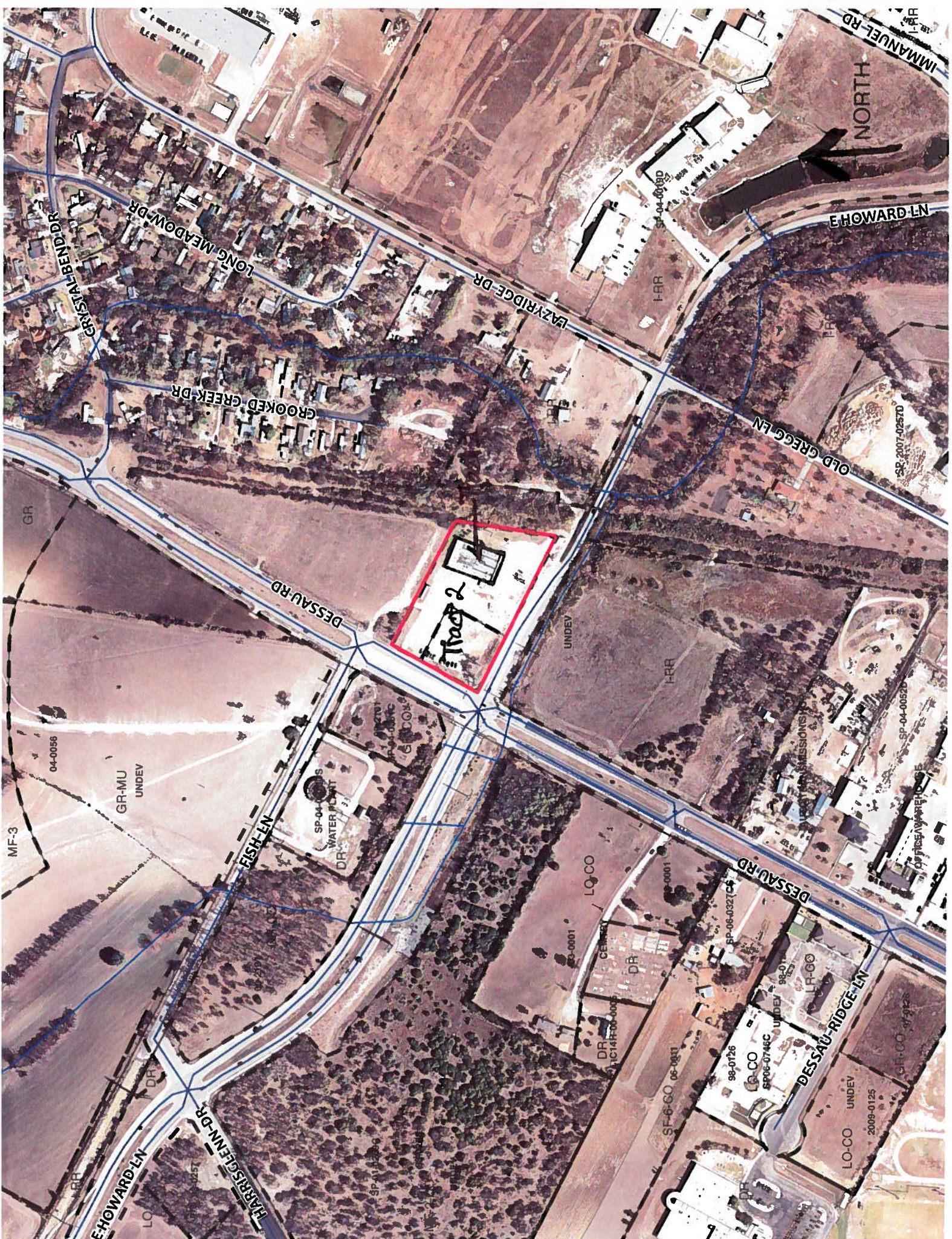
ZONING CASE#: C14-2012-0157

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1" = 200'



STAFF RECOMMENDATION

The staff's recommendation is to grant CS-1-CO, Commercial-Liquor Sales-Conditional Overlay District, zoning for the 14, 300 sq. ft. building footprint known as Tract 1 and GR-CO, Community Commercial-Conditional Overlay District, zoning for the remainder of the site, known as Tract 2. The conditional overlay will limit the development intensity to less than 2,000 vehicle trips per day over the existing land uses.

BASIS FOR RECOMMENDATION

1. *The proposed zoning should be consistent with the purpose statement of the district sought.*

Commercial-liquor sales (CS-1) district is the designation for a commercial or industrial use of a service nature that has operating characteristics or traffic service requirements that are incompatible with residential environments. Liquor sales is one of the permitted uses in a CS-1 district.

2. *The proposed zoning should promote consistency and orderly planning.*

There is commercial (GR-CO) zoning to the west of the site, across Dessau Road. The tracts of land to the north, south, east and west of the site are currently undeveloped.

3. *Zoning should promote the policy of locating retail and more intensive zoning near the intersections of arterial roadways or at the intersections of arterials and major collectors.*

The property in question is located at the northeast intersection of two arterial roadways, Dessau Road and East Howard Lane.

EXISTING CONDITIONS

Site Characteristics

The subject tract is currently developed as a night club/cocktail lounge. The properties directly to the north, south, east and west are undeveloped.

Comprehensive Planning

This zoning case is located on the northeast corner of Howard Lane and Dessau Road, and contains a dance hall. This rezoning is not located within the boundaries of a neighborhood planning area. Surrounding land uses includes vacant land to the north, south, east and west.

The Imagine Austin Comprehensive Plan (IACP) Growth Concept Map designates this portion of the Howard Lane and Dessau Road as a 'Neighborhood Center', which the IACP defines as, "*The smallest and least intense of the three types of activity centers outlined in the Growth Concept Map. Of the three, these will have a more local focus. Businesses and services—doctors and dentists, shops, branch libraries, dry cleaners, hair salons, coffee shops, restaurants, and other small and local businesses—will generally serve the center and surrounding neighborhoods.*"

The following Imagine Austin policies are taken from Chapter 4 of the IACP, which specifically discusses commercial development:

- **LUT P1.** Align land use and transportation planning and decision-making to achieve a compact and connected city in line with the growth concept map.
- **LUT P3.** Promote development in compact centers, communities, or along corridors that are connected by roads and transit that are designed to encourage walking and bicycling, and reduce health care, housing and transportation costs.
- **LUT P4.** Protect neighborhood character by directing growth to areas of change that includes designated redevelopment areas, corridors and infill sites. Recognize that different neighborhoods have different characteristics and new and infill development should be sensitive to the predominant character of these communities.

Based on the property being located within the boundaries of a Neighborhood Center as identified on the IACP Growth Concept Map; and the Imagine Austin policies referenced above, staff believes that the existing commercial use is supported by the Imagine Austin Comprehensive Plan.

Hill Country Roadway

The site is not within a Hill Country Roadway Corridor.

Environmental

The site is not located over the Edwards Aquifer Recharge Zone. The site is in the Desired Development Zone.

According to flood plain maps there is a floodplain within or adjacent to the project boundary. Based upon the close proximity of flood plain, offsite drainage should be calculated to determine whether transition zone exists within the project location. If transition zone is found to exist within the project area, allowable impervious cover within said zone should be limited to 30%.

Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.

Trees will likely be impacted with a proposed development associated with this rezoning case. Please be aware that an approved rezoning status does not eliminate a proposed development's requirements to meet the intent of the tree ordinances. If further explanation or specificity is needed, please contact the City Arborist at 974-1876. At this time, site specific information is unavailable regarding other vegetation, areas of steep slope, or other environmental features such as bluffs, springs, canyon rimrock, caves, sinkholes, and wetlands.

Under current watershed regulations, development or redevelopment on this site will be subject to the following water quality control requirements:

- Structural controls: Sedimentation and filtration basins with increased capture volume and 2 year detention.

At this time, no information has been provided as to whether this property has any pre-existing approvals that preempt current water quality or Code requirements.

Impervious Cover

The maximum impervious cover allowed by the CS-1 zoning district would be 95%. However, because the watershed impervious cover is more restrictive than the zoning district's allowable impervious cover, the impervious cover is limited by the watershed regulations.

The site is in the Harris Branch Watershed of the Colorado River Basin, which is classified as a Suburban Watershed by Chapter 25-8 of the City's Land Development Code. Under current watershed regulations, development or redevelopment on this site will be subject to the following impervious cover limits:

<i>Development Classification</i>	<i>% of Net Site Area</i>	<i>% with Transfers</i>
Single-Family (minimum lot size 5750 sq. ft.)	50%	60%
Other Single-Family or Duplex	55%	60%
Multifamily	60%	70%
Commercial	80%	90%

Note: The most restrictive impervious cover limit applies.

Site Plan

New or additional development on this site will be subject to *Subchapter E: Design Standards and Mixed Use*. Additional comments will be provided upon submittal of the site plan.

Stormwater Detention

At the time a final subdivision plat, subdivision construction plans, or site plan is submitted, the developer must demonstrate that the proposed development will not result in additional identifiable flooding of other property. Any increase in stormwater runoff will be mitigated through on-site stormwater detention ponds, or participation in the City of Austin Regional Stormwater Management Program, if available.

Transportation

No additional right-of-way is needed at this time.

A traffic impact analysis was waived for this case because the applicant agreed to limit the intensity and uses for this development. If the zoning is granted, development should be limited through a conditional overlay to less than 2,000 vehicle trips per day [LDC, 25-6-117].

There are existing sidewalks along Howard Lane.

There are no existing sidewalks along E. Dessau Road.

Capital Metro bus service is not available within 1/4 mile of this property.

According to the Austin 2009 Bicycle Plan Update approved by Austin City Council in June, 2009, bicycle facilities are existing and/or recommended along the adjoining streets as follows: *E. Howard Lane #116 and Dessau Road #59*

Street Name	Existing Bicycle Facilities	Recommended Bicycle Facilities
Dessau Road	Shared Lane	Bike Lane
E. Howard Lane	Wide Curb	Bike Lane

Existing Street Characteristics:

Name	ROW	Pavement	Classification	Daily Traffic
Dessau Road	140'	95'	6-lane, major arterial divided (MAD6)	1, 659+
E. Howard Lane	114'	25'-75'	4-lane, major arterial divided (MAD4)	19,212++

+ Dessau Rd, 13400 block – South of Howard Lane (06/21/04)

++Howard Ln East, 1000 block – Harris Ridge Blvd (07/05/06)

Water and Wastewater

The landowner intends to serve the site with City of Austin water and wastewater utilities. The landowner, at own expense, will be responsible for providing any water and wastewater utility improvements, offsite main extensions, utility relocations and or abandonments required by the land use. The water and wastewater utility plan must be reviewed and approved by the Austin Water Utility for compliance with City criteria. All water and wastewater construction must be inspected by the City of Austin. The landowner must pay the City inspection fee with the utility construction. The landowner must pay the tap and impact fee once the landowner makes an application for a City of Austin water and wastewater utility tap permit.

A Service Extension Request will be required for future wastewater service if On-Site Sewage Facilities are not utilized. For more information pertaining to the Service Extension Request process and submittal requirements contact Phillip Jaeger with the Austin Water Utility, Utility Development Services at 625 E. 10th St., 7th floor. Ph: 512-972-0207. The Austin Water Utility reserves the right to make additional comments and to establish other requirements with the Service Extension Request review.

Dessau Hall Austin, TX

Dessau, Texas was a small town located eleven miles northeast of Austin and two miles southwest of Pflugerville in northeastern Travis County. Settled by German immigrants in the latter half of the 19th century it was named after the city of Dessau in Germany.¹ Dessau Hall, located at 13422 Dessau Road, was a two story building built by the locals in 1876 as a venue for (traditional polka) dancing and (German) music. It was the site of many German May Fete celebrations and other family events.²



The Dessau Band of the 1890s

Photo courtesy Martha Sansom and [Community Impact](#)

Though the population of Dessau itself rarely ever grew above fifty the hall was a popular attraction and drew crowds from Austin and surrounding communities. By the 1930s and 1940s, dancing to the sound of big bands was popular. Some of the well-known bands that played Dessau Hall during this era included Harry James, Glen Miller, Guy Lombardo, Tommy Dorsey, Artie Shaw, Stan Kenton and Woody Herman. The original structure burned down in the early 1940s, and a new single-story building was erected at the same location.²

The new hall was known for a tree that grew in the center of the dance floor. According to Joe W. Neal, a retired professor of intercultural communication at The University of Texas, *"It was one of the most popular entertainment spots at that time. I remember when we returned from the war in 1945, everyone headed to Dessau Hall to dance and listen to the big bands."*²



Hank Williams at Dessau Hall - 1950

Photo courtesy Jim Grabowski and [The Austin Chronicle](#)

As country and western music became popular artists like Bob Wills, Hank Williams, Ernest Tubb and Charlie Louvin performed at Dessau Hall. Jimmy Heap, a western swing band leader from Taylor, Texas, along with his band the Melody Makers played there on Saturday nights broadcasting over radio [KTBC](#) in Austin.³ KTBC was owned by then-Senator Lyndon Johnson and his wife Lady Bird.

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Hank Williams at Dessau Hall - 1950

Photo courtesy Jim Grabowski and [The Austin Chronicle](#)

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Jimmy Heap (2nd from left) and the Melody Makers

Photo courtesy [Christmas Citizen's Center](#)

Heap's first recording was a song written by band member Horace Barnett called "*The Dessau Hall Waltz*." The response after they started playing it on their radio program every afternoon at KTAE in Taylor was so great it eventually led to a contract with Imperial Records. They would later have a hit with Eddie Miller's "*Release Me*."



December 1952 ads for the Skyline and Dessau Hall in Austin Statesman
courtesy [Copperfield Area - Northeast Austin Historical Notes](#)

According to Billboard, D.R. Price was the owner and operator of Dessau Hall and that November had announced a new "Western Music policy" there where once a month they would book a name band, though the club never became exclusively country. On December 19, 1952 Dessau Hall featured the big band sound of Shep Fields and his Rippling Rhythm while the same night, less than a few miles away, Hank Williams made his last ever public performance at the Skyline Club. By 1953 Red Jones at KVET in Austin was promoting weekly dances at the Hall.

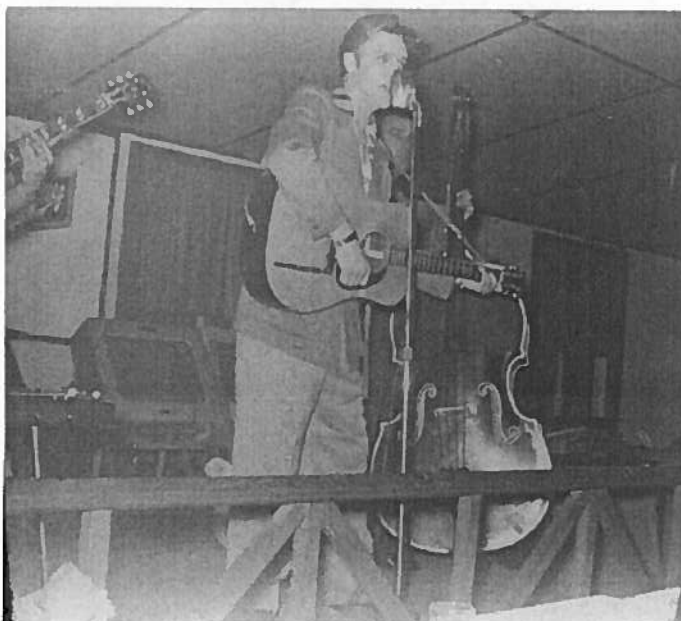


Ads from March 16 and 17, 1955 in the Austin Statesman
Courtesy [Austin History Center](#)

On March 17, 1955, Elvis, Scotty and Bill performed at Dessau Hall. This date was the week before the band made their first trip to New York to audition for the Arthur Godfrey's Talent show and according to Peter Guralnick in Elvis Day by Day the dates this month were booked by Bob Neal.



Scotty, Elvis and Bill at Dessau Hall - Mar. 17, 1955
Photo courtesy Ger J. Rijff



Scotty, Elvis and Bill at Dessau Hall - Mar. 17, 1955
Photo courtesy Ger J. Rijff



Scotty, Elvis and Bill at Dessau Hall - Mar. 17, 1955
Photo courtesy Steve Bonner



Scotty, Elvis and Bill at Dessau Hall - Mar. 17, 1955

Photo courtesy Steve Bonner

Earlier that month they had returned to the studio and recorded both a slow and an up-tempo version of "*I'm left, you're right, she's gone*" which was the first time drums were used on one of their recordings. They were played by Jimmie Lott, who happened to also be the first non member of the Blue Moon Boys to record with them, though some accounts suggest that Doug Poindexter of the Wranglers may have played rhythm guitar on *Just Because* in September of 54.



Elvis with a fan at Dessau Hall - Mar. 17, 1955

Photo courtesy Ger J. Rijff



Elvis at Dessau Hall - Mar. 17, 1955

Photo courtesy Ger J. Rijff

It was the first of only four appearances by the band in Austin (or its outskirts in this instance). By their next appearance in town, at the Austin Sportcenter the following August, they would have DJ with them, who not long after through the efforts of Scotty and Bill would become a full time member of the band. The club would later host acts like Patsy Cline, Loretta Lynn, Willie Nelson, George Strait, Merle Haggard, Don Walser and many more.



Elvis with fans outside Dessau Hall - Mar. 17, 1955

Photo courtesy Ger J. Rijff



Elvis with fans outside Dessau Hall - Mar. 17, 1955
Photo courtesy Ger J. Rijff



Elvis with fans outside Dessau Hall - Mar. 17, 1955
Photo courtesy Ger J. Rijff



Elvis with fans outside Dessau Hall - Mar. 17, 1955

Photo courtesy Ger J. Rijff

In 1967 Dessau Hall burned to the ground again but was rebuilt again in 1969 by Arkie Sawyer and Leona Kincl. The new club featured chandeliers, red velvet wallpaper and the largest floating wood dance floor in Texas at 3,000 square feet. The tree unfortunately did not survive the fire.⁵



Jack Green, Hub Sutter, Johnny Bush, Tiny Smith and Floyd Tillman - Jan 1957

Photo courtesy Wired For Sound (added July 2, 2011)



Louisiana Hayride alumni David Houston receives a poster signed by fans as a Valentine at the Hall from Jerry Green, program director at KOKE - Apr. 24, 1971

Photo courtesy Billboard



Dessau Dance Hall in 1998

Photo courtesy [webshots](#)

The 1500 capacity hall was bought by the Persinger brothers in 1997 who scrapped the chandeliers and velvet wallpaper. Over the next few years the club as a Tejano Nightspot or frat hangout under one theme or another was filled most nights with a lineup that ran from blues to rock to country, with a heavy accent on local talent. Though in a few years it too would be empty again.²



Aerial view of building at 13422 Dessau Rd. Austin, TX - 2008

Photo courtesy Microsoft Earthdata



Aerial view of building at 13422 Dessau Rd. Austin, TX - 2008

Photo courtesy Microsoft Earthdata

The building was purchased in May of 2009 by Robin Bagley of East Texas who refurbished it in the tradition of the old Dessau Hall with a similar look and feel as its glory days.²



Dessau Hall refurbished - 2009

Photo courtesy Google Streetview



The New Dessau Hall dance floor and stage - 2009

Photo courtesy [The New Dessau Hall MvSpace](http://TheNewDessauHall.MvSpace)



The New Dessau Hall Dance floor and stage - 2009

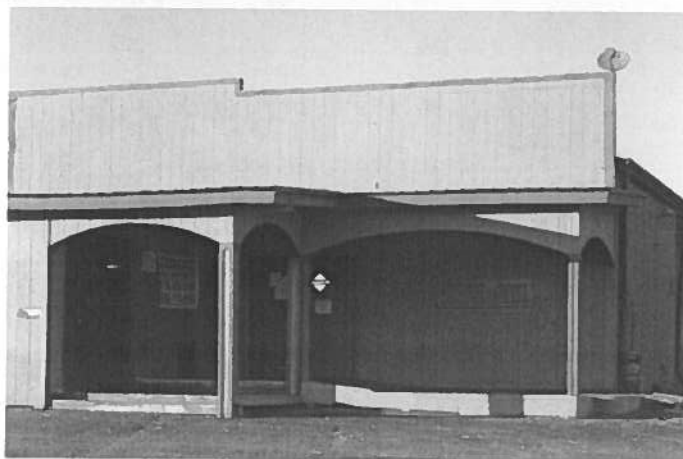
Photo courtesy [The New Dessau Hall MySpace](#)

The walls were painted red to mirror the original red velvet walls, and many of the old light fixtures were found in storage, polished and rewired for use again. Red velvet curtains hung on the stage, and old newspaper clippings found at the hall were framed and hung on the walls. The old chandelier was found hanging from the rafters above the dropped ceiling, refurbished and hang over the refinished dance floor. They held a grand opening on June 13, 2009 with a capacity crowd and a line around the building waiting to get in.² Unfortunately the club was again closed by the following year.



El Gran Mexicano night club (former Dessau Hall) at 13422 Dessau Road - Oct. 14, 2010

Photo © James V. Roy



No Gang Clothing Inside - Dress Code Strictly Enforced - Oct. 14, 2010

Photo © James V. Roy

Today the town of Dessau has been swallowed up by Austin's urban sprawl but the main remaining landmark is the dancehall building at the intersection of Dessau and Howard.⁶ Though once remote, the location is now a rather heavily populated residential and industrial area. The former dance hall is currently the El Gran Mexicano Night club and open only a few nights a week.

page added December 15, 2010

Like

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¹ according to Texas Post Offices by County by John J. Gernann and Myron Janzen, courtesy [The Handbook of Texas Online](#)² courtesy "[Dessau Hall Reopens](#)" by Pam Stephenson, Community Impact Newspaper - Aug 7, 2009³ according to [Jimmy Heap Interview with Ray Campi](#) courtesy [Electric Earl](#)⁴ according to Billboard Magazine July 19, 1952, Nov. 29, 1952 and Jan. 31, 1953⁵ according to [Texas Live Music Venues Opened before 1980](#) courtesy Texas Music Office⁶ according to [Copperfield Area - Northeast Austin Historical Notes](#)

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Sirwaitis, Sherri

From: Isabel Perales-Garcia [REDACTED]
Sent: Tuesday, January 29, 2013 5:42 PM
To: Sirwaitis, Sherri
Subject: Fwd: Dessau CASE #: C14-2012-0157
Attachments: image003.jpg

Sent from my iPhone

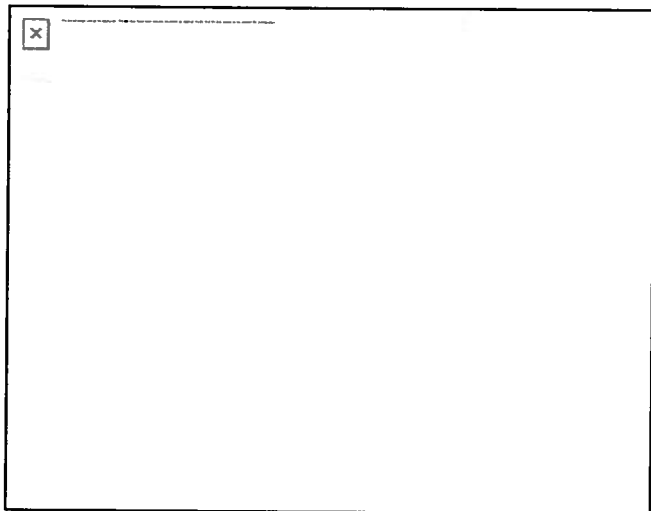
Begin forwarded message:

From: Isabel Perales-Garcia [REDACTED]
Date: January 29, 2013, 5:24:17 PM CST
To: "Sherri.sirwitis@austintexas.gov" <Sherri.sirwitis@austintexas.gov>
Cc: Richard Schroer [REDACTED] <[REDACTED]@bbdcommercial.com>; Tim Jarvis <tim@bbdcommercial.com>
Subject: Dessau CASE #: C14-2012-0157

Hello Sherri,

The ownership for 13422 Dessau respectfully requests a postponement of the hearing regarding CS1 Zoning until the Feb 5th 2013 meeting.
Please confirm receipt of this message.

Best regards,
Isabel Perales-Garcia



PUBLIC HEARING INFORMATION

This zoning/rezoning request will be reviewed and acted upon at two public hearings: before the Land Use Commission and the City Council. Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During its public hearing, the board or commission may postpone or continue an application's hearing to a later date, or may evaluate the City staff's recommendation and public input forwarding its own recommendation to the City Council. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.

During its public hearing, the City Council may grant or deny a zoning request, or rezone the land to a less intensive zoning than requested but in no case will it grant a more intensive zoning.

However, in order to allow for mixed use development, the Council may add the MIXED USE (MU) COMBINING DISTRICT to certain commercial districts. The MU Combining District simply allows residential uses in addition to those uses already allowed in the seven commercial zoning districts. As a result, the MU Combining District allows the combination of office, retail, commercial, and residential uses within a single development.

For additional information on the City of Austin's land development process, visit our website:

www.austintexas.gov

Written comments must be submitted to the board or commission (or the contact person listed on the notice) before or at a public hearing. Your comments should include the board or commission's name, the scheduled date of the public hearing, and the Case Number and the contact person listed on the notice.

Case Number: C14-2012-0157

Contact: Sherri Sirwaitis, 512-974-3057

Public Hearing: Jan 29, 2013, Zoning and Platting Commission

Feb 28, 2013, City Council

Richard Schroer, Jr.

Your Name (please print)

13422 Dessau Road / 13416 Gregg Lane

Austin, Texas 78754

☒ I am in favor
☐ I object

Your address(es) affected by this application

Digitally signed by Richard L. Schroer, Jr.
DN: cn=Richard L. Schroer, Jr., o=8-Bachis Development,
Inc. ou, email=richard@8bachisdevelopment.com, c=US
Date: 2013.01.17 15:41:21 -0600

Richard L. Schroer, Jr.

January 17, 2013

Signature

Date

Daytime Telephone: (512) 499-8300

Comments: Strongly In Favor & Approve

If you use this form to comment, it may be returned to:

City of Austin

Planning & Development Review Department

Sherri Sirwaitis

P. O. Box 1088

Austin, TX 78767-8810

PUBLIC HEARING INFORMATION

This zoning/rezoning request will be reviewed and acted upon at two public hearings: before the Land Use Commission and the City Council. Although applicants and/or their agent(s) are expected to attend a public hearing, you are not required to attend. However, if you do attend, you have the opportunity to speak FOR or AGAINST the proposed development or change. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During its public hearing, the board or commission may postpone or continue an application's hearing to a later date, or may evaluate the City staff's recommendation and public input forwarding its own recommendation to the City Council. If the board or commission announces a specific date and time for a postponement or continuation that is not later than 60 days from the announcement, no further notice is required.

During its public hearing, the City Council may grant or deny a zoning request, or rezone the land to a less intensive zoning than requested but in no case will it grant a more intensive zoning.

However, in order to allow for mixed use development, the Council may add the MIXED USE (MU) COMBINING DISTRICT to certain commercial districts. The MU Combining District simply allows residential uses in addition to those uses already allowed in the seven commercial zoning districts. As a result, the MU Combining District allows the combination of office, retail, commercial, and residential uses within a single development.

For additional information on the City of Austin's land development process, visit our website:

www.austintexas.gov

Written comments must be submitted to the board or commission (or the contact person listed on the notice) before or at a public hearing. Your comments should include the board or commission's name, the scheduled date of the public hearing, and the Case Number and the contact person listed on the notice.

Case Number: C14-2012-0157

Contact: Sherri Sirwaitis, 512-974-3057

Public Hearing: Jan 29, 2013, Zoning and Platting Commission
Feb 28, 2013, City Council

MICHAEL E. RHEDES

Your Name (please print)

13300 DESSAU RD.

Your address(es) affected by this application

Michael Rhodes

Signature

Date

Daytime Telephone: *512-251-3378*

Comments: *OBJECT ON BEHALF OF CONCRETE BAPTIST CHURCH TO THIS CHANGE, THE FOLLOWING USES SHOULD BE EXCLUDED DUE TO PROXIMITY TO OUR CHURCH, SCHOOLS AND NEIGHBORHOODS:*

- 1) COCKTAIL LOUNGE*
- 2) DRUP OFF RECYCLING*
- 3) LIQUOR SALES*
- 4) PAWN SHOP SERVICES*
- 5) MEDICAL STORAGE & DISPATCH*
- 6) VEHICLE STORAGE*
- 7) CLUB OR LODGE*

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