



**ENVIRONMENTAL BOARD MEETING MINUTES WEDNESDAY
February 19, 2014**

**The Environmental Board convened in a public hearing meeting on
Wednesday,
February 19, 2014, at City Hall Council Chambers. 301 W. Second Street,
Austin, Texas 78701**

Board Members in Attendance:

**Robert Deegan, Mary Gay Maxwell, Mary Ann Neely, Marisa Perales,
James Schissler, and Brian Smith**

Board Members in Absent:

Jenifer Walker

Staff in Attendance:

**Brad Jackson
Chris Herrington
Chuck Lesniak
Liz Johnston
Marilla Shepherd
Mateo Scoggins
Mike McDougal
Scott Hiers
Sue Barnett**

Others in Attendance:

**Terry Irion
Vince Wood
Lonnie Eavers, P. E.
Hermann Vigil**

1. CALL TO ORDER

Chair Mary Gay Maxwell called the meeting to order at 6:11 p.m.

2. CITIZEN COMMUNICATIONS: GENERAL

**Speaker should sign up to speak prior to the meeting being called to order; you will receive a
three-minute allotment to discuss topics not posted on the agenda.**

***Alan Roddy signed up to speak about Shoreline Erosion**

***Carol Torgimson signed up to speak about item 4.**

**3. APPROVAL OF MINUTES, AND ENVIRONMENTAL OFFICERS
REPORT**

- a. Approve the minutes of the Environmental Board regular meeting of February 5, 2014.

February 5, 2014 minutes were approved on Board member Roberts Deegan's motion and James Schissler's second. Vote 4-2-0-1. Board member Jennifer Walker was absent.

- b. Environmental Officer's report on hot topics and past Board actions – Chuck Lesniak, Watershed Protection Department –

- i. Report on the upcoming ordinance relating to the Lake Austin Zoning District and the regulation of boat docks, bulkheads and shoreline access requested by City Council - Chuck Lesniak, Environmental Officer, Watershed Protection Department.
This item was conducted as posted.

4. BOARD BUSINESS AND POSSIBLE ACTION

Discuss the Watershed Protection Dept.'s rescued plant nursery and plant rescues as mitigation for variance requests. - Mary Ann Neely, Chair, Environmental Board Water Quality Committee and Mateo Scoggins, Watershed Protection Department.

This item was conducted as posted. No action taken.

5. SPECIAL STAFF REPORTS

- a. Watershed Protection Department 2013 Annual Report - Victoria Li, P. E., Director,
Watershed Protection Department

This item was postponed to March 5, 2014.

6. PUBLIC HEARINGS

- a. **Name:** 3213 Smoky Ridge SP-2012-0366DS

Applicant: Aupperle Company Bruce Aupperle, P.E. Agent

Location: 3213 Smoky Ridge

Staff Reviewer: Liz Johnston, Planning & Development Review Department

Watershed: Lake Austin

Ordinance: Watershed Protection Ordinance (Current Code)

Request:

1. Land Development Code 25-8-281(C)(1)(a) to allow construction of a boat dock and associated access within a Critical Environmental Feature Buffer.

Staff Recommendation: Recommend with conditions

Recommendation approved on Board member Robert Deegan's motion and seconded by Board member James Schissler. Vote: 6-0-0-1. Board member Jennifer Walker was absent.

- b. **Name:** Vineyard Business Center SP-2013-0343D

Applicant: Vigil and Associates Herman Vigil P. E. Agent

Location: 2009 N. FM 620

Staff Reviewer: Mike McDougal, Planning & Development Review Department

Watershed: Running Deer Creek Watershed, Water Supply Rural Drinking Water Protection Zone

Ordinance: Comprehensive Watershed Ordinance

Request:

1. Land Development Code 25-8-454(D)(2) to allow the construction of buildings and parking within the 40% downstream buffer, and
2. Land Development Code 25-8-454(D)(1)(a) to allow 49.6% impervious cover.

Staff Recommendation: Not Recommended

The Environmental Board disapproves the request for variance on Board member Robert Deegan's motion and seconded by Board member Mary Ann Neely. Vote: 5-0-0-2. Board member James Schissler and Board member Jennifer Walker were absent.

7. COMMITTEE REPORTS

- a. Update on the Joint Environmental/Parks Board Subcommittee – Mary Ann Neely, Jennifer Walker, and James Schissler, P.E. **No report this week.**
- b. Urban Growth Policy Committee – Mary Gay Maxwell, James Schissler, P. E., and Marisa Perales. **No report this week.**
- c. Water Treatment Plant #4 Committee – Mary Gay Maxwell, Robin Gary and Mary Ann Neely. **No report this week.**
- d. Development Committee – Mary Gay Maxwell, Marisa Perales, Robert Deegan, and James Schissler, P.E. **No report this week.**
- e. Water Quality Regulations Committee – Mary Ann Neely, Chair, and Jennifer Walker. **Schedule a meeting of committee to:**
 - 1) Consider a draft ordinance affecting City Code Chapters 25-2, 25-5, 25-7 and 25-8, relating to the Lake Austin Zoning District and the regulation of boat docks, bulkheads and shoreline access ; and
 - 2) Consider a draft ordinance to create a Lake Austin zoning district overlay that is proposed to apply within 1000 feet of the shoreline of Lake Austin.**This item was conducted as posted.**
- f. Watershed Protection Budget Committee – Mary Gay Maxwell and Mary Ann Neely. **No report this week.**
- g. Other reports from Board members. **Update on the progress of the Board and Commission Task Force by Mary Gay Maxwell. This item was conducted as posted.**

8. NEW BUSINESS - Future agenda items

- 1. **Schedule the Water Quality Regulations Committee Meeting.**
- 2. **Schedule the Development Committee to discuss Mr. Deegans proposal regarding the resolution for a Comprehensive Urban Forest Plan, and to include the Landscape Aggregate status for discussion.**

9. ADJOURNMENT

Chair Mary Gay Maxwell adjourned the meeting at 8:10 p.m.



ENVIRONMENTAL BOARD MOTION 20130219 6B

Date: February 19, 2014

Subject: 3213 Smoky Ridge SP-2013-0398- DS

Motioned By: Robert Deegan

Seconded By: James Schissler, P. E.

Whereas, the applicant has met the findings of fact,

Therefore, the Environmental Board recommends approval of the request for variance with the following staff conditions:

- The applicant will provide a vegetation plan utilizing native plants to mitigate any erosion of the unstable slope.
- No tram will be constructed on the property to provide shoreline access.

Vote 6-0-0-1

For: Deegan, Maxwell, Neely, Perales, Schissler and Smith

Against: None

Abstain: None

Absent: Walker

Approved By:

Dr. Mary Gay Maxwell, Chair



ENVIRONMENTAL BOARD MOTION 20130219 6b

Date: February 19, 2014

Subject: Vineyard Business Center SP-2013-0343D

Motion By: Robert Deegan

Second By: Mary Ann Neely

Whereas, the applicant has not met the findings of fact, and

Whereas existing development already exceeds what is acceptable under code, and

Whereas proposed development will provide lesser overall environmental protection than what is required by code,

Therefore, the Environmental Board disapproves of the request for variance.

Vote 5-0-0-2

For: Deegan, Maxwell, Neely, Perales, and Smith

Against: None

Abstain: None

Absent: Schissler and Walker

Approved By:


Dr. Mary Gay Maxwell, Chair