

**Heldenfels, Leane**

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**From:** William Hodge <[redacted]>  
**Sent:** Friday, July 11, 2014 12:12 PM  
**To:** Heldenfels, Leane  
**Cc:** David Modigliani  
**Subject:** Re: 2601 Canterbury // Postponement Request

I will be present at the meeting. If asked I can answer technical questions etc. I will however also state that I am working with the neighbors still and will second the request that we postpone.

On Jul 11, 2014, at 11:58 AM, "Heldenfels, Leane" <[Leane.Heldenfels@austintexas.gov](mailto:Leane.Heldenfels@austintexas.gov)> wrote:

Hi David – I will print your request for postponement for the Board to consider. Typically those requesting a postponement are present at the beginning of the meeting to discuss the request if the Board has questions about it. I can advise that no one from the Board/no neighbors could be present and to let your email stand as your position, but if anyone could be there it would be best. The Board Guidelines are that the applicant can request one postponement (which happened at the first meeting); an interested party/neighborhood association can request one postponement (which this would be); then staff can request one; and the Board can request one. FYI - these are just Guidelines, not bylaws or rules of procedure – so the Board could vote to hear the case and not grant the request for postponement if they believe they have enough information to act on the case w/o another postponement. The decision will be made at the start of the meeting.

Take care –  
 Leane Heldenfels  
 Board of Adjustment Liaison  
 City of Austin

**From:** David Modigliani [mailto:[davidmodigliani@gmail.com](mailto:davidmodigliani@gmail.com)]  
**Sent:** Thursday, July 10, 2014 9:59 PM  
**To:** Heldenfels, Leane  
**Cc:** William Hodge  
**Subject:** 2601 Canterbury // Postponement Request

Hello Leane,

I'm writing on behalf of the group of neighbors who submitted a letter to the board prior to their May meeting in regards to the developer's request for a variance at 2601 Canterbury St. The neighbors strongly opposed the variance.

William Hodge, who requested a postponement in June, represents the owner. We met together as a group on the property last month with productive dialog and Mr. Hodge indicated in good faith he would present us with a new proposal the following week, well in advance of the upcoming board meeting. Unfortunately -- and apparently due to delays from other parties working with Mr. Hodge -- he was only able to deliver the proposal two days ago. Two neighbors who signed the original letter are traveling, one outside of the country. The late arrival of Mr. Hodge's revised proposal has prevented us from having the opportunity to come together to discuss it as a group.

Mr. Hodge has indicated that he does not retain any further permission to request a postponement from the board. Working in good faith, we hereby request the postponement ourselves. Please

advise if this email can serve to postpone. I cannot personally attend the meeting on Monday and I am not sure if the neighbors who are traveling can attend to request the postponement in person.

If no postponement can be granted, the current opposition of the neighbors must stand as stated in the original letter, as there has not been sufficient time granted to readdress.

Thank you for your time and work. I hope to hear from you tomorrow.

Sincerely,  
David Modigliani

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