

Heldenfels, Leane

From: Bill Anderson (~~bill@billanderson.com~~)
Sent: Monday, December 29, 2014 2:15 PM
To: Heldenfels, Leane
Cc: bob.stewart@kellyhart.com; Manuel J. Justiz; Jim Recek (crarch@sbcglobal.net); gadi ilan (gilan7@yahoo.com); Seldon Graham (selgraham@austin.rr.com); Berny Schiff (berny78731@yahoo.com); douglaskd@hotmail.com; Mike Hissey (MHissey@hkllp.com); Scott Elkin (drscottelkin@austin.rr.com); nazar@austin.rr.com; rachael.tice@intel.com
Subject: C15-2014-0152, 5600 & 5602 Craggy Point, Owner: Brian Follett, postponed hearing set for 01/12/2015

Leane,

Thank you for your e-mailed reply of 12/23/2014 in reference to the above hearing. I will object to postponing the hearing on 01/12/2015, 104 days after the original applicant's and owner's filing dated 10/01/2014. Since the original hearing 11/10/2014, scheduled but postponed by then 63 days later, I also have not received any additional information. Therefore the 01/12/2015 hearing must be kept so the board or commission may hear my concerns, as I have objected to the proposed application, the concerns of other neighborhood residents on the proposed application, and the board or commission may render a decision on this application.

Please confirm receipt of this request.

Thank you,

William D. Anderson

Bill Anderson
State Farm Insurance
8716 N Mopac Ste 120
Austin, Tx 78759
512-346-0884
512-346-0972 (fax)
1-866-346-0884
bill@billasf.com

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Heldenfels, Leane

From: Seldon Graham ~~sgraham@austin.rr.com~~
Sent: Monday, December 29, 2014 3:08 PM
To: Heldenfels, Leane
Cc: Bill Anderson; bob.stewart@kellyhart.com; Manuel J. Justiz; Jim Recek (crarch@sbcglobal.net); gadi ilan (gilan7@yahoo.com); Berny Schiff (berny78731@yahoo.com); douglaskd@hotmail.com; Mike Hissey (MHissey@hklp.com); Scott Elkin (drscottelkin@austin.rr.com); nazar@austin.rr.com; Chris & Rachael Tice
Subject: Re: C15-2014-0152, 5600 & 5602 Craggy Point, Owner: Brian Follett, postponed hearing set for 01/12/2015

I have not yet received answers to my questions which were mailed to Mr. Follett. Unless I receive satisfactory answers from him, I will continue to oppose his application.

4713 Palisade Drive
Austin, Texas 78731-4516
December 23, 2014

An open letter to:

Brian Follett
5600 Craggy Point
Austin, Texas 78731-4505

Dear Mr. Follett:

These are but a few of the many questions raised by the undated unsigned unstamped letter which I found in my United States Postal Service mail box on or about December 20, 2014.

1. Since the reason you give for your actions in seeking a variance from the city "is to correct a permitting error,"
 - A. What is the specific code, regulation or ordinance you are talking about?
 - B. Why is a variance needed if you are correcting the error?
 - C. What are the current facts regarding both the pervious and impervious cover at 5600 Craggy Point?
 - D. What man-made structure or structures constitutes such impervious cover at 5600 Craggy Point?
 - E. What are the current facts regarding both the pervious and impervious cover at 5602 Craggy Point?
 - F. What man-made structure or structures constitutes such impervious cover at 5602 Craggy Point?
 - G. When did you discover that an error had been made?
 - H. When was the error actually made?
 - I. Who made the error?
 - J. Have you tried other methods of correcting the error at 5600 Craggy Point?
 - K. Have you tried other methods of correcting the error at 5602 Craggy Point?
2. You state that "this is a common issue found throughout the neighborhood." Name the other lots in the subdivision for which the owner has the same problem?
3. You state that you "do not have any finalized building plans at this time." Why is it that you seem to be the only owner in this subdivision who thinks that you do not have to follow the Covenants and Restrictions for The Cliff Over Lake Austin, II (Vol. 7122, Pages 705 through 726, Travis County Deed Records) by getting plans approved by the Architectural Control Committee, Article VII, before applying for this city variance?

There are a great number of other questions which I want to get answered. But, time and season prevents it. I will have to settle for the answers to these.

PUBLIC HEARING INFORMATION

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 application. You may also contact a neighborhood or environmental organization that has expressed an interest in an application affecting your neighborhood.

During a public hearing, the board or commission may postpone or continue an application's hearing to a later date, or recommend approval or denial of the application. 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 will be sent.

A board or commission's decision may be appealed by a person with standing to appeal, or an interested party that is identified as a person who can appeal the decision. The body holding a public hearing on an appeal will determine whether a person has standing to appeal the decision.

An interested party is defined as a person who is the applicant or record owner of the subject property, or who communicates an interest to a board or commission by:

- delivering a written statement to the board or commission before or during the public hearing that generally identifies the issues of concern (*it may be delivered to the contact person listed on a notice*); or
- appearing and speaking for the record at the public hearing; and:
- occupies a primary residence that is within 500 feet of the subject property or proposed development;
- is the record owner of property within 500 feet of the subject property or proposed development; or
- is an officer of an environmental or neighborhood organization that has an interest in or whose declared boundaries are within 500 feet of the subject property or proposed development.

A notice of appeal must be filed with the director of the responsible department no later than 10 days after the decision. An appeal form may be available from the responsible department.

For additional information on the City of Austin's land development process, visit our web site: www.austintexas.gov/development.

Written comments must be submitted to the contact person listed on the notice before or at a public hearing. Your comments should include the name of the board or commission, or Council; the scheduled date of the public hearing; the Case Number, and the contact person listed on the notice. All comments received will become part of the public record of this case.

Case Number: C15-2014-0152, 5600 and 5602 Craggy Point
Contact: Leane Heldenfels, 512-974-2202, leane.heldenfels@austintexas.gov
Public Hearing: Board of Adjustment, November 10th, 2014

Anderson, William Delbert Virginia Ruth

Your Name (please print)

☐ I am in favor
☒ Object

4725 Palisade Dr., Austin, Texas 78736-4575

Your address(es) affected by this application

Mr. D. L. Anderson Virginia Ruth Anderson 11/05/14

Signature

Date

Daytime Telephone: *512-565-0144*

We Object to the requested variance!

Comments: *The owner's first name is misspelled and should be Brian. Also, the subject tracts are not correctly marked.*

The existing single family houses are in compliance with the Covenants and Restrictions of TCOA II, one single family on one each lot. The proposed house, 5200 sq. ft., will not be in keeping with the surrounding neighborhood, would destroy the character of this small neighborhood for single family houses and is in full compliance with the Covenants and Restrictions of the TCOA II.

Note: all comments received will become part of the public record of this case

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

City of Austin-Planning & Development Review Department/ 1st Floor

Leane Heldenfels

P. O. Box 1088

Austin, TX 78767-1088

Or fax to (512) 974-2934

Or scan and email to leane.heldenfels@austintexas.gov