

## A G E N D A



## Recommendation for Council Action (Real Estate)

Austin City Council	Item ID:	47634	Agenda Number	21.
Meeting Date:	August 20, 2015			
Department:	Office of Real Estate Services			
Subject				
Authorize the negotiation and execution of an encroachment agreement with BRUNER INTERESTS, LLC for the aerial encroachment of right-of-way by balconies and roof overhangs at the northwest corner of the intersection of East 7th Street and San Marcos Street, located at 914 East 7th Street (District 1).				
Amount and Source of Funding				
Fiscal Note				
There is no unanticipated fiscal impact. A fiscal note is not required.				
Purchasing Language:				
Prior Council Action:				
For More Information:	Eric Hammack, Office of Real Estate Services, (512) 974-7079; Lauraine Rizer, Office of Real Estate Services, (512) 974-7078; Amanda Glasscock, Office of Real Estate Services, (512) 974-7173.			
Boards and Commission Action:	July 14, 2015 - Approved by the Planning Commission on a vote of 12-0.			
MBE / WBE:				
Related Items:				

## Additional Backup Information

A request has been received for the aerial encroachment of the East 7<sup>th</sup> Street right-of-way and San Marcos Street right-of-way. The proposed encroachments will include balconies and roof overhangs which are features of a planned hotel to be located at the northwest corner of San Marcos Street and the East 7<sup>th</sup> Street intersection. The encroachments will be behind the curb.

This application requires Council's consideration and approval before the applicant can secure a site plan permit, which is a condition of securing the applicant's construction loan. Postponement in considering this request will delay the applicant's ability to proceed with construction.

The appraised value of the encroachment is \$26,619. A check in the amount of the appraised value has been submitted to the Office of Real Estate Services for processing upon approval of this encroachment application.

Per the requirement established in Ordinance No. 20130822-027, the applicant has submitted a check in the amount of \$3,500 to reimburse the City for the cost of the appraisal.

As required by City Code Section 14-11-54, public notices were sent by certified mail, return receipt requested, to registered neighborhood associations whose boundaries include the area of proposed encroachment. No objections were received. The applicant has reimbursed the City for the cost associated for these notices, as required by City Code, in the amount of \$123.12.