

ZONING CHANGE REVIEW SHEET

CASE: C14-2015-0025 –
Korean United Presbyterian Church Re-Zoning

P.C. DATE: August 25, 2015

ADDRESS: 2000 Justin Lane

DISTRICT AREA: 7

OWNER/APPLICANT: Korean United Presbyterian Church (Roy M. Kim)

AGENT: Thrower Design (Ron Thrower)

ZONING FROM: SF-3-NP

TO: MF-4-NP**

AREA: .948 acres

** The Applicant amended the application to request MF-3-NP combined district zoning on June 25, 2015.

SUMMARY STAFF RECOMMENDATION:

Staff recommends multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning.

COMMISSION RECOMMENDATION:

August 11, 2015; *Continue the public hearing to August 25, 2015 [P. Seeger / T. Knuckles – 2nd] (7-4) NAYS – F. Kazi, J. Vella III, J. Schissler, M. Wilson*

August 25, 2015; *Approved MF-3-CO-NP with the following conditions: 1. The maximum number of units is 24 ; 2. Half of the units must have at least two bedrooms; 3. Vehicular access to the property from Hardy Drive is required; 4. A two-story building, at a maximum of 35 ft., may not be constructed within 50 ft. of the eastern property line; 5. All required parking must be on-site; 6. Sidewalk construction along the property frontage is required rather than paying the fee in lieu; 7. \$15,000 dollars must be donated to the Neighborhood Partnering Program with the City of Austin Public Works Department [M. Wilson / J. Sheih – 2nd] (9-2) NAYS – N. Zaragoza, P. Seeger, ABSENT – J. Stevens.*

ISSUES:

There is a valid petition in opposition to anything more intense than MF-1 zoning (Exhibit B). All the same, there is a letter representing several individuals from the neighborhood in support of MF-3-CO-NP zoning as per agreements made with the Applicant (Exhibit C).

On July 15, 2015, City Staff facilitated a meeting between the Neighborhood and the Applicant to discuss the associated Neighborhood Plan Amendment case that seeks to change the Future Land Use Map (FLUM) designation from Civic use to Multifamily use for the proposed development of the property. The Neighborhood was opposed to the FLUM change and the associated zoning change largely due to the concerns of increased traffic in this area. Please refer to the associated

neighborhood plan amendment case NPA-2015-0017.01 for more information on the FLUM change and outcome of the NPA meeting.

At the August 11, 2015 Planning Commission public hearing the public hearing was extended to August 25th in order to allow an additional opportunity for the Residents of the Neighborhood meet with the Applicant to further discuss the zoning change. The meeting occurred on August 17th.

DEPARTMENT COMMENTS:

The subject rezoning area is .948 acres out of a larger, 2-acre tract that fronts Justin Lane and backs up to Cullen Avenue. More specifically, the subject rezoning area is located on the southwest corner of Cullen Avenue and Hardy Drive, about a block east of Burnet Road. Development on the tract includes a classroom building with playground facilities, a storage building and an asphalt parking lot that are used by the religious assembly located on the portion of the property that is not subject to this zoning case. The rezoning area has driveway access from Cullen Lane as well as from Hardy Drive.

The remaining three corners of the intersection at Cullen Avenue and Hardy Drive are occupied by residential uses; multifamily (condominium) on the northwest corner; single-family and duplex residential uses on the northeast and southeast corners. Other uses in the general area, towards Burnet Road, include office and retail along both Cullen Avenue and Justin Lane. Further east of the intersection is entirely residential with most properties having SF-3 zoning.

The property is in the Crestview Neighborhood and is subject to the Crestview/Wooten Neighborhood Plan (adopted in 2001). Justin Lane is the southern boundary of the Crestview Neighborhood, and also marks the southern extent of the Crestview/Wooten Neighborhood Planning Area.

The Applicant has requested MF-3-NP zoning in order to redevelop the .948 acre area with a multifamily project. The current owner of the property plans to relocate its religious assembly and associated uses to a different location.

Considering the location of the subject property at a corner of two local streets and a block away from Burnet Road, Staff finds that multifamily use is appropriate as it is compatible with the surrounding land uses and buffers the interior, predominantly single-family areas, as the uses transition to more intense residential and commercial uses towards and along Burnet Road

Additionally, Staff finds that the request is consistent with the goals of Imagine Austin Comprehensive Plan which speak to communities characterized by a variety of uses, employment opportunities, and housing options. The IACP encourages development of employment and housing centers along and near transit ways such as Burnet Road which is identified as an Activity Corridor characterized by High Capacity Transit and has a bus stop at the intersection with Justin Lane.

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
Site	SF-3-NP	Educational and Storage Building;
North	MF-3-NP	Single-family Residential; Multifamily Residential (condominium)
Northeast	SF-3-NP;	Single-family Residential

East	MF-3-NP; SF-3-NP; LO-MU-NP	Duplex and single-family Residential; Private Educational, Office & Medical Office Uses
Southeast	MF-3-NP	Duplex Residential
South	LO-MU-NP	Religious Assembly
West	MF-3-NP	Duplex, multifamily and single-family Residential

NEIGHBORHOOD PLANNING AREA: Crestview of the Crestview/Wooten Combined Neighborhood Planning Area

TIA: Not required.

WATERSHED: Shoal Creek Watershed (urban)

DESIRED DEVELOPMENT ZONE: Yes

CAPITOL VIEW CORRIDOR: No

HILL COUNTRY ROADWAY: No

NEIGHBORHOOD ORGANIZATIONS:

<u>COMMUNITY REGISTRY NAME</u>	<u>COMMUNITY REGISTRY ID</u>
Crestview Neighborhood Assn.	93
Crestview NPCT	1263
Austin Independent School District	742
North Austin Neighborhood Alliance	283
Shoal Creek Conservancy	1497
Austin Neighborhoods Council	511
The Real Estate Council of Austin, Inc.	1236
Austin Heritage Tree Foundation	1340
Sustainable Neighborhoods	1396
Sierra Club, Austin Regional Group	1228
Friends of Emma Barrientos MACC	1447
SEL Texas	1363
Brentwood Neighborhood Assn.	120
Highland/Skyview Neigh. Plan Contact Team	1057
Brentwood Neighborhood Plan Contact Team	787

SCHOOLS: Brentwood Elementary, Lamar Middle, McCallum High

CASE HISTORIES FOR THIS TRACT:

Re-zoning case number C14-2014-0036 was for multiple properties and included the area subject to this zoning case. The request was for GO-MU-NP combined district zoning. Staff provided an alternate recommendation of LO-MU-NP combined district zoning. The Crestview Neighborhood was opposed and submitted a valid petition against the zoning change. The case eventually expired due to no action taken by City Council on May 14, 2015.

The southern portion of the 2 acre tract, not subject to the rezoning in this case, and located at the corner of Justin Lane and Hardy Drive, was rezoned from SF-3 to LO-NP as part of the Crestview/Wooten Neighborhood Planning Process (C14-04-0004). No other conditions were placed on the property at that time.

ABUTTING STREETS:

Street Name	ROW Width	Pavement Width	Classification	Bicycle Route / Plan	Bus Service	Sidewalks
Cullen Avenue	60 feet	22 feet	Local	No	No	Yes
Hardy Drive	50 feet	27 feet	Local	No	No	Yes

CASE HISTORIES IN THE AREA:

There has been relatively little rezoning in the area surrounding the subject tract. Commercial and multifamily properties to the northwest and west have some zoning history, but districts were primarily established in the 1970s and 1980s. The multifamily-zoned properties immediately to the west, for example, were rezoned “B” in 1970 (C14-70-158) and 1977 (C14-77-179); multifamily property east of Hardy and north of Cullen were zoned “B” in 1980 (C14-80-117) and 1983 (C14-83-051), respectively. Similarly, the family residence zoning that lies east of Hardy Drive was likely established subsequent to annexation and has changed little, with the exception of conversion from “A” residence to SF-3, along with the “B” districts converting to MF-3.

Adoption of the Crestview Neighborhood Plan in 2001 changed the base zoning on some nearby tracts, but did not fundamentally change the underlying zoning or allowances. Tracts include:

7101 Burnet Rd	GR	to GR-CO-NP
7001-7015 Burnet Rd	GR	to GR-CO-NP
2106-2200 Cullen	LO-CO	to GR-MU-CO-NP
6901-6921 Burnet Rd	CS	to CS-CO-NP
2000 Cullen Ave	MF-3; SF-3	to MF-3-NP
1908-1916 Justin Ln	LO	to LO-MU-NP

Of these, only the 2106-2200 Cullen Ave had site specific conditions. This tract was designated as potential for a neighborhood mixed use building special use (as was 1908-1916 Justin), but with limitations on height, impervious cover, certain prohibited uses, and access requirements, depending on whether it was developed in conjunction with abutting tracts.

After adoption of the Crestview Neighborhood Plan in 2001 and the Brentwood Neighborhood Plan in 2004, there have been no subsequent re-zonings south of Justin Lane or east of Hardy Drive. Likewise, to the west and north there have only been two rezoning cases, one at Pasadena and Burnet (C14-04-0163) to change a condition of the conditional overlay, and the other to add Vertical Mixed Use Overlay (VMU) district and Vertical Mixed Use Building (V) combining district to select properties along Burnet Road.

Properties included in the VMU and V (C14-2009-006) zoning include:

7305, 4321, 7325, 7327, & 7329 Burnet (south of Pasadena);
2008 Cullen Ave; 7001, 7007, 7021, 7101, and 7015 Burnet Road (north of Cullen); and
6901, 6909, and 2921 Burnet (triangle between Burnet Road and Burnet Lane)

A similar pattern of relatively little zoning change is found in the Brentwood Neighborhood south of Justin Lane. Properties that front Burnet Road and Burnet Lane were rezoned (C14-04-0012) from CS and CS-1 to CS-MU-CO-NP and CS-1-MU-CO-NP. Closer to the subject tract, 2001 Justin Lane was rezoned from LO to LO-MU-NP while 2005 Justin Lane, along with 2103, 2015, 2107, 2109, and 2201 Muroc Street were rezoned from LR and CS to LO-MU-CO-NP. 6804 and 6808 Hardy were rezoned from LO to SF-3-NP. As with the Crestview Plan, the Brentwood Neighborhood Plan Combining District identified additional conditions only for the tracts along Burnet Road, a potential neighborhood urban center, and for the tract just east of Burnet Lane. No conditions were specified for the rezoned properties along Justin Ln. Adopted around the same time in 2009 as the vertical mixed use options were in Crestview, the Brentwood area also adopted vertical mixed use and vertical mixed use building for select properties along Burnet Road as well as Lamar Boulevard (C14-2009-0055).

CITY COUNCIL DATE

September 10, 2015;

October 1, 2015;

ACTION:

Approved a postponement request by the Applicant to October 1, 2015(11-0).

ORDINANCE READINGS: 1st

2nd

3rd

ORDINANCE NUMBER:

CASE MANAGER: Tori Haase

PHONE: 512-974-7691

EMAIL: tori.haase@austintexas.gov



Aerial Map - Exhibit A-2

ZONING CASE#: C14-2015-0025
ZONING CHANGE: SF-3 to MF-3
LOCATION: 2000 Justin Lane
SUBJECT AREA: 0.948 ACRES
MANAGER: TORI HAASE

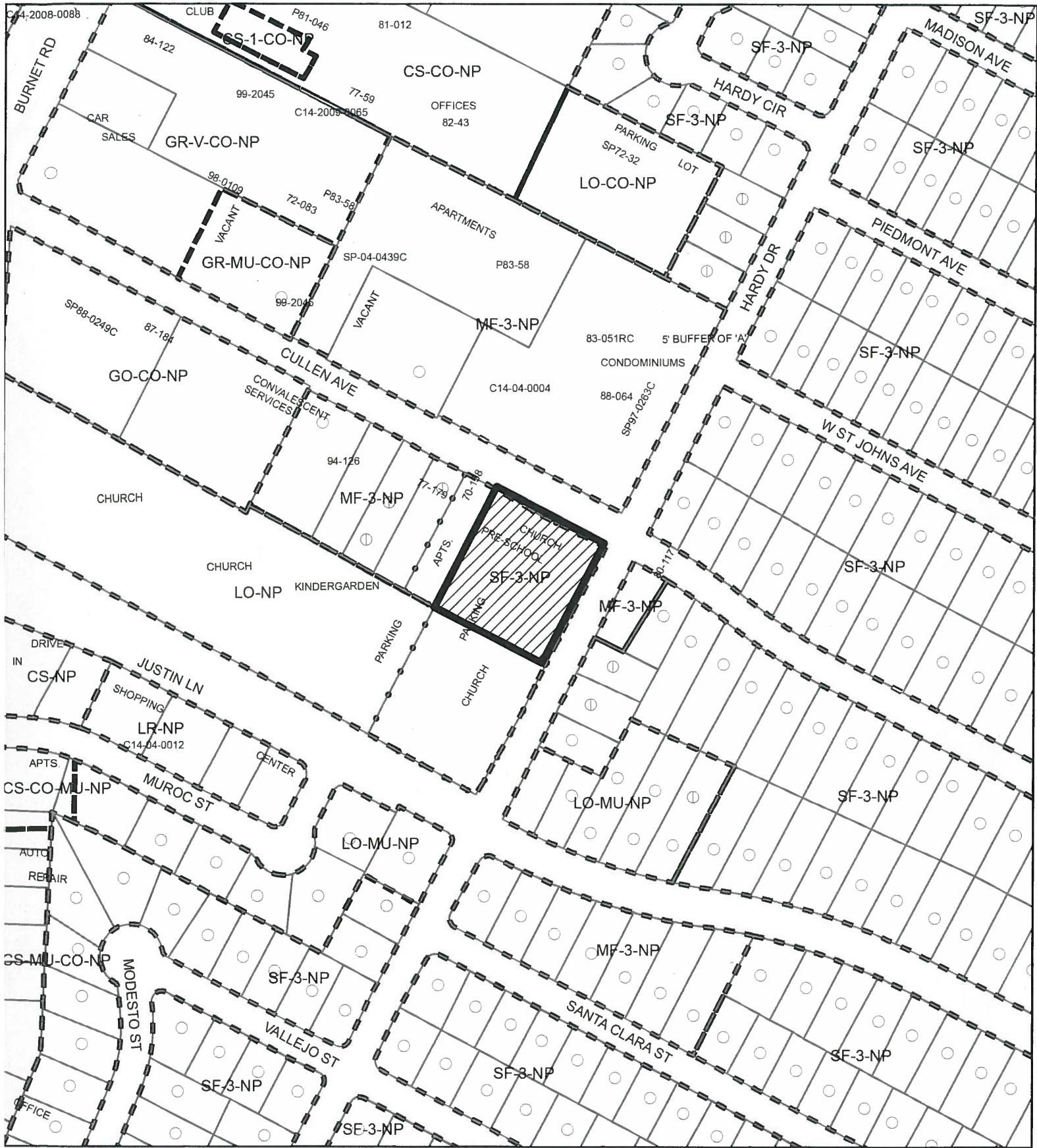


 Subject Property

1" = 400'



This map has been produced by the Communications Technology Management Dept. on behalf of the Planning Development Review Dept. for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.



-  SUBJECT TRACT
-  PENDING CASE
-  ZONING BOUNDARY

ZONING - Exhibit A-1

ZONING CASE#: C14-2015-0025

1" = 200'

This product is for informational purposes and may not have been prepared for or be suitable for legal, engineering, or surveying purposes. It does not represent an on-the-ground survey and represents only the approximate relative location of property boundaries.

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Exhibit B

Case Number:

C14-2015-0025**PETITION**

Date:

9/9/2015

Total Square Footage of Buffer:

287835.0097

Percentage of Square Footage Owned by Petitioners Within Buffer:

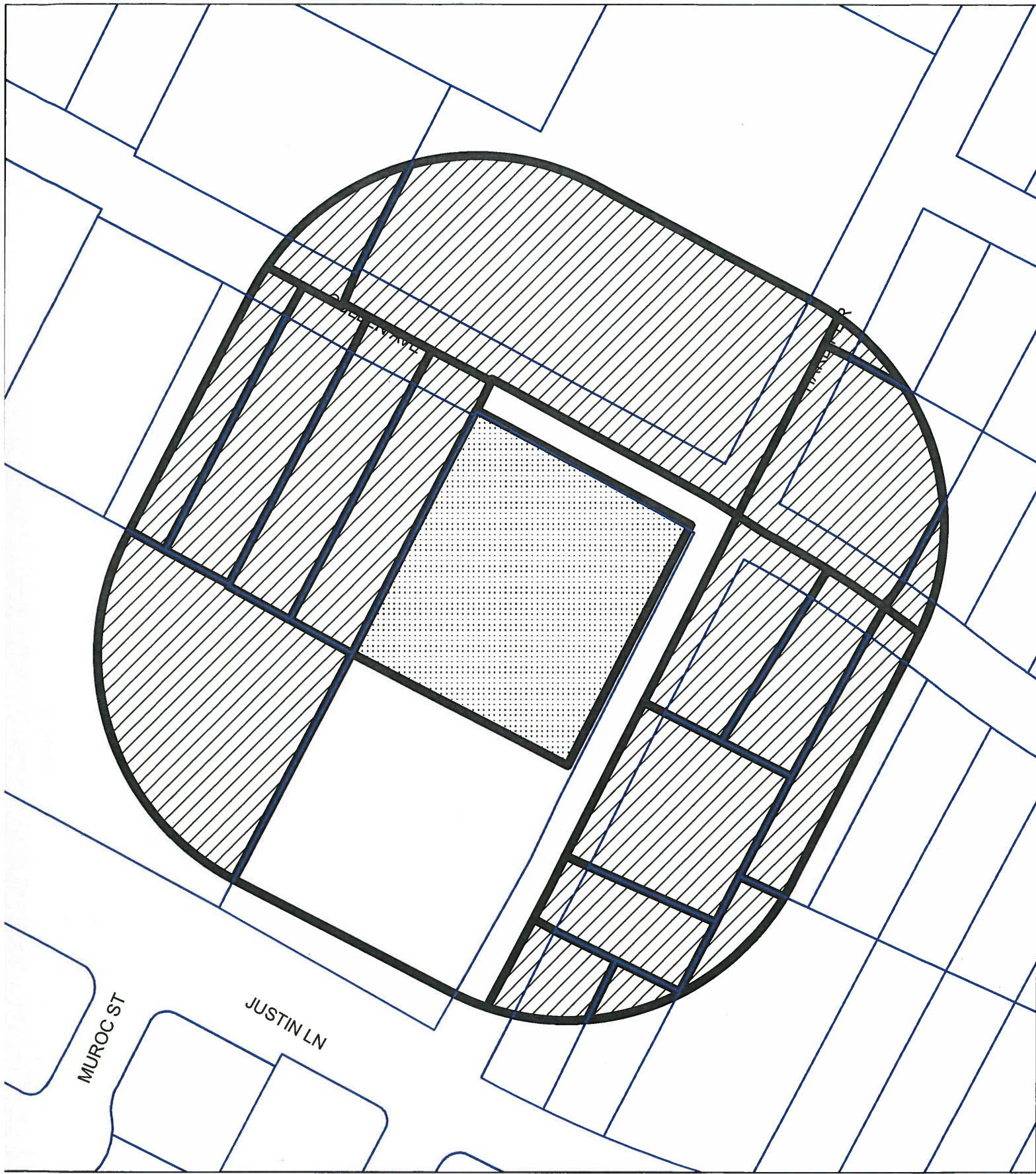
30.76%

Calculation: The total square footage is calculated by taking the sum of the area of all TCAD Parcels with valid signatures including one-half of the adjacent right-of-way that fall within 200 feet of the subject tract. Parcels that do not fall within the 200 foot buffer are not used for calculation. When a parcel intersects the edge of the buffer, only the portion of the parcel that falls within the buffer is used. The area of the buffer does not include the subject tract.

TCAD ID	Address	Owner	Signature	Petition Area	Percent
0234060936	1914 JUSTIN LN 78757	BAKER DONALD R	no	1675.51	0.00%
0234060634	1914 CULLEN AVE 78757	BRIDGES CHARLES H & SUSAN	no	19837.95	0.00%
0235040708	6901 BURNET LN 78757	EPISCOPAL CHURCH COUNCIL OF THE DIOCESE OF TEXAS	no	31868.65	0.00%
0234060940	6907 HARDY DR 78757	GLAD TIDINGS ASSEMBLY OF GOD OF GOD INC	no	7593.77	0.00%
0234060934	1916 JUSTIN LN 78757	GLAD TIDINGS ASSEMBLY OF GOD OF GOD INC	no	4997.94	0.00%
0234060810	2013 CULLEN AVE 78757	GRITZKA BORIS	no	13533.34	0.00%
0234060816	2011 CULLEN AVE 78757	GRITZKA BORIS	no	13344.30	0.00%
0234060817	2009 CULLEN AVE 78757	KOREAN UNITED PRESBYTERIAN CHU PRESBYTERIAN CHURCH	no	12974.93	0.00%
0234060903	1913 CULLEN AVE 78757	MEEKER GARRETT L & COURTNEY K MATA	yes	8831.77	3.07%
0234060938	1915 CULLEN AVE 78757	MORIN ROGER J	no	8931.17	0.00%
0234060138	2000 1-1 CULLEN AVE 78757	MULTIPLE OWNERS	yes	59588.15	20.70%
0234060932	1910 JUSTIN LN 78757	PAVER FAMILY ENTERPRISES LP	no	2603.97	0.00%
0234060632	1912 CULLEN AVE 78757	SMALLWOOD ALEXANDER & LESLIE	yes	1920.56	0.67%
0234060106	2012 CULLEN AVE 78757	SMITH JAMES ARTHUR	no	5161.54	0.00%
0234060941	1917 CULLEN AVE 78757	YOUNG LESLIE W JR APT 102	no	12165.21	0.00%
0234061702	03 1917A/B W ST JOHNS AVE	KENNARD LORI M & TERRY C	yes	1029.38	0.36%
0234061602	03 104/05 6909A/B HARDY DR	GALLI A/B HARDY DR POULEI MICHAEL R; BERNARD ALEXANDER	yes	17177.68	5.97%
0234061401	Address Not Found		no	7564.90	0.00%
Total				230800.75	30.76%

WALKER JAMIE N; BEST JEFFERY DANIEL

Petition Original



- BUFFER
- PROPERTY_OWNER
- SUBJECT_TRACT

PETITION

CASE#: C14-2015-0025



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" = 100 '

PETITION

Date: 8-25-15

File Number: C14-2015-0025

Address of Rezoning Request: 2000 Justin Lane

To: Austin City Council

We, the undersigned owners of property affected by the requested zoning change described in the referenced file, do hereby protest against any change of the Land Development Code which would zone the property to any classification other than MF-1 or more restrictive residential zoning.

We are opposed to the originally proposed MF-4-NP zoning request and the amended application for MF-3-NP zoning for the following reasons:

- **Incompatibility with the Crestview Neighborhood Plan.** The proposed zoning is not compatible with our neighborhood plan that states that any new development or redevelopment should respect and complement the single-family character of the neighborhood.
- **Incompatibility with City Zoning Principles.** It does not conform with city zoning principles because it does not provide a transition from commercial use to residential areas. The City of Austin Zoning Guide states the following: "An MF-1 district may be used as a transition between a single family and higher intensity uses." According to the COA Zoning Guide, neither MF-3 nor MF-4 zoning fulfills the appropriate transition function.
- **Incompatibility with Surrounding Properties.** MF-3 or higher zoning for this tract would be inconsistent with the single-family neighborhood adjacent to the east and would be out of scale with the single family and duplex homes to west along this block of Cullen Avenue. In addition, rezoning and redevelopment of this tract as MF-3 or higher would result in density 3 times higher than and incompatible with that of the condominium complex adjacent to the north which has a density of 12 units per acre. That existing 29 unit complex sits on 2.35 acres and, although it has an MF-3 zoning designation, it is built out at an SF-3 level consistent with the single-family neighborhood it sits in.
- **Interior Neighborhood Location.** Because the proposed development would be located on residential streets in the interior of our neighborhood and not on Burnet Road, it fails to promote the City of Austin's stated policy of locating more intensive zoning near the intersections of arterial roadways.
- **A 100% Increase in Traffic.** The rezoning and redevelopment of this portion of the 2.3 acre property, along with the redevelopment of the portion zoned for office space, will generate traffic of 1,000 to 2,000 trips per day, a 100% minimum increase on adjacent neighborhood streets that are primarily residential. A 2014 COA transportation staff report states: "The traffic along Cullen Avenue and Hardy Drive currently exceeds the requirements established in Section 25-6-116." Increased traffic will create safety issues for neighborhood pedestrians, including those going to and from the nearby elementary school and city park.
- **Potential for Interruption of Emergency Services.** Increased traffic and on-street parking demand will hamper the access of emergency services to the nursing home less than 300 feet away.

Date: 8-25-15

Contact Name: Chip Harris

Phone Number: 512-458-2488

Signature

Printed Name

Address

<u>Lori M Kennard</u>	<u>Lori M Kennard</u>	<u>1917 W. St Johns #B</u>
<u>Terry C Kennard</u>	<u>Terry C Kennard</u>	<u>Austin Tx 78757</u>
		<u>1917 W. St Johns #B</u>
		<u>Austin TX 78757</u>

PETITION

Date: 8-22-2015

File Number: C14-2015-0025

Address of Rezoning Request: 2000 Justin Lane

To: Austin City Council

We, the undersigned owners of property affected by the requested zoning change described in this file, do hereby protest against any change of the Land Development Code which would zone this property to a classification other than MF-1 or more restrictive residential zoning.

We are opposed to the originally proposed MF-4-NP zoning request and the amended application for rezoning for the following reasons:

- **Incompatibility with the Crestview Neighborhood Plan.** The proposed zoning is not consistent with the neighborhood plan that states that any new development or redevelopment should respect and complement the family character of the neighborhood.
- **Incompatibility with City Zoning Principles.** It does not conform with city zoning principles which do not provide a transition from commercial use to residential areas. The City of Austin Zoning Guide states the following: "An MF-1 district may be used as a transition between a single family and higher intensity uses." According to the COA Zoning Guide, neither MF-3 nor MF-4 zoning fulfills the appropriate transition.
- **Incompatibility with Surrounding Properties.** MF-3 or higher zoning for this tract would be inconsistent with the single-family neighborhood adjacent to the east and would be out of scale with the single-family homes to the west along this block of Cullen Avenue. In addition, rezoning and redevelopment of this property to a higher density would result in density 3 times higher than and incompatible with that of the condominium complex to the north which has a density of 12 units per acre. That existing 29 unit complex sits on 2.35 acres under an MF-3 zoning designation, it is built out at an SF-3 level consistent with the single-family neighborhood.
- **Interior Neighborhood Location.** Because the proposed development would be located on the interior of our neighborhood and not on Burnet Road, it fails to promote the City of Austin's strategy of locating more intensive zoning near the intersections of arterial roadways.
- **A 100% Increase in Traffic.** The rezoning and redevelopment of this portion of the 2.3 acre property for the redevelopment of the portion zoned for office space, will generate traffic of 1,000 to 2,000 trip per day, a minimum increase on adjacent neighborhood streets that are primarily residential. A 2014 COA traffic study report states: "The traffic along Cullen Avenue and Hardy Drive currently exceeds the requirements of Section 25-6-116." Increased traffic will create safety issues for neighborhood pedestrians, including children, and from the nearby elementary school and city park.
- **Potential for Interruption of Emergency Services.** Increased traffic and on-street parking will hamper the access of emergency services to the nursing home less than 300 feet away.

Date: 8-22-2015

Contact Name: Chip Harris

Phone Number:

Signature	Printed Name	Address
Michael R Polle	Michael R Polle	6909A Hardy Dr. Austin, TX 78757

PETITION

Date: 8/22/2015

File Number: C14-2015-0025

Address of Rezoning Request: 2000 Justin Lane

To: Austin City Council

We, the undersigned owners of property affected by the requested zoning change described in the referenced file, do hereby protest against any change of the Land Development Code which would zone the property to any classification other than MF-1 or more restrictive residential zoning.

We are opposed to the originally proposed MF-4-NP zoning request and the amended application for MF-3-NP zoning for the following reasons:

- **Incompatibility with the Crestview Neighborhood Plan.** The proposed zoning is not compatible with our neighborhood plan that states that any new development or redevelopment should respect and complement the single-family character of the neighborhood.
- **Incompatibility with City Zoning Principles.** It does not conform with city zoning principles because it does not provide a transition from commercial use to residential areas. The City of Austin Zoning Guide states the following: "An MF-1 district may be used as a transition between a single family and higher intensity uses." According to the COA Zoning Guide, neither MF-3 nor MF-4 zoning fulfills the appropriate transition function.
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- **Interior Neighborhood Location.** Because the proposed development would be located on residential streets in the interior of our neighborhood and not on Burnet Road, it fails to promote the City of Austin's stated policy of locating more intensive zoning near the intersections of arterial roadways.
- **A 100% Increase in Traffic.** The rezoning and redevelopment of this portion of the 2.3 acre property, along with the redevelopment of the portion zoned for office space, will generate traffic of 1,000 to 2,000 trips per day, a 100% minimum increase on adjacent neighborhood streets that are primarily residential. A 2014 COA transportation staff report states: "The traffic along Cullen Avenue and Hardy Drive currently exceeds the requirements established in Section 25-6-116." Increased traffic will create safety issues for neighborhood pedestrians, including those going to and from the nearby elementary school and city park.
- **Potential for Interruption of Emergency Services.** Increased traffic and on-street parking demand will hamper the access of emergency services to the nursing home less than 300 feet away.

Date: 8-22-15

Contact Name: Chip Harris

Phone Number: 512-458-2488

Signature

Printed Name

Address

Alexandra Bognaud ^{11 Alexander = /} Alexandra Bognaud 6909 B Hardy Dr Austin, TX
78757

P E T I T I O N

Date: 8-27-15

File Number: C14-2015-0025

Address of Rezoning Request: 2000 Justin Lane

To: Austin City Council

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We are opposed to the originally proposed MF-4-NP zoning request and the amended application for MF-3-NP zoning for the following reasons:

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- **Potential for Interruption of Emergency Services.** Increased traffic and on-street parking demand will hamper the access of emergency services to the nursing home less than 300 feet away.

Date: 8-27-15

Contact Name: Chip Harris

Phone Number: 512-458-2488

Signature

Printed Name

Address

Jamie N. Walker

Jamie N. Walker
~~Jamie Walker~~

6911 Hardy Dr #A
Austin TX 78757

PETITION

Date: 9-1-15

File Number: C14-2015-0025

Address of Rezoning Request: 2000 Justin Lane

To: Austin City Council

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Date: 9-1-15

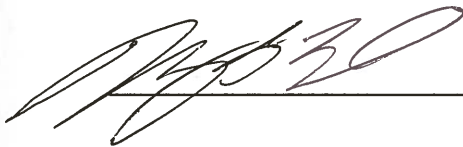
Contact Name: Chip Harris

Phone Number: 512-458-2488

Signature

Printed Name

Address



Jeffery Daniel Best

6911 B Hardy 78757

PETITION

Date: Aug 15, 2015

File Number: C14-2015-0025

Address of Rezoning Request: 2000 Justin Lane

To: Austin City Council

We, the undersigned owners of property affected by the requested zoning change described in the referenced file, do hereby protest against any change of the Land Development Code which would zone the property to any classification other than MF-1 or more restrictive residential zoning.

We are opposed to the originally proposed MF-4-NP zoning request and the amended application for MF-3-NP zoning for the following reasons:

- **Incompatibility with the Crestview Neighborhood Plan.** The proposed zoning is not compatible with our neighborhood plan that states that any new development or redevelopment should respect and complement the single-family character of the neighborhood.
- **Incompatibility with City Zoning Principles.** It does not conform with city zoning principles because it does not provide a transition from commercial use to residential areas. The City of Austin Zoning Guide states the following: "An MF-1 district may be used as a transition between a single family and higher intensity uses." According to the COA Zoning Guide, neither MF-3 nor MF-4 zoning fulfills the appropriate transition function.
- **Incompatibility with Surrounding Properties.** MF-3 or higher zoning for this tract would be inconsistent with the single-family neighborhood adjacent to the east and would be out of scale with the single family and duplex homes to west along this block of Cullen Avenue. In addition, rezoning and redevelopment of this tract as MF-3 or higher would result in density 3 times higher than and incompatible with that of the condominium complex adjacent to the north which has a density of 12 units per acre. That existing 29 unit complex sits on 2.35 acres and, although it has an MF-3 zoning designation, it is built out at an SF-3 level consistent with the single-family neighborhood it sits in.
- **Interior Neighborhood Location.** Because the proposed development would be located on residential streets in the interior of our neighborhood and not on Burnet Road, it fails to promote the City of Austin's stated policy of locating more intensive zoning near the intersections of arterial roadways.
- **A 100% Increase in Traffic.** The rezoning and redevelopment of this portion of the 2.3 acre property, along with the redevelopment of the portion zoned for office space, will generate traffic of 1,000 to 2,000 trips per day, a 100% minimum increase on adjacent neighborhood streets that are primarily residential. A 2014 COA transportation staff report states: "The traffic along Cullen Avenue and Hardy Drive currently exceeds the requirements established in Section 25-6-116." Increased traffic will create safety issues for neighborhood pedestrians, including those going to and from the nearby elementary school and city park.
- **Potential for Interruption of Emergency Services.** Increased traffic and on-street parking demand will hamper the access of emergency services to the nursing home less than 300 feet away.

Date: 8-15-15

Contact Name: Chip Harris

Phone Number: 512-458-2488

Signature

Printed Name

Address

<u>Lucille A. Sawtill</u>	<u>Lucille A. Sawtill</u>	<u>2000 Cullen Ave #16</u>
<u>The Park at Crestview</u>	<u>President</u>	<u>Austin 78757</u>
<u>Jeanne Cobb</u>	<u>Jeanne Cobb</u>	<u>2000 Cullen Ave #24</u>
<u>The Park at Crestview</u>	<u>Secretary</u>	<u>Austin 78757</u>

**THE PARK AT CRESTVIEW
OWNERS' ASSOCIATION
P.O. BOX 200145
AUSTIN, TX. 78720
(512) 918-8100 Fax (512) 918-8121
Board of Directors Meeting
July 8, 2015
6:30PM
Watkins Insurance Group
3834 Spicewood Springs Road
Upstairs Conference Room
Austin, TX. 78759**

Meeting Minutes

Call To Order

The meeting was called to order at 6:30 PM.

Establishment of a Quorum

The Board of Directors was represented by Lucille Santillo, Michel Breger, Jeanne Cobb, Bob Eakens and David Gibblets. The management company, Preferred Association Management Company, was represented by Jonathan Klonower

New Business

- **Rezoning of Hardy/Cullen** – The proposal to rezone the area across the street from the community did not pass the Crestview Planning Committee and is still ongoing. It was resolved by the Board that if any business with the City of Austin needed to be handled by the Association pertaining to the rezoning, any of the officers (President Lucille Santillo, Treasurer Michel Breger, and Secretary Jeanne Cobb) would have the authority to do so.

Adjournment

Motion to adjourn: Lucille Santillo
Motion 2nd: Michel Breger
Motion Carried: Unanimously
Meeting was adjourned at 7:37 PM.

This was edited by Lucille Santillo, President who removed confidential discussions on business for the Park at Crestview condos. This edited version will be given to the City of Austin for documentation on the Rezoning of property at Hardy & Cullen Av. . Original on file with management Company.

PETITION

Date: 8-22-15

File Number: C14-2015-0025

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To: Austin City Council

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Date: 8-22-15

Contact Name: Chip Harris

Phone Number: 512-458-2488

Signature

Printed Name

Address

<u>Alexander Smallwood</u>	<u>Alex Smallwood</u>	<u>1912 Cullen Ave</u>
<u>Leslie Smallwood</u>	<u>Leslie Smallwood</u>	<u>Austin, TX 78757</u>
		<u>1912 Cullen Ave.</u>
		<u>Austin, TX 78757</u>

PETITION

8/22/15

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Date: 8/22/15

Contact Name: Chip Harris

Phone Number: 512-458-2488

Signature

Printed Name

Address



Garrett L. Meeker

1913 Cullen Ave Austin, TX
78757



Courtney K. Mata

1913 Cullen Avenue
Austin TX 78757

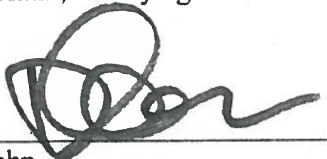
David Kahn is seeking a zoning change for the property at 2000 Cullen Ave. to from SF-3 (single family) to MF-3 (medium density zoning). This would allow the developer, David Kahn, to build a modestly-sized, 25-35 unit, two-to-three story apartment complex on what is currently a parking lot. The development would provide additional housing in Crestview and would be located ¼ mile from Burnet Road and the bus stop for the 803 Rapid Bus.

If his zoning request is approved by City Council, David Kahn has made the following commitments to Crestview:

1. David will build sidewalks on the property he is redeveloping on Cullen and Hardy instead of taking the option to pay a fee into the city's sidewalk fund. This block currently lacks sidewalks and this will be a benefit to the area.
2. David will make a \$15,000 donation to help pay for additional sidewalk and traffic safety upgrades in Crestview, provided his zoning request is approved. This contribution will be matched by the neighborhood through donations of volunteer hours, money, or other services. The neighborhood will use David's contribution and the neighborhood match to make an application to the City of Austin to have a sidewalk installed on Cullen Avenue that would extend east from the redeveloped property at Cullen and Hardy. Other safety improvements could be included in the application, funding permitting. Such an application could be made through the city's Neighborhood Partnering Cost Share Program. Specific requirements for these upgrades will be written into the formal zoning request, as appropriate.
3. The redeveloped property will decrease the amount of impervious cover on the lot from its current level of more than 90 percent to an amount that is no more than 65 percent. This will benefit Crestview by decreasing the amount of storm runoff and flooding.
4. Similar to other projects he has completed in Austin and in Crestview, David's plan for the property would include landscaping and vegetation that will make the development attractive for the neighborhood and compatible with surrounding properties.

This project has the opportunity to benefit Crestview by converting an abandoned parking lot into a small apartment complex. The sidewalk and traffic improvements made possible by David's \$15,000 contribution and the neighborhood's matching contribution would benefit safety and quality of life in Crestview.

I, David Kahn, hereby agree to these commitments.


David Kahn


Date

Link to petition:

<https://www.change.org/p/city-of-austin-texas-i-support-housing-and-the-fund-for-safety-improvements-in-crestview>

1. David will build sidewalks on the property he is redeveloping on Cullen and Hardy instead of taking the option to pay a fee into the city's sidewalk fund. This block currently lacks sidewalks and this will be a benefit to the area.
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3. The redeveloped property will decrease the amount of impervious cover on the lot from its current level of more than 90 percent to an amount that is no more than 65 percent. This will benefit Crestview by decreasing the amount of storm runoff and flooding.

A group of Crestview neighbors have negotiated an agreement with David Kahn, the owner of the Korean Presbyterian Church property on the corners of Justin, Hardy and Cullen in Crestview. This agreement would allow Mr. Kahn to build a small apartment complex to provide much-needed housing in Crestview. He has also committed to making a donation for safety improvements in the area.

Currently, the northern portion of the Korean Presbyterian Church lot is a paved parking lot. This .96 acre tract is zoned for Single Family housing. David Kahn is seeking to change the zoning on part of this part of the lot to MF-3, medium density multifamily. This would allow him to build a modestly-sized, 30-35 unit, 2-3 story apartment complex. This location is across the street from a multifamily condo development and is located one block from Burnet Road, where it would be near a stop for the 803 Rapid Bus.

If David's zoning change is approved, he has agreed to make a \$15,000 contribution to Crestview to improve sidewalks and other infrastructure near the development. As part of the redevelopment, he would also construct a sidewalk along the property on Hardy and Cullen, where no sidewalk currently exists. Our neighborhood could match this contribution through donations and in-kind volunteer hours and sweat equity. This would allow us to make an application through the city's Neighborhood Partnering Program for sidewalks on Cullen Avenue near the development or for other safety improvements in the area. At public meetings

neighbors have expressed concerns about the lack of sidewalks on Cullen and other traffic concerns in the areas, and this agreement gives us the possibility to get these issues fixed.

This donation would be made prior to City Council's vote on the zoning change and would be held in a city escrow account to ensure it is used for the agreed-upon purpose.

A small apartment complex would provide more housing for people in a neighborhood we all love. David's donation and Crestview's matching sweat equity would give us the chance to create a safe path to Brentwood Park and Brentwood Elementary for residents and families who live near the property in question.

I live in Crestview and I support this agreement David has reached with our neighbors and support the zoning request to MF-3.

change.org

Recipient: City of Austin, Texas

Letter: Greetings,

I support more housing and the fund for safety improvements in Crestview!

Signatures

Name	Location	Date
Tedd Holladay	Austin, TX, United States	2015-08-13
Brennan Griffin	Austin, TX, United States	2015-08-13
Cory Brown	Austin, TX, United States	2015-08-13
Jaye Brown	Austin, TX, United States	2015-08-13
Brian Gannon	Austin, TX, United States	2015-08-13
Mary Pustejovsky	Austin, TX, United States	2015-08-13
Kevin Carlucci	Austin, TX, United States	2015-08-13
Matthew Armstrong	Austin, TX, United States	2015-08-13
Nissa Brown	Austin, TX, United States	2015-08-13
Christy Havel	Austin, TX, United States	2015-08-13
Chris Wojtewicz	Austin, TX, United States	2015-08-13
Emily Ross	Austin, TX, United States	2015-08-13
Michael Mallett	Austin, TX, United States	2015-08-13
Storms Reback	Austin, TX, United States	2015-08-13
Miriam Hill	Austin, TX, United States	2015-08-13
Evan Quenon	Austin, TX, United States	2015-08-13
Cherisse Robison	Austin, TX, United States	2015-08-13
Caroline O'Meara	Austin, TX, United States	2015-08-13
Matt Traub	Austin, TX, United States	2015-08-13
Adam Weber	Hood River, OR, United States	2015-08-14
Sarah Griesemer	Austin, TX, United States	2015-08-14
Kerry Hugins	Austin, TX, United States	2015-08-14
Rachel Cooper	Austin, TX, United States	2015-08-14
Elizabeth Miller	Austin, TX, United States	2015-08-14
Sarah Patterson	Austin, TX, United States	2015-08-14
Jennifer Fleming	Austin, TX, United States	2015-08-14
MARY ARNETT	AUSTIN, TX, United States	2015-08-14
Jenna Vega-Hussey	Austin, TX, United States	2015-08-14
Daniel Hussey	Austin, TX, United States	2015-08-14
Claire McKay	Austin, TX, United States	2015-08-14

Name	Location	Date
Concerned Citizen	New City, NY, United States	2015-08-14
Catherine Wright	Austin, TX, United States	2015-08-14
Jake Wegmann	Oakland, CA, United States	2015-08-14
Lindsay Lamb	Austin, TX, United States	2015-08-14
Courtney DeGinder	Austin, TX, United States	2015-08-15
Jessica Gorman	Austin, TX, United States	2015-08-17
William Kettler	Austin, TX, United States	2015-08-17
Lainie Armstrong	Austin, TX, United States	2015-08-17
Zach baumer	Austin, TX, United States	2015-08-18
Anne Finley	Austin, TX, United States	2015-08-18
David Campbell	Austin, TX, United States	2015-08-18
Beth Knapp	Austin, TX, United States	2015-08-18
Steven Knapp	Austin, TX, United States	2015-08-18
Jenna Stephenson	Austin, TX, United States	2015-08-18
Jason Pierce	Austin, TX, United States	2015-08-18
Henry Levine	Austin, TX, United States	2015-08-18
Ezra Kenigsberg	Austin, TX, United States	2015-08-18
Amy Flamenbaum	Austin, TX, United States	2015-08-18
Paddy Flanagan	Austin, TX, United States	2015-08-19
Carly Kettler	Austin, TX, United States	2015-08-19
Andrei Chaveston	Austin, TX, United States	2015-08-20
Jamie Levine	Austin, TX, United States	2015-08-21
James Pustejovsky	Austin, TX, United States	2015-08-24

Comments

Name	Location	Date	Comment
Cory Brown	Austin, TX	2015-08-13	I live in the Crestview Neighborhood Planning area. This is a good plan to provide real safety improvements and additional housing to the neighborhood.
Kevin Carlucci	Austin, TX	2015-08-13	I'm signing because more units means more neighbors - I love sharing my neighborhood - it's the Austin way.
Nissa Brown	Austin, TX	2015-08-13	I want to improve safety on Cullen. I also don't want an empty lot left at that corner.
Christy Havel	Austin, TX	2015-08-13	I live in the condo property across the street. I support this.
Storms Reback	Austin, TX	2015-08-13	I live within 500 feet of this project and am interested in having more sidewalks in the area so I can walk with my small children and feel safe.
Caroline O'Meara	Austin, TX	2015-08-13	I'm signing because I support both medium density at that location and sidewalk improvements.
Matt Traub	Austin, TX	2015-08-13	I live near this project on St. Johns Ave. I am in favor of the increase in density within a block of Burnet near the 803 stop, where new residents will have access to public transportation. Improved infrastructure on Cullen will improve quality of life in the neighborhood by providing easier walking access to the 803 stop and nearby businesses on Burnet. Having a vacant lot on this site for the next several years would be a detriment to the neighborhood.
Kerry Hugins	austin, TX	2015-08-14	Safety for kids and families is important.
Rachel Cooper	Austin, TX	2015-08-14	I'm signing because we need sidewalks on Cullen and a small development right where the neighborhood needs more housing!
MARY ARNETT	AUSTIN, TX	2015-08-14	We need more housing. Stop the delays and get this project moving. The developer has given a generous offer for sidewalk improvements. Please move this project forward
Claire McKay	Austin, TX	2015-08-14	this will improve my neighborhood
Jake Wegmann	Oakland, CA	2015-08-14	1) I'd rather have more neighbors than a derelict parking lot and 2) Let's be smart and make a deal with the developer and get something out of it and 3) We desperately need sidewalks in our neighborhood. Here is an actual, real-life chance to make that happen. BTW I live on Hardy Circle, no longer in Oakland, CA, despite what it might say above.
Courtney DeGinder	Austin, TX	2015-08-15	I'm signing because this is, simply, a win-win for everyone. Crestview needs sidewalks and more compact housing!
Steven Knapp	Austin, TX	2015-08-18	Funding for sidewalks along Justin towards Brentwood park? Yes please!
Jason Pierce	Austin, TX	2015-08-18	I want to see neighborhood improvements.
Henry Levine	Austin, TX	2015-08-18	Thank you Tedd for making this happen!

9/17/15

Dear Mayor Adler and Council Members,

I was part of the group that negotiated an agreement with David Kahn. Under this agreement, Mr. Kahn has pledged to donate \$15,000 to the City's Neighborhood Partnering Program for safety improvements in Crestview if MF-3 is approved for the Korean Presbyterian Church property. We started a petition to demonstrate support for MF-3 zoning and the agreement. The online petition has 54 signatures and can be seen here:

<https://www.change.org/p/city-of-austin-texas-i-support-housing-and-the-fund-for-safety-improvements-in-crestview>

Planning Commissioner Trinity White, who voted for the MF-3 zoning change, suggested that we verify the identity of those who signed the petition. So far, we have been able to get 26 physical signatures and have gotten addresses to verify that these signers live in Crestview. Please see the attached petition and signatures which demonstrate support for this project among a significant number of Crestview residents.

Sincerely,

Tedd Holladay
Crestview Resident

To: Austin City Council - I support housing and the fund for safety improvements in Crestview!

A group of Crestview neighbors have negotiated an agreement with David Kahn, the owner of the Korean Presbyterian Church property on the corners of Justin, Hardy and Cullen in Crestview. This agreement would allow Mr. Kahn to build a small apartment complex to provide much-needed housing in Crestview. He has also committed to making a donation for safety improvements in the area.

Currently, the northern portion of the Korean Presbyterian Church lot is a paved parking lot. This .95 acre tract is zoned for single family housing. David Kahn is seeking to change the zoning on part of this part of the lot to MF-3, medium density multifamily. This would allow him to build a modestly-sized, 30-35 unit, 2-3 story apartment complex. This location is across the street from a multifamily development and is located one block from Burnet Road, where it would be near a stop for the 803 Rapid Bus.

If David's zoning change is approved, he has agreed to make a \$15,000 contribution to Crestview to improve sidewalks and other infrastructure near the development. As part of the redevelopment, he would also construct a sidewalk along the property on Hardy and Cullen, where no sidewalk currently exists. Crestview could match the donation through donations and in-kind volunteer hours. This would allow us to make an application through the city's Neighborhood Partnering Program for sidewalks on Cullen Avenue near the development or for other safety improvements in the area. At public meetings neighbors have expressed concerns about the lack of sidewalks on Cullen and other traffic concerns in the area, and this agreement gives us the possibility to get these issues fixed. The donation would be held in a city account to ensure it is used for the agreed-upon purpose.

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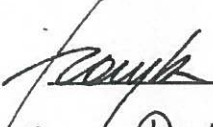
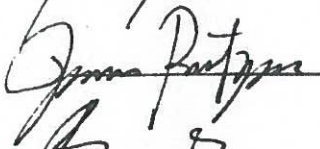
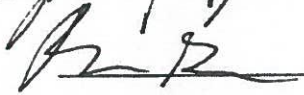
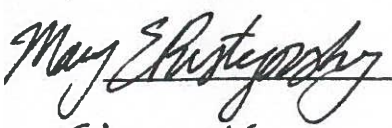
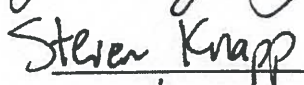
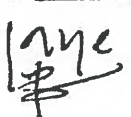
I live in Crestview and I support this agreement and support the zoning request to MF-3.

Signature

Printed Name

Address

Date

	CORY BROWN	920 SUGARCREST 78757	9/7/2015
	James Pustejovsky	7325 Wolverine St. 78757	9/7/2015
	BRIAN GANNON	900 Cavalier 78757	9/7/15
	Mary Pustejovsky	7325 Wolverine 78757	9/7/15
	Steven Knapp	7013 St Johns Circle 78757	9.7.15
	JANE BROWN	920 SUGARCREST 78757	9.8.15

To: Austin City Council - I support housing and the fund for safety improvements in Crestview!

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I live in Crestview and I support this agreement and support the zoning request to MF-3.

Signature

Printed Name

Address

Date

Christine Hovel Christine Hovel 2000 Cullen Ave. #26 Austin 78757 9/3/15

Caroline Mearns Caroline Mearns 1716 W. St. Johns 78757 9/5/15

Nissa Brown Nissa Brown 1908 Cullen 78757 9/6/15

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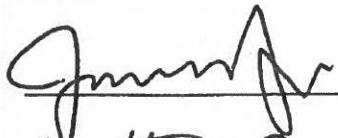
Signature

Printed Name

Address

Date

 Kevin Carlucci 1814 Justin Ln. 9/5/15

 JESSICA GORMAN 1814 JUSTIN LN. 9/5/15

 Matthew Trach Matthew Trach 1716 W. St. John Ave 9/5/15

 Ted Holladay 1200A Cullen Ave. 9/5/15

 PADDY FLANAGAN 1907 MORROW 9/12/15

To: Austin City Council - I support housing and the fund for safety improvements in Crestview!

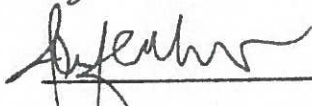
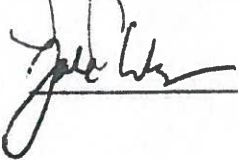
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Signature	Printed Name	Address	Date
	Bryan White	744 Wadsworth Ave	9/12/2015
	Jennifer White	~	9/12/15
	Jake Wegman	2007 Hardy Circle	9/13/15

To: Austin City Council - I support housing and the fund for safety improvements in Crestview!

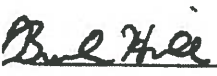
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Signature	Printed Name	Address	Date
	Rachel Cope	1320 Pasadena Dr.	9/13/15
	Logan Cope	1320 Pasadena Dr.	9/13/15
	Steven Presky	2013 Hardy Cir.	9/13/15
	R. Miriam Hill	1409 Cullen Ave.	9/13/15
	Brendan Hill	1409 Cullen Ave	9/13/15

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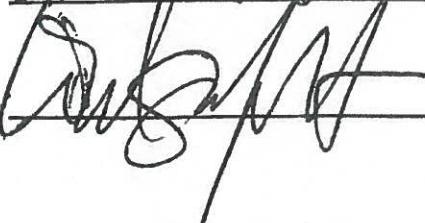
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Signature	Printed Name	Address	Date
	Storgis Reback	1900 Cullen Ave	9/15/15

	LINDSAY LAMB	1200A CULLEN AVE	9/17/15
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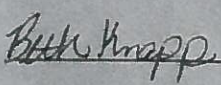
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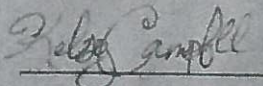
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Signature	Printed Name	Address	Date
	Beth Knapp	7013 St John's Circle	9.17.15

	Kelsey Campbell	7003 St John's Circle	9.17.15
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STAFF RECOMMENDATION

Staff recommends multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning.

BACKGROUND INFORMATION

The site is currently zoned Single Family Residence–Neighborhood Plan (SF-3-NP). The request is to rezone .948 acres of the property to multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning.

City data indicates that religious assembly uses have occupied the site since (at least) the mid-1950s, when a utility permit was issued to a religious organization (albeit a different denomination). As a religious entity, it is entitled to use the site for religious assembly purposes under the current base zoning districts. Rezoning, as part of the Crestview Neighborhood Plan area, appended the zoning with the NP combining district, but also rezoned the southern one-half of the tract from SF-3 to LO-NP.

Family residence (SF-3) district is the designation for a moderate density single-family residential use and a duplex use on a lot that is a minimum of 5,750 square feet. An SF-3 district designation may be applied to a use in an existing single-family neighborhood with moderate sized lots or to new development of family housing on lots that are 5,750 square feet or more. A duplex use that is designated as an SF-3 district is subject to development standards that maintain single-family neighborhood characteristics.

Multifamily residence medium density (MF-3) district is the designation for multifamily use with a maximum density of up to 36 units per acre, depending on unit size. An MF-3 district designation may be applied to a use in a multifamily residential area located near supporting transportation and commercial facilities in a centrally located area or in an area for which medium density multifamily use is desired.

BASIS FOR RECOMMENDATION

- 1) *Zoning changes should promote compatibility with adjacent and nearby uses.*
- 2) *Zoning changes should promote an orderly relationship among land uses.*

The property is uniquely located at the corner of two local streets; Hardy Lane and Cullen Avenue. The most southern portion of the lot, not subject to rezoning fronts Justin Lane and is an arterial street. With one or two exceptions, everything east of Hardy Lane is residential and predominantly single-family with some duplex residential. West of Hardy Lane is a mix of office and commercial uses, with some residential, predominantly multifamily. As one moves further north of Cullen or south of Justin, this commercial and office use transitions to more single-family and duplex residential. Therefore, Staff finds that multifamily use is appropriate as it is compatible with the surrounding land uses and also serves as a transition zone that buffers the interior, predominantly single-family areas, from the more intense residential and commercial uses towards Burnet Road.

- 3) *Zoning should allow for a reasonable use of the property;*
- 4) *The rezoning should be consistent with the policies adopted by the City Council or Planning Commission/Zoning and Platting Commission; and*
- 5) *Zoning should be consistent with an adopted study, the Future Land Use Map (FLUM) or an adopted neighborhood plan.*

Multifamily residential medium density use at this location is a reasonable reuse of the property and is consistent with other properties zoned and/or used for multifamily in the immediate area.

Staff also thinks multifamily residential medium density use is consistent with the goals of Imagine Austin Comprehensive Plan (IACP), recommended by the Planning Commission and adopted by the City Council, which speak to communities characterized by a variety of uses, employment opportunities, and housing options. Bus service is available along Justin Lane, and Burnet Road to the west is identified as an Activity Corridor characterized by High Capacity Transit; development of employment and housing centers along and near transit ways is also encouraged by the IACP.

Lastly, the request for rezoning comes with an associated Neighborhood Plan Amendment in which the current Civic designation on the future land use map (FLUM) would be changed to Multifamily Use. Although the southern half of this tract was rezoned from SF-3 to LO-NP as part of the Crestview Neighborhood planning effort, the FLUM was designated as civic for the entire 2 acre property, including the .948 acre portion that is subject to this zoning application.

EXISTING CONDITIONS

Site Characteristics

The subject rezoning area is mostly developed with pervious surfaces that include two buildings and an asphalt parking lot. There are two driveways that access the subject area; one driveway from Cullen Avenue and another driveway from Hardy Drive. There does not seem to be any topographical restraints or any trees of significant size on the property.

Impervious Cover

Impervious cover limits for the subject rezoning area are governed by the zoning district regulations. Currently, with SF-3-NP zoning, impervious cover is limited to 45%. With the proposed zoning change to MF-3-NP, the impervious cover limit would increase to 65%.

Comprehensive Planning – Maureen Meredith, 512-974-2695

Please see the staff report for the associated neighborhood plan amendment case, NPA-2015-0017.01.

Environmental – Mike McDougal, 512-974-6380

1. The site is not located over the Edwards Aquifer Recharge Zone. The site is located in the Shoal Creek Watershed of the Colorado River Basin, which is classified as an Urban Watershed by Chapter 25-8 of the City's Land Development Code. It is in the Desired Development Zone.
2. Zoning district impervious cover limits apply in the Urban Watershed classification.
3. According to floodplain maps there is no floodplain within or adjacent to the project location.
4. Standard landscaping and tree protection will be required in accordance with LDC 25-2 and 25-8 for all development and/or redevelopment.

5. No trees are located on this property. 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.
6. This site is required to provide on-site water quality controls (or payment in lieu of) for all development and/or redevelopment when 8,000 s.f. cumulative is exceeded, and on site control for the two-year storm.
7. At this time, no information has been provided as to whether this property has any preexisting approvals that preempt current water quality or Code requirements.

Transportation – Bryan Golden, 512-974-3124

- TR1. A traffic impact analysis was not required for this case because the traffic generated by the proposed zoning does not exceed the threshold of 2,000 vehicle trips per day. [LDC, 25-6-113]
- TR2. Additional right-of-way maybe required at the time of subdivision and/or site plan.
- TR3. According to the Austin 2009 Bicycle Plan Update approved by Austin City Council in June, 2009, a bicycle facility is not identified on Cullen Avenue or Hardy Drive.

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 and suitability for operation and maintenance. Depending on the development plans submitted, water and or wastewater service extension requests may be required. 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.

Storm Water 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 storm water runoff will be mitigated through on-site storm water detention ponds, or participation in the City of Austin Regional Storm water Management Program if available.

Site Plan and Compatibility Standards – Scott Grantham, 512-974-2942

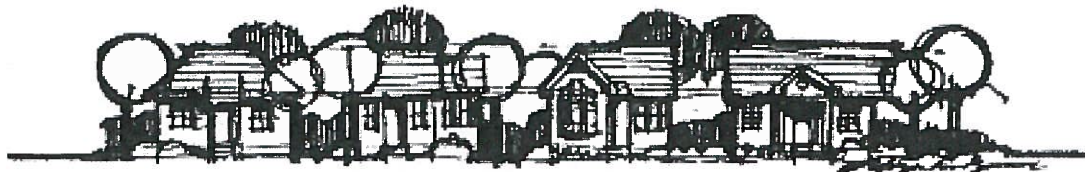
- SP 1. Site plans will be required for any new development other than single-family or duplex residential.

SP 2. Any development which occurs in an SF-6 or less restrictive zoning district which is located 540-feet or less from property in an SF-5 or more restrictive zoning district will be subject to compatibility development regulations.

COMPATIBILITY STANDARDS

SP 3. The site is subject to compatibility standards. Along the east property line, the following standards apply:

- No structure may be built within 25 feet of the property line.
- No structure in excess of two stories or 30 feet in height may be constructed within 50 feet of the property line.
- No structure in excess of three stories or 40 feet in height may be constructed within 100 feet of the property line.
- No parking or driveways are allowed within 25 feet of the property line.
- A landscape area at least 25 feet wide is required along the property line. In addition, a fence, berm, or dense vegetation must be provided to screen adjoining properties from views of parking, mechanical equipment, storage, and refuse collection.
- for a structure more than 100 feet but not more than 300 feet from property zoned SF-5 or more restrictive, 40 feet plus one foot for each 10 feet of distance in excess of 100 feet from the property zoned SF-5 or more restrictive.
- An intensive recreational use, including a swimming pool, tennis court, ball court, or playground, may not be constructed 50 feet or less from adjoining SF-3 property.
- Additional design regulations will be enforced at the time a site plan is submitted.



Brentwood Neighborhood Association

Serving Our Neighborhood from 45th St. to Justin Lane and North Lamar to Burnet Road

Monday, August 10, 2015

RE: Case C14-2015-0025

Korean United Presbyterian Church Re-Zoning

To Tori Haase and Maureen Meredith

On behalf of the Brentwood Neighborhood Association Steering Committee, I would like to formally submit our opposition to the rezoning of 2000 Justin Lane - Case C14-2015-0025. We offer our support for the position of the Crestview Neighborhood Planning Contact Team and we strongly urge the planning commission to consider the protests of residents most impacted by this incompatible and overly dense development of such a small tract of land.

We support the CNPCT's efforts to recommend SF-4B zoning for the property as more compatible in scale and density with the surrounding multi-family properties. This fair zoning change would serve as a transition between the single family area to the east and the commercial area along Burnet Road. The increased traffic generation for 35 units on less than 1 acre of the property on Cullen and Hardy in particular, as well as on Justin Lane, would be a primary reason for concern for people in Crestview and Brentwood.

Thank you,

John Halaburt
Brentwood Neighborhood Association
President

From: Leon Whitney []
Sent: Thursday, March 19, 2015 6:45 PM
To: Haase, Victoria [Tori]
Subject: Case Number: C14-2015-0025

Hi Tori,

We support the application for rezoning of this property.

Leon Whitney
Whitney Partnership
2105 Justin Lane
Austin, Tx 78757

From: Blake Burwell []

Sent: Thursday, July 16, 2015 11:54 AM

To: Meredith, Maureen

Cc: Haase, Victoria [Tori]

Subject: Crestview Korean Church Zoning Change Request - Crestview Traffic Concerns

I'm sending this email to Maureen Meredith and copying Tori Haase.

Thanks, Maureen, for the great discussion in last night's meeting of the Crestview Neighborhood Plan Contact Team (CNPCT), which was also attended by David Kahn (Developer). I was the person in the back row asking David if he had completed any studies which showed how his proposed MF-3 zoning change and associated MF development would impact traffic on Cullen Avenue, and you'll recall that he responded by saying that their traffic study showed only that 'there are no traffic problems on Cullen'. This is effectively the same response he provided to the same question last year when proposing the larger, LO-zoned project on this property. His vague response aside, attached here is Thrower Design's own assessment from October 2014 which indicates that their 2014 proposal to rezone Tract 3 of this property as MF-3 and to then develop upon that tract 9 MF units would generate **204 vehicle trips per day**. Since David Kahn's current proposal is to build a 35-unit complex on the property in question, it seems logical to extrapolate that assessment to mean that a 35-unit complex would generate 3.9 times the traffic of a 9-unit complex, **or 796 additional vehicle trips per day on Cullen and Hardy, the two streets bordering the tract**. It's also logical to assume that a substantial portion of those 796 additional vehicle trips per day are going to involve vehicles travelling Cullen Ave eastward between this proposed complex and Arroyo Seco, Woodrow Ave, and Grover Ave, as a means of reaching the Crestview Market, Anderson Lane, and Lamar Blvd. **THIS was the primary concern several of us were raising last night... an increase of vehicle traffic on Cullen Avenue east of the proposed development.**

Increasing east-west traffic on Cullen between Hardy and Grover is problematic because Cullen residents are already facing very real traffic concerns in this area. As I mentioned last night, Cullen is unique in Crestview... of 5 total Crestview streets which run the full east-west distance from Burnet Ln to Grover Ave, Cullen is the only one which does not have sidewalks, speed bumps, or separate lanes for 2-way traffic to help manage mixed traffic uses. As such, Cullen is already being utilized as a primary east-west 'cut-thru' by many drivers, and the lack of speed bumps means they tend to do so at rates of speed which are unsafe for a residential street. Anyone can witness this during any given weekday rush hour. Additionally, we have lots of street parking on Cullen (which could continue to increase as residential density increases) which means that these rush hour drivers, pedestrians, cyclists, children, and pets are all occupying the same road space between these curb-parked cars on Cullen Ave. **We need to be extremely critical of proposals which potentially increase traffic on Cullen Avenue without offering any thoughtful, studied assessments of that impact.**

It's also important to note that one of the CNPCT's requested changes to his previous proposal to develop this property was to ensure that vehicle access was directed to Hardy and Justin Lane rather than directly onto Cullen... and my understanding is that **David Kahn rejected or ignored that CNPCT proposal**. I mention this for two reasons; 1.) it shows that residents have consistently raised these concerns about traffic increases on Cullen, and 2.) it shows that David Kahn has no track record of giving

those concerns sincere consideration or accommodation. As you heard last night, in response to concerns about Cullen traffic, he simply repeats the point that 'Cullen as many stop signs' and 'Cullen does not have a traffic problem'... even though his own studies suggest that his proposed development will add 796 car trips per day on our residential streets.

When you develop your own assessment of the proposed zoning changes and make your ultimate recommendation, I sincerely hope you will keep these points in mind. Thank you very much!

Blake Burwell

1506 & 1508 Cullen Avenue

Austin, TX 78757

512-914-2567

Nothing in this message is intended to constitute an electronic signature unless a specific statement to the contrary is included in this message.

Confidentiality Note: This message is intended only for the person or entity to which it is addressed. It may contain confidential and/or privileged material. Any review, transmission, dissemination or other use, or taking of any action in reliance upon this message by persons or entities other than the intended recipient is prohibited and may be unlawful. If you received this message in error, please contact the sender and delete it from your computer.

-----Original Message-----

From: Gregory Smith []

Sent: Monday, August 03, 2015 9:53 AM

To: Haase, Victoria [Tori]

Subject: Zoning Case C14-2015-0025

Hello Tori

We are property owners in Crestview, about 2 blocks from the proposed development at the former Korean Church parking lot at the southwest corner of Hardy at Cullen. We are very much in opposition to any changes at this site that would increase the residential density beyond the limit set by SW3 zoning.

Anything beyond this density would create a traffic and parking nightmare, and would open the door to even denser development on the adjoining lots. It goes against our approved neighborhood plan, it would increase the risk of harm to the schoolchildren in the neighborhood who bike and walk to school. The streets are not wide enough, the sidewalks are inadequate. We could go on: There are many other factors that support our objections to the proposal to change the zoning to MF (and I am typing this on my phone), so we would be happy to expand on them if necessary in a subsequent message.

Gregory Smith and Beth Dodd
1712 W. St. John's Ave.

From: Vrba, Anne
Sent: Tuesday, August 04, 2015 3:18 PM
To: Haase, Victoria [Tori]
Subject: Objection to Case Number C14-2015-0025

Good afternoon Tori,

Please consider this email to be my formal objection to Case Number C14-2015-0025.

Contact Person: Tori Haase, 512-974-7691

Public Hearing Date: August 11, 2015, Planning Commission

Name: Anne Vrba

Address: 2104 Cullen Avenue # 217

City: Austin

State: TX

Zip Code: 78757

Daytime telephone: 512-750-9231 (mobile)

Thank you for the opportunity to submit my objection via email.

I spoke with Maureen Meredith today regarding my objection to Case Number NPA-2015-0017.01, and she said I could go ahead and submit my objections via email to her and to you regarding the respective Case Numbers.

Best regards,

Anne Vrba

Anne Vrba



13284 Pond Springs Road, Suite 101
Austin, Texas 78729
P: (512) 459-8300 or toll free (800) 580-8300
F: (512) 483-6969
www.real-comp.com

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/planning.

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: C14-2015-0025

Contact: Tori Haase, 512-974-7691

Public Hearing: August 11, 2015, Planning Commission

Alexandra Begnaud

Your Name (please print)

6909 B Hardy Drive

Your address(es) affected by this application

Alexandra Begnaud

Signature

08/05/2015

Date

Daytime Telephone: 512-965-2151

Comments: I object to this zoning

request. I could stand in my

driveway and throw a rock

in it the property where this development

change is being proposed. Any rezoning

changes that would allow office

complexes or multi-story multi-family

housing would violate my privacy and

be detrimental to the neighborhoods

identity & culture. Thank you.

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

City of Austin

Planning & Zoning Department

Tori Haase

P. O. Box 1088

Austin, TX 78767-8810

Comments for:

Case Number: C14-2015-0025

Contact: Tori Haase, 512-974-7691

Public Hearing: August 11, 2015, Planning Commission

From:

Patricia Carr

2104 Cullen

I object to the proposed zoning change from SF-3-NP to MF-3-NP.

Issue #1: Density is at the heart of my objection to this change. The developer's plan calls for 36 units on less than an acre, a much greater density than that of the surrounding duplexes on Hardy and the condominium complex with 29 units on 2.35 acres. My understanding is that SF-3-NP would allow the developer 12 town-house type units, which would maintain the residential characteristics of that corner and provide a gradual transition to the commercial development on Burnet Rd., 1½ blocks west.

Issue #2: Cullen and Hardy are neighborhood streets that are routinely used as cut-through streets to main arteries. They are already stressed by the intense developments (with more to come) on Burnet Rd., North Lamar, and Anderson Lane, threatening safety and quality of life. Cullen is a particular problem, in part because of the nursing home west of the proposed project, which generates significant traffic and street parking, narrowing an already narrow neighborhood street. Emergency vehicles and delivery trucks sometimes block Cullen entirely at this western end. A dangerous three-way intersection with Burnet (well-known to the City) adds to the problem. Substantially more traffic from a 36-unit apartment complex could result in an impossible situation.

Issue #3: We do not know what Mr. Kahn has in store for the remainder of the 2.3 acre property. Until we have that information, we cannot judge the true impact of this project.

Thank you for your attention.

Patricia Carr

8-6-15

From: Kevin Carlucci []

Sent: Friday, August 07, 2015 3:33 PM

To: Haase, Victoria [Tori]

Subject: Support for Rezoning C14-2015-0025, Korean United Presbyterian Church Re-Zoning to MF-3

RE: C14-2015-0025, Korean United Presbyterian Church Re-Zoning to MF-3

Ms. Haase,

I live within the Crestview Neighborhood Planning Area, and I am writing in support of the zoning change for the Korean Church property at 2000 Justin Lane.

When this property requested a zoning change to office uses last year, many neighbors testified passionately in favor of more housing for our growing population. I like this request because it answers that call for more housing and it adds diversity to our urbanizing neighborhood. After all, it's people who give our neighborhood its character - not buildings.

I agree with the staff recommendation to approve this medium density project, because it will bring more residents and a different mix of housing to Crestview - all good things in my view.

A modest apartment complex close to transit is 100% compatible with this part of the neighborhood and the Neighborhood Plan, and helps get more housing on the market.

Kind regards,

Kevin Carlucci & Jessica Gorman
1814 Justin Lane

From: Lucille Santillo []

Sent: Friday, August 07, 2015 3:21 PM

To: Haase, Victoria [Tori]; maureen.meredith@austin.texas.gov

Subject: File No. NPA-2015-0017.01 & Case Number C14-2015-0025

I am responding to the letters received regarding the above zoning requests for the property located at Hardy & Justin, Austin, Tx.

Case Number C14-2015-0025-

I Object to this rezoning because the plan we were shown by Mr Kimm and Mr Thrower is too dense for this area. To go from Single Family to Multi-Family 3 will increase the traffic on the side streets which to the neighborhood is overly traveled as it is.

I would not object to a rezoning from Single Family to MF-1 which would it seems to me allow him to get the support of the neighborhood.

Because of his attitude, we were not able to discuss this with him at the last meeting. At that meeting he didn't even bother to answer any of our questions or provide us with an idea of what he would do if MF-3 were allowed.

NPA-2015-0017.01

If this is only talking about the property at 2000 Justin Ln, where the Korean Church is presently located, **I opposed to the rezoning from Civic to Multi-family** without know which Multi-family would be used. This needs to be rewritten for me to determine if it would be appropriate for that area.

Thank you for your attention to this matter.

Lucille Santillo

2000 Cullen Unit 16

The Park At Crestview

Austin, Tx.

From: Emily Ross, JB Goodwin Realtor []

Sent: Friday, August 07, 2015 2:32 PM

To: Haase, Victoria [Tori]

Subject: RE: C14-2015-0025, Korean United Presbyterian Church Re-Zoning to MF-3

Hi Tori,

I wanted to join my fellow Crestview neighbors and throw my chip in support of the zoning change for the Korean Church property at 2000 Justin Lane.

When this property requested a zoning change to strictly office use last year, many neighbors testified passionately in favor of more housing for our growing population. Because I am a realtor and I am daily sorting data on extremely low housing inventory, I agree with the staff recommendation to approve this medium density project. A modest apartment complex will not only provide more housing close to the majority of business offices in central/Downtown Austin, but also reduce traffic by allowing residents to live closer to work and transit. Additionally, a medium density project would match the current buildings surrounding it (mostly commercial business space, duplexes and one medium apartment complex to the west).

Lastly, recent news that the developers plan to decrease the amount of impervious cover makes me very happy! An older building with a large parking lot that no one can use on a busy, crowded street does our neighborhood no good (it's also not very aesthetically pleasing). I would be very pleased to see a new, modern property built that provides more multifamily housing and possibly a neighboring modest, low-traffic commercial business space.

Thank you for your consideration and time in receiving our notes,

Emily Ross

7502 Saint Phillip Street

Emily Ross

Realtor with JBGGoodwin, Austin



EmilyRoss.com

512-537-7882 | [@EmilyRossHomes](https://www.instagram.com/EmilyRossHomes) | Emily@EmilyRoss.com

From: Mary Pustejovsky

Sent: Friday, August 07, 2015 3:11 PM

To: Haase, Victoria [Tori]

Subject: C14-2015-0025, Korean United Presbyterian Church Re-Zoning to MF-3

Ms. Haase

I am writing in support of the case mentioned above. I am a resident of the Crestview Neighborhood Contact area. I have watched this case over the last year (or at least the parcel and the various motions). I support this project because it is a small, neighborhood appropriate apartment complex that would *decrease* the impervious cover on the land (which is a really blighted-looking parking lot/building right now). I am also excited that the developer as part of the project would add sidewalks on the perimeter of the property, which are currently lacking.

In addition, it is walking distance to a major transit route (Burnet Rd) which makes it even better. I support this project and the staff recommendation.

Thank you

Mary

From: Matthew Armstrong

Sent: Friday, August 07, 2015 12:53 PM

To: Haase, Victoria [Tori]

Subject: RE: C14-2015-0025, Korean United Presbyterian Church Re-Zoning to MF-3

RE: C14-2015-0025, Korean United Presbyterian Church Re-Zoning to MF-3

Ms. Haase,

I live within the Crestview Neighborhood Planning Area, and I am writing in support of the zoning change for the Korean Church property at 2000 Justin Lane.

When this property requested a zoning change to office uses last year, many neighbors testified passionately in favor of more housing for our growing population. I like this request because it answers that call for more housing. I agree with the staff recommendation to approve this medium density project, because it will bring more residents and a different mix of housing to Crestview - all good things in my view.

A modest apartment complex close to transit is 100% compatible with this part of the neighborhood and the Neighborhood Plan, and helps get more housing on the market.

Thank you,
Matthew Armstrong
2004 Hardy Circle

--

Matthew Armstrong

(512) 999 5087

From: Cory Brown
Sent: Friday, August 07, 2015 12:08 PM
To: Haase, Victoria [Tori]
Subject: C14-2015-0025, Korean United Presbyterian Church Re-Zoning
RE: C14-2015-0025, Korean United Presbyterian Church Re-Zoning to MF-3

Ms. Haase,
I live within the Crestview Neighborhood Planning Area, and I am writing in support of the zoning change for the Korean Church property at 2000 Justin Lane.

When this property requested a zoning change to office uses last year, many neighbors testified passionately in favor of more housing for our growing population. This is an answer to that call for more housing. I agree with the staff recommendation to approve this medium density project, because it not only provides more housing, but also because it is close to transit and in line with the Imagine Austin Comprehensive Plan.

A modest apartment complex close to transit is 100% compatible with this part of the neighborhood and the Neighborhood Plan.

Thank you,
Cory Brown
920 Sugaree Avenue.

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/planning.

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: C14-2015-0025

Contact: Tori Haase, 512-974-7691

Public Hearing: August 11, 2015, Planning Commission

DAVID GIBBETS

Your Name (please print)

2000 CULLEN AVE #2 78757

Your address(es) affected by this application

David Gibbets

Signature

8/4/15

Date

Daytime Telephone:

Comments:

Michael Gibbets 8/4/15

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

City of Austin

Planning & Zoning Department

Tori Haase

P. O. Box 1088

Austin, TX 78767-8810

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Case Number: C14-2015-0025

Contact: Tori Haase, 512-974-7691

Public Hearing: August 11, 2015, Planning Commission

MICHAEL L GRANTHAM
Your Name (please print)

2000 CULLEN AVE APT 2

Your address(es) affected by this application

[Signature]
Signature

Daytime Telephone: _____

Comments:

This does not fit into the
community look at the
monstrous five-story building on
Berthel Road.

[Signature]

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

City of Austin

Planning & Zoning Department

Tori Haase

P. O. Box 1088

Austin, TX 78767-8810

☐ I am in favor
☒ I am in opposition

08/04/2014
Date