

AGENDA



Recommendation for Council Action

Austin City Council	Item ID	49973	Agenda Number	69.
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Meeting Date:	10/15/2015	Department:	Development Services
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Subject

Conduct a public hearing and consider a request by Two Hands Brew LLC (dba Two Hands Brew) located at 1007 South Congress Avenue for a waiver from the distance requirement of City Code Section 4-9-4(A) which requires a minimum of 300 feet between a business that sells alcoholic beverages and a school.

Amount and Source of Funding

Fiscal Note

Purchasing Language:	
Prior Council Action:	
For More Information:	Viktor Auzenne, (512) 974-2941; Christopher Johnson, (512) 974-2769
Council Committee, Boards and Commission Action:	
MBE / WBE:	
Related Items:	

Additional Backup Information

The owner of Two Hands Brew at 1007 South Congress Ave, requests a waiver from the minimum distance requirement of 300 feet in Section 4-9-4(A) of the Austin City Code because they intend to sell alcoholic beverages at this location which is 120 feet to the east of a public school, Texas School for the Deaf at 1102 South Congress Ave.

Section 4-9-5 allows the City Council to waive the 300 foot distance requirement if it determines that the enforcement of the distance requirement in a particular instance:

- (1) is not in the best interest of the public;
- (2) constitutes waste or the inefficient use of land or other resources;
- (3) creates an undue hardship on the applicant;
- (4) does not serve its intended purpose;
- (5) is not effective or necessary; or
- (6) for any other reason the council, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community.