

## **ZONING CHANGE REVIEW SHEET**

**CASE:** C14-2015-0133 A and C14-2015-0133B –  
1204 San Antonio & 1205 Nueces Rezoning

**P.C. DATE:** January 26, 2016  
February 23, 2016

**ADDRESS:** 1204 San Antonio Street & 1205 Nueces Street

**DISTRICT AREA:** 9

**OWNER/APPLICANT:** Texas Association of Counties (Gene Terry)

**AGENT:** Alice Glasco Consulting (Alice Glasco)

**ZONING FROM:** GO    **TO:** DMU\*    **TOTAL AREA:** 0.4006 acres (17,450 sq. ft.)

**AREA BY CASE:** C14-2015-0133A – 11,043 sq. ft.; C14-2015-0133B - 6407 sq. ft.

\*The Applicant amended the request from CBD to DMU on November 16, 2015.

### **SUMMARY STAFF RECOMMENDATION:**

Staff recommends downtown mixed use-conditional overlay (DMU-CO) combining district zoning. The conditional overlay will restrict building height to 60 feet.

### **PLANNING COMMISSION RECOMMENDATION:**

January 26, 2016;      *Postponed to February 23, 2016 at the request of the Neighborhood [J. Vela / F. Kazi -2<sup>nd</sup>] (10-0). ABSENT – P. Seeger, J. Stevens, T. White.*

February 23, 2016;      *Approved Staff's request for postponement to March 8, 2016 [J. Schissler / J. Vela III – 2<sup>nd</sup>] (11-0). ABSENT – J. Shieh. Vacancy: 1.*

March 8, 2016;      *Approved DMU-CO with a 90 ft. height restriction for Tract A (1204 San Antonio St.); DMU-CO with a 60 ft. height restriction for Tract B (1205 Nueces St.); bail bond services, cocktail lounge, pawn shop, liquor store, outdoor entertainment and amplified music uses are prohibited on Tracts A and B [P. Seeger / A. Pineyro De Hoyos-2<sup>nd</sup>] (10-0) ABSENT – J. Vela III, N. Zaragoza.*

### **ISSUES:**

At the March 8<sup>th</sup> Planning Commission public hearing, the Applicant expressed support of the Staff recommendation for Tract B, 1205 Nueces Street, and was also agreeable to the Neighborhood's request for prohibiting bail bond services, cocktail lounge, pawn shop, liquor store and outdoor entertainment uses and outdoor amplified music for both Tracts A and B. However, there was discussion about height for Tract A (1204 San Antonio St.). While the Staff recommendation is to limit the height to 60 feet for this Tract, the Applicant requested DMU with no height restriction on the basis that similarly situated, near-by properties were granted DMU without a height restriction. After some deliberation, the Commission agreed that 120 feet in height at this location was not supported. However, a lesser height restriction of 90 feet for Tract A was supported which would

create a stair-step down in height from Tract A to Tract B (from east to west). The Commission reasoned that this approach would be mindful of preserving the character of the neighborhood to the west of the subject rezoning areas while allowing for increased height on the eastern tract, closer to the downtown core. Staff maintains that a 60 foot height restriction is recommended for Tract A as it is consistent with the Downtown Austin Plan. Further, properties that have DMU zoning without height restrictions are predominantly located outside of the Northwest District and in the Uptown/Capitol District to the east. San Antonio Street is the boundary between the Northwest District and the Uptown/Capitol District where the DAP supports DMU without suggesting height restrictions.

#### **DEPARTMENT COMMENTS:**

The subject rezoning areas total approximately 0.4 acres with frontage on Nueces and San Antonio Streets. There is a public alleyway to the north of each Tract and a privately owned alley that separates the two Tracts and is part of the property addressed at 504 W. 12<sup>th</sup> Street. The two Tracts are developed with one office building each and are surrounded by various offices uses on all sides. The building on San Antonio Street has two stories of office space above two levels of structured parking. Parking is accessible by a driveway from San Antonio Street. Additional access is taken through the alleyway at the northern property line. The building on Nueces Street is single story construction with surface level parking in the front yard setback between the building and Nueces Street. Parking is accessible by driveways from Nueces Street and the alleyway.

A zoning change to DMU has been requested in order to redevelop the property with a newly constructed building for the Texas Association of Counties offices.

The area, within 1-2 blocks of the subject Tracts, has a pattern of rezoning to DMU that began as far back as 20 years ago. Additionally, these two Tracts are located in the Northwest District of the Downtown Austin Plan, adopted in 2011. The DAP identifies these and several other properties in the immediate area as potentially being appropriate for DMU zoning with a suggested height restriction of 60 feet for the two subject Tracts. The recommended DMU zoning classifications were intended to expand entitlement rights to develop the property in a way that will encourage a mix of land uses while also implementing district specific goals. The Northwest District has a significant number of Historic Landmark structures. Limiting the height to 60 ft. will better compliment the historic character of the district. Therefore, Staff recommends DMU-CO district zoning with a conditional overlay that will restrict the height to 60 feet.

#### **EXISTING ZONING AND LAND USES:**

	<b>ZONING</b>	<b>LAND USES</b>
<i>Site</i>	GO	Medical Office / Office
<i>North</i>	GO, DMU-CO, DMU-H-CO	Office – Texas Association of Counties, Texas Association of Business
<i>South</i>	GO	Law Office, Medical Office
<i>East</i>	GO	Office
<i>West</i>	GO, LR-CO	Law Office

#### **NEIGHBORHOOD PLANNING AREA:** Downtown Austin Plan

**TIA:** Not required.

**WATERSHED:** Shoal Creek

**DESIRED DEVELOPMENT ZONE:** Yes

**CAPITOL VIEW CORRIDOR:** No

**HILL COUNTRY ROADWAY:** No

**NEIGHBORHOOD ORGANIZATIONS:**

<i>Community Registry Name</i>	<i>ID</i>
Historic Austin Neighborhood Association	1400
Shoal Creek Conservancy	1497
Austin Neighborhoods Council	511
Bike Austin	1528
City of Austin Downtown Commission	623
Preservation Austin	1424
Friends of Emma Barrientos MACC	1447
Austin Heritage Tree Foundation	1340
Downtown Austin Neighborhood Assn. (DANA)	402
Central Austin Community Development Corporation	1391
Austin Independent School District	742
Friends of Austin Neighborhoods	1530
SEL Texas	1363
West End Austin Alliance	998
Old Austin Neighborhood Association	57
West Downtown Alliance Inc.	1253
Sierra Club, Austin Regional Group	1228
Downtown Austin Alliance	438

**SCHOOLS:** Mathews Elementary, O Henry Middle, Austin High

**CASE HISTORIES:**

<b>NUMBER</b>	<b>REQUEST</b>	<b>PLANNING COMMISSION</b>	<b>CITY COUNCIL</b>
C14-2012-0103 – Texas TPA Rezoning of 410 and 416 West 11 <sup>th</sup> Street; 416 W 11 <sup>th</sup> Street	CS to CBD	10/9/2012 – Apvd DMU-CURE; Height limited to 100 ft., FAR limited to 6.5:1, vehicular trips limited to 2,000/day, uses prohibited.	11/1/2012 – Apvd DMU-CURE; Height limited to <b>100 ft.</b> , F.A.R. limited to 6.5:1, vehicular trips limited to 2,000/day, uses prohibited: automotive repair services, automotive sales, pawn shop sales, automotive rentals, automotive washing (of any type). Conditional uses: Bail bond services, Liquor sales.
C14-2010-0197 – 600 W 13 <sup>th</sup> Street	GO to DMU	2/8/2011 – Apvd DMU-CO;	3/10/2011 – Apvd DMU-CO; Height limited to <b>60 ft.</b> ; prohibited uses: pawn shop services, cocktail lounge, outdoor

			entertainment, bail bond services, liquor sales.
C14-02-0008 – Burke House; 1310 San Antonio Street	GO to GO-MU	2/5/2002 – Apvd GO-MU.	2/28/2002 – Apvd GO-MU.
C14-01-0052 – Waterloo I, LTD, 605 W 13 <sup>th</sup> Street	GO to LR-CO	5/22/2001 – Apvd LR-CO.	8/9/2001 – Apvd LR-CO; surface off-street parking may not be closer than 10 feet from the property line located parallel to West 13 <sup>th</sup> Street; prohibits several uses.
C14-99-2066 – Texas ASSN of Counties Workers Compensation Self Insurance (Allen-Williams House); 1206 San Antonio Street	GO to DMU-H-CO and DMU-CO	1/25/2000 – Apvd DMU-CO and DMU-H-CO.	5/18/2000 – Apvd TRACT 1: DMU-H-CO; height limited to <b>60 ft.</b> ; various uses prohibited.  TRACT 2: DMU-CO; height limited to <b>70 ft.</b> , requires a 10 foot setback from the historic building for any building that exceeds 60feet in height; various uses prohibited.  TRACT 3: DMU-CO; ; height limited to <b>80 ft.</b> , requires a 20 foot setback from the 13 <sup>th</sup> Street right-of-way for any building that exceeds 40 feet in height; various uses prohibited.
C14-97-0163 – Travis Phillips; 406 W 13 <sup>th</sup> Street		1/20/1998 – Apvd DMU-CO.	3/5/1998 – Apvd DMU-CO; vehicle trips limited to less than 2,000/day.

**RELATED CASES:** None.

**ABUTTING STREETS:**

Name	ROW	Pavement	Classification	Sidewalks	Bike Route	Capital Metro (within ¼ mile)
Nueces St	80'	33'	Collector	No	Yes; shared lane; Route # 31	Yes
San Antonio	80'	37'	Collector	Yes	No	Yes

St						
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**CITY COUNCIL DATE:**

February 11, 2016;

March 24, 2016:

**ACTION:**

*Approved Staff's request for postponement to March 24, 2016 [S. Gallo / D. Zimmerman -2<sup>nd</sup>] (11-0).*

**ORDINANCE READINGS:** 1st

2<sup>nd</sup>

3<sup>rd</sup>

**ORDINANCE NUMBER:**

**CASE MANAGER:** Victoria Haase

**PHONE:** 512-974-7691

**EMAIL:** [tori.haase@austintexas.gov](mailto:tori.haase@austintexas.gov)

## **STAFF RECOMMENDATION**

Staff recommends downtown mixed use-conditional overlay (DMU-CO) combining district zoning. The conditional overlay will restrict building height to 60 feet.

## **BASIS FOR RECOMMENDATION**

1. *The proposed zoning should be consistent with the purpose statement of the district sought.*

The Downtown Mixed Use district is intended for use located on the periphery of an area that has a CBD designation. A DMU district designation may be applied to a development that includes any combination of office, retail, commercial, and residential uses and that is compatible with the downtown area. A DMU district use with an intermediate density may be used as a transition between the downtown area and surrounding districts. A DMU district is suitable for an area to which the central business district may expand. This zoning district is appropriate for this site even if only for its proximity to the CBD of the downtown area.

2. *Zoning should allow for reasonable use of the property.*

The DMU zoning district will allow for a reasonable use of the property as it will provide an opportunity for a mixture and wide variety of uses within the periphery of the downtown core where a dense mixture of uses is encouraged while being mindful of the DAP's goals for the Northwest District.

3. *The proposed zoning should promote consistency and orderly planning.*

Uses allowed by the DMU zoning district will be compatible and consistent with uses and zoning districts of the neighboring blocks.

4. *The rezoning should be consistent with the policies and principles adopted by the City Council or by the Planning Commission.*

The DMU zoning district is appropriate for this site as it is supported by the Austin Downtown Plan that was adopted by City Council in December, 2011. The subject property is identified in the plan document as an appropriate location for Downtown Mixed Use – DMU and suggests a height restriction of 60 ft. (pg. 79). DMU will grant entitlement rights to develop the property in a way that will implement the district-specific goals.

The zoning change is also congruent with the Imagine Austin Plan that encourages infill and redevelopment, specifically in those areas classified as a 'Regional Center' on the Imagine Austin's Growth Concept Map.

## **EXISTING CONDITIONS**

### ***Site Characteristics***

The subject Tracts combined total approximately .4 acres and are developed with a one-story structure and a four story structure that consists of a two-level structured parking facility below two floors of office space. There are two large trees to the immediate south of the one-story building on Tract B (1205 Nueces Street) and two smaller trees on the north side of the building, adjacent to the alley way. Tract A (1204 San Antonio Street) has a large tree and two smaller street trees between the

sidewalk and San Antonio Street. The topography slopes downward from east to west such that the lowest level of the structured parking facility is partially underground and only accessible from the alley at the northern property line.

### ***Impervious Cover***

There appears to be a high level of impervious cover with the existing development. In this case, the impervious cover limit is established by the zoning district. The GO zoning district allows up to 80% impervious cover. The DMU zoning district allows 100% impervious cover

### ***Comprehensive Planning***

**Downtown Austin Plan** - The subject property is located in the Northwest District of the Downtown Austin Plan. The subject property has been identified in the plan document as a property that may be eligible for a zoning change to Downtown Mixed Use (DMU) with a suggested height restriction of 60 ft. (pg. 79) if new zoning districts are created via implementation of the plan. The intent was to increase diversity of land uses while not creating an over-entitlement of said properties. The recommended DMU zoning classifications were intended to expand entitlement rights to develop the property in a way that will expand a mix of land uses including commercial, retail, and residential opportunities and will implement the following district-specific goals:

- **2.** Bring residents back to the neighborhood.
- **5.** Improve the pedestrian environment.

**Imagine Austin Plan** - The subject property is located within the boundaries of a ‘*Regional Center*’, as identified in the Imagine Austin’s Growth Concept Map, found in the Imagine Austin Plan. A Regional Center is the most urban of the three activity centers outlined in the growth concept map and are intended to be retail, cultural, recreational, and entertainment destinations for Central Texas. These are also the places where the greatest density of people and jobs and the tallest buildings in the region will be located. The densities, buildings heights, and overall character of a center will vary depending on location. Regional centers will range in size between approximately 25,000-45,000 people and 5,000- 25,000 jobs. The following IACP policies are applicable to this case:

- **LUT P3** Promote development in **compact centers**, communities or along corridors that are connected by roads and transit, are designed to encourage walking and bicycling, and reduce healthcare, housing and transportation costs.
- **LUT P7.** Encourage infill and redevelopment opportunities that place residential, work, and retail land uses in proximity to each other to maximize walking, bicycling, and transit opportunities.

Based on the information above, Staff believes that the proposed zoning change is supported by both the Downtown Austin Plan and the Imagine Austin Comprehensive Plan.

### ***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. Trees will likely be impacted with a proposed development associated with this rezoning case. Please be aware that an approved rezoning status does not eliminate a proposed development's requirements to meet the intent of the tree ordinances. If further explanation or specificity is needed, please contact the City Arborist at 974-1876. 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.

***DSD Transportation – Amanda Couch, 512-974-2881***

- TR1. Nadia Barrera, Urban Trails, Public Works Department and Nathan Wilkes, Bicycle Program, Austin Transportation Department may provide additional comments regarding bicycle and pedestrian connectivity per the Council Resolution No. 20130620-056.
- TR2. According to the Austin 2014 Bicycle Plan approved by Austin City Council in November, 2014, a Quiet Street is recommended for Nueces. Nueces is included in the All Ages and Abilities Network.
- TR3. 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]. ***FYI: If, at the time of site plan, the use does generate trips exceeding 2,000 trips per day, then a TIA will be required.***

***Water and Wastewater***

WW1. 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.



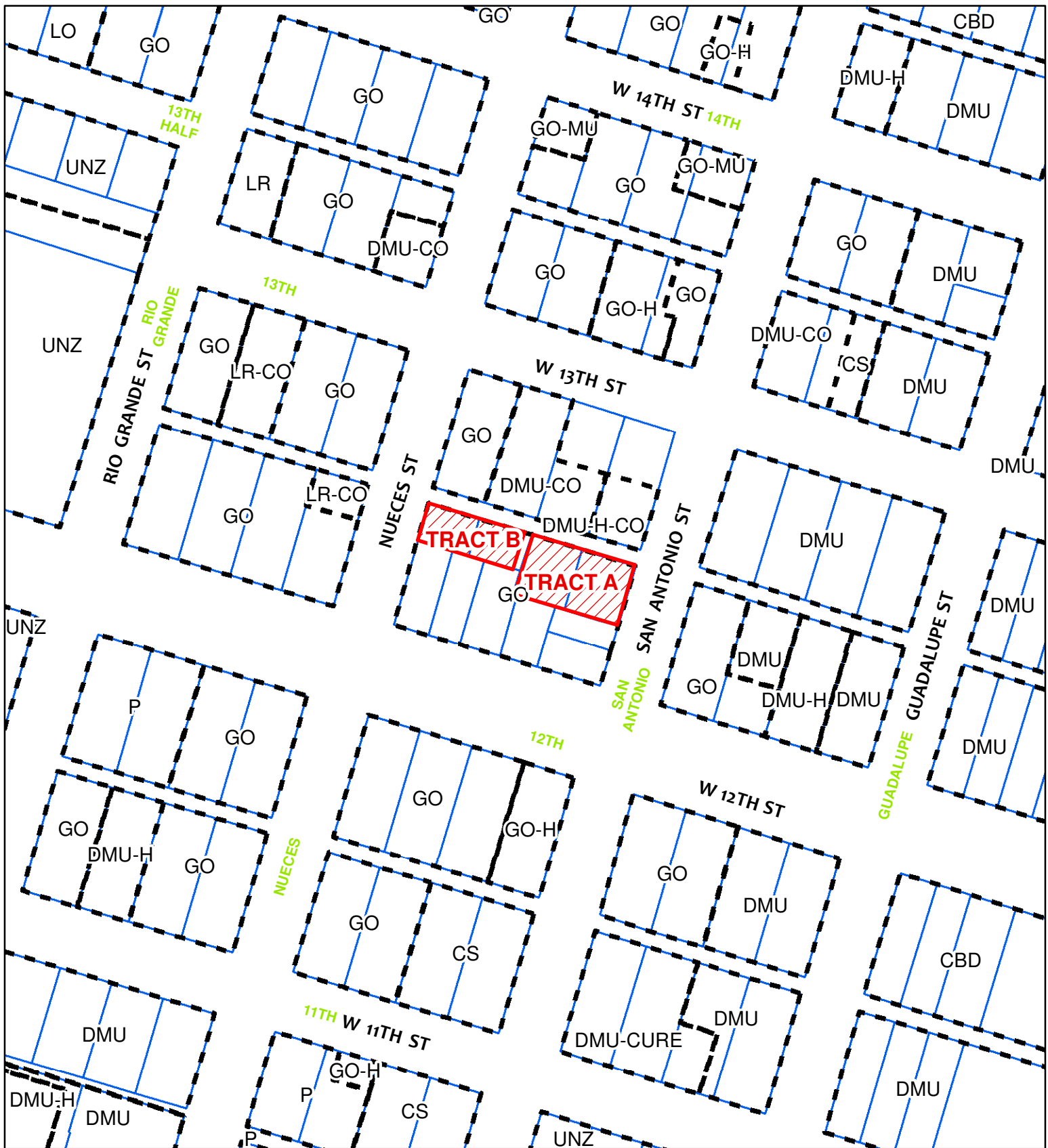
***Storm Water Detention***

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 – Christine Barton-Holmes, 512-974-2788***

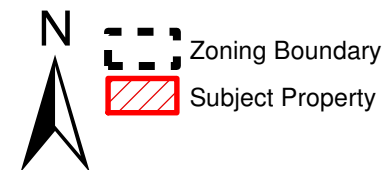
Any new development is subject to Subchapter E. Design Standards and Mixed Use. Additional comments will be made when the site plan is submitted. San Antonio and Nueces are both Urban Roadways.

This site is within the Criminal Justice Center Overlay District (25-2-650) and the Downtown Neighborhood Plan (<http://austintexas.gov/page/downtown-austin-plan> )



### ZONING - EXHIBIT A

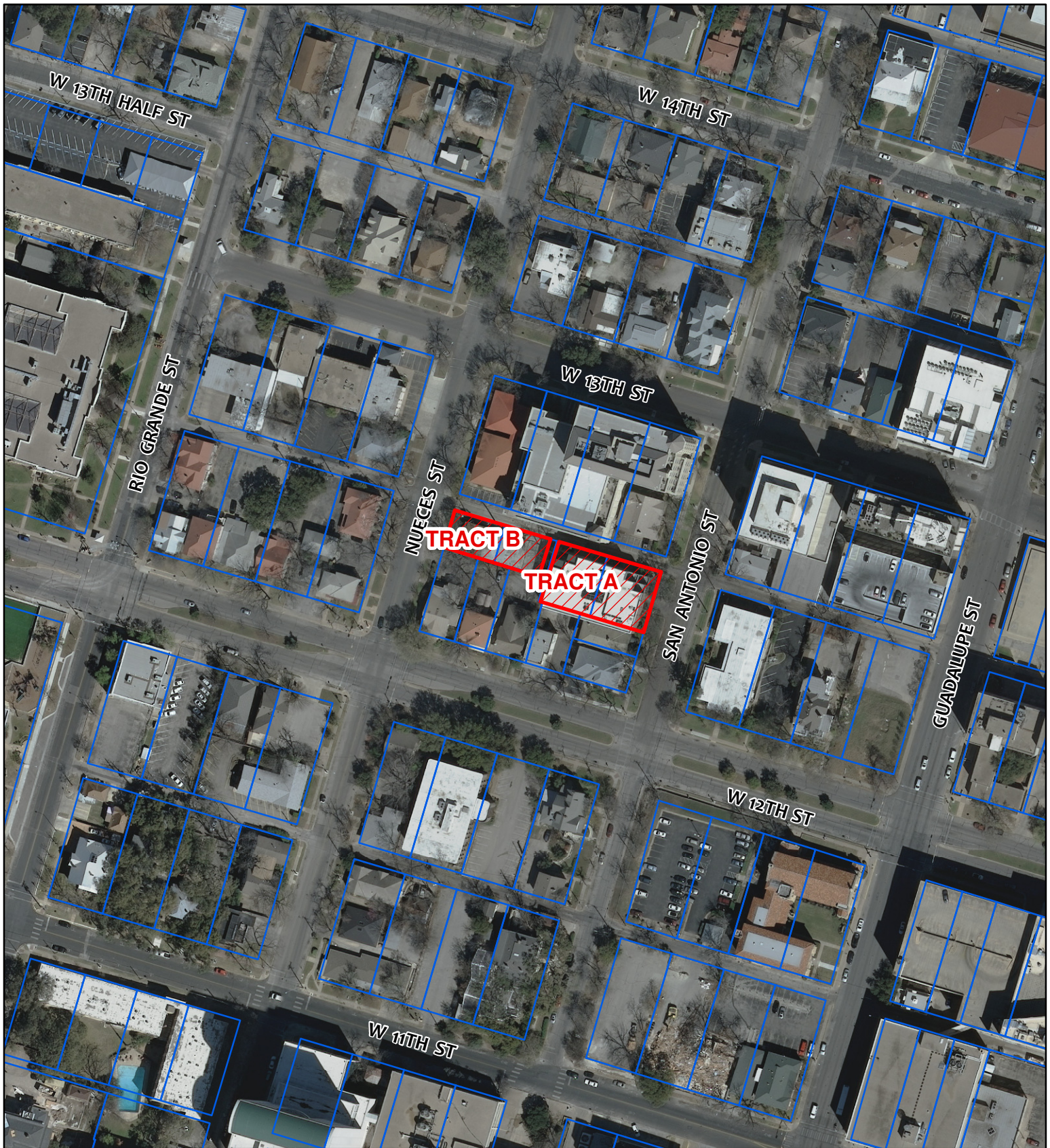
ZONING CASE#: C14-2015-0133 (A & B)  
 ZONING CHANGE: GO to DMU  
 LOCATION: 1204 San Antonio Street (A),  
 1205 Nueces Street (B)



1" = 400'

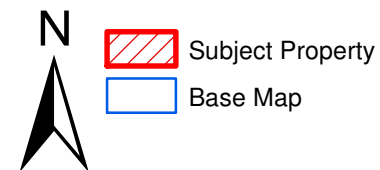
This map has been produced by the Communications Technology Management Dept. on behalf of the Planning Development Review Dept. for the sole purpose of geographic reference. No warranty is made by the City of Austin regarding specific accuracy or completeness.





# **AERIAL - EXHIBIT B**

ZONING CASE#: C14-2015-0133 (A & B)  
 ZONING CHANGE: GO to DMU  
 LOCATION: 1204 San Antonio Street (A),  
 1205 Nueces Street (B)



1' = 400'

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## Haase, Victoria [Tori]

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**From:** Alice Glasco <[alice@agconsultingcompany.com](mailto:alice@agconsultingcompany.com)>  
**Sent:** Monday, November 16, 2015 10:05 AM  
**To:** Haase, Victoria [Tori]  
**Cc:** Kim LaPier (KimL@county.org)  
**Subject:** RE: Request to Amend to DMU anbd delay PC date to Janary 26ht - C14-2015-0133 - 1204 San Antonio / 1205 Nueces Street Rezoning

Tori,

Two things:

1. I would like to amend my rezoning request from **CBD to DMU with a building height of 120 feet and FAR of 5:1** as currently codified
2. Request that the planning commission hearing date be **January 26<sup>th</sup> 2016.**

Thank you!

Alice Glasco, President  
Alice Glasco Consulting  
512-231-8110 W  
512-626-4461 C  
Email: [alice@agconsultingcompany.com](mailto:alice@agconsultingcompany.com)

# Old Austin Neighborhood

604 West 11<sup>th</sup> Street  
Austin, Texas 78701-2007  
512-657.5414

18 February 2016

Victoria Haase, Case Manager  
Planning & Zoning Department  
City of Austin

RE: C14-2015-0133; 1204 San Antonio & 1205 Nueces Streets

City of Austin:

The Board of Directors (BoD) of Old Austin Neighborhood Association (OANA), after discussions at our regularly scheduled monthly meetings and meetings with the applicants' representative, have voted electronically to support City Staff's recommendation of downtown mixed use-conditional overlay (DMU-CO) combining district with the conditional overlay restricting building height to 60 feet. We agree with City Staff's interpretation of the Downtown Austin Plan/Northwest District in that limiting the development height to a maximum of 60 feet will better compliment the historic character of the district while the expansion of entitlement rights will encourage a mix of land uses while also implementing district specific goals.

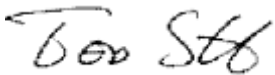
In addition to limiting the height of the development to a maximum of 60 feet, the OANA BoD would also ask for the following additional conditions:

Recognizing that the referenced property lies within the Criminal Justice Overlay, the following Uses are accepted as Prohibited rather than Conditional: bail bond services, a stand-alone cocktail lounge use, pawn shop use and liquor/package store. In addition, an outdoors entertainment/amplified music use of the site is prohibited.

Vehicle trips per day are limited to less than 2,000.

Please feel free to contact us with questions, and representatives of the neighborhood association will be in attendance at the Planning Commission and City Council hearings.

Sincerely;



Ted Siff, President  
Old Austin Neighborhood Association

**OANA Board members:**

**Blake Tollett, Austin Stowell, Perry Horton, Bill Schnell, Michael Portman, Charles Peveto, Ray Canfield, Perry Lorenz, Diana Zuniga**



## CROSS OAK GROUP

December 21, 2016

Mr. Greg Guernsey  
Planning and Development Review Department  
505 Barton Springs Road  
Suite 500  
Austin, TX 78704

Re: Permit 2015-118926 ZC—Withdrawal of Authorization Letter

Dear Mr. Guernsey,

Please let this letter serve as notice that Cross Oak Properties hereby fully withdraws our letter, and all permission granted therein, to you dated September 24, 2015.

Gene Terry and Alice Glasco are no longer authorized by Cross Oak Properties to serve as applicant and/or agent in the rezoning of the 568 square foot tract of land referenced in their application for rezoning.

Further, as owners of that tract, we respectfully request that it no longer be considered as part of the application for rezoning referenced above and that this letter be on file with the official record of this proceeding.

We'd also request the favor of a letter from your office confirming that our tract of land has been severed from this consideration and that its zoning shall remain the same as that of the property to which it is currently conjoined at 504 W. 12<sup>th</sup> Street.

If you have any questions regarding this request, please feel free to contact me at 512-965-1371 or at [jim.dow@crossoakgroup.com](mailto:jim.dow@crossoakgroup.com)

Thank you.

Sincerely,

A handwritten signature in black ink, consisting of a large, stylized 'J' and 'D' followed by a small flourish.

Jim Dow

Cc: Kim LaPier, Texas Association of Counties  
Alice Glasco, Glasco Consulting



## CROSS OAK GROUP

November 16, 2015

Re: Rezoning of 1204 San Antonio and 1205 Nueces/C14-2015-0133

To Whom it May Concern,

As the property owner of 504 W. 12<sup>th</sup> Street, we are in full support of the Texas Association of Counties proposed zoning change from General Office (GO) to Downtown Mixed Use (DMU).

It is our understanding that the requested DMU zoning will allow a building height of 120 feet and floor-to-area ratio of 5:1, which we support. We are the backdoor neighbors to this property and would like to see it utilized in a way that achieves its highest and best use. A more substantial building would improve aesthetics, in our view, and add needed office space in a part of town that needs it.

We hope you'll approve this zoning change without delay.

If you have questions, please feel free to e-mail me at

Sincerely,

A handwritten signature in black ink, consisting of a large, stylized 'J' and 'D' followed by a flourish.

Jim Dow  
Managing Partner

**Jim and Katherine Ray  
Ray Associates, Inc.  
1304 Guadalupe  
Austin, Texas 78701**

November 28, 2012

Dear Mayor Adler, Mayor Pro- Tem Tovo, City Council Members and Members of the Planning Commission

Re: Rezoning of 1204 San Antonio and 1205 Nueces – C14-2015-0133

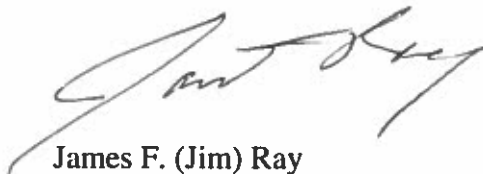
As the property owners of 508 West 12<sup>th</sup> Street, Katherine Ray and I support the zoning change proposed by the Texas Association of Counties from General Office (GO) to Downtown Mixed Use (DMU).

TAC has been a business neighbor to us for the past 38 years. This zoning change will allow TAC to improve our neighborhood and will increase the affordable business spaces in central area of Austin

Given that the subject site is within two blocks of the State Capitol, it makes a lot of sense to add office space within walking distance of the Capitol complex. Also it will improve the quality and efficiency of the subject properties.

Thank you for your consideration.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jim Ray", written in a cursive style.

James F. (Jim) Ray  
Ray Associates, Inc.





THE TEXAS STATE CHAMBER

PRO-BUSINESS • PRO-TEXAS

FOR OVER 85 YEARS

November 16, 2015

Mayor Steve Adler  
Members of the Austin City Council  
Members of the Planning Commission  
City of Austin  
301 W. 2<sup>nd</sup> Street, Suite 1120  
Austin, Texas 78701

**RE: Re-zoning of 1204 San Antonio and 1205 Nueces – C14-2015-0133**

As the property owner of 1209 Nueces, we support the zoning change proposed by the Texas Association of Counties from General Office (GO) to Downtown Mixed Use (DMU).

TAC has been an excellent neighbor for many years and given that the subject site can provide much needed office space to the area, we support this proposed change.

Thank you for your consideration.

Sincerely,

Chris E. Wallace  
President

Dear Mayor Adler, Mayor Pro- Tem Tovo, City Council Members and Members of the Planning Commission

Date: January 9, 2016

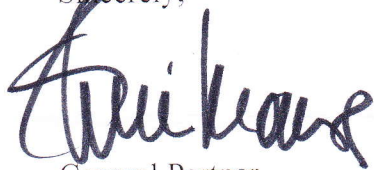
Re: Rezoning of 1204 San Antonio and 1205 Nueces – C14-2015-0133

As a property owner of 504 West 13<sup>th</sup> Street, I support the zoning change proposed by the Texas Association of Counties from General Office (GO) to Downtown Mixed Use (DMU).

It is my understanding that the requested DMU zoning will allow a building height of 120 feet and a floor-to-area ratio of 5:1 - which I support. Given that the subject site is within two blocks of the State Capitol, it makes a lot of sense to add office space within walking distance of the Capitol complex. A new/modern building at this location would enhance the aesthetics of the area.

My husband and I would appreciate your support of the requested zoning change. Please feel free to call me at 512-477-6707 should you have any questions.

Sincerely,

A handwritten signature in dark ink, appearing to read "Julie Kane". The signature is fluid and cursive, with the first name "Julie" written in a larger, more prominent script than the last name "Kane".

General Partner  
JBS Holding, LP

## 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](http://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: C14-2015-0133(A&B)**  
**Contact: Victoria Haase, 512-974-7691**  
**Public Hearing: Jan. 26, 2016, Planning Commission**  
**Feb. 11, 2016, City Council**

*Jerry Silver*  
 Your Name (please print)

☒ I am in favor  
☐ I object

*506 W 12th*  
 Your address(es) affected by this application

*[Signature]*  
 Signature

*1-22-16*  
 Date

Daytime Telephone: *512 423-3242*

Comments:

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

City of Austin  
 Planning & Zoning Department  
 Victoria Haase  
 P. O. Box 1088  
 Austin, TX 78767-8810

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## RICHARD R. RUNDE

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606 West 12th Street, Austin, TX 78701 | 512-435-6553 |

**February 4, 2016**

Ms. Victoria Haase  
Planning & Zoning Department  
City of Austin  
Austin, Texas

**RE:    *Zoning Case #C14-2015-0133 (A&B)1204 San Antonio Street & 1205 Nueces Street***

**Dear Ms. Haase:**

I am writing to you in support of the above-referenced zoning case which is before your Planning Commission. As a directly impacted property owner I fully support the request of the Texas Association of Counties. I feel that their request is appropriate and will add to the on-going inner city re-vitalization that is taking place from Lady Bird Lake north to 15<sup>th</sup> Street.

Furthermore, we here in Austin have been blessed by history and tradition to be the seat of state government and for that reason alone we are home to a wonderful collection of state headquarters for ancillary governmental associations and other NGO's such as TAC. TAC and many others employ our citizens, pay taxes and live and shop here in Austin. They contribute immeasurably to our community and we are all custodians of the good will that is the centerpiece of that relationship. We must not allow parochial interests no matter how strongly held to prevent us from showing our guest citizens the utmost consideration in matters of this kind. Their request is in keeping with similar requests across central Austin that have been approved over the last several years. I strongly encourage approval of their request.

Sincerely,



Richard R. Runde

## Haase, Victoria [Tori]

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**Subject:** FW: C14-2015-0133; 1204 San Antonio & 1205 Nueces

From: Blake  
Sent: Tuesday, March 01, 2016 10:26 AM  
To: Haase, Victoria [Tori]  
Subject: C14-2015-0133; 1204 San Antonio & 1205 Nueces

Victoria Haase, Case Manager  
Planning & Zoning Department  
City of Austin

RE: C14-2015-0133; 1204 San Antonio & 1205 Nueces Streets

City of Austin:

I have owned the property at 1202 San Antonio Street since 1982. At that time the subject property at 1204 San Antonio Street was a below my property's grade parking lot and home to some magnificent trees. In 1984 the property at 1204 San Antonio received a variance to the LDC to erect an office building providing a front street setback of 10 feet and a total lot coverage of 87% to the rear of that front set back in a "C" Commercial zoning district. At that time the LDC required a front setback of 25 feet and a maximum lot coverage of 55% to the rear of that front setback. In 1985 the current structure at 1204 San Antonio was built, its southern wall being a sheer red brick expanse on our common property line.

As perhaps one of the most affected property owners to the tracts of land requesting a zoning change to DMU, I would ask the Planning Commission and the City Council to follow City Staffs' recommendation that the proposed zoning district of DMU be restricted to a developmental height of 60 feet. Not only is DMU-60 the recommendation from the Downtown Austin Plan/Northwest District, a plan adopted by previous the City Council, the proposed developmental scenario would approximate what is currently on site.

I would also ask that the conditions being requested by the Old Austin Neighborhood Association (OANA) also be a part of the requested rezoning.

As an individual property owner I would additionally ask that the proposed rezoning be conditioned on a FAR of 3 to 1. At 1204 San Antonio Street, with an underlying ground of 11,040 square feet, the currently built structure has approximately 17,315 square feet of office space. Under a scenario of a FAR of 3 to 1, the applicants could replace the structure with structure containing approximately 33,000 square feet.

I would appreciate your consideration of my requests.

Respectfully;

Blake Tollett  
3701 Bonnie Road 78703  
512-477-4028 home