

Heldenfels, Leane

C15-2015-0147

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From: Robert Kleeman [REDACTED]
Sent: Thursday, March 24, 2016 1:38 PM
To: Heldenfels, Leane; Steve Metcalfe (SMetcalfe@mwswtexas.com)
Subject: FW: C15-2015-0147 and C15-2015-0168; Agreed Request for Two Month Postponement

Leane:

As you know, I represent the appellants, Covered Bridge POA and Hill Country Estates HOA, in the following interpretation appeals: C15-2015-0147 and C15-2015-0168. Steve Metcalfe, who is copied on this email, represents Life Austin, the landowner in these two appeals.

The three parties are actively engaged in discussions to find a mutually agreeable resolution to the present disputes.

As documented by Steve Metcalfe's email in the string below, Covered Bridge POA, Hill Country Estates HOA, and Life Austin are making a joint request to the Austin Board of Adjustment for a two month postponement to allow the parties additional time to work on reaching an agreement. The requested postponement would place the two cases on the agenda for the June 2016 meeting of the Austin Board of Adjustment.

Please let me know if there are any questions.

Robert Kleeman
Sneed, Vine & Perry, P.C.
900 Congress Avenue, Suite 300
Austin, Texas 78701
(512) 476-6955 – main
(512) 494-3135 - direct
(512) 476-1825 – fax

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CITY OF AUSTIN
Board of Adjustment - Interpretation
Decision Sheet

DATE: Monday, February 8, 2016

CASE NUMBER: C15-2015-0147

____ Brooke Bailey
____ Michael Benaglio
____ William Burkhardt
____ Eric Goff
____ Melissa Hawthorne
____ Don Leighton-Burwell
____ Melissa Neslund
____ James Valadez
____ Michael Von Ohlen
____ Kelly Blume (Alternate)
____ Rahm McDaniel

APPELLANT: Robert Kleeman

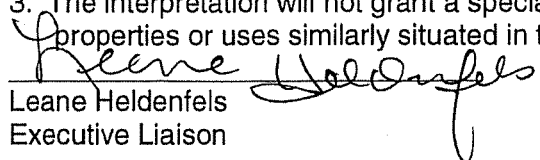
ADDRESS: 8901 SH 71

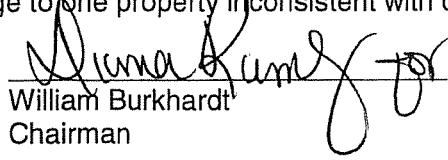
VARIANCE REQUESTED: The appellant has filed an appeal challenging a Land Use Determination and related development approvals made in connection with the approval of an outdoor amphitheater located at LifeAustin Church, 8901 West State Highway 71, including decisions to classify the use as "religious assembly" and to subsequently approve Site Plan No. SP-2011-0185C, an associated restrictive covenant, and a building permit. The appellant disagrees that, among other things, the Land Use Determination and related development approvals incorrectly treat various outdoor activities held at educational and religious assembly facilities as part of the principal use rather than as temporary activities subject to City Code Section 25-2-921(C) in an "RR-NP", Rural Residential – Neighborhood Plan zoning district. (West Oak Hill)

BOARD'S DECISION: November 9, 2016 POSTPONED TO A SPECIAL CALLED MEETING DECEMBER 9, 2015, CITY COUNCIL CHAMBERS AT 7:00PM BY BOARD MEMBER ERIC GOFF, MELISSA HAWTHORNE SECOND ON A 9-0 VOTE; FEB 8TH, 2016- REQUESTING POSTPONEMENT TO APRIL 11, 2016

FINDING:

1. There is a reasonable doubt of difference of interpretation as to the specific intent of the regulations or map in that:
2. An appeal of use provisions could clearly permit a use which is in character with the uses enumerated for the various zones and with the objectives of the zone in question because:
3. The interpretation will not grant a special privilege to one property inconsistent with other properties or uses similarly situated in that:


Leane Heldenfels
Executive Liaison


William Burkhardt
Chairman

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CITY OF AUSTIN
Board of Adjustment - Interpretation
Decision Sheet

DATE: Monday, November 9, 2015

CASE NUMBER: C15-2015-0147

☐ Y ☐ Brooke Bailey
☐ - ☐ Michael Benaglio - out
☐ Y ☐ William Burkhardt
☐ Y ☐ Eric Goff Motion to **PP to December 9, 2015 Special Called mtg**
☐ Y ☐ Melissa Hawthorne **2nd the Motion**
☐ Y ☐ Don Leighton-Burwell
☐ Y ☐ Melissa Neslund
☐ Y ☐ James Valadez
☐ Y ☐ Michael Von Ohlen
☐ Y ☐ Kelly Blume

APPELLANT: Robert Kleeman

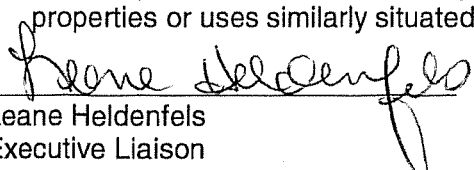
ADDRESS: 8901 SH 71

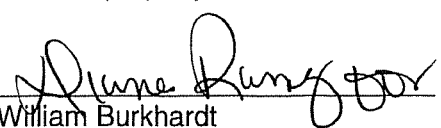
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Leane Heldenfels
Executive Liaison


William Burkhardt
Chairman

