

**STAFF REPORT
OUTDOOR MUSIC VENUE PERMIT**

CASE NUMBER: SO-2016-0209

NAME AND LOCATION OF BUSINESS: The Scoot Inn, 1308 E 4TH ST

ZONING: TOD-NP

APPLICANT/AGENT: Doug Guller

APPELLANT: Dan and Anne Alvarez

REQUEST: Outdoor Music Venue Permit

TIMELINE/SUMMARY OF ACTIONS:

- Application Received: June 9th, 2016
- Notice Mailed: June 14th, 2016
- Date to Register as Interested Party: June 28th, 2016
- Interested Party Request Received: June 21st, 2016
- Application Approval: July 1st, 2016
- Deadline To Appeal Decision: July 14th, 2016
- Appeal Received: July 14th, 2016

STAFF RECOMMENDATION: Staff recommends denial of appeal for the following reasons:

- Decibel limits and periods of amplified sound are consistent with Chapter 9-2 (Noise and Amplified Sound) of the City of Austin Land Development Code.
- East Cesar Chavez Neighborhood Planning Team and the Scoot Inn maintain an Outdoor Music Venue permit agreement.
- Sound blocking material has been added around stage and perimeter fence in addition to directing the sound equipment to the northeast, away from residential uses.

AUTHORIZED HOURS OF OPERATION:

Sunday-Thursday: 10:00am-10:00pm

Friday & Saturday: 10:00am-12:00am

80 Decibels

LEGALLY INTERESTED PARTIES:

- Dan and Anne Alvarez

EXISTING ZONING AND LAND USES:

	ZONING	LAND USES
VENUE LOCATION	TOD-NP	Cocktail Lounge
NORTH	TOD-NP	Vacant / Undeveloped
SOUTH	TOD-NP	Residential
EAST	TOD-NP	Warehouse
WEST	TOD-NP	Vacant / Undeveloped

COMPLAINTS (IN LAST 12 MONTHS):

Oct 16, 2015 (Friday)	10:41pm	Noise Complaint. Music too loud.
Oct 21, 2015 (Tue-Wed)	12:20am	Noise. Loud outside music.
Oct 30, 2015 (Friday)	11:19pm	Loud commercial music outdoor.
Oct 30, 2015 (Friday)	11:25pm	Loud music indoor with door open.
Nov 4, 2015 (Tue-Wed)	12:27am	Loud commercial music indoor.
Mar 11, 2016 (Thursday-Fri)	12:53am	Outdoor loud music louder than normal.
Apr 30, 2016 (Saturday)	11:08pm	Loud music outdoor.
Apr 30, 2016 (Saturday)	11:12pm	Noise complaint; please have APD go out with decibel reader.
Jul 1, 2016 (Friday)	8:56pm	Loud music outdoor.

LETTERS OF SUPPORT RECEIVED (IN FAVOR OF 2015 MUSIC VENUE PERMIT):

- 41 (provided in back-up material).